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AND DIGESTS OF MEASURES

**2005**

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Measures Submitted to Vote of Electors,  
Special Statewide Election, November 8, 2005

General Laws, Amendments to the Codes,  
and Resolutions passed by the  
California Legislature

**2005–06 Regular Session**  
**2005–06 First Extraordinary Session**



*Compiled by*  
DIANE F. BOYER-VINE  
*Legislative Counsel*



## CHAPTER 698

An act to amend Sections 2117, 2120, 2125, 2150, 2150.4, 2185, 2186, and 2187 of, to add Sections 2127, 2157, 2193, and 2195 to, and to repeal Section 2020 of, the Fish and Game Code, relating to captive wild animals.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 2020 of the Fish and Game Code is repealed.

SEC. 2. Section 2117 of the Fish and Game Code is amended to read:  
2117. As used in this chapter, "enforcing officers" means the department, the state plant quarantine officers, the local law enforcement agents, the county sheriffs, and the county agricultural commissioners. These enforcing officers are authorized and empowered to enforce the provisions of this chapter or any regulation implementing this chapter.

SEC. 3. Section 2120 of the Fish and Game Code is amended to read:  
2120. (a) The commission, in cooperation with the State Department of Food and Agriculture, shall promulgate regulations governing (a) the entry, importation, possession, transportation, keeping, confinement, or release of any and all wild animals which will be or which have been imported into this state pursuant to the provisions of this chapter, and (b) the possession of all other wild animals. The regulations shall be designed to prevent damage to the native wildlife or agricultural interests of this state resulting from the existence at large of any such wild animals, and to provide for the welfare of wild animals.

(b) The regulations shall also include criteria for all of the following:  
(1) Receiving, processing, and issuing of a permit and conducting inspections.

(2) Contracting out inspection activities.

(3) Responding to public reports and complaints.

(4) Notification of the revocation, termination, or denial of permits, and related appeals.

(5) The method by which the department determines that the breeding of wild animals pursuant to a single event breeding permit for exhibitor and a breeding permit is necessary and will not result in unneeded or uncared for animals, and the means by which the criteria will be implemented and enforced.

(6) How a responding agency will respond to an escape of a wild animal. This shall include, but not be limited to, the establishment of

guidelines for the safe recapture of the wild animal and procedures outlining when lethal force would be used to recapture the wild animal.

(c) These regulations shall be developed and adopted by the commission, on or before January 1, 2007.

SEC. 4. Section 2125 of the Fish and Game Code is amended to read:

2125. (a) In addition to any other penalty provided by law, any person who violates this chapter or any regulations implementing this chapter, is subject to a civil penalty of not less than five hundred dollars (\$500) nor more than ten thousand dollars (\$10,000) for each violation. Except as otherwise provided, any violation of this chapter or of any regulations implementing this chapter is a misdemeanor punishable by imprisonment in the county jail for not more than six months, or by a fine of not more than one thousand dollars (\$1,000).

(b) The Attorney General, or the city attorney of the city or the district attorney or county counsel of the county in which a violation of this article occurs, may bring a civil action to recover the civil penalty in subdivision (a) and the costs of seizing and holding the animal listed in Section 2118, except to the extent that those costs have already been collected as provided by subdivision (d). The civil action shall be brought in the county in which the violation occurs and any penalty imposed shall be transferred to the Controller for deposit in the Fish and Game Preservation Fund in accordance with Section 13001.

(c) In an action brought under this section, in addition to the penalty specified in subdivision (a), the reasonable costs of investigation, reasonable attorney's fees, and reasonable expert witness' fees may also be recovered and those amounts shall be credited to the same operating funds as that from which the expenditures for those purposes were derived.

(d) (1) If an animal is confiscated because the animal was kept in contravention of this chapter or any implementing regulations, the person claiming the animal shall pay to the department or the new custodian of the animal an amount sufficient to cover all reasonable expenses expected to be incurred in caring for and providing for the animal for at least 30 days, including, but not limited to, the estimated cost of food, medical care, and housing.

(2) If the person claiming the animal fails to comply with the terms of his or her permit and to regain possession of the animal by the expiration of the first 30-day period, the department may euthanize or place the animal with an appropriate wild animal facility at the end of the 30 days, unless the person claiming the animal pays all reasonable costs of caring for the animal for a second 30-day period before the expiration of the first 30-day period. If the permittee is still not in compliance with the terms of the permit at the end of the second 30-day

period, the department may euthanize the animal or place the animal in an appropriate wild animal facility.

(3) The amount of the payments described in paragraphs (1) and (2) of this subdivision shall be determined by the department, and shall be based on the current reasonable costs to feed, provide medical care for, and house the animal. If the person claiming the animal complies with the terms of his or her permit and regains possession of the animal, any unused portion of the payments required pursuant to paragraphs (1) and (2) of this subdivision shall be returned to the person claiming the animal no later than 90 days after the date on which the person regains possession of the animal.

SEC. 5. Section 2127 is added to the Fish and Game Code, to read:

2127. (a) The department may reimburse eligible local entities, pursuant to a memorandum of understanding entered into pursuant to this section, for costs incurred by the eligible local entities in the administration and enforcement of any provision concerning the possession of, handling of, care for, or holding facilities provided for, a wild animal designated pursuant to Section 2118, by any person.

(b) The department may enter into memorandums of understanding with eligible local entities for the administration and enforcement of any provision concerning the possession of, handling of, care for, or holding facilities provided for, a wild animal designated as such pursuant to Section 2118, or a cat specified in Section 3005.9.

(c) The Fish and Game Commission shall adopt regulations that establish specific criteria an eligible local entity shall meet in order to qualify as an eligible local entity.

(d) For purpose of this division, “eligible local entity” means a county, local animal control officer, local humane society official, an educational institution, or trained private individual that enters into a memorandum of understanding with the department pursuant to this section.

SEC. 6. Section 2150 of the Fish and Game Code is amended to read:

2150. (a) (1) The department, in cooperation with the Department of Food and Agriculture, may, upon application, issue a written permit to import into, possess, or transport within this state any wild animal enumerated in, or designated pursuant to, Section 671 of Title 14 of the California Code of Regulations, upon a determination that the animal is not detrimental or that no damage or detriment can be caused to agriculture, native wildlife, the public health or safety, or the welfare of the animal, as a result of the importation, transportation, or possession.

(2) A permit may be issued to any person only upon application and payment of a nonrefundable application fee in an amount determined by the department pursuant to Section 2150.2. Application forms shall be provided by the department and shall be designed to ascertain the

applicant's ability to properly care for the wild animal or animals the applicant seeks to import, transport, or possess. Proper care includes providing adequate food, shelter, and veterinary care, and other requirements the commission may designate.

(b) The commission or the department shall deny a permit and the commission shall revoke a permit if it finds that a permittee or applicant has failed to meet, or is unable to meet, the requirements for importing, transporting, possessing, or confining any wild animal as established pursuant to Section 2120.

(c) A zoo is exempt from any permit requirement pursuant to this chapter except for animals whose importation, transportation, or possession is determined by the department, in cooperation with the Department of Food and Agriculture, to be detrimental or cause damage to agriculture, native wildlife, or the public health or safety. For purposes of this section, "zoo" means any organization which is accredited as meeting the standards and requirements of the American Zoo and Aquarium Association (AZA). Any California organization which is not accredited by the AZA may apply to the department for a waiver of specified permit requirements of this chapter. The department may grant or deny the request for a waiver for justified reasons. Foreign zoos outside this state are not subject to the permit requirements of this chapter beyond those specific permit requirements affecting California zoos or organizations with which they are collaborating. Any organization may appeal the determination of the department to the commission.

(d) An exhibitor licensed by the United States Department of Agriculture or a dealer who is so licensed who buys any animal specified in subdivision (c) from a zoo within the state, may sell or transfer it only to a private individual who has a permit issued pursuant to this section prior to the receipt of the animal or to a public or private organization that has a permit issued pursuant to this section prior to the receipt of the animal. The exhibitor or dealer who sells or transfers that animal shall pay a fee pursuant to Section 2150.2 to the department.

(e) Any university, college, governmental research agency, or other bona fide scientific institution, as defined in regulations adopted by the commission, engaging in scientific or public health research is exempt from any permit requirement pursuant to this chapter except for animals whose importation, transportation, or possession is determined by the department, in cooperation with the Department of Food and Agriculture, to be detrimental or cause damage to agriculture, native wildlife, or the public health or safety.

(f) Notwithstanding the provisions of this section, every zoo, university, college, governmental research agency, or other bona fide scientific institution shall comply with the requirements of subdivision

(a) of Section 2193 for all animals the zoo, university, college, governmental research agency, or other bona fide scientific institution possesses that are enumerated in, or designated pursuant to, Section 671 of Title 14 of the California Code of Regulations.

SEC. 7. Section 2150.4 of the Fish and Game Code is amended to read:

2150.4. (a) Consistent with Section 3005.91, the department or an eligible local entity shall inspect the wild animal facilities, as determined by the director's advisory committee, of each person holding a permit issued pursuant to Section 2150 authorizing the possession of a wild animal.

(b) In addition to the inspections specified in subdivision (a), the department or an eligible local entity, pursuant to the regulations of the commission, may inspect the facilities and care provided for the wild animal of any person holding a permit issued pursuant to Section 2150 for the purpose of determining whether the animal is being cared for in accordance with all applicable statutes and regulations. The department shall collect an inspection fee, in an amount determined by the department pursuant to Section 2150.2.

(c) No later than January 1, 2007, the department, in cooperation with the committee created pursuant to Section 2150.3, shall develop, implement, and enter into memorandums of understanding with eligible local entities if the department elects not to inspect every wild animal facility pursuant to subdivisions (a) and (b). Eligible local entities shall meet the criteria established in regulations adopted pursuant to subdivision (b) of Section 2127.

SEC. 8. Section 2157 is added to the Fish and Game Code, to read:

2157. (a) Every person holding a permit issued pursuant to Section 2150 shall uniquely identify each wild mammal that poses a risk to the health and safety of the public and report this identification to the department to maintain in a registry.

(b) The commission shall adopt regulations that address the following:

(1) Identify the mammals that pose a risk to the health and safety of the public and are subject to subdivision (a). This identification shall include the following species of mammals: wild cats, elephants, nonhuman primates, bears, and wolves.

(2) Acceptable forms of identification.

(3) How and when a permittee must notify the department of the unique identifier required in subdivision (a).

(c) The department shall establish a registry listing the permit number, type, expiration date, the name and address of the permittee, and an inventory of each mammal and to the identification assigned or affixed to the mammal pursuant to subdivision (a) that is covered by the permit.

(d) These regulations shall be developed and adopted by the commission, on or before January 1, 2007.

SEC. 9. Section 2185 of the Fish and Game Code is amended to read:

2185. (a) Any person who transports, receives, or imports into the State, or transports within the State, any live wild animal enumerated in or designated pursuant to Section 2118, shall hold said animal in confinement for inspection and immediately notify the nearest enforcing officer of the arrival thereof. If there is found in any shipment any species not specified in the permit issued under this chapter, or more than the number of any species specified, said animals shall be refused admittance as provided in Section 2188 of this chapter.

(b) Notwithstanding Section 2117, for the purposes of this section, "enforcing officer" means the enforcement personnel of the department, the state plant quarantine officers, and county agricultural commissioners.

SEC. 10. Section 2186 of the Fish and Game Code is amended to read:

2186. (a) If during inspection upon arrival any wild animal is found to be diseased, or there is reason to suspect the presence of disease, or there is reason to suspect the presence of disease which is or may be detrimental to agriculture, to native wildlife, or to the public health or safety, the diseased animal, and if necessary, the entire shipment shall be destroyed by, or under the supervision of the enforcing officer, unless no detriment can be caused by its detention in quarantine for a time and under conditions satisfactory to the enforcing officer for disinfection, treatment, or diagnosis, or no detriment can be caused by its return to its point of origin at the option and expense of the owner or bailee.

(b) Notwithstanding Section 2117, for the purposes of this section, "enforcing officer" means the enforcement personnel of the department, the state plant quarantine officers, and county agricultural commissioners.

SEC. 11. Section 2187 of the Fish and Game Code is amended to read:

2187. (a) Whenever any wild animal is brought into this state under permit, as provided in this chapter, the enforcing officers shall, from time to time, examine the conditions under which such species is kept, and report to the department any suspicion or knowledge of any disease or violations of the conditions of the permit or of the regulations promulgated under the provisions of this chapter. The enforcing officer may order the transfer of the animal to new owners or the correction of the conditions under which the species is being kept if not in conformance with the terms of the permit, at the expense of the owner or bailee. If neither transfer or improvement of conditions is accomplished, the officer may order destruction of the animal.



(b) Notwithstanding Section 2117, for the purposes of this section, “enforcing officer” means the enforcement personnel of the department, the state plant quarantine officers, and county agricultural commissioners.

SEC. 12. Section 2193 is added to the Fish and Game Code, to read:

2193. (a) Every person who holds a permit issued pursuant to Section 2150 shall immediately report by telephone the intentional or unintentional escape or release of the wild animal, to the department and the nearest enforcing officer of the city or county in which the wild animal was released or escaped. The permitholder shall be liable for all expenses associated with efforts to recapture the wild animal. For the purposes of this subdivision, the exhibition of a wild animal on a movie set, film set, television set, still photography set, or any other professional activity allowable under a permit issued pursuant to Section 2150, does not constitute an intentional or unintentional escape or release of the wild animal unless the person exhibiting the wild animal has lost control of the wild animal.

(b) The commission shall promulgate regulations establishing the criteria for permitholders to notify the department prior to taking possession of or transferring an animal and upon the death of an animal.

(c) These regulations shall be developed and adopted by the commission on or before January 1, 2007.

SEC. 13. Section 2195 is added to the Fish and Game Code, to read:

2195. When a wild animal enumerated in, or designated pursuant to, Section 671 of Title 14 of the California Code of Regulations is properly confiscated by the department, the new custodian with whom the animal is placed by the department may bring a civil action to recover the reasonable costs incurred by the custodian for any necessary relocation of the animal to a new facility, any actual and necessary costs to construct new caging to house the animal, and any actual and necessary costs to return the animal to a healthy state, to the extent that the department or new custodian has not already collected the costs pursuant to paragraphs (1) and (2) of subdivision (d) of Section 2125. The prior owner or possessor from whom the animal was confiscated shall be liable for these costs only if the conditions that led to the animal’s confiscation were the result of acts or omissions of the prior owner or possessor.

SEC. 14. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes

the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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CHAPTER 699

An act to amend Section 441 of, to add Section 401.17 to, and to add and repeal Section 1153.5 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. (a) The Legislature finds and declares all of the following:

(1) A difficult and contentious property tax assessment issue concerns the assessment of certificated aircraft following the incident of September 11, 2001. The difficulty of measuring the economic obsolescence resulting from the incident, pertaining to a variety of aircraft types, many with tax situs in several counties, justifies a standardized approach to the appraisal of these aircraft.

(2) The difficulty of appraising certificated aircraft following the incident has given rise to much litigation and many tax appeals.

(3) The uncertainty created by pending litigation and appeals over the assessment of airline property is disruptive to both airline industry tax planning and local government and school finance.

(b) It is the intent of the Legislature in enacting this act to establish a unique methodology for the assessment of certificated aircraft in light of the special circumstances that befell this property and the airline industry following the September 11, 2001, incident. Specialized procedures, including the unique valuation methodology enacted herein, are justified by the multijurisdictional use of certificated aircraft property, and the manner in which valuations of this property are allocated. Therefore, in order to facilitate resolution of the disputes over the assessment of certificated aircraft, it is the intent of the Legislature to codify recommendations produced by a county and airline industry working group, to establish a uniform valuation methodology specifically designed and adopted for the unique circumstance of certificated aircraft property.

SEC. 2. Section 401.17 is added to the Revenue and Taxation Code, to read:

401.17. (a) For the 2005–06 fiscal year to the 2010–11 fiscal year, inclusive, the preallocated fair market value of each make, model, and series of mainline jets, production freighters, and regional aircraft that has attained situs within this state is the lesser of the sum total of the amounts determined under paragraph (1) or the sum total of the amounts determined under paragraph (2).

(1) (A) The original cost for the aircraft, which shall be determined as follows and adjusted, as applicable, under subparagraphs (B), (C), and (D):

(i) For owned and leased aircraft, the taxpayer’s or lessor’s acquisition cost for that individual aircraft reported in accordance with generally accepted accounting principles, and to the extent not included in the acquisition cost, transportation costs and capitalized interest and the cost of improvements made before a transaction described in paragraph (ii). If the original cost for leased aircraft cannot be determined from information reasonably available to the taxpayer, original cost may be determined by reference to the “average new prices” column of the Airliner Price Guide for that model, series, and year of manufacture of aircraft. If information is not available in the “average new prices” column for that model, series, and year, the original cost may be determined using the best indicator of original cost plus all conversion costs and improvement costs incurred for that aircraft.

(ii) For sale/leaseback or assignment of purchase rights transaction aircraft, the average of the taxpayer’s cost established pursuant to clause (i) and the cost established in a sale/leaseback or assignment of purchase rights transaction for individual aircraft that transfers the benefits and burdens of ownership to the lessor for United States federal income tax purposes. In no event shall the original cost for sale/leaseback aircraft be less than the taxpayer’s acquisition cost.

(iii) In the event of a merger, bankruptcy, or change in accounting methods by the reporting airline, there shall be a rebuttable presumption that the cost of the individual aircraft and the acquisition date reported by the acquired company, if available, or the cost reported prior to the change in accounting method, are the original cost and the applicable acquisition date.

(B) (i) For mainline jets and production freighters, the original cost described in subparagraph (A), plus the cost of any improvements not otherwise included in the original cost, shall be adjusted from the date of the acquisition of the aircraft to the lien date using the monthly United States Department of Labor Producer Price Index for aircraft and a 20-year straight-line percent-good table starting from the delivery date of the aircraft to the current owner or, in the case of a sale/leaseback or

assignment of purchase rights transaction, as described in this section, the current operator with a minimum combined factor of 25 percent.

(ii) For regional aircraft, the original cost described in subparagraph (A), plus the cost of any improvements not otherwise included in the original cost, shall be adjusted from the date of the acquisition of the aircraft to the lien date using the monthly United States Department of Labor Producer Price Index for aircraft and a 16-year straight-line percent-good table starting from the delivery date of the aircraft to the current owner or, in the case of a sale/leaseback or assignment of purchase rights transaction, as described in this section, the current operator with a minimum combined factor of 25 percent.

(iii) If original cost is determined by reference to the Airliner Price Guide "average new prices" column, the adjustments required by this paragraph shall be made by setting the acquisition date of the aircraft to be the date of the aircraft's manufacture.

(C) (i) For mainline jets and regional aircraft, the assessor shall analyze the adjusted original cost derived pursuant to subparagraph (B), for application of an economic obsolescence allowance which shall be determined as follows:

(I) For the applicable year, the assessor shall calculate the average annual net revenue per available seat mile, the net load factor, and the yield utilizing the Airline Quarterly Financial Review published by the United States Department of Transportation, and referring to the section descriptive of the passenger airline industry, entitled "System Operations, System Pax. Majors" for the calendar year ending December 31 immediately preceding the applicable assessment date.

(II) For a 10-year benchmark, the assessor shall calculate as of December 31 for each of the 10 calendar years preceding the applicable year, the average annual net revenue per available seat mile, the net load factor, and the yield utilizing the Airline Quarterly Financial Review published by the United States Department of Transportation, and referring to the section descriptive of the passenger airline industry, entitled "System Operations, System Pax. Majors" for the calendar year ending December 31 immediately preceding the applicable assessment date.

(ii) (I) The assessor shall compare each factor calculated under subclause (I) of clause (i) with the corresponding factor calculated under subclause (II) of clause (i) to derive the percentage that each of the factors calculated under subclause (I) of clause (i) deviated from the 10-year benchmark calculated under subclause (II) of clause (i). The assessor shall then calculate a weighted average of the indicated percentage adjustments, weighted as follows:

(aa) Net revenue per available seat mile shall be weighted 35 percent.

(ab) Net load factor shall be weighted 35 percent.

(ac) Yield shall be weighted 30 percent.

(II) The assessor shall reduce the adjusted original costs derived under subparagraph (B) by the percentage adjustment calculated in subclause (I), but only if the final economic obsolescence determined under that subclause exceeds 10 percent, otherwise no economic obsolescence allowance shall be provided.

(D) (i) For production freighters, the assessor shall analyze the adjusted original cost derived under subparagraph (B), for application of an economic obsolescence allowance, as follows:

(I) For the applicable year, the assessor shall calculate the industry average of net revenue per available ton mile and the ton load factor based upon the Airline Quarterly Financial Review published by the United States Department of Transportation, and referring to the section descriptive of the cargo airline industry, entitled "System Operations, System Cargo Majors" for the calendar year ending December 31 preceding the relevant assessment date.

(II) For a 10-year benchmark, the assessor shall calculate as of December 31 for each of the 10 calendar years preceding the applicable year, the net revenue per available ton mile and the ton load factor utilizing the Airline Quarterly Financial Review published by the United States Department of Transportation and referring to the section descriptive of the cargo airline industry, entitled "System Operations, System Cargo Majors" as of December 31 for each of the 10 calendar years preceding the calendar year utilized for the subject year, for the calendar year ending December 31 immediately preceding the applicable assessment date.

(ii) (I) The Assessor shall compare each factor calculated under subclause (I) of clause (i) with the corresponding factor calculated under subclause (II) of clause (i) to derive the percentage that each of the factors calculated under subclause (I) of clause (i) deviated from the 10-year benchmark calculated under subclause (II) of clause (i). The assessor shall then calculate a weighted average of the indicated percentage adjustments so that the net revenue per available ton mile is weighted 50 percent and the ton load factor is weighted 50 percent.

(II) The assessor shall reduce the adjusted original costs derived under subparagraph (B) by the percentage adjustment calculated in subclause (I), but only if the final economic obsolescence determined under that subclause exceeds 10 percent, otherwise no economic obsolescence allowance shall be provided.

(2) (A) Except as otherwise provided in subparagraph (B), for each individual mainline jet, production freighter, or regional aircraft, the assessor shall identify the value referenced in the "Used Price of Avg.

Acft. Wholesale” column of the Winter edition of the Airliner Price Guide by make, model, series, and year of manufacture, and deduct 10 percent from that value for a fleet discount.

(B) For each individual mainline jet, production freighter, or regional aircraft that is less than two years old and for which the Airliner Price Guide does not list used wholesale values, the original cost determined under paragraph (1) of subparagraph (A) shall be decreased by the lesser of 5 percent or one-half of the percentage decrease between original cost and 90 percent of the value listed in the “Used Price of Avg. Acft. Wholesale” column of the Winter edition of the Airliner Price Guide for a two-year old aircraft of that same make, model, and series.

(b) For the 2005-06 fiscal year to the 2010-11 fiscal year, inclusive, the preallocated fair market value for each make, model, and series of converted freighters that has attained situs within this state shall be determined as follows:

(1) (A) The assessor shall begin his or her appraisal of a converted freighter as of the relevant lien date by identifying the aircraft’s original cost as a passenger aircraft prior to conversion. The aircraft’s original cost as a converted freighter shall be the lesser of:

(i) Its trended original cost as a passenger aircraft prior to conversion, less a downward adjustment of 10 percent to reflect tear outs.

(ii) Its value described in the Winter edition of the Airliner Price Guide in the “Used Price of Avg. Acft. Wholesale” column in passenger configuration, less a downward adjustment of 10 percent to reflect tear-outs.

(B) The amount determined under subparagraph (A) shall be adjusted according to the following:

(i) If, on the relevant lien date, the frame of the aircraft is 15 years old or more, 50 percent of the cost to convert the aircraft to a freighter shall be added to the value determined under subparagraph (A).

(ii) If, on the relevant lien date, the frame of the aircraft is less than 15 years old, 75 percent of the cost to convert the aircraft to a freighter shall be added to the value determined under subparagraph (A).

(iii) In addition, all other improvements, including capitalized interest, to the aircraft that are not otherwise included in the aircraft’s original and conversion costs shall be added at full value.

(2) The amount determined under paragraph (1) shall be adjusted from the date of the conversion of the aircraft to the lien date using the monthly United States Department of Labor Producer Price Index for aircraft and a 16-year straight-line percent-good table, however, the percent-good applied to the aircraft shall in no event be less than 15 percent.

(3) If the Airliner Price Guide “Used Price of Avg. Acft. Wholesale” is utilized under paragraph (1), only the improvements and adjusted conversion costs pertaining to the converted freighter shall be adjusted from the date of the conversion of the aircraft to the relevant lien date using the monthly United States Department of Labor Producer Price Index for aircraft and a 16-year straight-line percent-good table. In no event, however, shall the percent-good applied to the improvements and adjusted conversion costs be less than 15 percent.

(4) (A) Except as otherwise provided in subparagraph (B), the assessor shall reduce the adjusted original cost, plus improvements, and adjusted conversion costs, derived under paragraphs (1) to (3), inclusive, by the obsolescence percentage adjustment calculated for production freighters under subparagraph (D) of paragraph (1) of subdivision (a).

(B) If the Airliner Price Guide “Used Price of Avg. Acft. Wholesale” is utilized under paragraph (1), only the improvements and adjusted conversion costs pertaining to the converted freighter shall be reduced by the obsolescence percentage adjustment described in subparagraph (A).

(c) For purposes of this section, if the Airliner Price Guide ceases to be published or the format significantly changes, a guide or adjustment agreed to by commercial air carriers and the counties in which certificated aircraft have situs shall be substituted. If these parties do not agree on a guide or adjustment, the State Board of Equalization shall determine the guide or adjustment.

(d) The taxpayer shall, to the extent that information is reasonably available to the taxpayer, furnish the county assessor with an annual property statement that includes the aircraft original costs as defined in subparagraph (A) of paragraph (1) of subdivision (a). If an air carrier that has this information reasonably available to it fails to report original cost and improvements, as required by Sections 441 and 442, an assessor may in that case make an appropriate assessment pursuant to Section 501.

(e) For purposes of this section, all of the following apply:

(1) “Converted freighter” means a certificated aircraft, as defined in Section 1150, that, following its original manufacture, was used for passenger transportation, but was later converted to be used primarily for cargo transportation purposes.

(2) “Mainline jet” means a certificated aircraft, as defined in Section 1150, that is either of the following:

(A) Manufactured by Boeing, Airbus, or McDonnell Douglas.

(B) Capable of being configured with approximately 100 seats or more.

(3) "Production Freighter" means a certificated aircraft, as defined in Section 1150, that immediately following its manufacture is deployed primarily for cargo transportation purposes.

(4) "Regional aircraft" means a certificated aircraft, as defined in Section 1150, that is either of the following:

(A) Manufactured by ATR (Avions De Transport Regional), Beech, British Aerospace Jetstream, Canadair Regional Jet, Cessna, DeHaviland, Embraer, Fairchild, or Saab.

(B) Generally configured with fewer than 100 seats.

(5) "Improvements" means the cost of any modifications or capital additions that materially add to the value of or substantially prolong the useful life of the aircraft, or make it adaptable to a different use. "Improvements" include modification costs incurred during a heavy maintenance visit to the extent that they materially add to the value of or substantially prolong the useful life of the aircraft. "Improvements" do not include repair and maintenance costs incurred for the purpose of keeping the aircraft in an ordinarily efficient operating condition.

(6) "Net revenue per available seat mile" means operating revenue per available seat mile less cost per available seat mile as determined by the United States Department of Transportation.

(7) "Net load factor" means actual passenger load factor less breakeven passenger load factor, as determined by the United States Department of Transportation.

(8) "Net revenue per available ton mile" means operating revenue per ton mile less cost per available ton mile as determined by the United States Department of Transportation.

(9) "Yield" means average revenue per revenue passenger mile as determined by the United States Department of Transportation.

(10) "Ton Load Factor" means that percentage of effective use of cargo capacity as determined by the United States Department of Transportation.

SEC. 3. Section 441 of the Revenue and Taxation Code is amended to read:

441. (a) Each person owning taxable personal property, other than a manufactured home subject to Part 13 (commencing with Section 5800), having an aggregate cost of one hundred thousand dollars (\$100,000) or more for any assessment year shall file a signed property statement with the assessor. Every person owning personal property that does not require the filing of a property statement or real property shall, upon request of the assessor, file a signed property statement. Failure of the assessor to request or secure the property statement does not render any assessment invalid.



(b) The property statement shall be declared to be true under the penalty of perjury and filed annually with the assessor between the lien date and 5 p.m. on April 1. The penalty provided by Section 463 applies for property statements not filed by May 7. If May 7 falls on a Saturday, Sunday, or legal holiday, a property statement that is mailed and postmarked on the next business day shall be deemed to have been filed between the lien date and 5 p.m. on May 7. If, on the dates specified in this subdivision, the county's offices are closed for the entire day, that day is considered a legal holiday for purposes of this section.

(c) The property statement may be filed with the assessor through the United States mail, properly addressed with postage prepaid. For purposes of determining the date upon which the property statement is deemed filed with the assessor, the date of postmark as affixed by the United States Postal Service, or the date certified by a bona fide private courier service on the envelope containing the application, shall control. This subdivision shall be applicable to every taxing agency, including, but not limited to, a chartered city and county, or chartered city.

(d) (1) At any time, as required by the assessor for assessment purposes, every person shall make available for examination information or records regarding his or her property or any other personal property located on premises he or she owns or controls. In this connection details of property acquisition transactions, construction and development costs, rental income, and other data relevant to the determination of an estimate of value are to be considered as information essential to the proper discharge of the assessor's duties.

(2) (A) This subdivision shall also apply to an owner-builder or an owner-developer of new construction that is sold to a third party, is constructed on behalf of a third party, or is constructed for the purpose of selling that property to a third party.

(B) The owner-builder or owner-developer of new construction described in subparagraph (A), shall, within 45 days of receipt of a written request by the assessor for information or records, provide the assessor with all information and records regarding that property. The information and records provided to the assessor shall include the total consideration provided either by the purchaser or on behalf of the purchaser that was paid or provided either, as part of or outside of the purchase agreement, including, but not limited to, consideration paid or provided for the purchase or acquisition of upgrades, additions, or for any other additional or supplemental work performed or arranged for by the owner-builder or owner-developer on behalf of the purchaser.

(e) In the case of a corporate owner of property, the property statement shall be signed either by an officer of the corporation or an employee or

agent who has been designated in writing by the board of directors to sign the statements on behalf of the corporation.

(f) In the case of property owned by a bank or other financial institution and leased to an entity other than a bank or other financial institution, the property statement shall be submitted by the owner bank or other financial institution.

(g) The assessor may refuse to accept any property statement he or she determines to be in error.

(h) If a taxpayer fails to provide information to the assessor pursuant to subdivision (d) and introduces any requested materials or information at any assessment appeals board hearing, the assessor may request and shall be granted a continuance for a reasonable period of time. The continuance shall extend the two-year period specified in subdivision (c) of Section 1604 for a period of time equal to the period of the continuance.

(i) Notwithstanding any other provision of law, every person required to file a property statement pursuant to this section shall be permitted to amend that property statement until May 31 of the year in which the property statement is due, for errors and omissions not the result of willful intent to erroneously report. The penalty authorized by Section 463 does not apply to an amended statement received prior to May 31, provided the original statement is not subject to penalty pursuant to subdivision (b). The amended property statement shall otherwise conform to the requirements of a property statement as provided in this article.

(j) This subdivision shall apply to the oil, gas, and mineral extraction industry only. Any information that is necessary to file a true, correct, and complete statement shall be made available by the assessor, upon request, to the taxpayer by mail or at the office of the assessor by February 28. For each business day beyond February 28 that the information is unavailable, the filing deadline in subdivision (b) shall be extended in that county by one business day, for those statements affected by the delay. In no case shall the filing deadline be extended beyond June 1 or the first business day thereafter.

(k) The assessor may accept the filing of a property statement by the use of electronic media. In lieu of the signature required by subdivision (a) and the declaration under penalty of perjury required by subdivision (b), property statements filed using electronic media shall be authenticated pursuant to methods specified by the assessor and approved by the board. Electronic media includes, but is not limited to, computer modem, magnetic media, optical disk, and facsimile machine.

(l) (1) After receiving the notice required by paragraph (5) of subdivision (b) of Section 1153.5, a commercial air carrier whose certificated aircraft is subject to Article 6 (commencing with Section

1150) of Chapter 5 shall file with the lead county assessor's office designated under Section 1153.5 one signed property statement for its personal property at all airport locations and fixtures at all airport locations.

(2) Each commercial air carrier may file one schedule for all of its certificated aircraft that have acquired situs in this state under Section 1151.

(3) Flight data required to compute certificated aircraft allocation under Section 1152 and subdivision (g) of Section 202 of Title 18 of the California Code of Regulations shall be segregated by airport location.

(4) Beginning with the 2006 assessment year, a commercial air carrier may file a statement described in this subdivision electronically by means of the California Assessor's Standard Data Record (SDR) network. If the SDR is not equipped to accept electronic filings for the 2006 assessment year, an air carrier may file a printed version of its property statement for that year with its lead county assessor's office.

(5) This subdivision shall remain in effect only until December 31, 2010, and as of that date is repealed.

SEC. 4. Section 1153.5 is added to the Revenue and Taxation Code, to read:

1153.5. (a) The Aircraft Advisory Subcommittee of the California Assessors' Association shall, after soliciting input from commercial air carriers operating in the state, do both of the following:

(1) On or before March 1, 2006, and on or before each March 1 thereafter, designate a lead county assessor's office for each commercial air carrier operating certificated aircraft in this state in that assessment year.

(2) Every third year thereafter, redesignate a lead county assessor's office for each of these air carriers, unless an air carrier and its existing lead county assessor's office concur to waive this redesignation.

(b) The lead county assessor's office described in subdivision (a) shall do all of the following:

(1) Calculate, pursuant to Section 401.17, an unallocated value of the certificated aircraft of each commercial air carrier to which he or she is designated.

(2) Electronically transmit to the assessor of each county in which the property described in paragraph (1) has situs for the assessment year the values determined by the lead county assessor's office under paragraph (1).

(3) Receive the property statement, as described in subdivision (l) of Section 441, of each commercial air carrier to which he or she is designated.

(4) Lead the audit team described in subdivision (d) when that team is conducting an audit of a commercial air carrier to which he or she is designated.

(5) Notify, in writing, each commercial air carrier for which he or she has been designated of this designation on or before the first March 15 that follows that designation.

(c) (1) Notwithstanding subdivision (b), the county assessor of each county in which the personal property of a commercial air carrier has situs for an assessment year is solely responsible for assessing that property, applying the allocation formula set forth in Section 1152, and enrolling the value of the property in that county, but, in determining the unallocated fleet value for each make, model, and series of certificated aircraft of a commercial air carrier, the assessor may consult with the lead county assessor's office designated for that commercial air carrier.

(2) The lead county assessor's office is subject to Section 322 of Title 18 of the California Code of Regulations and Sections 408, 451, and 1606 to the same extent as the assessor described in paragraph (1).

(d) Notwithstanding Section 469, an audit of a commercial air carrier shall be conducted once every four years on a centralized basis by an audit team of auditor-appraisers from at least one, but not more than three, counties, as determined by the Aircraft Advisory Subcommittee of the California Assessors' Association. An audit, so conducted, shall encompass all of the California Personal Property and fixtures of the air carrier and is deemed to be made on behalf of each county for which an audit would otherwise be required under Section 469.

(e) This section shall remain in effect only until December 31, 2010, and as of that date is repealed.

SEC. 5. The provisions of this measure are severable. If any provision of this measure or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

SEC. 6. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

SEC. 7. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to establish, for the current fiscal year, a uniform valuation methodology for certificated aircraft in light of the special circumstances

affecting the airline industry following the September 11, 2001 incident, it is necessary that this act take effect immediately.

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## CHAPTER 700

An act to amend Sections 25008 and 36514.5 of, and to add Article 2.3 (commencing with Section 53232) and Article 2.4 (commencing with Section 53234) to Chapter 2 of Part 1 of Division 2 of Title 5 of, the Government Code, to amend Sections 6060 and 7047 of the Harbors and Navigation Code, to amend Sections 2030, 2851, 4733, 4733.5, 6489, 9031, 13857, 13866, and 32103 of the Health and Safety Code, to amend Section 1197 of the Military and Veterans Code, to amend Sections 5536, 5536.5, 5784.15, and 9303 of the Public Resources Code, to amend Sections 11908, 11908.1, 11908.2, 16002, and 22407 of the Public Utilities Code, and to amend Sections 20201, 21166, 30507, 30507.1, 34741, 40355, 50605, 55305, 56031, 60143, 70078, 71255, and 74208 of, and to add Section 20201.5 to, the Water Code, relating to local agencies.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 25008 of the Government Code is amended to read:

25008. Members shall be allowed their actual expenses in going to, attendance upon, and returning from state association meetings and their actual and necessary traveling expenses when traveling outside their counties on official business. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3.

SEC. 2. Section 36514.5 of the Government Code is amended to read:

36514.5. City council members may be reimbursed for actual and necessary expenses incurred in the performance of official duties. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3.

SEC. 3. Article 2.3 (commencing with Section 53232) is added to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, to read:

### Article 2.3. Compensation

53232. For the purposes of this article, the following terms have the following meanings:

(a) "Governing body" means the board of supervisors in the case of a county or a city and county, the city council or board of trustees in the case of a city, and the board of directors or other governing body in the case of a special district.

(b) "Legislative body" has the same meaning as specified in Section 54952.

(c) "Local agency" means a city, county, city and county, charter city, charter county, charter city and county, or special district.

(d) "Meeting" has the same meaning as specified in subdivision (a) of Section 54952.2.

53232.1. (a) When compensation is otherwise authorized by statute, a local agency may pay compensation to members of a legislative body for attendance at the following occurrences:

(1) A meeting of the legislative body.

(2) A meeting of an advisory body.

(3) A conference or organized educational activity conducted in compliance with subdivision (c) of Section 54952.2, including, but not limited to, ethics training required by Article 2.4 (commencing with Section 53234).

(b) A local agency may pay compensation for attendance at occurrences not specified in subdivision (a) only if the governing body has adopted, in a public meeting, a written policy specifying other types of occasions that constitute the performance of official duties for which a member of the legislative body may receive payment.

(c) This section shall not apply to any local agency that pays compensation in the form of a salary to members of a legislative body, including, but not limited to, those local agencies whose legislative bodies' compensation is subject to Section 36516 or 36516.1, subparagraph (B) or (C) of paragraph (2) of subdivision (a) of Section 21166 or Section 22840 of the Water Code, Section 11908.1 of the Public Utilities Code, Section 6060 of the Harbors and Navigation Code, or subdivision (b) of Section 1 or Section 5 of Article XI of the California Constitution.

53232.2. (a) When reimbursement is otherwise authorized by statute, a local agency may reimburse members of a legislative body for actual and necessary expenses incurred in the performance of official duties, including, but not limited to, activities described in Article 2.4 (commencing with Section 53234).

(b) If a local agency reimburses members of a legislative body for actual and necessary expenses incurred in the performance of official duties, then the governing body shall adopt a written policy, in a public meeting, specifying the types of occurrences that qualify a member of the legislative body to receive reimbursement of expenses relating to travel, meals, lodging, and other actual and necessary expenses.

(c) The policy described in subdivision (b) may also specify the reasonable reimbursement rates for travel, meals, and lodging, and other actual and necessary expenses. If it does not, the local agency shall use the Internal Revenue Service rates for reimbursement of travel, meals, lodging, and other actual and necessary expenses as established in Publication 463, or any successor publication.

(d) If the lodging is in connection with a conference or organized educational activity conducted in compliance with subdivision (c) of Section 54952.2, including, but not limited to, ethics training required by Article 2.4 (commencing with Section 53234), lodging costs shall not exceed the maximum group rate published by the conference or activity sponsor, provided that lodging at the group rate is available to the member of a legislative body at the time of booking. If the group rate is not available, the member of a legislative body shall use comparable lodging that is consistent with the requirements of subdivisions (c) and (e).

(e) Members of the legislative body shall use government and group rates offered by a provider of transportation or lodging services for travel and lodging when available.

(f) All expenses that do not fall within the adopted travel reimbursement policy or the Internal Revenue Service reimbursable rates as provided in subdivision (c), shall be approved by the governing body, in a public meeting before the expense is incurred, except as provided in subdivision (d).

(g) This section shall not supersede any other laws establishing reimbursement rates for local agencies.

53232.3. (a) If a local agency reimburses members of a legislative body for actual and necessary expenses incurred in the performance of official duties, then a local agency shall provide expense report forms to be filed by the members of the legislative body for reimbursement for actual and necessary expenses incurred on behalf of the local agency in the performance of official duties. Reimbursable expenses shall include, but not be limited to, meals, lodging, and travel.

(b) Expense reports shall document that expenses meet the existing policy, adopted pursuant to Section 53232.2, for expenditure of public resources.

(c) Members of a legislative body shall submit expense reports within a reasonable time after incurring the expense, as determined by the legislative body, and the reports shall be accompanied by the receipts documenting each expense.

(d) Members of a legislative body shall provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

(e) All documents related to reimbursable agency expenditures are public records subject to disclosure under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1).

53232.4. Penalties for misuse of public resources or falsifying expense reports in violation of expense reporting policies may include, but are not limited to, the following:

- (a) The loss of reimbursement privileges.
- (b) Restitution to the local agency.
- (c) Civil penalties for misuse of public resources pursuant to Section 8314.

(d) Prosecution for misuse of public resources, pursuant to Section 424 of the Penal Code.

SEC. 4. Article 2.4 (commencing with Section 53234) is added to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, to read:

#### Article 2.4. Ethics Training

53234. For the purposes of this article, the following terms have the following meanings:

(a) "Legislative body" has the same meaning as specified in Section 54952.

(b) "Local agency" means a city, county, city and county, charter city, charter county, charter city and county, or special district.

(c) "Local agency official" means the following:

(1) Any member of a local agency legislative body or any elected local agency official who receives any type of compensation, salary, or stipend or reimbursement for actual and necessary expenses incurred in the performance of official duties.

(2) Any employee designated by a local agency legislative body to receive the training specified under this article.

(d) "Ethics laws" include, but are not limited to, the following:

(1) Laws relating to personal financial gain by public servants, including, but not limited to, laws prohibiting bribery and conflict-of-interest laws.



(2) Laws relating to claiming prerequisites of office, including, but not limited to, gift and travel restrictions, prohibitions against the use of public resources for personal or political purposes, prohibitions against gifts of public funds, mass mailing restrictions, and prohibitions against acceptance of free or discounted transportation by transportation companies.

(3) Government transparency laws, including, but not limited to, financial interest disclosure requirements and open government laws.

(4) Laws relating to fair processes, including, but not limited to, common law bias prohibitions, due process requirements, incompatible offices, competitive bidding requirements for public contracts, and disqualification from participating in decisions affecting family members.

53235. (a) If a local agency provides any type of compensation, salary, or stipend to a member of a legislative body, or provides reimbursement for actual and necessary expenses incurred by a member of a legislative body in the performance of official duties, then all local agency officials shall receive training in ethics pursuant to this article.

(b) Each local agency official shall receive at least two hours of training in general ethics principles and ethics laws relevant to his or her public service every two years.

(c) If any entity develops curricula to satisfy the requirements of this section, then the Fair Political Practices Commission and the Attorney General shall be consulted regarding the sufficiency and accuracy of any proposed course content. When reviewing any proposed course content the Fair Political Practices Commission and the Attorney General shall not preclude an entity from also including local ethics policies in the curricula.

(d) A local agency or an association of local agencies may offer one or more training courses, or sets of self-study materials with tests, to meet the requirements of this section. These courses may be taken at home, in-person, or online.

(e) All providers of training courses to meet the requirements of this article shall provide participants with proof of participation to meet the requirements of Section 53235.2.

(f) A local agency shall provide information on training available to meet the requirements of this article to its local officials at least once annually.

53235.1. (a) Each local agency official in local agency service as of January 1, 2006, except for officials whose term of office ends before January 1, 2007, shall receive the training required by subdivision (a) of Section 53235 before January 1, 2007. Thereafter, each local agency official shall receive the training required by subdivision (a) of Section 53235 at least once every two years.

(b) Each local agency official who commences service with a local agency on or after January 1, 2006, shall receive the training required by subdivision (a) of Section 53235 no later than one year from the first day of service with the local agency. Thereafter, each local agency official shall receive the training required by subdivision (a) of Section 53235 at least once every two years.

(c) A local agency official who serves more than one local agency shall satisfy the requirements of this article once every two years without regard to the number of local agencies with which he or she serves.

53235.2. (a) A local agency that requires its local agency officials to complete the ethical training prescribed by this article shall maintain records indicating both of the following:

(1) The dates that local officials satisfied the requirements of this article.

(2) The entity that provided the training.

(b) Notwithstanding any other provision of law, a local agency shall maintain these records for at least five years after local officials receive the training. These records are public records subject to disclosure under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1).

SEC. 6. Section 6060 of the Harbors and Navigation Code is amended to read:

6060. The commissioners shall serve without salary until the yearly gross income of the district, exclusive of taxes levied by the district, exceeds twenty thousand dollars (\$20,000) per year, when the board may, by ordinance, fix their salaries, which shall not exceed the sum of six hundred dollars (\$600) per month each.

In addition to any salary received pursuant to this section, the commissioners shall be allowed any actual and necessary expenses incurred in the performance of their duties. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 7. Section 7047 of the Harbors and Navigation Code is amended to read:

7047. Each director shall receive a sum as may be fixed by the board, not exceeding fifty dollars (\$50) for each meeting of the board attended by him or her, for not exceeding four meetings in any calendar month. A director may also receive traveling and other expenses incurred by him or her when performing duties for the district other than attending board meetings. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 8. Section 2030 of the Health and Safety Code is amended to read:

2030. (a) The members of the board of trustees shall serve without compensation.

(b) The members of the board of trustees may receive their actual and necessary traveling and incidental expenses incurred while on official business. In lieu of paying for actual expenses, the board of trustees may by resolution provide for the allowance and payment to each trustee a sum not to exceed one hundred dollars (\$100) per month for expenses incurred while on official business. A trustee may waive the payments permitted by this subdivision.

(c) Notwithstanding subdivision (a), the secretary of the board of trustees may receive compensation in an amount determined by the board of trustees.

(d) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 9. Section 2851 of the Health and Safety Code is amended to read:

2851. The members of the district board shall hold office at the pleasure of the board of supervisors. They shall serve without compensation, but shall be allowed their necessary traveling and other expenses incurred in performance of their official duties. In lieu of expenses, the district board may, by resolution, provide for the allowance and payment to each member of the board of a sum not exceeding one hundred dollars (\$100) as expenses incurred in attending each business meeting of the board. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 10. Section 4733 of the Health and Safety Code is amended to read:

4733. (a) The district board may fix the amount of compensation per meeting to be paid each member of the board for services for each meeting attended by the member. Subject to subdivision (b), the compensation shall not exceed one hundred dollars (\$100) for each meeting of the district board attended by the member or for each day's service rendered as a member by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incident thereto.

(b) The district board, by ordinance adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, may increase the compensation received by the district board members above the amount of one hundred dollars (\$100) per day.

(c) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

(d) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 11. Section 4733.5 of the Health and Safety Code is amended to read:

4733.5. Where two or more county sanitation districts have joined in the purchase, ownership, use, construction, maintenance, or operation of a sewerage system, or sewage disposal or treatment plant, or refuse transfer or disposal system, or both, either within or without the districts, or have so joined for any combination of these purposes, as provided in Section 4742, and the districts hold their meetings jointly, and one or more of the directors serve as a director on more than one of these districts meeting jointly, the districts may, by joint resolution approved by each district, limit the compensation of a director to compensation equal to not more than fifty dollars (\$50) for each jointly held meeting attended by him or her, not to exceed one hundred dollars (\$100) in any one month for attendance at jointly held meetings. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 12. Section 6489 of the Health and Safety Code is amended to read:

6489. (a) Subject to subdivision (b), each of the members of the board shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incident thereto.

(b) The district board, by ordinance adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, may increase the compensation received by board members above the amount of one hundred dollars (\$100) per day.

(c) The secretary of the sanitary board shall receive compensation to be set by the sanitary district board, which compensation shall be in lieu of any other compensation to which he or she may be entitled by reason of attendance at the meeting or meetings of the sanitary board.

(d) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made

pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

(e) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 13. Section 9031 of the Health and Safety Code is amended to read:

9031. (a) The board of trustees may provide, by ordinance or resolution, that each of its members may receive compensation in an amount not to exceed one hundred dollars (\$100) for attending each meeting of the board. A member of the board of trustees shall not receive compensation for more than four meetings of the board in a month.

(b) The board of trustees, by ordinance adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, may increase the amount of compensation received for attending meetings of the board.

(c) In addition, members of the board of trustees may receive their actual and necessary traveling and incidental expenses incurred while on official business other than a meeting of the board.

(d) A member of the board of trustees may waive any or all of the payments permitted by this section.

(e) For the purposes of this section, a meeting of the board of trustees includes, but is not limited to, regular meetings, special meetings, closed sessions, emergency meetings, board field trips, district public hearings, or meetings of a committee of the board.

(f) For purposes of this section, the determination of whether a trustee's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

(g) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 14. Section 13857 of the Health and Safety Code is amended to read:

13857. (a) Subject to subdivision (b), each member of the district board may receive compensation in an amount set by the district board not to exceed one hundred dollars (\$100) for attending each meeting of the district board. The number of meetings for which a member of the board of directors may receive compensation shall not exceed four meetings in any calendar month.

(b) The district board, by ordinance adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, may increase the compensation received by the district board members above the amount prescribed by subdivision (a).

(c) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 15. Section 13866 of the Health and Safety Code is amended to read:

13866. A district may authorize its directors and employees to attend professional or vocational meetings and pay their actual and necessary traveling and incidental expenses while on official business. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 16. Section 32103 of the Health and Safety Code is amended to read:

32103. The board of directors shall serve without compensation except that the board of directors, by a resolution adopted by a majority vote of the members of the board, may authorize the payment of not to exceed one hundred dollars (\$100) per meeting not to exceed five meetings a month as compensation to each member of the board of directors.

Each member of the board of directors shall be allowed his or her actual necessary traveling and incidental expenses incurred in the performance of official business of the district as approved by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 17. Section 1197 of the Military and Veterans Code is amended to read:

1197. The board shall consist of five members who shall be registered electors residing within the district or proposed district at the time of their election and shall be elected by the qualified electors of the district. A majority of the seats on the board shall be designated for veterans, as defined in Section 940. Any board seat that is so designated, but is not currently filled by a qualifying individual, shall be filled by a qualified individual at the next election at which that seat is to be filled. Members shall serve without compensation, but shall be entitled to actual and necessary expenses incurred in the performance of duties. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 18. Section 5536 of the Public Resources Code is amended to read:

5536. (a) The board shall establish rules for its proceedings.

(b) The board may provide, by ordinance or resolution, that each of its members may receive an amount not to exceed one hundred dollars (\$100) per day for each attendance at a meeting of the board. For purposes of this section, a meeting of the board includes, but is not limited to, closed sessions of the board, board field trips, district public hearings, or meetings of a committee of the board. The maximum compensation allowable to a board member on any given day shall be one hundred dollars (\$100). Board members shall not receive any other compensation for meetings, and no board member shall receive more than five hundred dollars (\$500) compensation under this section in any one calendar month, except that board members of the East Bay Regional Park District may receive compensation for not more than 10 days in any one calendar month. A board member may elect to waive the per diem. In addition, the board may provide, by ordinance or resolution, that each of its members not otherwise eligible for an employer-paid or partially employer-paid group medical or group dental plan, or both, may participate in any of those plans available to permanent employees of the district on the same terms available to those district employees or on terms and conditions as the board may determine. A board member who elects to participate in any plan may also elect to have the premium for the plan charged against his or her per diem and may further elect to waive the balance of the per diem.

(c) All vacancies on the board shall be filled in accordance with the requirements of Section 1780 of the Government Code, except that, in the case of vacancies caused by the creation of new wards or subdistricts, the directors shall, prior to the vacancies being filled, determine by lot, for the purpose of fixing the terms of the first directors to be elected to the wards or subdistricts, which ward or subdistrict shall have a four-year term and which ward or subdistrict shall have a two-year term. The persons who fill the vacancies caused by the establishment of new wards or subdistricts shall hold office until the next general election and until their successors are elected and qualified for the terms previously determined by lot.

(d) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 19. Section 5536.5 of the Public Resources Code is amended to read:

5536.5. Members of the board of directors may be allowed actual necessary traveling and incidental expenses incurred in the performance of official business of the district as approved by the district board.

Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 20. Section 5784.15 of the Public Resources Code is amended to read:

5784.15. (a) The board of directors may provide, by ordinance or resolution, that each of its members may receive compensation in an amount not to exceed one hundred dollars (\$100) for attending each meeting of the board. The board of directors, by ordinance adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, may increase the amount of compensation received for attending meetings of the board.

(b) The maximum compensation in any calendar month shall be five hundred dollars (\$500).

(c) In addition, members of the board of directors may receive their actual and necessary traveling and incidental expenses incurred while on official business.

(d) A member of the board of directors may waive the compensation.

(e) For the purposes of this section, a meeting of the board of directors includes, but is not limited to, regular meetings, special meetings, closed sessions, emergency meetings, board field trips, district public hearings, or meetings of a committee of the board.

(f) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

(g) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 21. Section 9303 of the Public Resources Code is amended to read:

9303. The directors shall receive no compensation for their services as such, but each shall be allowed reasonable and necessary expenses incurred in attendance at meetings of the directors or when otherwise engaged in the work of the district at the direction of the board of directors. The directors shall fix the amount allowed for necessary expenses, but no director shall be appointed to any position for which he or she would receive compensation as a salaried officer or employee of the district. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 22. Section 11908 of the Public Utilities Code is amended to read:

11908. The board shall establish rules for its proceedings and may provide, by ordinance or resolution, that each member shall receive for each attendance at the meetings of the board, or for each day's service



rendered as a director by request of the board, the sum of one hundred dollars (\$100). No director shall receive any other compensation, nor receive pay for more than six days in any one calendar month. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 23. Section 11908.1 of the Public Utilities Code is amended to read:

11908.1. (a) Notwithstanding Section 11908, a district with a board having seven directors may provide, by resolution or ordinance, that each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at public meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, or, in lieu of that compensation, a salary of not to exceed six hundred dollars (\$600) per month subject to annual adjustments pursuant to subdivision (b), together with any expenses incurred in the performance of his or her duties required or authorized by the board. No resolution or ordinance establishing compensation pursuant to this subdivision shall provide for any automatic increase in that compensation.

(b) Any district which adopts salaries for directors pursuant to subdivision (a) may increase those salaries by not more than 5 percent for each calendar year following the operative date of the last adjustment, commencing with the calendar year following adoption of the salary or increase.

(c) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 24. Section 11908.2 of the Public Utilities Code is amended to read:

11908.2. Notwithstanding Section 11908, the board of a district which has owned and operated an electric distribution system for at least eight years and has a population of 250,000 or more may provide, by ordinance or resolution, that each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at public meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of 10 days in any calendar month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. The board may, by resolution or ordinance, increase the compensation per day by not more than 5 percent for each calendar year following the operative date of the last adjustment, commencing with the 1988 calendar year. No resolution or ordinance establishing compensation pursuant to

this subdivision shall provide for any automatic increase in that compensation. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 25. Section 16002 of the Public Utilities Code is amended to read:

16002. Each member of the board shall receive the compensation that the board by ordinance provides, not exceeding four thousand eight hundred dollars (\$4,800) a year. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 26. Section 22407 of the Public Utilities Code is amended to read:

22407. Each member of the board of directors shall receive compensation in an amount not to exceed one hundred dollars (\$100) for each attendance at the meeting of the board held within the district, which amount shall be fixed from time to time by the board. No director, however, shall receive pay for more than four meetings in any calendar month.

Each director shall be allowed, with the approval of the board, all traveling and other expenses necessarily incurred by the member in the performance of the member's duties. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 27. Section 20201 of the Water Code is amended to read:

20201. Notwithstanding any other provision of law, the governing board of any water district may, by ordinance adopted pursuant to this chapter, provide compensation to members of the governing board, unless any compensation is prohibited by its principal act, in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board, or for each day's service rendered as a member of the board by request of the board, and may, by ordinance adopted pursuant to this chapter, in accordance with Section 20202, increase the compensation received by members of the governing board above the amount of one hundred dollars (\$100) per day.

It is the intent of the Legislature that any future increase in compensation received by members of the governing board of a water district be authorized by an ordinance adopted pursuant to this chapter and not by an act of the Legislature.

For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 28. Section 20201.5 is added to the Water Code, to read:

20201.5. Reimbursement for expenses of members of a governing board of a water district is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 29. Section 21166 of the Water Code is amended to read:

21166. Notwithstanding any other provision of law, a director, for sitting on the board or acting under its orders, shall receive both of the following:

(a) (1) Except as specified in paragraphs (2) and (3), compensation not to exceed one hundred dollars (\$100) per day, not exceeding six days in any calendar month.

(2) In districts that produce or distribute electric power, one of the following methods of compensation:

(A) Compensation not to exceed one hundred dollars (\$100) per day.

(B) A monthly salary of not to exceed six hundred dollars (\$600) per month.

(C) Annual compensation not to exceed fifteen thousand dollars (\$15,000). Any annual compensation pursuant to this subparagraph shall be fixed by the adoption of an ordinance pursuant to Sections 20203 to 20207, inclusive.

(3) Districts containing 500,000 acres or more are governed by Section 22840.

(b) Actual and necessary expenses when acting under the orders of the board.

For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 30. Section 30507 of the Water Code is amended to read:

30507. Each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar

month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 31. Section 30507.1 of the Water Code is amended to read:

30507.1. Each director of the Contra Costa Water District shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board and for each day's service rendered as a director by request of the board, not exceeding a total of 10 days in any calendar month, together with any expenses incurred in the performance of duties required or authorized by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 32. Section 34741 of the Water Code is amended to read:

34741. Until their compensation is fixed by the adoption of bylaws, the officers shall receive the following compensation for their services:

(a) The secretary, tax collector, treasurer, and assessor, such sums as shall be fixed by the board.

(b) Each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 33. Section 40355 of the Water Code is amended to read:

40355. (a) A director, when sitting on the board or acting under its orders, shall receive not exceeding:

(1) One hundred dollars (\$100) per day, not exceeding six days in any calendar month.

(2) Ten cents (\$0.10) per mile for each mile traveled from his place of residence to the office of the board.

(3) Actual and necessary expenses while engaged in official business under the order of the board.

(b) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code.

(c) Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 34. Section 50605 of the Water Code is amended to read:

50605. (a) Each member of the board shall receive such compensation for services actually and necessarily performed as the board determines to be just and reasonable, and shall be reimbursed for expenses necessarily incurred in the performance of his duties as trustee.

(b) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 35. Section 55305 of the Water Code is amended to read:

55305. (a) The board of directors may fix the compensation of its members for their services as directors not to exceed ten dollars (\$10) for each meeting attended, not exceeding two meetings in any calendar month. If allowed by the board, a director shall also receive for performing duties for the district other than attending board meetings the following:

(1) An amount not to exceed one hundred dollars (\$100) for each day performing such duties.

(2) Traveling and other expenses incurred by him or her in performing his duties.

(b) For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 36. Section 56031 of the Water Code is amended to read:

56031. The district board shall have power to fix the amount of compensation per meeting to be paid each member of the board for his or her services for each meeting attended by him or her; provided, that the compensation shall not exceed ten dollars (\$10) for each meeting of the district board attended by him or her, together with expenses necessarily incurred by him or her in traveling between his or her place

of residence and the place of meeting. However, no member shall receive compensation for attending more than three meetings of the board during any calendar month. This compensation shall be in addition to any other fees or compensation allowed by law for the other official positions specified in Section 56030 that are occupied by members of the district board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 37. Section 60143 of the Water Code is amended to read:

60143. Each director shall receive compensation in an amount not exceeding one hundred dollars (\$100) for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 38. Section 70078 of the Water Code is amended to read:

70078. Each member of the board shall receive compensation for services actually and necessarily performed, as the board determines to be just and reasonable, and shall be reimbursed for expenses necessarily incurred in the performance of his or her duties as director. The salaries of all officers and employees of the district shall be fixed and determined by the directors. The board of directors shall fix the compensation that the election officers shall receive for district elections. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 39. Section 71255 of the Water Code is amended to read:

71255. Each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. For purposes of this

section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 40. Section 74208 of the Water Code is amended to read:

74208. Each director shall receive compensation in an amount not to exceed one hundred dollars (\$100) per day for each day's attendance at meetings of the board or for each day's service rendered as a director by request of the board, not exceeding a total of six days in any calendar month, together with any expenses incurred in the performance of his or her duties required or authorized by the board. For purposes of this section, the determination of whether a director's activities on any specific day are compensable shall be made pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code. Reimbursement for these expenses is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 41. The Legislature finds and declares that transparency in the activities of local governments is a matter of statewide concern and not merely a municipal affair, as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this act shall apply to charter cities, charter counties, and charter cities and counties.

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## CHAPTER 701

An act to repeal Section 14683 of the Government Code, and to amend Section 6304 of, and to add Section 6401.5 to, the Public Resources Code, relating to State Lands Commission.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 14683 of the Government Code is repealed.

SEC. 2. Section 6304 of the Public Resources Code is amended to read:

6304. The commission may cooperate with the Coastal Engineering Research Board of the United States Army Corps of Engineers, and may expend such moneys as are necessary for cooperative work with that board out of any appropriation made for the purposes of this section.

SEC. 3. Section 6401.5 is added to the Public Resources Code, to read:

6401.5. (a) Notwithstanding Section 6401, the commission may sell to a surface property owner, for not less than fair market value, the state's reserved mineral interest in a parcel of land comprised of 466.66 acres, described in Section 36, T 3 S, R 14 E, SBB&M, consisting of lots 1, 2, 3, 4, 5, 6, 8, 9, 10, and 11, N 1/2 of NW 1/4, and W 1/2 of NE 1/4, located in Riverside County, upon those terms and conditions, and subject to any reservations and exceptions as the commission determines are in the best interests of the state. Proceeds from the sale shall be deposited in accordance with the requirements of Section 6217.7.

(b) For purposes of this section "surface property owner" means a person who is the owner of a parcel of real property, but who does not have the right to prospect for, mine, or remove mineral deposits from that property.

SEC. 4. Due to the unique circumstances of the County of Riverside with respect to the ownership of mineral deposits in the county, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution. Therefore, the special legislation contained in Section 3 of this act is necessarily applicable only to the County of Riverside.

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## CHAPTER 702

An act to amend Sections 136.2 and 11106 of the Penal Code, relating to court orders.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 136.2 of the Penal Code is amended to read:

136.2. Upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders, including, but not limited to, the following:

- (a) Any order issued pursuant to Section 6320 of the Family Code.
- (b) An order that a defendant shall not violate any provision of Section 136.1.
- (c) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person



entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(d) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(e) An order calling for a hearing to determine if an order as described in subdivisions (a) to (d), inclusive, should be issued.

(f) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim's or witness' household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this subdivision, "immediate family members" include the spouse, children, or parents of the victim or witness.

(g) (1) Any order protecting victims of violent crime from contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this subdivision to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this subdivision to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(2) (A) If a court does not issue an order pursuant to paragraph (1) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(i) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(ii) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(B) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(3) Any order issued, modified, extended, or terminated by a court pursuant to this subdivision shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(4) Any person violating any order made pursuant to subdivisions (a) to (g), inclusive, may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(h) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(i) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant.

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (j).

(j) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a “no contact order” issued by a criminal court.

(2) Safety of all parties shall be the courts’ paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(k) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.1. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Except as provided in subdivision (c), upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders, including, but not limited to, the following:

(1) Any order issued pursuant to Section 6320 of the Family Code.

(2) An order that a defendant shall not violate any provision of Section 136.1.

(3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim’s or witness’ household, as determined by the

court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this subdivision to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this subdivision to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this subdivision shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to paragraphs (1) to (7), inclusive, of subdivision (a) may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt

shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) Notwithstanding subdivisions (a) and (e), an emergency protective order issued pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets all of the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(2) An emergency protective order that meets the requirements of paragraph (1) shall have precedence in enforcement over the provisions of any other restraining or protective order only with respect to those provisions of the emergency protective order that are more restrictive in relation to the restrained person.

(d) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(e) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has

been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant, unless a court issues an emergency protective order pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code, in which case the emergency protective order shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (f).

(f) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a "no contact order" issued by a criminal court.

(2) Safety of all parties shall be the courts' paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(g) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.2. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely

to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

- (1) Any order issued pursuant to Section 6320 of the Family Code.
- (2) An order that a defendant shall not violate any provision of Section 136.1.
- (3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.
- (4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.
- (5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim's or witness' household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this paragraph to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this paragraph to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this paragraph shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to subdivision (a), may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(d) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant



issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant.

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (e), but if ordered after a criminal protective order has been issued pursuant to this section, the custody and visitation order shall make reference to, and acknowledge the precedence of enforcement of, any appropriate criminal protective order. On or before July 1, 2006, the Judicial Council shall modify the criminal and civil court forms consistent with this subdivision.

(e) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a “no contact order” issued by a criminal court.

(2) Safety of all parties shall be the courts’ paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(f) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.3. Section 136.2 of the Penal Code is amended to read:

136.2. Upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

(a) Any order issued pursuant to Section 6320 of the Family Code.

(b) An order that a defendant shall not violate any provision of Section 136.1.

(c) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(d) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(e) An order calling for a hearing to determine if an order as described in subdivisions (a) to (d), inclusive, should be issued.

(f) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim's or witness' household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this subdivision, "immediate family members" include the spouse, children, or parents of the victim or witness.

(g) (1) Any order protecting victims of violent crime from all contact by the defendant, or contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this subdivision to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this subdivision to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(2) (A) If a court does not issue an order pursuant to paragraph (1) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(i) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(ii) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(B) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(3) Any order issued, modified, extended, or terminated by a court pursuant to this subdivision shall be issued on forms adopted by the

Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(4) Any person violating any order made pursuant to subdivisions (a) to (g), inclusive, may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(h) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(i) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant.

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (j).

(j) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same

defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a “no contact order” issued by a criminal court.

(2) Safety of all parties shall be the courts’ paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(k) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.4. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Except as provided in subdivision (c), upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

(1) Any order issued pursuant to Section 6320 of the Family Code.

(2) An order that a defendant shall not violate any provision of Section 136.1.

(3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim’s or witness’ household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of

harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this paragraph to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this paragraph to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this paragraph shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to paragraphs (1) to (7), inclusive, of subdivision (a) may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under

Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) Notwithstanding subdivisions (a) and (e), an emergency protective order issued pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets all of the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(2) An emergency protective order that meets the requirements of paragraph (1) shall have precedence in enforcement over the provisions of any other restraining or protective order only with respect to those provisions of the emergency protective order that are more restrictive in relation to the restrained person.

(d) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(e) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant, unless a court issues an

emergency protective order pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code, in which case the emergency protective order shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (f), but if ordered after a criminal protective order has been issued pursuant to this section, the custody and visitation order shall make reference to, and acknowledge the precedence of enforcement of, any appropriate criminal protective order. On or before July 1, 2006, the Judicial Council shall modify the criminal and civil court forms consistent with this subdivision.

(f) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a "no contact order" issued by a criminal court.

(2) Safety of all parties shall be the courts' paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(g) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.5. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Except as provided in subdivision (c), upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

(1) Any order issued pursuant to Section 6320 of the Family Code.  
(2) An order that a defendant shall not violate any provision of Section 136.1.

(3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim's or witness' household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from all contact by the defendant, or contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this subdivision to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this subdivision to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic



violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this subdivision shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to paragraphs (1) to (7), inclusive, of subdivision (a) may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) Notwithstanding subdivisions (a) and (e), an emergency protective order issued pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets all of the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(2) An emergency protective order that meets the requirements of paragraph (1) shall have precedence in enforcement over the provisions of any other restraining or protective order only with respect to those provisions of the emergency protective order that are more restrictive in relation to the restrained person.

(d) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(e) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant, unless a court issues an emergency protective order pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code, in which case the emergency protective order shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (f).

(f) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a “no contact order” issued by a criminal court.

(2) Safety of all parties shall be the courts’ paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(g) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.6. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

(1) Any order issued pursuant to Section 6320 of the Family Code.

(2) An order that a defendant shall not violate any provision of Section 136.1.

(3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim's or witness' household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from all contact by the defendant, or contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this paragraph to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this paragraph to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this paragraph shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to subdivision (a), may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(d) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant.

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (e), but if ordered after a criminal protective order has been issued pursuant to this section, the custody and visitation order shall make reference to, and acknowledge the precedence of enforcement of, any appropriate criminal protective order. On or before July 1, 2006, the Judicial Council shall modify the criminal and civil court forms consistent with this subdivision.

(e) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol

shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a “no contact order” issued by a criminal court.

(2) Safety of all parties shall be the courts’ paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(f) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 1.7. Section 136.2 of the Penal Code is amended to read:

136.2. (a) Except as provided in subdivision (c), upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, any court with jurisdiction over a criminal matter may issue orders including, but not limited to, the following:

(1) Any order issued pursuant to Section 6320 of the Family Code.

(2) An order that a defendant shall not violate any provision of Section 136.1.

(3) An order that a person before the court other than a defendant, including, but not limited to, a subpoenaed witness or other person entering the courtroom of the court, shall not violate any provisions of Section 136.1.

(4) An order that any person described in this section shall have no communication whatsoever with any specified witness or any victim, except through an attorney under any reasonable restrictions that the court may impose.

(5) An order calling for a hearing to determine if an order as described in paragraphs (1) to (4), inclusive, should be issued.

(6) An order that a particular law enforcement agency within the jurisdiction of the court provide protection for a victim or a witness, or both, or for immediate family members of a victim or a witness who reside in the same household as the victim or witness or within reasonable proximity of the victim’s or witness’ household, as determined by the court. The order shall not be made without the consent of the law enforcement agency except for limited and specified periods of time and upon an express finding by the court of a clear and present danger of

harm to the victim or witness or immediate family members of the victim or witness.

For purposes of this paragraph, "immediate family members" include the spouse, children, or parents of the victim or witness.

(7) (A) Any order protecting victims of violent crime from all contact by the defendant, or contact, with the intent to annoy, harass, threaten, or commit acts of violence, by the defendant. The court or its designee shall transmit orders made under this paragraph to law enforcement personnel within one business day of the issuance, modification, extension, or termination of the order, pursuant to subdivision (a) of Section 6380 of the Family Code. It is the responsibility of the court to transmit the modification, extension, or termination orders made under this paragraph to the same agency that entered the original protective order into the Domestic Violence Restraining Order System.

(B) (i) If a court does not issue an order pursuant to subparagraph (A) in a case in which the defendant is charged with a crime of domestic violence as defined in Section 13700, the court on its own motion shall consider issuing a protective order upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur, that provides as follows:

(I) The defendant shall not own, possess, purchase, receive, or attempt to purchase or receive, a firearm while the protective order is in effect.

(II) The defendant shall relinquish any firearms that he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(ii) Every person who owns, possesses, purchases, or receives, or attempts to purchase or receive, a firearm while this protective order is in effect is punishable pursuant to subdivision (g) of Section 12021.

(C) Any order issued, modified, extended, or terminated by a court pursuant to this paragraph shall be issued on forms adopted by the Judicial Council of California and that have been approved by the Department of Justice pursuant to subdivision (i) of Section 6380 of the Family Code. However, the fact that an order issued by a court pursuant to this section was not issued on forms adopted by the Judicial Council and approved by the Department of Justice shall not, in and of itself, make the order unenforceable.

(b) Any person violating any order made pursuant to paragraphs (1) to (7), inclusive, of subdivision (a) may be punished for any substantive offense described in Section 136.1, or for a contempt of the court making the order. A finding of contempt shall not be a bar to prosecution for a violation of Section 136.1. However, any person so held in contempt shall be entitled to credit for any punishment imposed therein against any sentence imposed upon conviction of an offense described in Section 136.1. Any conviction or acquittal for any substantive offense under

Section 136.1 shall be a bar to a subsequent punishment for contempt arising out of the same act.

(c) (1) Notwithstanding subdivisions (a) and (e), an emergency protective order issued pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets all of the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(2) An emergency protective order that meets the requirements of paragraph (1) shall have precedence in enforcement over the provisions of any other restraining or protective order only with respect to those provisions of the emergency protective order that are more restrictive in relation to the restrained person.

(d) (1) A person subject to a protective order issued under this section shall not own, possess, purchase, receive, or attempt to purchase or receive a firearm while the protective order is in effect.

(2) The court shall order a person subject to a protective order issued under this section to relinquish any firearms he or she owns or possesses pursuant to Section 527.9 of the Code of Civil Procedure.

(3) Every person who owns, possesses, purchases or receives, or attempts to purchase or receive a firearm while the protective order is in effect is punishable pursuant to subdivision (g) of Section 12021 of the Penal Code.

(e) (1) In all cases where the defendant is charged with a crime of domestic violence, as defined in Section 13700, the court shall consider issuing the above-described orders on its own motion. All interested parties shall receive a copy of those orders. In order to facilitate this, the court's records of all criminal cases involving domestic violence shall be marked to clearly alert the court to this issue.

(2) In those cases in which a complaint, information, or indictment charging a crime of domestic violence, as defined in Section 13700, has been issued, a restraining order or protective order against the defendant issued by the criminal court in that case has precedence in enforcement over any civil court order against the defendant, unless a court issues an



emergency protective order pursuant to Chapter 2 (commencing with Section 6250) of Part 3 of Division 10 of the Family Code or Section 646.91 of the Penal Code, in which case the emergency protective order shall have precedence in enforcement over any other restraining or protective order, provided the emergency protective order meets the following requirements:

(A) The emergency protective order is issued to protect one or more individuals who are already protected persons under another restraining or protective order.

(B) The emergency protective order restrains the individual who is the restrained person in the other restraining or protective order specified in subparagraph (A).

(C) The provisions of the emergency protective order are more restrictive in relation to the restrained person than are the provisions of the other restraining or protective order specified in subparagraph (A).

(3) Custody and visitation with respect to the defendant and his or her minor children may be ordered by a family or juvenile court consistent with the protocol established pursuant to subdivision (f), but if ordered after a criminal protective order has been issued pursuant to this section, the custody and visitation order shall make reference to, and acknowledge the precedence of enforcement of, any appropriate criminal protective order. On or before July 1, 2006, the Judicial Council shall modify the criminal and civil court forms consistent with this subdivision.

(f) On or before January 1, 2003, the Judicial Council shall promulgate a protocol, for adoption by each local court in substantially similar terms, to provide for the timely coordination of all orders against the same defendant and in favor of the same named victim or victims. The protocol shall include, but shall not be limited to, mechanisms for assuring appropriate communication and information sharing between criminal, family, and juvenile courts concerning orders and cases that involve the same parties, and shall permit a family or juvenile court order to coexist with a criminal court protective order subject to the following conditions:

(1) Any order that permits contact between the restrained person and his or her children shall provide for the safe exchange of the children and shall not contain language either printed or handwritten that violates a "no contact order" issued by a criminal court.

(2) Safety of all parties shall be the courts' paramount concern. The family or juvenile court shall specify the time, day, place, and manner of transfer of the child, as provided in Section 3100 of the Family Code.

(g) On or before January 1, 2003, the Judicial Council shall modify the criminal and civil court protective order forms consistent with this section.

SEC. 2. Section 11106 of the Penal Code is amended to read:

11106. (a) In order to assist in the investigation of crime, the prosecution of civil actions by city attorneys pursuant to paragraph (3) of subdivision (c), the arrest and prosecution of criminals, and the recovery of lost, stolen, or found property, the Attorney General shall keep and properly file a complete record of all copies of fingerprints, copies of licenses to carry firearms issued pursuant to Section 12050, information reported to the Department of Justice pursuant to Section 12053, dealers' records of sales of firearms, reports provided pursuant to Section 12072 or 12078, forms provided pursuant to Section 12084, reports provided pursuant to Section 12071 that are not dealers' records of sales of firearms, and reports of stolen, lost, found, pledged, or pawned property in any city or county of this state, and shall, upon proper application therefor, furnish this information to the officers referred to in Section 11105.

(b) (1) Except as provided in subdivision (d), the Attorney General shall not retain or compile any information from reports filed pursuant to subdivision (a) of Section 12078 for firearms that are not handguns, from forms submitted pursuant to Section 12084 for firearms that are not handguns, or from dealers' records of sales for firearms that are not handguns. All copies of the forms submitted, or any information received in electronic form, pursuant to Section 12084 for firearms that are not handguns, or of the dealers' records of sales for firearms that are not handguns shall be destroyed within five days of the clearance by the Attorney General, unless the purchaser or transferor is ineligible to take possession of the firearm. All copies of the reports filed, or any information received in electronic form, pursuant to subdivision (a) of Section 12078 for firearms that are not handguns shall be destroyed within five days of the receipt by the Attorney General, unless retention is necessary for use in a criminal prosecution.

(2) A peace officer, the Attorney General, a Department of Justice employee designated by the Attorney General, or any authorized local law enforcement employee shall not retain or compile any information from a firearms transaction record, as defined in paragraph (5) of subdivision (c) of Section 12071, for firearms that are not handguns unless retention or compilation is necessary for use in a criminal prosecution or in a proceeding to revoke a license issued pursuant to Section 12071.

(3) A violation of this subdivision is a misdemeanor.

(c) (1) The Attorney General shall permanently keep and properly file and maintain all information reported to the Department of Justice pursuant to Sections 12071, 12072, 12078, 12082, and 12084 or any other law, as to handguns and maintain a registry thereof.

(2) The registry shall consist of all of the following:

(A) The name, address, identification of, place of birth (state or country), complete telephone number, occupation, sex, description, and all legal names and aliases ever used by the owner or person being loaned the particular handgun as listed on the information provided to the department on the Dealers' Record of Sale, the Law Enforcement Firearms Transfer (LEFT), as defined in Section 12084, or reports made to the department pursuant to Section 12078 or any other law.

(B) The name and address of, and other information about, any person (whether a dealer or a private party) from whom the owner acquired or the person being loaned the particular handgun and when the firearm was acquired or loaned as listed on the information provided to the department on the Dealers' Record of Sale, the LEFT, or reports made to the department pursuant to Section 12078 or any other law.

(C) Any waiting period exemption applicable to the transaction which resulted in the owner of or the person being loaned the particular handgun acquiring or being loaned that firearm.

(D) The manufacturer's name if stamped on the firearm, model name or number if stamped on the firearm, and, if applicable, the serial number, other number (if more than one serial number is stamped on the firearm), caliber, type of firearm, if the firearm is new or used, barrel length, and color of the firearm.

(3) Information in the registry referred to in this subdivision shall, upon proper application therefor, be furnished to the officers referred to in Section 11105, to a city attorney prosecuting a civil action, solely for use in prosecuting that civil action and not for any other purpose, or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun.

(4) If any person is listed in the registry as the owner of a firearm through a Dealers' Record of Sale prior to 1979, and the person listed in the registry requests by letter that the Attorney General store and keep the record electronically, as well as in the record's existing photographic, photostatic, or nonerasable optically stored form, the Attorney General shall do so within three working days of receipt of the request. The Attorney General shall, in writing, and as soon as practicable, notify the person requesting electronic storage of the record that the request has been honored as required by this paragraph.

(d) (1) Any officer referred to in paragraphs (1) to (6), inclusive, of subdivision (b) of Section 11105 may disseminate the name of the subject of the record, the number of the firearms listed in the record, and the description of any firearm, including the make, model, and caliber, from the record relating to any firearm's sale, transfer, registration, or license record, or any information reported to the Department of Justice pursuant

to Section 12021.3, 12053, 12071, 12072, 12077, 12078, 12082, or 12285, if the following conditions are met:

(A) The subject of the record has been arraigned for a crime in which the victim is a person described in subdivisions (a) to (f), inclusive, of Section 6211 of the Family Code and is being prosecuted or is serving a sentence for the crime, or the subject of the record is the subject of an emergency protective order, a temporary restraining order, or an order after hearing, which is in effect and has been issued by a family court under the Domestic Violence Protection Act set forth in Division 10 (commencing with Section 6200) of the Family Code.

(B) The information is disseminated only to the victim of the crime or to the person who has obtained the emergency protective order, the temporary restraining order, or the order after hearing issued by the family court.

(C) Whenever a law enforcement officer disseminates the information authorized by this subdivision, that officer or another officer assigned to the case shall immediately provide the victim of the crime with a "Victims of Domestic Violence" card, as specified in subparagraph (G) of paragraph (9) of subdivision (c) of Section 13701.

(2) The victim or person to whom such information is disseminated may disclose it as he or she deems necessary to protect himself or herself or another person from bodily harm by the person who is the subject of the record.

SEC. 2.5. Section 11106 of the Penal Code is amended to read:

11106. (a) In order to assist in the investigation of crime, the prosecution of civil actions by city attorneys pursuant to paragraph (3) of subdivision (c), the arrest and prosecution of criminals, and the recovery of lost, stolen, or found property, the Attorney General shall keep and properly file a complete record of all copies of fingerprints, copies of licenses to carry firearms issued pursuant to Section 12050, information reported to the Department of Justice pursuant to Section 12053, dealers' records of sales of firearms, reports provided pursuant to Section 12072 or 12078, forms provided pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, reports provided pursuant to Section 12071 that are not dealers' records of sales of firearms, and reports of stolen, lost, found, pledged, or pawned property in any city or county of this state, and shall, upon proper application therefor, furnish this information to the officers referred to in Section 11105.

(b) (1) Except as provided in subdivision (d), the Attorney General shall not retain or compile any information from reports filed pursuant to subdivision (a) of Section 12078 for firearms that are not handguns, from forms submitted pursuant to Section 12084, as that section read

prior to being repealed by the act that amended that section, for firearms that are not handguns, or from dealers' records of sales for firearms that are not handguns. All copies of the forms submitted, or any information received in electronic form, pursuant to Section 12084, as that section read prior to being repealed by the act that amended that section, for firearms that are not handguns, or of the dealers' records of sales for firearms that are not handguns shall be destroyed within five days of the clearance by the Attorney General, unless the purchaser or transferor is ineligible to take possession of the firearm. All copies of the reports filed, or any information received in electronic form, pursuant to subdivision (a) of Section 12078 for firearms that are not handguns shall be destroyed within five days of the receipt by the Attorney General, unless retention is necessary for use in a criminal prosecution.

(2) A peace officer, the Attorney General, a Department of Justice employee designated by the Attorney General, or any authorized local law enforcement employee shall not retain or compile any information from a firearms transaction record, as defined in paragraph (5) of subdivision (c) of Section 12071, for firearms that are not handguns unless retention or compilation is necessary for use in a criminal prosecution or in a proceeding to revoke a license issued pursuant to Section 12071.

(3) A violation of this subdivision is a misdemeanor.

(c) (1) The Attorney General shall permanently keep and properly file and maintain all information reported to the Department of Justice pursuant to Sections 12071, 12072, 12078, 12082, and former Section 12084 or any other law, as to handguns and maintain a registry thereof.

(2) The registry shall consist of all of the following:

(A) The name, address, identification of, place of birth (state or country), complete telephone number, occupation, sex, description, and all legal names and aliases ever used by the owner or person being loaned the particular handgun as listed on the information provided to the department on the Dealers' Record of Sale, the Law Enforcement Firearms Transfer (LEFT), as defined in Section former 12084, or reports made to the department pursuant to Section 12078 or any other law.

(B) The name and address of, and other information about, any person (whether a dealer or a private party) from whom the owner acquired or the person being loaned the particular handgun and when the firearm was acquired or loaned as listed on the information provided to the department on the Dealers' Record of Sale, the LEFT, or reports made to the department pursuant to Section 12078 or any other law.

(C) Any waiting period exemption applicable to the transaction which resulted in the owner of or the person being loaned the particular handgun acquiring or being loaned that firearm.

(D) The manufacturer's name if stamped on the firearm, model name or number if stamped on the firearm, and, if applicable, the serial number, other number (if more than one serial number is stamped on the firearm), caliber, type of firearm, if the firearm is new or used, barrel length, and color of the firearm.

(3) Information in the registry referred to in this subdivision shall, upon proper application therefor, be furnished to the officers referred to in Section 11105, to a city attorney prosecuting a civil action, solely for use in prosecuting that civil action and not for any other purpose, or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun.

(4) If any person is listed in the registry as the owner of a firearm through a Dealers' Record of Sale prior to 1979, and the person listed in the registry requests by letter that the Attorney General store and keep the record electronically, as well as in the record's existing photographic, photostatic, or nonerasable optically stored form, the Attorney General shall do so within three working days of receipt of the request. The Attorney General shall, in writing, and as soon as practicable, notify the person requesting electronic storage of the record that the request has been honored as required by this paragraph.

(d) (1) Any officer referred to in paragraphs (1) to (6), inclusive, of subdivision (b) of Section 11105 may disseminate the name of the subject of the record, the number of the firearms listed in the record, and the description of any firearm, including the make, model, and caliber, from the record relating to any firearm's sale, transfer, registration, or license record, or any information reported to the Department of Justice pursuant to Section 12021.3, 12053, 12071, 12072, 12077, 12078, 12082, or 12285, if the following conditions are met:

(A) The subject of the record has been arraigned for a crime in which the victim is a person described in subdivisions (a) to (f), inclusive, of Section 6211 of the Family Code and is being prosecuted or is serving a sentence for the crime, or the subject of the record is the subject of an emergency protective order, a temporary restraining order, or an order after hearing, which is in effect and has been issued by a family court under the Domestic Violence Protection Act set forth in Division 10 (commencing with Section 6200) of the Family Code.

(B) The information is disseminated only to the victim of the crime or to the person who has obtained the emergency protective order, the temporary restraining order, or the order after hearing issued by the family court.

(C) Whenever a law enforcement officer disseminates the information authorized by this subdivision, that officer or another officer assigned to the case shall immediately provide the victim of the crime with a

“Victims of Domestic Violence” card, as specified in subparagraph (G) of paragraph (9) of subdivision (c) of Section 13701.

(2) The victim or person to whom such information is disseminated may disclose it as he or she deems necessary to protect himself or herself or another person from bodily harm by the person who is the subject of the record.

SEC. 3. (a) Section 1.1 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by both this bill and AB 112. It shall become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) AB 118 and SB 720 are not enacted or as enacted do not amend that section, and (4) this bill is enacted after AB 112, in which case Sections 1, 1.2, 1.3, 1.4, 1.5, 1.6, and 1.7 of this bill shall not become operative.

(b) Section 1.2 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by both this bill and AB 118. It shall become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) AB 112 and SB 720 are not enacted or as enacted do not amend that section, and (4) this bill is enacted after AB 118, in which case Sections 1, 1.1, 1.3, 1.4, 1.5, 1.6, and 1.7 of this bill shall not become operative.

(c) Section 1.3 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by both this bill and SB 720. It shall become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) AB 112 and AB 118 are not enacted or as enacted do not amend that section, and (4) this bill is enacted after SB 720, in which case Sections 1, 1.1, 1.2, 1.4, 1.5, 1.6, and 1.7 of this bill shall not become operative.

(d) Section 1.4 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by this bill, AB 112, and AB 118. It shall become operative if (1) all three bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) SB 720 is not enacted or as enacted does not amend that section, and (4) this bill is enacted after AB 112 and AB 118, in which case Sections 1, 1.1, 1.2, 1.3, 1.5, 1.6, and 1.7 of this bill shall not become operative.

(e) Section 1.5 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by this bill, AB 112, and SB 720. It shall become operative if (1) all three bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) AB 118 is not enacted or as enacted does not amend that section, and (4) this bill is enacted after AB 112 and SB 720, in

which case Sections 1, 1.1, 1.2, 1.3, 1.4, 1.6, and 1.7 of this bill shall not become operative.

(f) Section 1.6 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by this bill, AB 118, and SB 720. It shall become operative if (1) all three bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, (3) AB 112 is not enacted or as enacted does not amend that section, and (4) this bill is enacted after AB 118 and SB 720, in which case Sections 1, 1.1, 1.2, 1.3, 1.4, 1.5, and 1.7 of this bill shall not become operative.

(g) Section 1.7 of this bill incorporates amendments to Section 136.2 of the Penal Code proposed by this bill, AB 112, AB 118, and SB 720. It shall become operative if (1) all four bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 136.2 of the Penal Code, and (3) this bill is enacted after AB 112, AB 118, and SB 720, in which case Sections 1, 1.1, 1.2, 1.3, 1.4, 1.5, and 1.6 of this bill shall not become operative.

SEC. 4. Section 2.5 of this bill incorporates amendments to Section 11106 of the Penal Code proposed by both this bill and AB 1060. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 11106 of the Penal Code, and (3) this bill is enacted after AB 1060, in which case Section 2 of this bill shall not become operative.

SEC. 5. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution for certain costs that may be incurred by a local agency or school district because, in that regard, this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

However, if the Commission on State Mandates determines that this act contains other costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 703

An act to add Section 25302.5 to the Public Resources Code, relating to energy resources.



[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 25302.5 is added to the Public Resources Code, to read:

25302.5. (a) As part of each integrated energy policy report required pursuant to Section 25302, each entity that serves or plans to serve electricity to retail customers, including, but not limited to, electrical corporations, nonutility electric service providers, community choice aggregators, and local publicly owned electric utilities, shall provide the commission with its forecast of both of the following:

(1) The amount of its forecasted load that may be lost or added by any of the following:

- (A) A community choice aggregator.
- (B) An existing local publicly owned electric utility.
- (C) A newly formed local publicly owned electric utility.

(2) Load that will be served by an electric service provider.

(b) The commission shall perform an assessment in the service territory of each electrical corporation of the loss or addition of load described in this section and submit the results of the assessment to the Public Utilities Commission.

(c) Notwithstanding subdivision (a), the commission may exempt from the forecasting requirements in that subdivision a local publicly owned electric utility that is not planning to acquire additional load beyond its existing exclusive service territory within the forecast period provided by the commission pursuant to Section 25303.

(d) For purposes of this section, the following terms have the following meanings:

(1) "Community choice aggregator" means any "community choice aggregator" as defined in Section 331.1 of the Public Utilities Code.

(2) "Electrical corporation" means any "electrical corporation" as defined in Section 218 of the Public Utilities Code.

(3) "Electric service provider" means any "electric service provider" as defined in Section 218.3 of the Public Utilities Code.

(4) "Local publicly owned electric utility" means any "local publicly owned electric utility" as defined in Section 9604 of the Public Utilities Code.

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## CHAPTER 704

An act to amend Sections 290 and 1203.4 of, and to repeal Section 290.1 of, the Penal Code, relating to sex offenders.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 290 of the Penal Code is amended to read:

290. (a) (1) (A) Every person described in paragraph (2), for the rest of his or her life while residing in California, or while attending school or working in California, as described in subparagraph (G), shall be required to register with the chief of police of the city in which he or she is residing, or the sheriff of the county if he or she is residing in an unincorporated area or city that has no police department, and, additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is residing upon the campus or in any of its facilities, within five working days of coming into, or changing his or her residence within, any city, county, or city and county, or campus in which he or she temporarily resides.

(B) If the person who is registering has more than one residence address at which he or she regularly resides, he or she shall register in accordance with subparagraph (A) in each of the jurisdictions in which he or she regularly resides, regardless of the number of days or nights spent there. If all of the addresses are within the same jurisdiction, the person shall provide the registering authority with all of the addresses where he or she regularly resides.

(C) Every person described in paragraph (2), for the rest of his or her life while living as a transient in California shall be required to register, as follows:

(i) A transient must register, or reregister if the person has previously registered, within five working days from release from incarceration, placement or commitment, or release on probation, pursuant to paragraph (1) of subdivision (a), except that if the person previously registered at a transient less than 30 days from the date of his or her release from incarceration, he or she does not need to reregister as a transient until his or her next required 30-day update of registration. If a transient is not physically present in any one jurisdiction for five consecutive working days, he or she must register in the jurisdiction in which he or she is physically present on the fifth working day following release, pursuant

to paragraph (1) of subdivision (a). Beginning on or before the 30th day following initial registration upon release, a transient must reregister no less than once every 30 days thereafter. A transient shall register with the chief of police of the city in which he or she is physically present within that 30-day period, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, and additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is physically present upon the campus or in any of its facilities. A transient must reregister no less than once every 30 days regardless of the length of time he or she has been physically present in the particular jurisdiction in which he or she reregisters. If a transient fails to reregister within any 30-day period, he or she may be prosecuted in any jurisdiction in which he or she is physically present.

(ii) A transient who moves to a residence shall have five working days within which to register at that address, in accordance with subparagraph (A) of paragraph (1) of subdivision (a). A person registered at a residence address in accordance with subparagraph (A) of paragraph (1) of subdivision (a), who becomes transient shall have five working days within which to reregister as a transient in accordance with clause (i).

(iii) Beginning on his or her first birthday following registration, a transient shall register annually, within five working days of his or her birthday, to update his or her registration with the entities described in clause (i). A transient shall register in whichever jurisdiction he or she is physically present on that date. At the 30-day updates and the annual update, a transient shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e), and the information specified in clause (iv).

(iv) A transient shall, upon registration and reregistration, provide current information as required on the Department of Justice registration forms, and shall also list the places where he or she sleeps, eats, works, frequents, and engages in leisure activities. If a transient changes or adds to the places listed on the form during the 30-day period, he or she does not need to report the new place or places until the next required reregistration.

(v) Failure to comply with the requirement of reregistering every 30 days following initial registration pursuant to clause (i) of this subparagraph shall be punished in accordance with paragraph (6) of subdivision (g). Failure to comply with any other requirement of this section shall be punished in accordance with either paragraph (1) or (2) of subdivision (g).

(vi) A transient who moves out of state shall inform, in person, the chief of police in the city in which he or she is physically present, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, within five working days, of his or her move out of state. The transient shall inform that registering agency of his or her planned destination, residence or transient location out of state, and any plans he or she has to return to California, if known. The law enforcement agency shall, within three days after receipt of this information, forward a copy of the change of location information to the Department of Justice. The department shall forward appropriate registration data to the law enforcement agency having local jurisdiction of the new place of residence or location.

(vii) For purposes of this section, "transient" means a person who has no residence. "Residence" means one or more addresses at which a person regularly resides, regardless of the number of days or nights spent there, such as a shelter or structure that can be located by a street address, including, but not limited to, houses, apartment buildings, motels, hotels, homeless shelters, and recreational and other vehicles.

(viii) The transient registrant's duty to update his or her registration no less than every 30 days shall begin with his or her second transient update following the date this subdivision became effective.

(D) Beginning on his or her first birthday following registration or change of address, the person shall be required to register annually, within five working days of his or her birthday, to update his or her registration with the entities described in subparagraph (A). At the annual update, the person shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e).

(E) In addition, every person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, shall, after his or her release from custody, verify his or her address no less than once every 90 days and place of employment, including the name and address of the employer, in a manner established by the Department of Justice.

(F) No entity shall require a person to pay a fee to register or update his or her registration pursuant to this section. The registering agency shall submit registrations, including annual updates or changes of address, directly into the Department of Justice Violent Crime Information Network (VCIN).

(G) Persons required to register in their state of residence who are out-of-state residents employed, or carrying on a vocation in California on a full-time or part-time basis, with or without compensation, for more

than 14 days, or for an aggregate period exceeding 30 days in a calendar year, shall register in accordance with subparagraph (A). Persons described in paragraph (2) who are out-of-state residents enrolled in any educational institution in California, as defined in Section 22129 of the Education Code, on a full-time or part-time basis, shall register in accordance with subparagraph (A). The place where the out-of-state resident is located, for purposes of registration, shall be the place where the person is employed, carrying on a vocation, or attending school. The out-of-state resident subject to this subparagraph shall, in addition to the information required pursuant to subdivision (e), provide the registering authority with the name of his or her place of employment or the name of the school attended in California, and his or her address or location in his or her state of residence. The registration requirement for persons subject to this subparagraph shall become operative on November 25, 2000. The terms "employed or carries on a vocation" include employment whether or not financially compensated, volunteered, or performed for government or educational benefit.

(2) The following persons shall be required to register pursuant to paragraph (1):

(A) Any person who, since July 1, 1944, has been or is hereafter convicted in any court in this state or in any federal or military court of a violation of Section 207 or 209 committed with intent to violate Section 261, 286, 288, 288a, or 289, Section 220, except assault to commit mayhem, Section 243.4, paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, or paragraph (1) of subdivision (a) of Section 262 involving the use of force or violence for which the person is sentenced to the state prison, Section 264.1, 266, or 266c, subdivision (b) of Section 266h, subdivision (b) of Section 266i, Section 266j, 267, 269, 285, 286, 288, 288a, 288.5, or 289, Section 311.1, subdivision (b), (c), or (d) of Section 311.2, Section 311.3, 311.4, 311.10, 311.11, or 647.6, former Section 647a, subdivision (c) of Section 653f, subdivision 1 or 2 of Section 314, any offense involving lewd or lascivious conduct under Section 272, or any felony violation of Section 288.2; or any statutory predecessor that includes all elements of one of the above-mentioned offenses; or any person who since that date has been or is hereafter convicted of the attempt to commit any of the above-mentioned offenses.

(B) Any person who, since July 1, 1944, has been or hereafter is released, discharged, or paroled from a penal institution where he or she was confined because of the commission or attempted commission of one of the offenses described in subparagraph (A).

(C) Any person who, since July 1, 1944, has been or hereafter is determined to be a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6

of the Welfare and Institutions Code or any person who has been found guilty in the guilt phase of a trial for an offense for which registration is required by this section but who has been found not guilty by reason of insanity in the sanity phase of the trial.

(D) (i) Any person who, since July 1, 1944, has been, or is hereafter convicted in any other court, including any state, federal, or military court, of any offense that, if committed or attempted in this state, would have been punishable as one or more of the offenses described in subparagraph (A).

(ii) Any person ordered by any other court, including any state, federal, or military court, to register as a sex offender for any offense, if the court found at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification.

(iii) Except as provided in clause (iv), any person who would be required to register while residing in the state of conviction for a sex offense committed in that state.

(iv) Clause (iii) shall not apply to a person required to register in the state of conviction if the conviction was for the equivalent of one of the following offenses, and the person is not subject to clause (i):

(I) Indecent exposure, pursuant to Section 314.

(II) Unlawful sexual intercourse, pursuant to Section 261.5.

(III) Incest, pursuant to Section 285.

(IV) Sodomy, pursuant to Section 286, or oral copulation, pursuant to Section 288a, provided that the offender notifies the Department of Justice that the sodomy or oral copulation conviction was for conduct between consenting adults, as described in subparagraph (F) of paragraph (2) of subdivision (a), and the department is able, upon the exercise of reasonable diligence, to verify that fact.

(E) Any person ordered by any court to register pursuant to this section for any offense not included specifically in this section if the court finds at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification. The court shall state on the record the reasons for its findings and the reasons for requiring registration.

(F) Any person required to register pursuant to any provision of this section, regardless of whether the person's conviction has been dismissed pursuant to Section 1203.4, unless the person obtains a certificate of rehabilitation and is entitled to relief from registration pursuant to Section 290.5.

(G) (i) Notwithstanding any other subdivision, a person who was convicted before January 1, 1976, under subdivision (a) of Section 286, or Section 288a, shall not be required to register pursuant to this section

for that conviction if the conviction was for conduct between consenting adults that was decriminalized by Chapter 71 of the Statutes of 1975 or Chapter 1139 of the Statutes of 1976. The Department of Justice shall remove that person from the Sex Offender Registry, and the person is discharged from his or her duty to register pursuant to the following procedure:

(I) The person submits to the Department of Justice official documentary evidence, including court records or police reports, that demonstrate that the person's conviction pursuant to either of those sections was for conduct between consenting adults that was decriminalized; or

(II) The person submits to the department a declaration stating that the person's conviction pursuant to either of those sections was for consensual conduct between adults that has been decriminalized. The declaration shall be confidential and not a public record, and shall include the person's name, address, telephone number, date of birth, and a summary of the circumstances leading to the conviction, including the date of the conviction and county of the occurrence.

(III) The department shall determine whether the person's conviction was for conduct between consensual adults that has been decriminalized. If the conviction was for consensual conduct between adults that has been decriminalized, and the person has no other offenses for which he or she is required to register pursuant to this section, the department shall, within 60 days of receipt of those documents, notify the person that he or she is relieved of the duty to register, and shall notify the local law enforcement agency with which the person is registered that he or she has been relieved of the duty to register. The local law enforcement agency shall remove the person's registration from its files within 30 days of receipt of notification. If the documentary or other evidence submitted is insufficient to establish the person's claim, the department shall, within 60 days of receipt of those documents, notify the person that his or her claim cannot be established, and that the person shall continue to register pursuant to this section. The department shall provide, upon the person's request, any information relied upon by the department in making its determination that the person shall continue to register pursuant to this section. Any person whose claim has been denied by the department pursuant to this clause may petition the court to appeal the department's denial of the person's claim.

(ii) On or before July 1, 1998, the department shall make a report to the Legislature concerning the status of persons who may come under the provisions of this subparagraph, including the number of persons who were convicted before January 1, 1976, under subdivision (a) of Section 286 or Section 288a and are required to register under this

section, the average age of these persons, the number of these persons who have any subsequent convictions for a registerable sex offense, and the number of these persons who have sought successfully or unsuccessfully to be relieved of their duty to register under this section.

(b) (1) Any person who is released, discharged, or paroled from a jail, state or federal prison, school, road camp, or other institution where he or she was confined because of the commission or attempted commission of one of the offenses specified in subdivision (a) or is released from a state hospital to which he or she was committed as a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code, shall, prior to discharge, parole, or release, be informed of his or her duty to register under this section by the official in charge of the place of confinement or hospital, and the official shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to the person. The official in charge of the place of confinement or hospital shall obtain the address where the person expects to reside upon his or her discharge, parole, or release and shall report the address to the Department of Justice. The official shall at the same time forward a current photograph of the person to the Department of Justice.

(2) The official in charge of the place of confinement or hospital shall give one copy of the form to the person and shall send one copy to the Department of Justice and one copy to the appropriate law enforcement agency or agencies having jurisdiction over the place the person expects to reside upon discharge, parole, or release. If the conviction that makes the person subject to this section is a felony conviction, the official in charge shall, not later than 45 days prior to the scheduled release of the person, send one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon discharge, parole, or release; one copy to the prosecuting agency that prosecuted the person; and one copy to the Department of Justice. The official in charge of the place of confinement or hospital shall retain one copy.

(c) (1) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is released on probation, shall, prior to release or discharge, be informed of the duty to register under this section by the probation department, and a probation officer shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. The probation officer shall obtain the address



where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The probation officer shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(2) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is granted conditional release without supervised probation, or discharged upon payment of a fine, shall, prior to release or discharge, be informed of the duty to register under this section in open court by the court in which the person has been convicted, and the court shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. If the court finds that it is in the interest of the efficiency of the court, the court may assign the bailiff to require the person to read and sign forms under this section. The court shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The court shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(d) (1) Any person who, on or after January 1, 1986, is discharged or paroled from the Department of the Youth Authority to the custody of which he or she was committed after having been adjudicated a ward of the juvenile court pursuant to Section 602 of the Welfare and Institutions Code because of the commission or attempted commission of any offense described in paragraph (3) shall be subject to registration under the procedures of this section.

(2) Any person who is discharged or paroled from a facility in another state that is equivalent to the Department of the Youth Authority, to the custody of which he or she was committed because of an offense which, if committed or attempted in this state, would have been punishable as one or more of the offenses described in paragraph (3), shall be subject to registration under the procedures of this section.

(3) Any person described in this subdivision who committed an offense in violation of any of the following provisions shall be required to register pursuant to this section:

(A) Assault with intent to commit rape, sodomy, oral copulation, or any violation of Section 264.1, 288, or 289 under Section 220.

(B) Any offense defined in paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, Section 264.1, 266c, or 267, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 286, Section 288 or 288.5, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 288a, subdivision (a) of Section 289, or Section 647.6.

(C) A violation of Section 207 or 209 committed with the intent to violate Section 261, 286, 288, 288a, or 289.

(4) Prior to discharge or parole from the Department of the Youth Authority, any person who is subject to registration under this subdivision shall be informed of the duty to register under the procedures set forth in this section. Department of the Youth Authority officials shall transmit the required forms and information to the Department of Justice.

(5) All records specifically relating to the registration in the custody of the Department of Justice, law enforcement agencies, and other agencies or public officials shall be destroyed when the person who is required to register has his or her records sealed under the procedures set forth in Section 781 of the Welfare and Institutions Code. This subdivision shall not be construed as requiring the destruction of other criminal offender or juvenile records relating to the case that are maintained by the Department of Justice, law enforcement agencies, the juvenile court, or other agencies and public officials unless ordered by a court under Section 781 of the Welfare and Institutions Code.

(e) (1) On or after January 1, 1998, upon incarceration, placement, or commitment, or prior to release on probation, any person who is required to register under this section shall preregister. The preregistering official shall be the admitting officer at the place of incarceration, placement, or commitment, or the probation officer if the person is to be released on probation. The preregistration shall consist of all of the following:

(A) A preregistration statement in writing, signed by the person, giving information that shall be required by the Department of Justice.

(B) The fingerprints and a current photograph of the person.

(C) Any person who is preregistered pursuant to this subdivision is required to be preregistered only once.

(2) A person described in paragraph (2) of subdivision (a) shall register, or reregister if the person has previously registered, upon release from incarceration, placement, commitment, or release on probation pursuant to paragraph (1) of subdivision (a). The registration shall consist of all of the following:

(A) A statement in writing signed by the person, giving information as shall be required by the Department of Justice and giving the name and address of the person's employer, and the address of the person's

place of employment if that is different from the employer's main address.

(B) The fingerprints and a current photograph of the person taken by the registering official.

(C) The license plate number of any vehicle owned by, regularly driven by, or registered in the name of the person.

(D) Notice to the person that, in addition to the requirements of paragraph (4), he or she may have a duty to register in any other state where he or she may relocate.

(E) Copies of adequate proof of residence, which shall be limited to a California driver's license, California identification card, recent rent or utility receipt, printed personalized checks or other recent banking documents showing that person's name and address, or any other information that the registering official believes is reliable. If the person has no residence and no reasonable expectation of obtaining a residence in the foreseeable future, the person shall so advise the registering official and shall sign a statement provided by the registering official stating that fact. Upon presentation of proof of residence to the registering official or a signed statement that the person has no residence, the person shall be allowed to register. If the person claims that he or she has a residence but does not have any proof of residence, he or she shall be allowed to register but shall furnish proof of residence within 30 days of the date he or she is allowed to register.

(3) Within three days thereafter, the preregistering official or the registering law enforcement agency or agencies shall forward the statement, fingerprints, photograph, and vehicle license plate number, if any, to the Department of Justice.

(f) (1) (A) Any person who was last registered at a residence address pursuant to this section who changes his or her residence address, whether within the jurisdiction in which he or she is currently registered or to a new jurisdiction inside or outside the state, shall, in person, within five working days of the move, inform the law enforcement agency or agencies with which he or she last registered of the move, the new address or transient location, if known, and any plans he or she has to return to California.

(B) If the person does not know the new residence address or location at the time of the move, the registrant shall, in person, within five working days of the move, inform the last registering agency or agencies that he or she is moving. The person shall later notify the last registering agency or agencies, in writing, sent by certified or registered mail, of the new address or location within five working days of moving into the new residence address or location, whether temporary or permanent.

(C) The law enforcement agency or agencies shall, within three working days after receipt of this information, forward a copy of the change of address information to the Department of Justice. The Department of Justice shall forward appropriate registration data to the law enforcement agency or agencies having local jurisdiction of the new place of residence.

(2) If the person's new address is in a Department of the Youth Authority facility or a state prison or state mental institution, an official of the place of incarceration, placement, or commitment shall, within 90 days of receipt of the person, forward the registrant's change of address information to the Department of Justice. The agency need not provide a physical address for the registrant but shall indicate that he or she is serving a period of incarceration or commitment in a facility under the agency's jurisdiction. This paragraph shall apply to persons received in a Department of the Youth Authority facility or a state prison or state mental institution on or after January 1, 1999. The Department of Justice shall forward the change of address information to the agency with which the person last registered.

(3) If any person who is required to register pursuant to this section changes his or her name, the person shall inform, in person, the law enforcement agency or agencies with which he or she is currently registered within five working days. The law enforcement agency or agencies shall forward a copy of this information to the Department of Justice within three working days of its receipt.

(g) (1) Any person who is required to register under this section based on a misdemeanor conviction or juvenile adjudication who willfully violates any requirement of this section is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding one year.

(2) Except as provided in paragraphs (5), (7), and (9), any person who is required to register under this section based on a felony conviction or juvenile adjudication who willfully violates any requirement of this section or who has a prior conviction or juvenile adjudication for the offense of failing to register under this section and who subsequently and willfully violates any requirement of this section is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

If probation is granted or if the imposition or execution of sentence is suspended, it shall be a condition of the probation or suspension that the person serve at least 90 days in a county jail. The penalty described in this paragraph shall apply whether or not the person has been released on parole or has been discharged from parole.

(3) Any person determined to be a mentally disordered sex offender or who has been found guilty in the guilt phase of trial for an offense

for which registration is required under this section, but who has been found not guilty by reason of insanity in the sanity phase of the trial, or who has had a petition sustained in a juvenile adjudication for an offense for which registration is required under this section pursuant to subdivision (d), but who has been found not guilty by reason of insanity, who willfully violates any requirement of this section is guilty of a misdemeanor and shall be punished by imprisonment in a county jail not exceeding one year. For any second or subsequent willful violation of any requirement of this section, the person is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

(4) If, after discharge from parole, the person is convicted of a felony or suffers a juvenile adjudication as specified in this subdivision, he or she shall be required to complete parole of at least one year, in addition to any other punishment imposed under this subdivision. A person convicted of a felony as specified in this subdivision may be granted probation only in the unusual case where the interests of justice would best be served. When probation is granted under this paragraph, the court shall specify on the record and shall enter into the minutes the circumstances indicating that the interests of justice would best be served by the disposition.

(5) Any person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, and who fails to verify his or her registration every 90 days as required pursuant to subparagraph (E) of paragraph (1) of subdivision (a), shall be punished by imprisonment in the state prison, or in a county jail not exceeding one year.

(6) Except as otherwise provided in paragraph (5), any person who is required to register or reregister pursuant to clause (i) of subparagraph (C) of paragraph (1) of subdivision (a) and willfully fails to comply with the requirement that he or she reregister no less than every 30 days is guilty of a misdemeanor and shall be punished by imprisonment in a county jail at least 30 days, but not exceeding six months. A person who willfully fails to comply with the requirement that he or she reregister no less than every 30 days shall not be charged with this violation more often than once for a failure to register in any period of 90 days. Any person who willfully commits a third or subsequent violation of the requirements of subparagraph (C) of paragraph (1) of subdivision (a) that he or she reregister no less than every 30 days shall be punished in accordance with either paragraph (1) or (2) of this subdivision.

(7) Any person who fails to provide proof of residence as required by subparagraph (E) of paragraph (2) of subdivision (e), regardless of the offense upon which the duty to register is based, is guilty of a

misdemeanor punishable by imprisonment in a county jail not exceeding six months.

(8) Any person who is required to register under this section who willfully violates any requirement of this section is guilty of a continuing offense as to each requirement he or she violated.

(9) In addition to any other penalty imposed under this subdivision, the failure to provide information required on registration and reregistration forms of the Department of Justice, or the provision of false information, is a crime punishable by imprisonment in a county jail for a period not exceeding one year.

(h) Whenever any person is released on parole or probation and is required to register under this section but fails to do so within the time prescribed, the parole authority, the Youthful Offender Parole Board, or the court, as the case may be, shall order the parole or probation of the person revoked. For purposes of this subdivision, "parole authority" has the same meaning as described in Section 3000.

(i) Except as provided in Sections 290.01, 290.4, and 290.45, the statements, photographs, and fingerprints required by this section shall not be open to inspection by the public or by any person other than a regularly employed peace officer or other law enforcement officer.

(j) In any case in which a person who would be required to register pursuant to this section for a felony conviction is to be temporarily sent outside the institution where he or she is confined on any assignment within a city or county including firefighting, disaster control, or of whatever nature the assignment may be, the local law enforcement agency having jurisdiction over the place or places where the assignment shall occur shall be notified within a reasonable time prior to removal from the institution. This subdivision shall not apply to any person who is temporarily released under guard from the institution where he or she is confined.

(k) As used in this section, "mentally disordered sex offender" includes any person who has been determined to be a sexual psychopath or a mentally disordered sex offender under any provision which, on or before January 1, 1976, was contained in Division 6 (commencing with Section 6000) of the Welfare and Institutions Code.

(l) (1) Every person who, prior to January 1, 1997, is required to register under this section, shall be notified whenever he or she next reregisters of the reduction of the registration period from 14 to 5 working days. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notification shall be a defense against the penalties prescribed by subdivision (g) if the person did register within 14 days.

(2) Every person who, as a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, is required to verify his or her registration every 90 days, shall be notified wherever he or she next registers of his or her increased registration obligations. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notice shall be a defense against the penalties prescribed by paragraph (5) of subdivision (g).

(m) The registration provisions of this section are applicable to every person described in this section, without regard to when his or her crime or crimes were committed or his or her duty to register pursuant to this section arose, and to every offense described in this section, regardless of when it was committed.

SEC. 1.5. Section 290 of the Penal Code is amended to read:

290. (a) (1) (A) Every person described in paragraph (2), for the rest of his or her life while residing in California, or while attending school or working in California, as described in subparagraph (G), shall be required to register with the chief of police of the city in which he or she is residing, or the sheriff of the county if he or she is residing in an unincorporated area or city that has no police department, and, additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is residing upon the campus or in any of its facilities, within five working days of coming into, or changing his or her residence within, any city, county, or city and county, or campus in which he or she temporarily resides.

(B) If the person who is registering has more than one residence address at which he or she regularly resides, he or she shall register in accordance with subparagraph (A) in each of the jurisdictions in which he or she regularly resides, regardless of the number of days or nights spent there. If all of the addresses are within the same jurisdiction, the person shall provide the registering authority with all of the addresses where he or she regularly resides.

(C) Every person described in paragraph (2), for the rest of his or her life while living as a transient in California shall be required to register, as follows:

(i) A transient must register, or reregister if the person has previously registered, within five working days from release from incarceration, placement or commitment, or release on probation, pursuant to paragraph (1) of subdivision (a), except that if the person previously registered as a transient less than 30 days from the date of his or her release from incarceration, he or she does not need to reregister as a transient until his or her next required 30-day update of registration. If a transient is not physically present in any one jurisdiction for five consecutive working

days, he or she must register in the jurisdiction in which he or she is physically present on the fifth working day following release, pursuant to paragraph (1) of subdivision (a). Beginning on or before the 30th day following initial registration upon release, a transient must reregister no less than once every 30 days thereafter. A transient shall register with the chief of police of the city in which he or she is physically present within that 30-day period, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, and additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is physically present upon the campus or in any of its facilities. A transient must reregister no less than once every 30 days regardless of the length of time he or she has been physically present in the particular jurisdiction in which he or she reregisters. If a transient fails to reregister within any 30-day period, he or she may be prosecuted in any jurisdiction in which he or she is physically present.

(ii) A transient who moves to a residence shall have five working days within which to register at that address, in accordance with subparagraph (A) of paragraph (1) of subdivision (a). A person registered at a residence address in accordance with subparagraph (A) of paragraph (1) of subdivision (a), who becomes transient shall have five working days within which to reregister as a transient in accordance with clause (i).

(iii) Beginning on his or her first birthday following registration, a transient shall register annually, within five working days of his or her birthday, to update his or her registration with the entities described in clause (i). A transient shall register in whichever jurisdiction he or she is physically present on that date. At the 30-day updates and the annual update, a transient shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e), and the information specified in clause (iv).

(iv) A transient shall, upon registration and reregistration, provide current information as required on the Department of Justice registration forms, and shall also list the places where he or she sleeps, eats, works, frequents, and engages in leisure activities. If a transient changes or adds to the places listed on the form during the 30-day period, he or she does not need to report the new place or places until the next required reregistration.

(v) Failure to comply with the requirement of reregistering every 30 days following initial registration pursuant to clause (i) of this subparagraph shall be punished in accordance with paragraph (6) of subdivision (g). Failure to comply with any other requirement of this



section shall be punished in accordance with either paragraph (1) or (2) of subdivision (g).

(vi) A transient who moves out of state shall inform, in person, the chief of police in the city in which he or she is physically present, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, within five working days, of his or her move out of state. The transient shall inform that registering agency of his or her planned destination, residence or transient location out of state, and any plans he or she has to return to California, if known. The law enforcement agency shall, within three days after receipt of this information, forward a copy of the change of location information to the Department of Justice. The department shall forward appropriate registration data to the law enforcement agency having local jurisdiction of the new place of residence or location.

(vii) For purposes of this section, "transient" means a person who has no residence. "Residence" means one or more addresses at which a person regularly resides, regardless of the number of days or nights spent there, such as a shelter or structure that can be located by a street address, including, but not limited to, houses, apartment buildings, motels, hotels, homeless shelters, and recreational and other vehicles.

(viii) The transient registrant's duty to update his or her registration no less than every 30 days shall begin with his or her second transient update following the date this subdivision became effective.

(D) Beginning on his or her first birthday following registration or change of address, the person shall be required to register annually, within five working days of his or her birthday, to update his or her registration with the entities described in subparagraph (A). At the annual update, the person shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e).

(E) In addition, every person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, shall, after his or her release from custody, verify his or her address no less than once every 90 days and place of employment, including the name and address of the employer, in a manner established by the Department of Justice.

(F) No entity shall require a person to pay a fee to register or update his or her registration pursuant to this section. The registering agency shall submit registrations, including annual updates or changes of address, directly into the Department of Justice Violent Crime Information Network (VCIN).

(G) Persons required to register in their state of residence who are out-of-state residents employed, or carrying on a vocation in California on a full-time or part-time basis, with or without compensation, for more than 14 days, or for an aggregate period exceeding 30 days in a calendar year, shall register in accordance with subparagraph (A). Persons described in paragraph (2) who are out-of-state residents enrolled in any educational institution in California, as defined in Section 22129 of the Education Code, on a full-time or part-time basis, shall register in accordance with subparagraph (A). The place where the out-of-state resident is located, for purposes of registration, shall be the place where the person is employed, carrying on a vocation, or attending school. The out-of-state resident subject to this subparagraph shall, in addition to the information required pursuant to subdivision (e), provide the registering authority with the name of his or her place of employment or the name of the school attended in California, and his or her address or location in his or her state of residence. The registration requirement for persons subject to this subparagraph shall become operative on November 25, 2000. The terms “employed or carries on a vocation” include employment whether or not financially compensated, volunteered, or performed for government or educational benefit.

(2) The following persons shall be required to register pursuant to paragraph (1):

(A) Any person who, since July 1, 1944, has been or is hereafter convicted in any court in this state or in any federal or military court of a violation of Section 207 or 209 committed with intent to violate Section 261, 286, 288, 288a, or 289, Section 220, except assault to commit mayhem, Section 243.4, paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, or paragraph (1) of subdivision (a) of Section 262 involving the use of force or violence for which the person is sentenced to the state prison, Section 264.1, 266, or 266c, subdivision (b) of Section 266h, subdivision (b) of Section 266i, Section 266j, 267, 269, 285, 286, 288, 288a, 288.5, or 289, Section 311.1, subdivision (b), (c), or (d) of Section 311.2, Section 311.3, 311.4, 311.10, 311.11, or 647.6, former Section 647a, subdivision (c) of Section 653f, subdivision 1 or 2 of Section 314, any offense involving lewd or lascivious conduct under Section 272, or any felony violation of Section 288.2; or any statutory predecessor that includes all elements of one of the above-mentioned offenses; or any person who since that date has been or is hereafter convicted of the attempt to commit any of the above-mentioned offenses.

(B) Any person who, since July 1, 1944, has been or hereafter is released, discharged, or paroled from a penal institution where he or she was confined because of the commission or attempted commission of one of the offenses described in subparagraph (A).

(C) Any person who, since July 1, 1944, has been or hereafter is determined to be a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code or any person who has been found guilty in the guilt phase of a trial for an offense for which registration is required by this section but who has been found not guilty by reason of insanity in the sanity phase of the trial.

(D) (i) Any person who, since July 1, 1944, has been, or is hereafter convicted in any other court, including any state, federal, or military court, of any offense that, if committed or attempted in this state, would have been punishable as one or more of the offenses described in subparagraph (A).

(ii) Any person ordered by any other court, including any state, federal, or military court, to register as a sex offender for any offense, if the court found at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification.

(iii) Except as provided in clause (iv), any person who would be required to register while residing in the state of conviction for a sex offense committed in that state.

(iv) Clause (iii) shall not apply to a person required to register in the state of conviction if the conviction was for the equivalent of one of the following offenses, and the person is not subject to clause (i):

(I) Indecent exposure, pursuant to Section 314.

(II) Unlawful sexual intercourse, pursuant to Section 261.5.

(III) Incest, pursuant to Section 285.

(IV) Sodomy, pursuant to Section 286, or oral copulation, pursuant to Section 288a, provided that the offender notifies the Department of Justice that the sodomy or oral copulation conviction was for conduct between consenting adults, as described in subparagraph (F) of paragraph (2) of subdivision (a), and the department is able, upon the exercise of reasonable diligence, to verify that fact.

(E) Any person ordered by any court to register pursuant to this section for any offense not included specifically in this section if the court finds at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification. The court shall state on the record the reasons for its findings and the reasons for requiring registration.

(F) Any person required to register pursuant to any provision of this section, regardless of whether the person's conviction has been dismissed pursuant to Section 1203.4, unless the person obtains a certificate of rehabilitation and is entitled to relief from registration pursuant to Section 290.5.

(G) (i) Notwithstanding any other subdivision, a person who was convicted before January 1, 1976, under subdivision (a) of Section 286, or Section 288a, shall not be required to register pursuant to this section for that conviction if the conviction was for conduct between consenting adults that was decriminalized by Chapter 71 of the Statutes of 1975 or Chapter 1139 of the Statutes of 1976. The Department of Justice shall remove that person from the Sex Offender Registry, and the person is discharged from his or her duty to register pursuant to the following procedure:

(I) The person submits to the Department of Justice official documentary evidence, including court records or police reports, that demonstrate that the person's conviction pursuant to either of those sections was for conduct between consenting adults that was decriminalized; or

(II) The person submits to the department a declaration stating that the person's conviction pursuant to either of those sections was for consensual conduct between adults that has been decriminalized. The declaration shall be confidential and not a public record, and shall include the person's name, address, telephone number, date of birth, and a summary of the circumstances leading to the conviction, including the date of the conviction and county of the occurrence.

(III) The department shall determine whether the person's conviction was for conduct between consensual adults that has been decriminalized. If the conviction was for consensual conduct between adults that has been decriminalized, and the person has no other offenses for which he or she is required to register pursuant to this section, the department shall, within 60 days of receipt of those documents, notify the person that he or she is relieved of the duty to register, and shall notify the local law enforcement agency with which the person is registered that he or she has been relieved of the duty to register. The local law enforcement agency shall remove the person's registration from its files within 30 days of receipt of notification. If the documentary or other evidence submitted is insufficient to establish the person's claim, the department shall, within 60 days of receipt of those documents, notify the person that his or her claim cannot be established, and that the person shall continue to register pursuant to this section. The department shall provide, upon the person's request, any information relied upon by the department in making its determination that the person shall continue to register pursuant to this section. Any person whose claim has been denied by the department pursuant to this clause may petition the court to appeal the department's denial of the person's claim.

(ii) On or before July 1, 1998, the department shall make a report to the Legislature concerning the status of persons who may come under

the provisions of this subparagraph, including the number of persons who were convicted before January 1, 1976, under subdivision (a) of Section 286 or Section 288a and are required to register under this section, the average age of these persons, the number of these persons who have any subsequent convictions for a registerable sex offense, and the number of these persons who have sought successfully or unsuccessfully to be relieved of their duty to register under this section.

(b) (1) Any person who is released, discharged, or paroled from a jail, state or federal prison, school, road camp, or other institution where he or she was confined because of the commission or attempted commission of one of the offenses specified in subdivision (a) or is released from a state hospital to which he or she was committed as a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code, shall, prior to discharge, parole, or release, be informed of his or her duty to register under this section by the official in charge of the place of confinement or hospital, and the official shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to the person. The official in charge of the place of confinement or hospital shall obtain the address where the person expects to reside upon his or her discharge, parole, or release and shall report the address to the Department of Justice. The official shall at the same time forward a current photograph of the person to the Department of Justice.

(2) The official in charge of the place of confinement or hospital shall give one copy of the form to the person and shall send one copy to the Department of Justice and one copy to the appropriate law enforcement agency or agencies having jurisdiction over the place the person expects to reside upon discharge, parole, or release. If the conviction that makes the person subject to this section is a felony conviction, the official in charge shall, not later than 45 days prior to the scheduled release of the person, send one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon discharge, parole, or release; one copy to the prosecuting agency that prosecuted the person; and one copy to the Department of Justice. The official in charge of the place of confinement or hospital shall retain one copy.

(c) (1) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is released on probation, shall, prior to release or discharge, be informed of the duty to register under this section by the probation department, and a probation officer shall require the person to read and

sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. The probation officer shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The probation officer shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(2) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is granted conditional release without supervised probation, or discharged upon payment of a fine, shall, prior to release or discharge, be informed of the duty to register under this section in open court by the court in which the person has been convicted, and the court shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. If the court finds that it is in the interest of the efficiency of the court, the court may assign the bailiff to require the person to read and sign forms under this section. The court shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The court shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(d) (1) Any person who, on or after January 1, 1986, is discharged or paroled from the Department of the Youth Authority to the custody of which he or she was committed after having been adjudicated a ward of the juvenile court pursuant to Section 602 of the Welfare and Institutions Code because of the commission or attempted commission of any offense described in paragraph (3) shall be subject to registration under the procedures of this section.

(2) Any person who is discharged or paroled from a facility in another state that is equivalent to the Department of the Youth Authority, to the custody of which he or she was committed because of an offense which, if committed or attempted in this state, would have been punishable as one or more of the offenses described in paragraph (3), shall be subject to registration under the procedures of this section.

(3) Any person described in this subdivision who committed an offense in violation of any of the following provisions shall be required to register pursuant to this section:

(A) Assault with intent to commit rape, sodomy, oral copulation, or any violation of Section 264.1, 288, or 289 under Section 220.

(B) Any offense defined in paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, Section 264.1, 266c, or 267, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 286, Section 288 or 288.5, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 288a, subdivision (a) of Section 289, or Section 647.6.

(C) A violation of Section 207 or 209 committed with the intent to violate Section 261, 286, 288, 288a, or 289.

(4) Prior to discharge or parole from the Department of the Youth Authority, any person who is subject to registration under this subdivision shall be informed of the duty to register under the procedures set forth in this section. Department of the Youth Authority officials shall transmit the required forms and information to the Department of Justice.

(5) All records specifically relating to the registration in the custody of the Department of Justice, law enforcement agencies, and other agencies or public officials shall be destroyed when the person who is required to register has his or her records sealed under the procedures set forth in Section 781 of the Welfare and Institutions Code. This subdivision shall not be construed as requiring the destruction of other criminal offender or juvenile records relating to the case that are maintained by the Department of Justice, law enforcement agencies, the juvenile court, or other agencies and public officials unless ordered by a court under Section 781 of the Welfare and Institutions Code.

(e) (1) On or after January 1, 1998, upon incarceration, placement, or commitment, or prior to release on probation, any person who is required to register under this section shall preregister. The preregistering official shall be the admitting officer at the place of incarceration, placement, or commitment, or the probation officer if the person is to be released on probation. The preregistration shall consist of all of the following:

(A) A preregistration statement in writing, signed by the person, giving information that shall be required by the Department of Justice.

(B) The fingerprints and a current photograph of the person.

(C) Any person who is preregistered pursuant to this subdivision is required to be preregistered only once.

(2) A person described in paragraph (2) of subdivision (a) shall register, or reregister if the person has previously registered, upon release from incarceration, placement, commitment, or release on probation

pursuant to paragraph (1) of subdivision (a). The registration shall consist of all of the following:

(A) A statement in writing signed by the person, giving information as shall be required by the Department of Justice and giving the name and address of the person's employer, and the address of the person's place of employment if that is different from the employer's main address.

(B) The fingerprints and a current photograph of the person taken by the registering official.

(C) The license plate number of any vehicle owned by, regularly driven by, or registered in the name of the person.

(D) Notice to the person that, in addition to the requirements of paragraph (4), he or she may have a duty to register in any other state where he or she may relocate.

(E) Copies of adequate proof of residence, which shall be limited to a California driver's license, California identification card, recent rent or utility receipt, printed personalized checks or other recent banking documents showing that person's name and address, or any other information that the registering official believes is reliable. If the person has no residence and no reasonable expectation of obtaining a residence in the foreseeable future, the person shall so advise the registering official and shall sign a statement provided by the registering official stating that fact. Upon presentation of proof of residence to the registering official or a signed statement that the person has no residence, the person shall be allowed to register. If the person claims that he or she has a residence but does not have any proof of residence, he or she shall be allowed to register but shall furnish proof of residence within 30 days of the date he or she is allowed to register.

(3) Within three days thereafter, the preregistering official or the registering law enforcement agency or agencies shall forward the statement, fingerprints, photograph, and vehicle license plate number, if any, to the Department of Justice.

(f) (1) (A) Any person who was last registered at a residence address pursuant to this section who changes his or her residence address, whether within the jurisdiction in which he or she is currently registered or to a new jurisdiction inside or outside the state, shall, in person, within five working days of the move, inform the law enforcement agency or agencies with which he or she last registered of the move, the new address or transient location, if known, and any plans he or she has to return to California.

(B) If the person does not know the new residence address or location at the time of the move, the registrant shall, in person, within five working days of the move, inform the last registering agency or agencies that he



or she is moving. The person shall later notify the last registering agency or agencies, in writing, sent by certified or registered mail, of the new address or location within five working days of moving into the new residence address or location, whether temporary or permanent.

(C) The law enforcement agency or agencies shall, within three working days after receipt of this information, forward a copy of the change of address information to the Department of Justice. The Department of Justice shall forward appropriate registration data to the law enforcement agency or agencies having local jurisdiction of the new place of residence.

(2) If the person's new address is in a Department of the Youth Authority facility or a state prison or state mental institution, an official of the place of incarceration, placement, or commitment shall, within 90 days of receipt of the person, forward the registrant's change of address information to the Department of Justice. The agency need not provide a physical address for the registrant but shall indicate that he or she is serving a period of incarceration or commitment in a facility under the agency's jurisdiction. This paragraph shall apply to persons received in a Department of the Youth Authority facility or a state prison or state mental institution on or after January 1, 1999. The Department of Justice shall forward the change of address information to the agency with which the person last registered.

(3) If any person who is required to register pursuant to this section changes his or her name, the person shall inform, in person, the law enforcement agency or agencies with which he or she is currently registered within five working days. The law enforcement agency or agencies shall forward a copy of this information to the Department of Justice within three working days of its receipt.

(g) (1) Any person who is required to register under this section based on a misdemeanor conviction or juvenile adjudication who willfully violates any requirement of this section is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding one year.

(2) Except as provided in paragraphs (5), (7), and (9), any person who is required to register under this section based on a felony conviction or juvenile adjudication who willfully violates any requirement of this section or who has a prior conviction or juvenile adjudication for the offense of failing to register under this section and who subsequently and willfully violates any requirement of this section is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

If probation is granted or if the imposition or execution of sentence is suspended, it shall be a condition of the probation or suspension that the person serve at least 90 days in a county jail. The penalty described in

this paragraph shall apply whether or not the person has been released on parole or has been discharged from parole.

(3) Any person determined to be a mentally disordered sex offender or who has been found guilty in the guilt phase of trial for an offense for which registration is required under this section, but who has been found not guilty by reason of insanity in the sanity phase of the trial, or who has had a petition sustained in a juvenile adjudication for an offense for which registration is required under this section pursuant to subdivision (d), but who has been found not guilty by reason of insanity, who willfully violates any requirement of this section is guilty of a misdemeanor and shall be punished by imprisonment in a county jail not exceeding one year. For any second or subsequent willful violation of any requirement of this section, the person is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

(4) If, after discharge from parole, the person is convicted of a felony or suffers a juvenile adjudication as specified in this subdivision, he or she shall be required to complete parole of at least one year, in addition to any other punishment imposed under this subdivision. A person convicted of a felony as specified in this subdivision may be granted probation only in the unusual case where the interests of justice would best be served. When probation is granted under this paragraph, the court shall specify on the record and shall enter into the minutes the circumstances indicating that the interests of justice would best be served by the disposition.

(5) Any person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, and who fails to verify his or her registration every 90 days as required pursuant to subparagraph (E) of paragraph (1) of subdivision (a), shall be punished by imprisonment in the state prison, or in a county jail not exceeding one year.

(6) Except as otherwise provided in paragraph (5), any person who is required to register or reregister pursuant to clause (i) of subparagraph (C) of paragraph (1) of subdivision (a) and willfully fails to comply with the requirement that he or she reregister no less than every 30 days is guilty of a misdemeanor and shall be punished by imprisonment in a county jail at least 30 days, but not exceeding six months. A person who willfully fails to comply with the requirement that he or she reregister no less than every 30 days shall not be charged with this violation more often than once for a failure to register in any period of 90 days. Any person who willfully commits a third or subsequent violation of the requirements of subparagraph (C) of paragraph (1) of subdivision (a)

that he or she reregister no less than every 30 days shall be punished in accordance with either paragraph (1) or (2) of this subdivision.

(7) Any person who fails to provide proof of residence as required by subparagraph (E) of paragraph (2) of subdivision (e), regardless of the offense upon which the duty to register is based, is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding six months.

(8) Any person who is required to register under this section who willfully violates any requirement of this section is guilty of a continuing offense as to each requirement he or she violated.

(9) In addition to any other penalty imposed under this subdivision, the failure to provide information required on registration and reregistration forms of the Department of Justice, or the provision of false information, is a crime punishable by imprisonment in a county jail for a period not exceeding one year.

(h) Whenever any person is released on parole or probation and is required to register under this section but fails to do so within the time prescribed, the parole authority, the Youthful Offender Parole Board, or the court, as the case may be, shall order the parole or probation of the person revoked. For purposes of this subdivision, "parole authority" has the same meaning as described in Section 3000.

(i) Except as otherwise provided by law, the statements, photographs, and fingerprints required by this section shall not be open to inspection by the public or by any person other than a regularly employed peace officer or other law enforcement officer.

(j) In any case in which a person who would be required to register pursuant to this section for a felony conviction is to be temporarily sent outside the institution where he or she is confined on any assignment within a city or county including firefighting, disaster control, or of whatever nature the assignment may be, the local law enforcement agency having jurisdiction over the place or places where the assignment shall occur shall be notified within a reasonable time prior to removal from the institution. This subdivision shall not apply to any person who is temporarily released under guard from the institution where he or she is confined.

(k) As used in this section, "mentally disordered sex offender" includes any person who has been determined to be a sexual psychopath or a mentally disordered sex offender under any provision which, on or before January 1, 1976, was contained in Division 6 (commencing with Section 6000) of the Welfare and Institutions Code.

(l) (1) Every person who, prior to January 1, 1997, is required to register under this section, shall be notified whenever he or she next reregisters of the reduction of the registration period from 14 to 5 working

days. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notification shall be a defense against the penalties prescribed by subdivision (g) if the person did register within 14 days.

(2) Every person who, as a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, is required to verify his or her registration every 90 days, shall be notified wherever he or she next registers of his or her increased registration obligations. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notice shall be a defense against the penalties prescribed by paragraph (5) of subdivision (g).

(m) The registration provisions of this section are applicable to every person described in this section, without regard to when his or her crime or crimes were committed or his or her duty to register pursuant to this section arose, and to every offense described in this section, regardless of when it was committed.

SEC. 2. Section 290.1 of the Penal Code is repealed.

SEC. 3. Section 1203.4 of the Penal Code is amended to read:

1203.4. (a) In any case in which a defendant has fulfilled the conditions of probation for the entire period of probation, or has been discharged prior to the termination of the period of probation, or in any other case in which a court, in its discretion and the interests of justice, determines that a defendant should be granted the relief available under this section, the defendant shall, at any time after the termination of the period of probation, if he or she is not then serving a sentence for any offense, on probation for any offense, or charged with the commission of any offense, be permitted by the court to withdraw his or her plea of guilty or plea of nolo contendere and enter a plea of not guilty; or, if he or she has been convicted after a plea of not guilty, the court shall set aside the verdict of guilty; and, in either case, the court shall thereupon dismiss the accusations or information against the defendant and except as noted below, he or she shall thereafter be released from all penalties and disabilities resulting from the offense of which he or she has been convicted, except as provided in Section 13555 of the Vehicle Code. The probationer shall be informed, in his or her probation papers, of this right and privilege and his or her right, if any, to petition for a certificate of rehabilitation and pardon. The probationer may make the application and change of plea in person or by attorney, or by the probation officer authorized in writing. However, in any subsequent prosecution of the defendant for any other offense, the prior conviction may be pleaded and proved and shall have the same effect as if probation had not been granted or the accusation or information dismissed. The order shall state, and the probationer shall be informed, that the order does not relieve

him or her of the obligation to disclose the conviction in response to any direct question contained in any questionnaire or application for public office, for licensure by any state or local agency, or for contracting with the California State Lottery.

Dismissal of an accusation or information pursuant to this section does not permit a person to own, possess, or have in his or her custody or control any firearm or prevent his or her conviction under Section 12021.

Except as provided in Section 290.5, the dismissal of an accusation or information pursuant to this section shall not relieve a person who is convicted of a sex offense for which registration is required under Section 290 from the duty to register under that section.

This subdivision shall apply to all applications for relief under this section which are filed on or after November 23, 1970.

(b) Subdivision (a) of this section does not apply to any misdemeanor that is within the provisions of subdivision (b) of Section 42001 of the Vehicle Code, to any violation of subdivision (c) of Section 286, Section 288, subdivision (c) of Section 288a, Section 288.5, or subdivision (j) of Section 289, any felony conviction pursuant to subdivision (d) of Section 261.5, or to any infraction.

(c) A person who petitions for a change of plea or setting aside of a verdict under this section may be required to reimburse the county for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the county board of supervisors not to exceed one hundred twenty dollars (\$120), and to reimburse any city for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the city council not to exceed one hundred twenty dollars (\$120). Ability to make this reimbursement shall be determined by the court using the standards set forth in paragraph (2) of subdivision (g) of Section 987.8 and shall not be a prerequisite to a person's eligibility under this section. The court may order reimbursement in any case in which the petitioner appears to have the ability to pay, without undue hardship, all or any portion of the cost for services established pursuant to this subdivision.

(d) No relief shall be granted under this section unless the prosecuting attorney has been given 15 days' notice of the petition for relief. The probation officer shall notify the prosecuting attorney when a petition is filed, pursuant to this section.

It shall be presumed that the prosecuting attorney has received notice if proof of service is filed with the court.

(e) If, after receiving notice pursuant to subdivision (d), the prosecuting attorney fails to appear and object to a petition for dismissal,

the prosecuting attorney may not move to set aside or otherwise appeal the grant of that petition.

(f) Notwithstanding the above provisions or any other provision of law, the Governor shall have the right to pardon a person convicted of a violation of subdivision (c) of Section 286, Section 288, subdivision (c) of Section 288a, Section 288.5, or subdivision (j) of Section 289, if there are extraordinary circumstances.

SEC. 4. Section 1.5 of this bill incorporates amendments to Section 290 of the Penal Code proposed by this bill and AB 1323. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 290 of the Penal Code, and (3) this bill is enacted after AB 1323, in which case Section 290 of the Penal Code, as amended by AB 1323, shall remain operative only until the operative date of this bill, at which time Section 1.5 of this bill shall become operative, and Section 1 of this bill shall not become operative.

SEC. 5. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 705

An act to amend Sections 68085, 68085.7, and 68085.8 of, and to add Section 68085.9 to, the Government Code, and to amend Sections 1203.4, 1203.45, and 1214.1 of the Penal Code, relating to courts, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 68085 of the Government Code, as amended by Section 42 of Chapter 74 of the Statutes of 2005, is amended to read:  
68085. (a) (1) There is hereby established the Trial Court Trust Fund, the proceeds of which shall be apportioned at least quarterly for the purpose of funding trial court operations, as defined in Section 77003. Apportionment payments may not exceed 30 percent of the total annual apportionment to the Trial Court Trust Fund for state trial court funding in any 90-day period.

(2) The apportionment payments shall be made by the Controller. The final payment from the Trial Court Trust Fund for each fiscal year shall be made on or before August 31 of the subsequent fiscal year.

(3) If apportionment payments are made on a quarterly basis, the payments shall be on July 15, October 15, January 15, and April 15. In addition to quarterly payments, a final payment from the Trial Court Trust Fund for each fiscal year may be made on or before August 31 of the subsequent fiscal year.

(4) Notwithstanding any other provision of law, in order to promote statewide efficiency, the Judicial Council may authorize the direct payment or reimbursement or both of actual costs from the Trial Court Trust Fund or the Trial Court Improvement Fund to fund administrative infrastructure within the Administrative Office of the Courts, such as legal services, financial services, information systems services, human resource services, and support services, for one or more participating courts upon appropriation of funding for these purposes in the annual Budget Act. The amount of appropriations from the Trial Court Improvement Fund under this subdivision may not exceed 20 percent of the amount deposited in the Trial Court Improvement Fund pursuant to subdivision (a) of Section 77205. Upon prior written approval of the Director of Finance, the Judicial Council may also authorize an increase in any reimbursements or direct payments in excess of the amount appropriated in the annual Budget Act. For any increases in reimbursements or direct payments within the fiscal year that exceed two hundred thousand dollars (\$200,000), the Director of Finance shall provide notification in writing of any approval granted under this section, not less than 30 days prior to the effective date of that approval, to the chairperson of the committee in each house of the Legislature that considers appropriations, the chairpersons of the committees and the appropriate subcommittees in each house of the Legislature that consider the annual Budget Act, and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance, determine. The direct payment or reimbursement of costs from the Trial Court Trust Fund may be supported by the reduction of a participating court's allocation from the Trial Court Trust Fund to the extent that the court's expenditures for the program are reduced and the court is supported by the program. The Judicial Council shall provide the affected trial courts with quarterly reports on expenditures from the Trial Court Trust Fund incurred as authorized by this subdivision. The Judicial Council shall establish procedures to provide for the administration of this paragraph in a way that promotes

the effective, efficient, reliable, and accountable operation of the trial courts.

(b) Notwithstanding any other provision of law, the fees listed in subdivision (c) shall all be deposited upon collection in a special account in the county treasury, and transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

(c) (1) Except as specified in subdivision (d), this section applies to all fees collected pursuant to Sections 631.3, 116.230, and 403.060 of the Code of Civil Procedure and Sections 26820.4, 26823, 26826, 26826.01, 26827, 26827.4, 26830, 26832.1, 26833.1, 26835.1, 26836.1, 26837.1, 26838, 26850.1, 26851.1, 26852.1, 26853.1, 26855.4, 26862, 68086, 72055, 72056, 72056.01, and 72060.

(2) Notwithstanding any other provision of law, except as specified in subdivision (d) of this section and subdivision (a) of Section 68085.7, this section applies to all fees and fines collected pursuant to Sections 116.390, 116.570, 116.760, 116.860, 177.5, 491.150, 704.750, 708.160, 724.100, 1134, 1161.2, and 1218 of the Code of Civil Procedure, Sections 26824, 26828, 26829, 26834, and 72059 of this code, and subdivisions (b) and (c) of Section 166 and Section 1214.1 of the Penal Code.

(3) If any of the fees provided for in this subdivision are partially waived by court order, and the fee is to be divided between the Trial Court Trust Fund and any other fund, the amount of the partial waiver shall be deducted from the amount to be distributed to each fund in the same proportion as the amount of each distribution bears to the total amount of the fee.

(d) This section does not apply to that portion of a filing fee collected pursuant to Section 26820.4, 26826, 26827, 72055, or 72056 which is allocated for dispute resolution pursuant to Section 470.3 of the Business and Professions Code, the county law library pursuant to Section 6320 of the Business and Professions Code, the Judges' Retirement Fund pursuant to Section 26822.3, automated recordkeeping or conversion to micrographics pursuant to Sections 26863 and 68090.7, and courthouse financing pursuant to Section 76238. This section also does not apply to fees collected pursuant to subdivisions (a) and (c) of Section 27361.

(e) This section applies to all payments required to be made to the State Treasury by any county or city and county pursuant to Section 77201, 77201.1, or 77205.

(f) Notwithstanding any other provision of law, no agency may take action to change the amounts allocated to any of the funds described in subdivision (a), (b), (c), or (d).

(g) The Judicial Council shall reimburse the Controller for the actual administrative costs that will be incurred under this section. Costs



reimbursed under this section shall be determined on an annual basis in consultation with the Judicial Council.

(h) Any amounts required to be transmitted by a county or city and county to the state pursuant to this section shall be remitted to the Controller no later than 45 days after the end of the month in which the fees were collected. This remittance shall be accompanied by a remittance advice identifying the collection month and the appropriate account in the Trial Court Trust Fund to which it is to be deposited. Any remittance that is not made by the county or city and county in accordance with this section shall be considered delinquent, and subject to the penalties specified in this section.

(i) Upon receipt of any delinquent payment required pursuant to this section, the Controller shall calculate a penalty on any delinquent payment by multiplying the amount of the delinquent payment at a daily rate equivalent to 1½ percent per month for the number of days the payment is delinquent. Notwithstanding Section 77009, any penalty on a delinquent payment that a court is required to reimburse to a county's general fund pursuant to this section and Section 24353 shall be paid from the Trial Court Operations Fund for that court.

(j) Penalty amounts calculated pursuant to subdivision (i) shall be paid by the county to the Trial Court Trust Fund no later than 45 days after the end of the month in which the penalty was calculated.

(k) The Trial Court Trust Fund shall be invested in the Surplus Money Investment Fund and all interest earned shall be allocated to the Trial Court Trust Fund quarterly and shall be allocated among the courts in accordance with the requirements of subdivision (a). The specific allocations shall be specified by the Judicial Council.

(l) It is the intent of the Legislature that the revenues required to be deposited into the Trial Court Trust Fund be remitted as soon after collection by the courts as possible.

SEC. 2. Section 68085.7 of the Government Code is amended to read:

68085.7. (a) (1) Notwithstanding any other provision of law, Section 68085.5 does not apply to the following fees and fines collected on or after July 1, 2005: any fees and fines specified in subdivision (a) or (b) of Section 68085.5, Section 177.5 or 1218 of the Code of Civil Procedure, or Section 166 or 1214.1 of the Penal Code. Commencing July 1, 2005, these fees and fines shall be distributed as provided by Section 68085, except that the fees listed in subdivision (b) of Section 68085.5 and the fee in Section 1835 of the Probate Code shall be distributed to the court or the county, whichever provided the services for which the fee is charged or incurred the costs reimbursed by the fee.

(2) Notwithstanding any other provision of law, until January 1, 2006, upon direction of the Administrative Office of the Courts, the court and the county shall deposit the money each collects under the sections listed in paragraph (2) of subdivision (c) of Section 68085 as soon as practicable after collection and on a regular basis into a bank account established for this purpose and specified by the Administrative Office of the Courts. The deposits shall be made as required by rules adopted by and financial policies and procedures authorized by the Judicial Council under subdivision (a) of Section 77206 of the Government Code. Within 15 days after the end of the month in which the money is collected, the court and the county each shall provide the Administrative Office of the Courts with a report of the money it collects, as specified by the Administrative Office of the Courts. The money shall be transmitted to the State Controller for deposit in the Trial Court Trust Fund by the Administrative Office of the Courts.

(3) Commencing January 1, 2006, the fees and fines listed in Section 68085.5 shall be distributed as provided by Section 68085.1, or if no provision is made in Section 68085.1, as specified in the section that provides for the fee or fine. The fees in Sections 26840.1, 26847, 26854, 26855.1, 26855.2, and 27293 shall be distributed to the county.

(b) Commencing July 1, 2005, in each fiscal year, the amount of each county's annual remittance to the state Trial Court Trust Fund under paragraph (2) of subdivision (b) of Section 77201.1 shall be reduced by the amount that the county received from civil assessments under Section 1214.1 of the Penal Code, after deducting the cost of collecting those civil assessments as defined in subdivision (f), in the 2003-04 fiscal year. The reduction provided by this subdivision for the 2005-06 fiscal year shall apply only to a county that transmits to the Trial Court Trust Fund any money received by the county between July 1, 2005, and the effective date of this section that would have been transmitted to the Trial Court Trust Fund pursuant to subdivision (a), and the amendments to Section 68085 of this code and Section 1214.1 of the Penal Code, if this section had been effective on July 1, 2005.

(c) The amount of the reduction under this section for each county shall be determined by agreement between the Administrative Office of the Courts (AOC) and the California State Association of Counties (CSAC). Each county and each superior court shall exchange relevant factual information to determine and jointly report to the AOC and the CSAC the total amount the county received from civil assessments for the 2003-04 fiscal year, both gross and net after costs, on or before August 31, 2005. If the court and the county do not agree on the amount, the court and the county shall each report the amount each believes is correct to the AOC and the CSAC on or before August 31, 2005.

(d) The AOC and the CSAC shall agree on the amount of the reduction for each county under this section on or before October 31, 2005. If a court or county disagrees with the amount agreed to by the AOC and the CSAC for that county, the court or county may appeal to the AOC and the CSAC for an adjustment. The AOC and the CSAC shall determine whether to make any requested adjustment.

(e) If the AOC and the CSAC do not agree on the amount of the reduction for a county, they may request a mutually agreed-upon third party to arbitrate and determine the amount. The amount shall be determined on or before December 31, 2005.

(f) Guidelines of the Controller shall apply to the determination of revenues from civil assessments under Section 1214.1 of the Penal Code. The costs of collecting civil assessments applied in determining net civil assessments are only those costs used to collect those civil assessments.

SEC. 3. Section 68085.8 of the Government Code is amended to read:

68085.8. (a) On or before December 31, 2005, the Administrative Office of the Courts (AOC) and the California State Association of Counties (CSAC) shall complete an initial review of the impact upon individual counties and courts of the changes in revenue distributions and payment obligations under Sections 68085.6, and 68085.7 for the purpose of correcting inequities that may result from these changes. The AOC and CSAC shall work with counties and courts to develop and implement procedures to correct inequities resulting from either the implementation of these changes or any changes in the provision of services or benefits under any of the following circumstances:

(1) Institution of new civil assessment programs after the 2003-04 fiscal year.

(2) Substantial impacts on memoranda of understanding or other agreements that are existing or pending as of June 10, 2005, or practices in effect at that time, which agreements and practices contemplate the use of revenues transferred under the act that added this section.

(3) The demonstration by clear evidence that the information used as the basis for determining a reduction under Section 68085.7, or for determining a county's obligation under Section 68085.6, results in an inequity, and that the inequity imposes an undue hardship on the court or county.

(b) Inequities may be corrected by one or more of the following mechanisms:

(1) Adjustment of the reduction under subdivision (b) of Section 68085.7.

(2) Adjustment of the amount of a county's obligation under subdivision (a) of Section 68085.6.

(3) Adjustment of allocations to a trial court from the Trial Court Trust Fund under subdivision (a) of Section 68085.

(4) If necessary, with agreement of the court and county, adjustments of the rights and duties of the parties under memoranda of understanding or other agreements or practices.

The adjustments under paragraphs (1) to (4), inclusive, may be temporary or permanent. Adjustments under this section shall be made only with the mutual agreement of the AOC and CSAC.

SEC. 4. Section 68085.9 is added to the Government Code, to read:

68085.9. Notwithstanding any other provision of law requiring a trial court or officer of a trial court to deposit money received by the court or officer into the county treasury or with the county treasurer, including but not limited to Sections 24353, 68085, 68085.5, and 68101 of this code and Section 1463.001 of the Penal Code, the court or officer, with the consent of the county and the Administrative Director of the Courts, may deposit all money required to be deposited into the county treasury or with the county treasurer into a bank account established by the Administrative Office of the Courts separate from the county treasury. Money collected pursuant to Section 68085.1 of this code shall be deposited as provided in that section. The Judicial Council, with the consent of the county, may require the court and officer to deposit money into a bank account established by the Administrative Office of the Courts separate from the county treasury.

SEC. 5. Section 1203.4 of the Penal Code is amended to read:

1203.4. (a) In any case in which a defendant has fulfilled the conditions of probation for the entire period of probation, or has been discharged prior to the termination of the period of probation, or in any other case in which a court, in its discretion and the interests of justice, determines that a defendant should be granted the relief available under this section, the defendant shall, at any time after the termination of the period of probation, if he or she is not then serving a sentence for any offense, on probation for any offense, or charged with the commission of any offense, be permitted by the court to withdraw his or her plea of guilty or plea of nolo contendere and enter a plea of not guilty; or, if he or she has been convicted after a plea of not guilty, the court shall set aside the verdict of guilty; and, in either case, the court shall thereupon dismiss the accusations or information against the defendant and except as noted below, he or she shall thereafter be released from all penalties and disabilities resulting from the offense of which he or she has been convicted, except as provided in Section 13555 of the Vehicle Code. The probationer shall be informed, in his or her probation papers, of this right and privilege and his or her right, if any, to petition for a certificate of rehabilitation and pardon. The probationer may make the application

and change of plea in person or by attorney, or by the probation officer authorized in writing. However, in any subsequent prosecution of the defendant for any other offense, the prior conviction may be pleaded and proved and shall have the same effect as if probation had not been granted or the accusation or information dismissed. The order shall state, and the probationer shall be informed, that the order does not relieve him or her of the obligation to disclose the conviction in response to any direct question contained in any questionnaire or application for public office, for licensure by any state or local agency, or for contracting with the California State Lottery.

Dismissal of an accusation or information pursuant to this section does not permit a person to own, possess, or have in his or her custody or control any firearm or prevent his or her conviction under Section 12021.

This subdivision shall apply to all applications for relief under this section which are filed on or after November 23, 1970.

(b) Subdivision (a) of this section does not apply to any misdemeanor that is within the provisions of subdivision (b) of Section 42001 of the Vehicle Code, to any violation of subdivision (c) of Section 286, Section 288, subdivision (c) of Section 288a, Section 288.5, or subdivision (j) of Section 289, any felony conviction pursuant to subdivision (d) of Section 261.5, or to any infraction.

(c) A person who petitions for a change of plea or setting aside of a verdict under this section may be required to reimburse the court for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the court not to exceed one hundred twenty dollars (\$120), and to reimburse the county for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the county board of supervisors not to exceed one hundred twenty dollars (\$120), and to reimburse any city for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the city council not to exceed one hundred twenty dollars (\$120). Ability to make this reimbursement shall be determined by the court using the standards set forth in paragraph (2) of subdivision (g) of Section 987.8 and shall not be a prerequisite to a person's eligibility under this section. The court may order reimbursement in any case in which the petitioner appears to have the ability to pay, without undue hardship, all or any portion of the cost for services established pursuant to this subdivision.

(d) No relief shall be granted under this section unless the prosecuting attorney has been given 15 days' notice of the petition for relief. The probation officer shall notify the prosecuting attorney when a petition is filed, pursuant to this section.

It shall be presumed that the prosecuting attorney has received notice if proof of service is filed with the court.

(e) If, after receiving notice pursuant to subdivision (d), the prosecuting attorney fails to appear and object to a petition for dismissal, the prosecuting attorney may not move to set aside or otherwise appeal the grant of that petition.

(f) Notwithstanding the above provisions or any other provision of law, the Governor shall have the right to pardon a person convicted of a violation of subdivision (c) of Section 286, Section 288, subdivision (c) of Section 288a, Section 288.5, or subdivision (j) of Section 289, if there are extraordinary circumstances.

SEC. 6. Section 1203.45 of the Penal Code is amended to read:

1203.45. (a) In any case in which a person was under the age of 18 years at the time of commission of a misdemeanor and is eligible for, or has previously received, the relief provided by Section 1203.4 or 1203.4a, that person, in a proceeding under Section 1203.4 or 1203.4a, or a separate proceeding, may petition the court for an order sealing the record of conviction and other official records in the case, including records of arrests resulting in the criminal proceeding and records relating to other offenses charged in the accusatory pleading, whether defendant was acquitted or charges were dismissed. If the court finds that the person was under the age of 18 at the time of the commission of the misdemeanor, and is eligible for relief under Section 1203.4 or 1203.4a or has previously received that relief, it may issue its order granting the relief prayed for. Thereafter the conviction, arrest, or other proceeding shall be deemed not to have occurred, and the petitioner may answer accordingly any question relating to their occurrence.

(b) This section applies to convictions which occurred before, as well as those which occur after, the effective date of this section.

(c) This section shall not apply to offenses for which registration is required under Section 290, to violations of Division 10 (commencing with Section 11000) of the Health and Safety Code, or to misdemeanor violations of the Vehicle Code relating to operation of a vehicle or of any local ordinance relating to operation, standing, stopping, or parking of a motor vehicle.

(d) This section does not apply to a person convicted of more than one offense, whether the second or additional convictions occurred in the same action in which the conviction as to which relief is sought occurred or in another action, except in the following cases:

- (1) One of the offenses includes the other or others.
- (2) The other conviction or convictions were for the following:
  - (A) Misdemeanor violations of Chapters 1 (commencing with Section 21000) to 9 (commencing with Section 22500), inclusive, Chapter 12

(commencing with Section 23100), or Chapter 13 (commencing with Section 23250) of Division 11 of the Vehicle Code, other than Section 23103, 23104, 23152, 23153, or 23220.

(B) Violation of any local ordinance relating to the operation, stopping, standing, or parking of a motor vehicle.

(3) The other conviction or convictions consisted of any combination of paragraphs (1) and (2).

(e) This section shall apply in any case in which a person was under the age of 21 at the time of the commission of an offense as to which this section is made applicable if that offense was committed prior to March 7, 1973.

(f) In any action or proceeding based upon defamation, a court, upon a showing of good cause, may order any records sealed under this section to be opened and admitted into evidence. The records shall be confidential and shall be available for inspection only by the court, jury, parties, counsel for the parties, and any other person who is authorized by the court to inspect them. Upon the judgment in the action or proceeding becoming final, the court shall order the records sealed.

(g) A person who petitions for an order sealing a record under this section may be required to reimburse the court for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the court not to exceed one hundred twenty dollars (\$120), and to reimburse the county for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the county board of supervisors not to exceed one hundred twenty dollars (\$120), and to reimburse any city for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the city council not to exceed one hundred twenty dollars (\$120). Ability to make this reimbursement shall be determined by the court using the standards set forth in paragraph (2) of subdivision (g) of Section 987.8 and shall not be a prerequisite to a person's eligibility under this section. The court may order reimbursement in any case in which the petitioner appears to have the ability to pay, without undue hardship, all or any portion of the cost for services established pursuant to this subdivision.

SEC. 7. Section 1214.1 of the Penal Code is amended to read:

1214.1. (a) In addition to any other penalty in infraction, misdemeanor, or felony cases, the court may impose a civil assessment of up to three hundred dollars (\$300) against any defendant who fails, after notice and without good cause, to appear in court for any proceeding authorized by law or who fails to pay all or any portion of a fine ordered

by the court. This assessment shall be deposited in the Trial Court Trust Fund, as provided in Section 68085 of the Government Code.

(b) The assessment shall not become effective until at least 10 calendar days after the court mails a warning notice to the defendant by first-class mail to the address shown on the notice to appear or to the defendant's last known address. If the defendant appears within the time specified in the notice and shows good cause for the failure to appear or for the failure to pay a fine, the court shall vacate the assessment.

(c) If a civil assessment is imposed under this section, no bench warrant or warrant of arrest shall be issued with respect to the failure to appear at the proceeding for which the assessment is imposed or the failure to pay the fine. An outstanding, unserved bench warrant or warrant of arrest for a failure to appear or for a failure to pay a fine shall be recalled prior to the subsequent imposition of a civil assessment.

(d) The assessment imposed under subdivision (a) shall be subject to the due process requirements governing defense and collection of civil money judgments generally.

(e) Each court and county shall maintain the collection program that was in effect on July 1, 2005, unless otherwise agreed to by the court and county. If a court and a county do not agree on a plan for the collection of civil assessments imposed pursuant to this section, or any other collections under Section 1463.010, after the implementation of Sections 68085.6 and 68085.7 of the Government Code, the court or the county may request arbitration by a third party mutually agreed upon by the Administrative Director of the Courts and the California State Association of Counties.

SEC. 8. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are: In order to implement the Budget Act of 2005, it is necessary for this act to take effect immediately.

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## CHAPTER 706

An act to amend Section 6321 of the Business and Professions Code, to amend Section 43.55 of the Civil Code, to amend Sections 116.230, 116.330, 116.340, 116.780, 128.7, 396b, 415.21, 425.115, 998, 1141.21, and 1540 of, and to repeal and add Section 116.725 of, the Code of Civil Procedure, to amend Sections 811.9, 905, 910.4, 11135, 68085, 68085.1, 68085.4, 68086, 68086.1, 68090.8, 68511.3, 70601, 70626, 70640, 77207.5, and 77209 of, and to add Sections 905.7 and 68085.9 to, the Government Code, to amend Section 123.6 of the Labor Code, to amend



Section 1214.1 of the Penal Code, and to amend Sections 16020 and 16058.1 of the Vehicle Code, relating to courts.

[Approved by Governor October 7, 2005. Filed with Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 6321 of the Business and Professions Code, as added by Section 7 of Chapter 75 of the Statutes of 2005, is amended to read:

6321. (a) On and after January 1, 2006, as described in Section 68085.1 of the Government Code, the Administrative Office of the Courts shall make monthly distributions from superior court filing fees to the law library fund in each county in the amounts described in this section and Section 6322.1. From each first paper filing fee as provided under Section 70611, 70612, 70613, 70614, or 70670 of the Government Code, each first paper or petition filing fee in a probate matter as provided under Section 70650, 70651, 70652, 70653, 70654, 70655, 70656, or 70658 of the Government Code, Section 103470 of the Health and Safety Code, or Section 7660 of the Probate Code, each filing fee for a small claim or limited civil case appeal as provided under Section 116.760 of the Code of Civil Procedure or Section 70621 of the Government Code, and each vehicle forfeiture petition fee as provided under subdivision (e) of Section 14607.6 of the Vehicle Code, that is collected in each of the following counties, the amount indicated in this subdivision shall be paid to the law library fund in that county:

Jurisdiction	Amount
Alameda.....	\$31.00
Alpine.....	4.00
Amador.....	20.00
Butte.....	29.00
Calaveras.....	26.00
Colusa.....	17.00
Contra Costa.....	29.00
Del Norte.....	20.00
El Dorado.....	26.00
Fresno.....	31.00
Glenn.....	20.00
Humboldt.....	40.00
Imperial.....	20.00
Inyo.....	20.00

Kern.....	21.00
Kings.....	23.00
Lake.....	23.00
Lassen.....	25.00
Los Angeles.....	18.00
Madera.....	26.00
Marin.....	32.00
Mariposa.....	27.00
Mendocino.....	26.00
Merced.....	23.00
Modoc.....	20.00
Mono.....	20.00
Monterey.....	25.00
Napa.....	20.00
Nevada.....	23.00
Orange.....	29.00
Placer.....	29.00
Plumas.....	20.00
Riverside.....	26.00
Sacramento.....	44.00
San Benito.....	20.00
San Bernardino.....	23.00
San Diego.....	35.00
San Francisco.....	36.00
San Joaquin.....	23.00
San Luis Obispo.....	31.00
San Mateo.....	32.50
Santa Barbara.....	35.00
Santa Clara.....	26.00
Santa Cruz.....	29.00
Shasta.....	20.00
Sierra.....	20.00
Siskiyou.....	26.00
Solano.....	26.00
Sonoma.....	29.00
Stanislaus.....	18.00
Sutter.....	7.00
Tehama.....	20.00
Trinity.....	20.00
Tulare.....	29.00
Tuolumne.....	20.00
Ventura.....	26.00
Yolo.....	29.00

Yuba.....

7.00

(b) If a board of supervisors in any county acted before January 1, 2006, to increase the law library fee in that county effective January 1, 2006, the amount distributed to the law library fund in that county under subdivision (a) shall be increased by the amount that the board of supervisors acted to increase the fee, up to three dollars (\$3). Notwithstanding subdivision (b) of Section 6322.1, as it read on January 1, 2005, the maximum increase permitted under this subdivision in Los Angeles County is three dollars (\$3), rather than two dollars (\$2).

SEC. 2. Section 43.55 of the Civil Code is amended to read:

43.55. (a) There shall be no liability on the part of, and no cause of action shall arise against, any peace officer who makes an arrest pursuant to a warrant of arrest regular upon its face if the peace officer in making the arrest acts without malice and in the reasonable belief that the person arrested is the one referred to in the warrant.

(b) As used in this section, a “warrant of arrest regular upon its face” includes both of the following:

(1) A paper arrest warrant that has been issued pursuant to a judicial order.

(2) A judicial order that is entered into an automated warrant system by law enforcement or court personnel authorized to make those entries at or near the time the judicial order is made.

SEC. 3. Section 116.230 of the Code of Civil Procedure, as added by Section 19 of Chapter 75 of the Statutes of 2005, is amended to read:

116.230. (a) In a small claims case, the clerk of the court shall charge and collect only those fees authorized under this chapter.

(b) If the party filing a claim has filed 12 or fewer small claims in the state within the previous 12 months, the filing fee is the following:

(1) Thirty dollars (\$30) if the amount of the demand is one thousand five hundred dollars (\$1,500) or less.

(2) Fifty dollars (\$50) if the amount of the demand is more than one thousand five hundred dollars (\$1,500) but less than or equal to five thousand dollars (\$5,000).

(3) Seventy-five dollars (\$75) if the amount of the demand is more than five thousand dollars (\$5,000).

(c) If the party has filed more than 12 other small claims in the state within the previous 12 months, the filing fee is one hundred dollars (\$100).

(d) Each party filing a claim shall file a declaration with the claim stating whether that party has filed more than 12 other small claims in the state within the last 12 months.

(e) The clerk of the court shall deposit fees collected under this section into a bank account established for this purpose by the Administrative Office of the Courts and maintained under rules adopted by or trial court financial policies and procedures authorized by the Judicial Council under subdivision (a) of Section 77206 of the Government Code. The deposits shall be made as required under Section 68085.1 of the Government Code and trial court financial policies and procedures authorized by the Judicial Council.

(f) The Administrative Office of the Courts shall distribute six dollars (\$6) of each thirty-dollar (\$30) fee, eight dollars (\$8) of each fifty-dollar (\$50) fee, ten dollars (\$10) of each seventy-five-dollar (\$75) fee, and fourteen dollars (\$14) of each one hundred-dollar (\$100) fee collected under subdivision (b) or (c) to a special account in the county in which the court is located to be used for the small claims advisory services described in Section 116.940. The Administrative Office of the Courts shall also distribute two dollars (\$2) of each seventy-five-dollar (\$75) fee collected under subdivision (b) to the law library fund in the county in which the court is located. Records of these moneys shall be available for inspection by the public on request.

(g) The remainder of the fees collected under subdivisions (b) and (c) shall be transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

(h) This section and Section 116.940 shall not be applied in any manner that results in a reduction of the level of services, or the amount of funds allocated for providing the services described in Section 116.940, that are in existence in each county during the 2004–05 fiscal year. Nothing in this section shall preclude the county from procuring other funding to comply with the requirements of Section 116.940.

SEC. 4. Section 116.330 of the Code of Civil Procedure is amended to read:

116.330. (a) When a claim is filed, the clerk shall schedule the case for hearing and shall issue an order directing the parties to appear at the time set for the hearing with witnesses and documents to prove their claim or defense. The case shall be scheduled for hearing no earlier than 20 days but not more than 70 days from the date of the order.

(b) In lieu of the method of setting the case for hearing described in subdivision (a), at the time a claim is filed the clerk may do all of the following:

(1) Cause a copy of the claim to be mailed to the defendant by any form of mail providing for a return receipt.

(2) On receipt of proof that the claim was served as provided in paragraph (1), issue an order scheduling the case for hearing in accordance with subdivision (a) and directing the parties to appear at

the time set for the hearing with witnesses and documents to prove their claim or defense.

(3) Cause a copy of the order setting the case for hearing and directing the parties to appear, to be served upon the parties by any form of mail providing for a return receipt.

SEC. 5. Section 116.340 of the Code of Civil Procedure is amended to read:

116.340. (a) Service of the claim and order on the defendant may be made by any one of the following methods:

(1) The clerk may cause a copy of the claim and order to be mailed to the defendant by any form of mail providing for a return receipt.

(2) The plaintiff may cause a copy of the claim and order to be delivered to the defendant in person.

(3) The plaintiff may cause service of a copy of the claim and order to be made by substituted service as provided in subdivision (a) or (b) of Section 415.20 without the need to attempt personal service on the defendant. For these purposes, substituted service as provided in subdivision (b) of Section 415.20 may be made at the office of the sheriff or marshal who shall deliver a copy of the claim and order to any person authorized by the defendant to receive service, as provided in Section 416.90, who is at least 18 years of age, and thereafter mailing a copy of the claim and order to the defendant's usual mailing address.

(4) The clerk may cause a copy of the claim to be mailed, the order to be issued, and a copy of the order to be mailed as provided in subdivision (b) of Section 116.330.

(b) Service of the claim and order on the defendant shall be completed at least 15 days before the hearing date if the defendant resides within the county in which the action is filed, or at least 20 days before the hearing date if the defendant resides outside the county in which the action is filed.

(c) Proof of service of the claim and order shall be filed with the small claims court at least five days before the hearing.

(d) Service by the methods described in subdivision (a) shall be deemed complete on the date that the defendant signs the mail return receipt, on the date of the personal service, as provided in Section 415.20, or as established by other competent evidence, whichever applies to the method of service used.

(e) Service shall be made within this state, except as provided in subdivisions (f) and (g).

(f) The owner of record of real property in California who resides in another state and who has no lawfully designated agent in California for service of process may be served by any of the methods described in this section if the claim relates to that property.

(g) A nonresident owner or operator of a motor vehicle involved in an accident within this state may be served pursuant to the provisions on constructive service in Sections 17450 to 17461, inclusive, of the Vehicle Code without regard to whether the defendant was a nonresident at the time of the accident or when the claim was filed. Service shall be made by serving both the Director of the California Department of Motor Vehicles and the defendant, and may be made by any of the methods authorized by this chapter or by registered mail as authorized by Section 17454 or 17455 of the Vehicle Code.

(h) If an action is filed against a principal and his or her guaranty or surety pursuant to a guarantor or suretyship agreement, a reasonable attempt shall be made to complete service on the principal. If service is not completed on the principal, the action shall be transferred to the court of appropriate jurisdiction.

SEC. 6. Section 116.725 of the Code of Civil Procedure is repealed.

SEC. 7. Section 116.725 is added to the Code of Civil Procedure, to read:

116.725. (a) A motion to correct a clerical error in a judgment or to set aside and vacate a judgment on the ground of an incorrect or erroneous legal basis for the decision may be made as follows:

- (1) By the court on its own motion at any time.
- (2) By a party within 30 days after the clerk mails notice of entry of judgment to the parties.

(b) Each party may file only one motion to correct a clerical error or to set aside and vacate the judgment on the ground of an incorrect or erroneous legal basis for the decision.

SEC. 8. Section 116.780 of the Code of Civil Procedure is amended to read:

116.780. (a) The judgment of the superior court after a hearing on appeal is final and not appealable.

(b) Article 6 (commencing with Section 116.610) on judgments of the small claims court applies to judgments of the superior court after a hearing on appeal, except as provided in subdivisions (c) and (d).

(c) For good cause and where necessary to achieve substantial justice between the parties, the superior court may award a party to an appeal reimbursement of (1) attorney's fees actually and reasonably incurred in connection with the appeal, not exceeding one hundred fifty dollars (\$150), and (2) actual loss of earnings and expenses of transportation and lodging actually and reasonably incurred in connection with the appeal, not exceeding one hundred fifty dollars (\$150).

SEC. 9. Section 128.7 of the Code of Civil Procedure is amended to read:

128.7. (a) Every pleading, petition, written notice of motion, or other similar paper shall be signed by at least one attorney of record in the attorney's individual name, or, if the party is not represented by an attorney, shall be signed by the party. Each paper shall state the signer's address and telephone number, if any. Except when otherwise provided by law, pleadings need not be verified or accompanied by affidavit. An unsigned paper shall be stricken unless omission of the signature is corrected promptly after being called to the attention of the attorney or party.

(b) By presenting to the court, whether by signing, filing, submitting, or later advocating, a pleading, petition, written notice of motion, or other similar paper, an attorney or unrepresented party is certifying that to the best of the person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, all of the following conditions are met:

(1) It is not being presented primarily for an improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation.

(2) The claims, defenses, and other legal contentions therein are warranted by existing law or by a nonfrivolous argument for the extension, modification, or reversal of existing law or the establishment of new law.

(3) The allegations and other factual contentions have evidentiary support or, if specifically so identified, are likely to have evidentiary support after a reasonable opportunity for further investigation or discovery.

(4) The denials of factual contentions are warranted on the evidence or, if specifically so identified, are reasonably based on a lack of information or belief.

(c) If, after notice and a reasonable opportunity to respond, the court determines that subdivision (b) has been violated, the court may, subject to the conditions stated below, impose an appropriate sanction upon the attorneys, law firms, or parties that have violated subdivision (b) or are responsible for the violation. In determining what sanctions, if any, should be ordered, the court shall consider whether a party seeking sanctions has exercised due diligence.

(1) A motion for sanctions under this section shall be made separately from other motions or requests and shall describe the specific conduct alleged to violate subdivision (b). Notice of motion shall be served as provided in Section 1010, but shall not be filed with or presented to the court unless, within 21 days after service of the motion, or any other period as the court may prescribe, the challenged paper, claim, defense, contention, allegation, or denial is not withdrawn or appropriately

corrected. If warranted, the court may award to the party prevailing on the motion the reasonable expenses and attorney's fees incurred in presenting or opposing the motion. Absent exceptional circumstances, a law firm shall be held jointly responsible for violations committed by its partners, associates, and employees.

(2) On its own motion, the court may enter an order describing the specific conduct that appears to violate subdivision (b) and directing an attorney, law firm, or party to show cause why it has not violated subdivision (b), unless, within 21 days of service of the order to show cause, the challenged paper, claim, defense, contention, allegation, or denial is withdrawn or appropriately corrected.

(d) A sanction imposed for violation of subdivision (b) shall be limited to what is sufficient to deter repetition of this conduct or comparable conduct by others similarly situated. Subject to the limitations in paragraphs (1) and (2), the sanction may consist of, or include, directives of a nonmonetary nature, an order to pay a penalty into court, or, if imposed on motion and warranted for effective deterrence, an order directing payment to the movant of some or all of the reasonable attorney's fees and other expenses incurred as a direct result of the violation.

(1) Monetary sanctions may not be awarded against a represented party for a violation of paragraph (2) of subdivision (b).

(2) Monetary sanctions may not be awarded on the court's motion unless the court issues its order to show cause before a voluntary dismissal or settlement of the claims made by or against the party that is, or whose attorneys are, to be sanctioned.

(e) When imposing sanctions, the court shall describe the conduct determined to constitute a violation of this section and explain the basis for the sanction imposed.

(f) In addition to any award pursuant to this section for conduct described in subdivision (b), the court may assess punitive damages against the plaintiff upon a determination by the court that the plaintiff's action was an action maintained by a person convicted of a felony against the person's victim, or the victim's heirs, relatives, estate, or personal representative, for injuries arising from the acts for which the person was convicted of a felony, and that the plaintiff is guilty of fraud, oppression, or malice in maintaining the action.

(g) This section shall not apply to disclosures and discovery requests, responses, objections, and motions.

(h) A motion for sanctions brought by a party or a party's attorney primarily for an improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation, shall itself be subject to a motion for sanctions. It is the intent of the



Legislature that courts shall vigorously use its sanctions authority to deter that improper conduct or comparable conduct by others similarly situated.

(i) This section shall apply to a complaint or petition filed on or after January 1, 1995, and any other pleading, written notice of motion, or other similar paper filed in that matter.

SEC. 10. Section 396b of the Code of Civil Procedure is amended to read:

396b. (a) Except as otherwise provided in Section 396a, if an action or proceeding is commenced in a court having jurisdiction of the subject matter thereof, other than the court designated as the proper court for the trial thereof, under this title, the action may, notwithstanding, be tried in the court where commenced, unless the defendant, at the time he or she answers, demurs, or moves to strike, or, at his or her option, without answering, demurring, or moving to strike and within the time otherwise allowed to respond to the complaint, files with the clerk, a notice of motion for an order transferring the action or proceeding to the proper court, together with proof of service, upon the adverse party, of a copy of those papers. Upon the hearing of the motion the court shall, if it appears that the action or proceeding was not commenced in the proper court, order the action or proceeding transferred to the proper court.

(b) In its discretion, the court may order the payment to the prevailing party of reasonable expenses and attorney's fees incurred in making or resisting the motion to transfer whether or not that party is otherwise entitled to recover his or her costs of action. In determining whether that order for expenses and fees shall be made, the court shall take into consideration (1) whether an offer to stipulate to change of venue was reasonably made and rejected, and (2) whether the motion or selection of venue was made in good faith given the facts and law the party making the motion or selecting the venue knew or should have known. As between the party and his or her attorney, those expenses and fees shall be the personal liability of the attorney not chargeable to the party. Sanctions shall not be imposed pursuant to this subdivision except on notice contained in a party's papers, or on the court's own noticed motion, and after opportunity to be heard.

(c) The court in a proceeding for dissolution of marriage or legal separation or under the Uniform Parentage Act (Part 3 (commencing with Section 7600) of Division 12 of the Family Code) may, prior to the determination of the motion to transfer, consider and determine motions for allowance of temporary spousal support, support of children, and counsel fees and costs, and motions to determine custody of and visitation

with children, and may make all necessary and proper orders in connection therewith.

(d) In any case, if an answer is filed, the court may consider opposition to the motion to transfer, if any, and may retain the action in the county where commenced if it appears that the convenience of the witnesses or the ends of justice will thereby be promoted.

(e) If the motion to transfer is denied, the court shall allow the defendant time to move to strike, demur, or otherwise plead if the defendant has not previously filed a response.

SEC. 11. Section 415.21 of the Code of Civil Procedure is amended to read:

415.21. (a) Notwithstanding any other provision of law, any person shall be granted access to a gated community for a reasonable period of time for the purpose of performing lawful service of process or service of a subpoena, upon identifying to the guard the person or persons to be served, and upon displaying a current driver’s license or other identification, and one of the following:

(1) A badge or other confirmation that the individual is acting in his or her capacity as a representative of a county sheriff or marshal.

(2) Evidence of current registration as a process server pursuant to Chapter 16 (commencing with Section 22350) of Division 8 of the Business and Professions Code.

(b) This section shall only apply to a gated community that is staffed at the time service of process is attempted by a guard or other security personnel assigned to control access to the community.

SEC. 12. Section 425.115 of the Code of Civil Procedure is amended to read:

425.115. (a) As used in this section:

(1) “Complaint” includes a cross-complaint.

(2) “Plaintiff” includes a cross-complainant.

(3) “Defendant” includes a cross-defendant.

(b) The plaintiff preserves the right to seek punitive damages pursuant to Section 3294 of the Civil Code on a default judgment by serving upon the defendant the following statement, or its substantial equivalent:

NOTICE TO \_\_\_\_\_:

(Insert name of defendant or cross-defendant)

\_\_\_\_\_ reserves the right to seek  
(Insert name of plaintiff or cross-complainant)

\$ \_\_\_\_\_ in punitive damages

(Insert dollar amount)

when \_\_\_\_\_ seeks a judgment in the  
 (Insert name of plaintiff or  
 cross-complainant)  
 suit filed against you.

\_\_\_\_\_  
 (Insert name of attorney or  
 party appearing in propria persona)

\_\_\_\_\_  
 (Date)

(c) If the plaintiff seeks punitive damages pursuant to Section 3294 of the Civil Code, and if the defendant appears in the action, the plaintiff shall not be limited to the amount set forth in the statement served on the defendant pursuant to this section.

(d) A plaintiff who serves a statement on the defendant pursuant to this section shall be deemed to have complied with Sections 425.10 and 580 of this code and Section 3295 of the Civil Code.

(e) The plaintiff may serve a statement upon the defendant pursuant to this section, and may serve the statement as part of the statement required by Section 425.11.

(f) The plaintiff shall serve the statement upon the defendant pursuant to this section before a default may be taken, if the motion for default judgment includes a request for punitive damages.

(g) The statement referred to in subdivision (b) shall be served by one of the following methods:

(1) If the party has not appeared in the action, the statement shall be served in the same manner as a summons pursuant to Article 3 (commencing with Section 415.10) of Chapter 4 of Title 5 of Part 2 of the Code of Civil Procedure.

(2) If the party has appeared in the action, the statement shall be served upon his or her attorney, or upon the party if he or she has appeared without an attorney, either in the same manner as a summons pursuant to Article 3 (commencing with Section 415.10) of Chapter 4 or in the manner provided by Chapter 5 (commencing with Section 1010) of Title 14.

SEC. 13. Section 998 of the Code of Civil Procedure is amended to read:

998. (a) The costs allowed under Sections 1031 and 1032 shall be withheld or augmented as provided in this section.

(b) Not less than 10 days prior to commencement of trial or arbitration (as provided in Section 1281 or 1295) of a dispute to be resolved by arbitration, any party may serve an offer in writing upon any other party to the action to allow judgment to be taken or an award to be entered in accordance with the terms and conditions stated at that time. The written offer shall include a statement of the offer, containing the terms and

conditions of the judgment or award, and a provision that allows the accepting party to indicate acceptance of the offer by signing a statement that the offer is accepted. Any acceptance of the offer, whether made on the document containing the offer or on a separate document of acceptance, shall be in writing and shall be signed by counsel for the accepting party or, if not represented by counsel, by the accepting party.

(1) If the offer is accepted, the offer with proof of acceptance shall be filed and the clerk or the judge shall enter judgment accordingly. In the case of an arbitration, the offer with proof of acceptance shall be filed with the arbitrator or arbitrators who shall promptly render an award accordingly.

(2) If the offer is not accepted prior to trial or arbitration or within 30 days after it is made, whichever occurs first, it shall be deemed withdrawn, and cannot be given in evidence upon the trial or arbitration.

(3) For purposes of this subdivision, a trial or arbitration shall be deemed to be actually commenced at the beginning of the opening statement of the plaintiff or counsel, and if there is no opening statement, then at the time of the administering of the oath or affirmation to the first witness, or the introduction of any evidence.

(c) (1) If an offer made by a defendant is not accepted and the plaintiff fails to obtain a more favorable judgment or award, the plaintiff shall not recover his or her postoffer costs and shall pay the defendant's costs from the time of the offer. In addition, in any action or proceeding other than an eminent domain action, the court or arbitrator, in its discretion, may require the plaintiff to pay a reasonable sum to cover costs of the services of expert witnesses, who are not regular employees of any party, actually incurred and reasonably necessary in either, or both, preparation for trial or arbitration, or during trial or arbitration, of the case by the defendant.

(2) (A) In determining whether the plaintiff obtains a more favorable judgment, the court or arbitrator shall exclude the postoffer costs.

(B) It is the intent of the Legislature in enacting subparagraph (A) to supersede the holding in *Encinitas Plaza Real v. Knight*, 209 Cal.App.3d 996, that attorney's fees awarded to the prevailing party were not costs for purposes of this section but were part of the judgment.

(d) If an offer made by a plaintiff is not accepted and the defendant fails to obtain a more favorable judgment or award in any action or proceeding other than an eminent domain action, the court or arbitrator, in its discretion, may require the defendant to pay a reasonable sum to cover postoffer costs of the services of expert witnesses, who are not regular employees of any party, actually incurred and reasonably necessary in either, or both, preparation for trial or arbitration, or during

trial or arbitration, of the case by the plaintiff, in addition to plaintiff's costs.

(e) If an offer made by a defendant is not accepted and the plaintiff fails to obtain a more favorable judgment or award, the costs under this section, from the time of the offer, shall be deducted from any damages awarded in favor of the plaintiff. If the costs awarded under this section exceed the amount of the damages awarded to the plaintiff the net amount shall be awarded to the defendant and judgment or award shall be entered accordingly.

(f) Police officers shall be deemed to be expert witnesses for the purposes of this section. For purposes of this section, "plaintiff" includes a cross-complainant and "defendant" includes a cross-defendant. Any judgment or award entered pursuant to this section shall be deemed to be a compromise settlement.

(g) This chapter does not apply to either of the following:

- (1) An offer that is made by a plaintiff in an eminent domain action.
- (2) Any enforcement action brought in the name of the people of the State of California by the Attorney General, a district attorney, or a city attorney, acting as a public prosecutor.

(h) The costs for services of expert witnesses for trial under subdivisions (c) and (d) shall not exceed those specified in Section 68092.5 of the Government Code.

(i) This section shall not apply to labor arbitrations filed pursuant to memoranda of understanding under the Ralph C. Dills Act (Chapter 10.3 (commencing with Section 3512) of Division 4 of Title 1 of the Government Code).

SEC. 14. Section 1141.21 of the Code of Civil Procedure is amended to read:

1141.21. (a) If the judgment upon the trial de novo is not more favorable in either the amount of damages awarded or the type of relief granted for the party electing the trial de novo than the arbitration award, the court shall order that party to pay the following nonrefundable costs and fees, unless the court finds in writing and upon motion that the imposition of such costs and fees would create such a substantial economic hardship as not to be in the interest of justice:

(i) To the court, the compensation actually paid to the arbitrator, less any amount paid pursuant to paragraph (iv).

(ii) To the other party or parties, all costs specified in Section 1033.5, and the party electing the trial de novo shall not recover his or her costs.

(iii) To the other party or parties, the reasonable costs of the services of expert witnesses, who are not regular employees of any party, actually incurred or reasonably necessary in the preparation or trial of the case.

(iv) To the other party or parties, the compensation paid by the other party or parties to the arbitrator, pursuant to subdivision (b) of Section 1141.28.

Such costs and fees, other than the compensation of the arbitrator, shall include only those incurred from the time of election of the trial de novo.

(b) If the party electing the trial de novo has proceeded in the action in forma pauperis and has failed to obtain a more favorable judgment, the costs and fees under paragraphs (ii) and (iii) of subdivision (a) shall be imposed only as an offset against any damages awarded in favor of that party.

(c) If the party electing the trial de novo has proceeded in the action in forma pauperis and has failed to obtain a more favorable judgment, the costs under paragraph (i) of subdivision (a) shall be imposed only to the extent that there remains a sufficient amount in the judgment after the amount offset under subdivision (b) has been deducted from the judgment.

SEC. 15. Section 1540 of the Code of Civil Procedure is amended to read:

1540. (a) Any person, excluding another state, who claims an interest in property paid or delivered to the Controller under this chapter may file a claim to the property or to the net proceeds from its sale. The claim shall be on a form prescribed by the Controller and shall be verified by the claimant.

(b) The Controller shall consider each claim within 180 days after it is filed and may hold a hearing and receive evidence. The Controller shall give written notice to the claimant if he or she denies the claim in whole or in part. The notice may be given by mailing it to the address, if any, stated in the claim as the address to which notices are to be sent. If no address is stated in the claim, the notice may be mailed to the address, if any, of the claimant as stated in the claim. No notice of denial need be given if the claim fails to state either an address to which notices are to be sent or an address of the claimant.

(c) No interest shall be payable on any claim paid under this chapter.

(d) For the purposes of this section, "owner" means the person who had legal right to the property prior to its escheat, his or her heirs, his or her legal representative, or a public administrator acting pursuant to the authority granted in Sections 7660 and 7661 of the Probate Code.

(e) Following a public hearing, the Controller shall adopt guidelines and forms that shall provide specific instructions to assist owners in filing claims pursuant to this article.

SEC. 16. Section 811.9 of the Government Code is amended to read:

811.9. (a) Notwithstanding any other provision of law, judges, subordinate judicial officers, and court executive officers of the superior courts are state officers for purposes of Part 1 (commencing with Section 810) to Part 7 (commencing with Section 995), inclusive, and trial court employees are employees of the trial court for purposes of Part 1 (commencing with Section 810) to Part 7 (commencing with Section 995), inclusive. The Judicial Council shall provide for representation, defense, and indemnification of those individuals and the court pursuant to Part 1 (commencing with Section 810) to Part 7 (commencing with Section 995), inclusive. The Judicial Council shall provide for that representation or defense through the county counsel, the Attorney General, or other counsel. The county counsel and the Attorney General may, but are not required to, provide representation or defense for the Judicial Council. The fact that a justice, judge, subordinate judicial officer, court executive officer, court employee, the court, the Judicial Council, or the Administrative Office of the Courts is or was represented or defended by the county counsel, the Attorney General, or other counsel shall not be the sole basis for a judicial determination of disqualification of a justice, judge, subordinate judicial officer, the county counsel, the Attorney General, or other counsel in unrelated actions.

(b) To promote the cost-effective, prompt, and fair resolution of actions, proceedings, and claims affecting the trial courts, the Judicial Council shall adopt rules of court requiring the Administrative Office of the Courts to manage actions, proceedings, and claims that affect the trial courts and involve superior courts, superior court judges, subordinate judicial officers, court executive officers, or trial court employees in consultation with the affected courts and individuals. The Administrative Office of the Courts' management of these actions, proceedings, and claims shall include, but not be limited to, case management and administrative responsibilities such as selection of counsel and making strategic and settlement decisions.

(c) Nothing in this section shall be construed to affect the employment status of subordinate judicial officers, court executive officers, and trial court employees related to any matters not covered by subdivision (a).

SEC. 17. Section 905 of the Government Code is amended to read:

905. There shall be presented in accordance with Chapter 1 (commencing with Section 900) and Chapter 2 (commencing with Section 910) of this part all claims for money or damages against local public entities except:

(a) Claims under the Revenue and Taxation Code or other statute prescribing procedures for the refund, rebate, exemption, cancellation, amendment, modification or adjustment of any tax, assessment, fee or

charge or any portion thereof, or of any penalties, costs or charges related thereto.

(b) Claims in connection with which the filing of a notice of lien, statement of claim, or stop notice is required under any provision of law relating to mechanics', laborers' or materialmen's liens.

(c) Claims by public employees for fees, salaries, wages, mileage or other expenses and allowances.

(d) Claims for which the workers' compensation authorized by Division 4 (commencing with Section 3200) of the Labor Code is the exclusive remedy.

(e) Applications or claims for any form of public assistance under the Welfare and Institutions Code or other provisions of law relating to public assistance programs, and claims for goods, services, provisions or other assistance rendered for or on behalf of any recipient of any form of public assistance.

(f) Applications or claims for money or benefits under any public retirement or pension system.

(g) Claims for principal or interest upon any bonds, notes, warrants, or other evidences of indebtedness.

(h) Claims that relate to a special assessment constituting a specific lien against the property assessed and that are payable from the proceeds of the assessment, by offset of a claim for damages against it or by delivery of any warrant or bonds representing it.

(i) Claims by the state or by a state department or agency or by another local public entity or by a judicial branch entity.

(j) Claims arising under any provision of the Unemployment Insurance Code, including but not limited to claims for money or benefits, or for refunds or credits of employer or worker contributions, penalties, or interest, or for refunds to workers of deductions from wages in excess of the amount prescribed.

(k) Claims for the recovery of penalties or forfeitures made pursuant to Article 1 (commencing with Section 1720) of Chapter 1 of Part 7 of Division 2 of the Labor Code.

(l) Claims governed by the Pedestrian Mall Law of 1960, Part 1 (commencing with Section 11000) of Division 13 of the Streets and Highways Code.

SEC. 18. Section 905.7 is added to the Government Code, to read:

905.7. All claims against a judicial branch entity for money or damages based upon an express contract or for an injury for which the judicial branch entity is liable shall be presented in accordance with Chapter 1 (commencing with Section 900) and Chapter 2 (commencing with Section 910) of this part.

SEC. 19. Section 910.4 of the Government Code is amended to read:



910.4. The board shall provide forms specifying the information to be contained in claims against the state or a judicial branch entity. The person presenting a claim shall use the form in order that his or her claim is deemed in conformity with Sections 910 and 910.2. A claim may be returned to the person if it was not presented using the form. Any claim returned to a person may be resubmitted using the appropriate form.

SEC. 20. Section 11135 of the Government Code is amended to read:

11135. (a) No person in the State of California shall, on the basis of race, national origin, ethnic group identification, religion, age, sex, color, or disability, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to discrimination under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state, or receives any financial assistance from the state. Notwithstanding Section 11000, this section applies to the California State University.

(b) With respect to discrimination on the basis of disability, programs and activities subject to subdivision (a) shall meet the protections and prohibitions contained in Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof, except that if the laws of this state prescribe stronger protections and prohibitions, the programs and activities subject to subdivision (a) shall be subject to the stronger protections and prohibitions.

(c) (1) As used in this section, “disability” means any mental or physical disability as defined in Section 12926.

(2) The Legislature finds and declares that the amendments made to this act are declarative of existing law. The Legislature further finds and declares that in enacting Senate Bill 105 of the 2001–02 Regular Session (Chapter 1102 of the Statutes of 2002), it was the intention of the Legislature to apply subdivision (d) to the California State University in the same manner that subdivisions (a), (b), and (c) of this section already applied to the California State University, notwithstanding Section 11000. In clarifying that the California State University is subject to paragraph (2) of subdivision (d), it is not the intention of the Legislature to increase the cost of developing or procuring electronic and information technology. The California State University shall, however, in determining the cost of developing or procuring electronic or information technology, consider whether technology that meets the standards applicable pursuant to paragraph (2) of subdivision (d) will reduce the long-term cost incurred by the California State University in providing access or accommodations to future users of this technology who are persons with disabilities, as required by existing law, including this section, Title II of the Americans with Disabilities Act of 1990 (42

U.S.C. Sec. 12101 and following), and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. Sec. 794).

(d) (1) The Legislature finds and declares that the ability to utilize electronic or information technology is often an essential function for successful employment in the current work world.

(2) In order to improve accessibility of existing technology, and therefore increase the successful employment of individuals with disabilities, particularly blind and visually impaired and deaf and hard-of-hearing persons, state governmental entities, in developing, procuring, maintaining, or using electronic or information technology, either indirectly or through the use of state funds by other entities, shall comply with the accessibility requirements of Section 508 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Sec. 794d), and regulations implementing that act as set forth in Part 1194 of Title 36 of the Federal Code of Regulations.

(3) Any entity that contracts with a state or local entity subject to this section for the provision of electronic or information technology or for the provision of related services shall agree to respond to, and resolve any complaint regarding accessibility of its products or services that is brought to the attention of the entity.

SEC. 21. Section 68085 of the Government Code, as amended by Section 101 of Chapter 75 of the Statutes of 2005, is amended to read:

68085. (a) (1) There is hereby established the Trial Court Trust Fund, the proceeds of which shall be apportioned at least quarterly for the purpose of funding trial court operations, as defined in Section 77003. Apportionment payments may not exceed 30 percent of the total annual apportionment to the Trial Court Trust Fund for state trial court funding in any 90-day period.

(2) The apportionment payments shall be made by the Controller. The final payment from the Trial Court Trust Fund for each fiscal year shall be made on or before August 31 of the subsequent fiscal year.

(3) If apportionment payments are made on a quarterly basis, the payments shall be on July 15, October 15, January 15, and April 15. In addition to quarterly payments, a final payment from the Trial Court Trust Fund for each fiscal year may be made on or before August 31 of the subsequent fiscal year.

(4) Notwithstanding any other provision of law, in order to promote statewide efficiency, the Judicial Council may authorize the direct payment or reimbursement or both of actual costs from the Trial Court Trust Fund or the Trial Court Improvement Fund to fund administrative infrastructure within the Administrative Office of the Courts, such as legal services, financial services, information systems services, human resource services, and support services, for one or more participating

courts upon appropriation of funding for these purposes in the annual Budget Act. The amount of appropriations from the Trial Court Improvement Fund under this subdivision may not exceed 20 percent of the amount deposited in the Trial Court Improvement Fund pursuant to subdivision (a) of Section 77205. Upon prior written approval of the Director of Finance, the Judicial Council may also authorize an increase in any reimbursements or direct payments in excess of the amount appropriated in the annual Budget Act. For any increases in reimbursements or direct payments within the fiscal year that exceed two hundred thousand dollars (\$200,000), the Director of Finance shall provide notification in writing of any approval granted under this section, not less than 30 days prior to the effective date of that approval, to the chairperson of the committee in each house of the Legislature that considers appropriations, the chairpersons of the committees and the appropriate subcommittees in each house of the Legislature that consider the annual Budget Act, and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time the Chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance, determine. The direct payment or reimbursement of costs from the Trial Court Trust Fund may be supported by the reduction of a participating court's allocation from the Trial Court Trust Fund to the extent that the court's expenditures for the program are reduced and the court is supported by the program. The Judicial Council shall provide the affected trial courts with quarterly reports on expenditures from the Trial Court Trust Fund incurred as authorized by this subdivision. The Judicial Council shall establish procedures to provide for the administration of this paragraph in a way that promotes the effective, efficient, reliable, and accountable operation of the trial courts.

(b) Notwithstanding any other provision of law, the fees listed in subdivision (c) shall all be deposited upon collection in a special account in the county treasury, and transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

(c) (1) Except as specified in subdivision (d), this section applies to all fees collected on or before December 31, 2005, pursuant to Sections 631.3, 116.230, and 403.060 of the Code of Civil Procedure and Sections 26820.4, 26823, 26826, 26826.01, 26827, 26827.4, 26830, 26832.1, 26833.1, 26835.1, 26836.1, 26837.1, 26838, 26850.1, 26851.1, 26852.1, 26853.1, 26855.4, 26862, 68086, 72055, 72056, 72056.01, and 72060.

(2) Notwithstanding any other provision of law, except as specified in subdivision (d) of this section and subdivision (a) of Section 68085.7, this section applies to all fees and fines collected on or before December 31, 2005, pursuant to Sections 116.390, 116.570, 116.760, 116.860,

177.5, 491.150, 704.750, 708.160, 724.100, 1134, 1161.2, and 1218 of the Code of Civil Procedure, Sections 26824, 26828, 26829, 26834, and 72059 of the Government Code, and subdivisions (b) and (c) of Section 166 and Section 1214.1 of the Penal Code.

(3) If any of the fees provided for in this subdivision are partially waived by court order, and the fee is to be divided between the Trial Court Trust Fund and any other fund, the amount of the partial waiver shall be deducted from the amount to be distributed to each fund in the same proportion as the amount of each distribution bears to the total amount of the fee.

(d) This section does not apply to that portion of a filing fee collected pursuant to Section 26820.4, 26826, 26827, 72055, or 72056 that is allocated for dispute resolution pursuant to Section 470.3 of the Business and Professions Code, the county law library pursuant to Section 6320 of the Business and Professions Code, the Judges' Retirement Fund pursuant to Section 26822.3, automated recordkeeping or conversion to micrographics pursuant to Sections 26863 and 68090.7, and courthouse financing pursuant to Section 76238. This section also does not apply to fees collected pursuant to subdivisions (a) and (c) of Section 27361.

(e) This section applies to all payments required to be made to the State Treasury by any county or city and county pursuant to Section 77201, 77201.1, or 77205.

(f) Notwithstanding any other provision of law, no agency may take action to change the amounts allocated to any of the funds described in subdivision (a), (b), (c), or (d).

(g) The Judicial Council shall reimburse the Controller for the actual administrative costs that will be incurred under this section. Costs reimbursed under this section shall be determined on an annual basis in consultation with the Judicial Council.

(h) Any amounts required to be transmitted by a county or city and county to the state pursuant to this section shall be remitted to the Controller no later than 45 days after the end of the month in which the fees were collected. This remittance shall be accompanied by a remittance advice identifying the collection month and the appropriate account in the Trial Court Trust Fund to which it is to be deposited. Any remittance that is not made by the county or city and county in accordance with this section shall be considered delinquent, and subject to the penalties specified in this section.

(i) Upon receipt of any delinquent payment required pursuant to this section, the Controller shall calculate a penalty on any delinquent payment by multiplying the amount of the delinquent payment at a daily rate equivalent to 1½ percent per month for the number of days the payment is delinquent. Notwithstanding Section 77009, any penalty on

a delinquent payment that a court is required to reimburse to a county's general fund pursuant to this section and Section 24353 shall be paid from the Trial Court Operations Fund for that court.

(j) Penalty amounts calculated pursuant to subdivision (i) shall be paid by the county to the Trial Court Trust Fund no later than 45 days after the end of the month in which the penalty was calculated.

(k) The Trial Court Trust Fund shall be invested in the Surplus Money Investment Fund and all interest earned shall be allocated to the Trial Court Trust Fund quarterly and shall be allocated among the courts in accordance with the requirements of subdivision (a). The specific allocations shall be specified by the Judicial Council.

(l) It is the intent of the Legislature that the revenues required to be deposited into the Trial Court Trust Fund be remitted as soon after collection by the courts as possible.

(m) Except for subdivisions (a) and (k), this section does not apply to fees and fines that are listed in subdivision (a) of Section 68085.1 that are collected on or after January 1, 2006.

SEC. 22. Section 68085.1 of the Government Code is amended to read:

68085.1. (a) This section applies to all fees and fines that are collected on or after January 1, 2006, under all of the following:

(1) Sections 177.5, 209, 403.060, 491.150, 631.3, 683.150, 704.750, 708.160, 724.100, 1134, 1161.2, and 1218 of, subdivision (g) of Section 411.20 and subdivisions (c) and (g) of Section 411.21 of, and Chapter 5.5 (commencing with Section 116.110) of Title 1 of Part 1 of, the Code of Civil Procedure.

(2) Section 31622 of the Food and Agricultural Code.

(3) Sections 68086 and 68086.1, subdivision (d) of Section 68511.3, Sections 68926.1 and 69953.5, and Chapter 5.8 (commencing with Section 70600).

(4) Section 103470 of the Health and Safety Code.

(5) Subdivisions (b) and (c) of Section 166 and Section 1214.1 of the Penal Code.

(6) Sections 1835, 1851.5, 2343, 7660, and 13201 of the Probate Code.

(7) Sections 14607.6, 16373, and 40230 of the Vehicle Code.

(8) Section 71386 of this code and Section 1513.1 of the Probate Code, if the reimbursement is for expenses incurred by the court.

(b) On and after January 1, 2006, each superior court shall deposit all fees and fines listed in subdivision (a), as soon as practicable after collection and on a regular basis, into a bank account established for this purpose by the Administrative Office of the Courts. Upon direction of the Administrative Office of the Courts, the county shall deposit civil

assessments under Section 1214.1 of the Penal Code and any other money it collects under the sections listed in subdivision (a) as soon as practicable after collection and on a regular basis into the bank account established for this purpose and specified by the Administrative Office of the Courts. The deposits shall be made as required by rules adopted by, and financial policies and procedures authorized by, the Judicial Council under subdivision (a) of Section 77206. Within 15 days after the end of the month in which the fees and fines are collected, each court, and each county that collects any fines or fees under subdivision (a), shall provide the Administrative Office of the Courts with a report of the fees by categories as specified by the Administrative Office of the Courts. The fees and fines listed in subdivision (a) shall be distributed as provided in this section.

(c) (1) Within 45 calendar days after the end of the month in which the fees and fines listed in subdivision (a) are collected, the Administrative Office of the Courts shall make the following distributions:

(A) To the small claims advisory services, as described in subdivision (f) of Section 116.230 of the Code of Civil Procedure.

(B) To dispute resolution programs, as described in subdivision (b) of Section 68085.3 and subdivision (b) of Section 68085.4.

(C) To the county law library funds, as described in Section 116.760 of the Code of Civil Procedure, subdivision (b) of Section 68085.3, subdivision (b) of Section 68085.4, and Section 70621 of this code, and Section 14607.6 of the Vehicle Code.

(D) To the courthouse construction funds in the Counties of Riverside, San Bernardino, and San Francisco, as described in Sections 70622, 70624, and 70625.

(2) If any distribution under this subdivision is delinquent, the Administrative Office of the Courts shall add a penalty to the distribution as specified in subdivision (i).

(d) Within 45 calendar days after the end of the month in which the fees and fines listed in subdivision (a) are collected, the amounts remaining after the distributions in subdivision (c) shall be transmitted to the State Treasury for deposit in the Trial Court Trust Fund and other funds as required by law. This remittance shall be accompanied by a remittance advice identifying the collection month and the appropriate account in the Trial Court Trust Fund or other fund to which it is to be deposited. Upon the receipt of any delinquent payment required under this subdivision, the Controller shall calculate a penalty as provided under subdivision (i).

(e) From the money transmitted to the State Treasury under subdivision (d), the Controller shall make deposits as follows:

(1) Into the State Court Facilities Construction Fund, the Judges' Retirement Fund, and the Equal Access Fund, as described in subdivision (c) of Section 68085.3 and subdivision (c) of Section 68085.4.

(2) Into the Health Statistics Special Fund, as described in subdivision (b) of Section 70670 of this code and Section 103730 of the Health and Safety Code.

(3) Into the Family Law Trust Fund, as described in Section 70674.

(4) The remainder of the money shall be deposited into the Trial Court Trust Fund.

(f) The amounts collected by each superior court under Section 116.232, subdivision (g) of Section 411.20, and subdivision (g) of Section 411.21 of the Code of Civil Procedure, subdivision (d) of Section 68511.3 and Sections 68926.1, 69953.5, 70627, 70631, 70640, 70661, 70678, and 71386 of this code, and Sections 1513.1, 1835, 1851.5, and 2343 of the Probate Code, shall be added to the monthly apportionment for that court under subdivision (a) of Section 68085.

(g) If any of the fees provided in subdivision (a) are partially waived by court order or otherwise reduced, and the fee is to be divided between the Trial Court Trust Fund and any other fund or account, the amount of the reduction shall be deducted from the amount to be distributed to each fund in the same proportion as the amount of each distribution bears to the total amount of the fee. If the fee is paid by installment payments, the amount distributed to each fund or account from each installment shall bear the same proportion to the installment payment as the full distribution to that fund or account does to the full fee.

(h) Except as provided in Sections 470.5 and 6322.1 of the Business and Professions Code, and Sections 70622, 70624, and 70625 of this code, no agency may take action to change the amounts allocated to any of the funds described in subdivision (c), (d), or (e).

(i) The amount of the penalty on any delinquent payment under subdivision (c) or (d) shall be calculated by multiplying the amount of the delinquent payment at a daily rate equivalent to 1½ percent per month for the number of days the payment is delinquent. The penalty shall be paid from the Trial Court Trust Fund.

(j) If a delinquent payment under subdivision (c) or (d) results from a delinquency by a superior court under subdivision (b), the court shall reimburse the Trial Court Trust Fund for the amount of the penalty. Notwithstanding Section 77009, any penalty on a delinquent payment that a court is required to reimburse pursuant to this section shall be paid from the court operations fund for that court. The penalty shall be paid by the court to the Trial Court Trust Fund no later than 45 days after the end of the month in which the penalty was calculated. If the penalty is not paid within the specified time, the Administrative Office of the Courts

may reduce the amount of a subsequent monthly allocation to the court by the amount of the penalty on the delinquent payment.

SEC. 23. Section 68085.1 of the Government Code is amended to read:

68085.1. (a) This section applies to all fees and fines that are collected on or after January 1, 2006, under all of the following:

(1) Sections 177.5, 209, 403.060, 491.150, 631.3, 683.150, 704.750, 708.160, 724.100, 1134, 1161.2, and 1218 of, subdivision (g) of Section 411.20 and subdivisions (c) and (g) of Section 411.21 of, and Chapter 5.5 (commencing with Section 116.110) of Title 1 of Part 1 of, the Code of Civil Procedure.

(2) Section 31622 of the Food and Agricultural Code.

(3) Sections 68086 and 68086.1, subdivision (d) of Section 68511.3, Sections 68926.1 and 69953.5, and Chapter 5.8 (commencing with Section 70600).

(4) Section 103470 of the Health and Safety Code.

(5) Subdivisions (b) and (c) of Section 166 and Section 1214.1 of the Penal Code.

(6) Sections 1835, 1851.5, 2343, 7660, and 13201 of the Probate Code.

(7) Sections 14607.6, 16373, and 40230 of the Vehicle Code.

(8) Section 71386 of this code and Section 1513.1 of the Probate Code, if the reimbursement is for expenses incurred by the court.

(b) On and after January 1, 2006, each superior court shall deposit all fees and fines listed in subdivision (a), as soon as practicable after collection and on a regular basis, into a bank account established for this purpose by the Administrative Office of the Courts. Upon direction of the Administrative Office of the Courts, the county shall deposit civil assessments under Section 1214.1 of the Penal Code and any other money it collects under the sections listed in subdivision (a) as soon as practicable after collection and on a regular basis into the bank account established for this purpose and specified by the Administrative Office of the Courts. The deposits shall be made as required by rules adopted by, and financial policies and procedures authorized by, the Judicial Council under subdivision (a) of Section 77206. Within 15 days after the end of the month in which the fees and fines are collected, each court, and each county that collects any fines or fees under subdivision (a), shall provide the Administrative Office of the Courts with a report of the fees by categories as specified by the Administrative Office of the Courts. The fees and fines listed in subdivision (a) shall be distributed as provided in this section.

(c) (1) Within 45 calendar days after the end of the month in which the fees and fines listed in subdivision (a) are collected, the



Administrative Office of the Courts shall make the following distributions:

(A) To the small claims advisory services, as described in subdivision (f) of Section 116.230 of the Code of Civil Procedure.

(B) To dispute resolution programs, as described in subdivision (b) of Section 68085.3 and subdivision (b) of Section 68085.4.

(C) To the county law library funds, as described in Sections 116.230 and 116.760 of the Code of Civil Procedure, subdivision (b) of Section 68085.3, subdivision (b) of Section 68085.4, and Section 70621 of this code, and Section 14607.6 of the Vehicle Code.

(D) To the courthouse construction funds in the Counties of Riverside, San Bernardino, and San Francisco, as described in Sections 70622, 70624, and 70625.

(2) If any distribution under this subdivision is delinquent, the Administrative Office of the Courts shall add a penalty to the distribution as specified in subdivision (i).

(d) Within 45 calendar days after the end of the month in which the fees and fines listed in subdivision (a) are collected, the amounts remaining after the distributions in subdivision (c) shall be transmitted to the State Treasury for deposit in the Trial Court Trust Fund and other funds as required by law. This remittance shall be accompanied by a remittance advice identifying the collection month and the appropriate account in the Trial Court Trust Fund or other fund to which it is to be deposited. Upon the receipt of any delinquent payment required under this subdivision, the Controller shall calculate a penalty as provided under subdivision (i).

(e) From the money transmitted to the State Treasury under subdivision (d), the Controller shall make deposits as follows:

(1) Into the State Court Facilities Construction Fund, the Judges' Retirement Fund, and the Equal Access Fund, as described in subdivision (c) of Section 68085.3 and subdivision (c) of Section 68085.4.

(2) Into the Health Statistics Special Fund, as described in subdivision (b) of Section 70670 of this code and Section 103730 of the Health and Safety Code.

(3) Into the Family Law Trust Fund, as described in Section 70674.

(4) The remainder of the money shall be deposited into the Trial Court Trust Fund.

(f) The amounts collected by each superior court under Section 116.232, subdivision (g) of Section 411.20, and subdivision (g) of Section 411.21 of the Code of Civil Procedure, subdivision (d) of Section 68511.3 and Sections 68926.1, 69953.5, 70627, 70631, 70640, 70661, 70678, and 71386 of this code, and Sections 1513.1, 1835, 1851.5, and 2343 of

the Probate Code, shall be added to the monthly apportionment for that court under subdivision (a) of Section 68085.

(g) If any of the fees provided in subdivision (a) are partially waived by court order or otherwise reduced, and the fee is to be divided between the Trial Court Trust Fund and any other fund or account, the amount of the reduction shall be deducted from the amount to be distributed to each fund in the same proportion as the amount of each distribution bears to the total amount of the fee. If the fee is paid by installment payments, the amount distributed to each fund or account from each installment shall bear the same proportion to the installment payment as the full distribution to that fund or account does to the full fee.

(h) Except as provided in Sections 470.5 and 6322.1 of the Business and Professions Code, and Sections 70622, 70624, and 70625 of this code, no agency may take action to change the amounts allocated to any of the funds described in subdivision (c), (d), or (e).

(i) The amount of the penalty on any delinquent payment under subdivision (c) or (d) shall be calculated by multiplying the amount of the delinquent payment at a daily rate equivalent to 1½ percent per month for the number of days the payment is delinquent. The penalty shall be paid from the Trial Court Trust Fund.

(j) If a delinquent payment under subdivision (c) or (d) results from a delinquency by a superior court under subdivision (b), the court shall reimburse the Trial Court Trust Fund for the amount of the penalty. Notwithstanding Section 77009, any penalty on a delinquent payment that a court is required to reimburse pursuant to this section shall be paid from the court operations fund for that court. The penalty shall be paid by the court to the Trial Court Trust Fund no later than 45 days after the end of the month in which the penalty was calculated. If the penalty is not paid within the specified time, the Administrative Office of the Courts may reduce the amount of a subsequent monthly allocation to the court by the amount of the penalty on the delinquent payment.

SEC. 24. Section 68085.4 of the Government Code is amended to read:

68085.4. (a) Fees collected under Sections 70613, 70614, 70654, 70656, and 70658 of this code, Section 103470 of the Health and Safety Code, and Section 7660 of the Probate Code, shall be deposited in a bank account established by the Administrative Office of the Courts for deposit of fees collected by the courts.

(b) For each three hundred-dollar (\$300) fee and each one hundred eighty-dollar (\$180) fee listed in subdivision (a), the Administrative Office of the Courts shall distribute specified amounts in each county as follows:

(1) To the county law library fund, the amount described in Sections 6321 and 6322.1 of the Business and Professions Code.

(2) To the account to support dispute resolution programs, the amount described in Section 470.5 of the Business and Professions Code.

(c) The remainder of the fees in subdivision (a) shall be transmitted monthly to the Treasurer for deposit. For each three hundred-dollar (\$300) fee and each one hundred eighty-dollar (\$180) fee listed in subdivision (a), the Controller shall make deposits as follows:

(1) To the State Court Facilities Construction Fund, as provided in Article 6 (commencing with Section 70371) of Chapter 5.7, twenty-five dollars (\$25) if the fee is three hundred dollars (\$300), and twenty dollars (\$20) if the fee is one hundred eighty dollars (\$180).

(2) To the Judges' Retirement Fund, as established in Section 75100, two dollars and fifty cents (\$2.50).

(3) To the Trial Court Trust Fund for use as part of the Equal Access Fund program administered by the Judicial Council, four dollars and eighty cents (\$4.80).

(4) To the Trial Court Trust Fund, as provided in Section 68085.1, the remainder of the fee.

(d) If any of the fees listed in subdivision (a) are reduced or partially waived, the amount of the reduction or partial waiver shall be deducted from the amount to be distributed to each fund or account in the same proportion as the amount of each distribution bears to the total amount of the fee.

(e) As used in this section, "law library fund" includes a law library account described in Section 6320 of the Business and Professions Code.

SEC. 25. Section 68085.9 is added to the Government Code, to read:  
68085.9. Notwithstanding any other provision of law requiring a trial court or officer of a trial court to deposit money received by the court or officer into the county treasury or with the county treasurer, including, but not limited to, Sections 24353, 68085, 68085.5, and 68101 of this code and Section 1463.001 of the Penal Code, the court or officer, with the consent of the county and the Administrative Director of the Courts, may deposit all money required to be deposited into the county treasury or with the county treasurer into a bank account established by the Administrative Office of the Courts separate from the county treasury. Money collected pursuant to Section 68085.1 shall be deposited as provided in that section. The Judicial Council, with the consent of the county, may require the court and officer to deposit money into a bank account established by the Administrative Office of the Courts separate from the county treasury.

SEC. 26. Section 68086 of the Government Code, as amended by Section 106 of Chapter 75 of the Statutes of 2005, is amended to read:

68086. (a) The following provisions apply in superior court:

(1) In addition to any other fee required in civil actions or cases, for each proceeding lasting more than one hour, a fee equal to the actual cost of providing that service shall be charged per one-half day of services to the parties, on a pro rata basis, for the services of an official court reporter on the first and each succeeding judicial day those services are provided pursuant to Section 269 of the Code of Civil Procedure.

(2) All parties shall deposit their pro rata shares of these fees with the clerk of the court as specified by the court, but not later than the conclusion of each day's court session.

(3) For purposes of this section, "one-half day" means any period of judicial time, in excess of one hour but not more than four hours, during either the morning or afternoon court session.

(4) The costs for the services of the official court reporter shall be recoverable as taxable costs by the prevailing party as otherwise provided by law.

(5) The Judicial Council shall adopt rules to ensure all of the following:

(A) That parties are given adequate and timely notice of the availability of an official court reporter.

(B) That if an official court reporter is not available, a party may arrange for the presence of a certified shorthand reporter to serve as an official pro tempore reporter, the costs therefore recoverable as provided in paragraph (4).

(C) That if the services of an official pro tempore reporter are utilized pursuant to subparagraph (B), no other charge will be made to the parties.

(b) The fees collected pursuant to this section shall be used only to pay the cost for services of an official court reporter in civil proceedings.

(c) The Judicial Council shall report on or before February 1 of each year to the Joint Legislative Budget Committee on the fees collected by courts pursuant to this section and Section 68086.1, and the total amount spent for services of official court reporters in civil proceedings statewide in the prior fiscal year.

SEC. 27. Section 68086.1 of the Government Code is amended to read:

68086.1. (a) Commencing January 1, 2006, for each three hundred twenty-dollar (\$320) fee collected under Section 70611, 70612, or 70670, twenty-five dollars (\$25) of the amount distributed to the Trial Court Trust Fund shall be used for services of an official court reporter in civil proceedings.

(b) Commencing January 1, 2006, for each three hundred-dollar (\$300) fee collected under subdivision (a) of Section 70613 or subdivision (a) of Section 70614, twenty-five dollars (\$25) of the amount distributed to

the Trial Court Trust Fund shall be used for services of an official court reporter in civil proceedings.

(c) It is the intent of the Legislature, in approving the twenty-five-dollar (\$25) distribution out of each filing fee listed in subdivisions (a) and (b), to continue an incentive to courts to use the services of an official court reporter in civil proceedings. However, nothing in this section shall affect the Judicial Council's authority to allocate these revenues to replace reductions in the General Fund appropriation to the Trial Court Trust Fund.

(d) The portion of the distribution to the Trial Court Trust Fund to be used for services of an official court reporter in civil proceedings pursuant to subdivisions (a) and (b) shall be used only in trial courts that utilize the services of an official court reporter in civil proceedings.

SEC. 28. Section 68090.8 of the Government Code, as amended by Section 111 of Chapter 75 of the Statutes of 2005, is amended to read:

68090.8. (a) (1) The Legislature finds that the management of civil and criminal cases, including traffic cases, and the accounting for funds in the trial courts requires these courts to implement appropriate levels of administrative automation.

(2) The purpose of this section is to make a fund available for the development of automated administrative systems, including automated accounting, automated data collection through case management systems, and automated case-processing systems for the trial courts, together with funds to train operating personnel, and for the maintenance and enhancement of the systems. As used in this paragraph, "automated administrative systems" does not include electronic reporting systems for use in a courtroom.

(3) Automated data collection shall provide the foundation for planning, research, and evaluation programs that are generated from within and outside of the judicial branch. This system shall be a resource to the courts, the Judicial Council and its committees, the Administrative Office of the Courts, the Legislature, the Governor, and the public. During the developmental stage and prior to the implementation of the system, the Legislature shall make recommendations to the Judicial Council as to the breadth and level of detail of the data to be collected.

(b) Prior to making any other required distribution, the county treasurer shall transmit 2 percent of all fines, penalties, and forfeitures collected in criminal cases, including, but not limited to, moneys collected pursuant to Chapter 12 (commencing with Section 76000) of Title 8 of this code, Section 13003 of the Fish and Game Code, Section 11502 of the Health and Safety Code, and Chapter 1 (commencing with Section 1427) of Title 11 of Part 2 of the Penal Code, into the Trial Court Improvement Fund established pursuant to Section 77209, to be used

exclusively to pay the costs of automated systems for the trial courts, as described in paragraph (2) of subdivision (a). These systems shall meet Judicial Council performance standards, including production of reports as needed by the state, the counties, and local governmental entities.

SEC. 29. Section 68511.3 of the Government Code, as amended by Section 113 of Chapter 75 of the Statutes of 2005, is amended to read:

68511.3. (a) The Judicial Council shall formulate and adopt uniform forms and rules of court for litigants proceeding in forma pauperis. These rules shall provide for all of the following:

(1) Standard procedures for considering and determining applications for permission to proceed in forma pauperis, including, in the event of a denial of permission, a written statement detailing the reasons for denial and an evidentiary hearing where there is a substantial evidentiary conflict.

(2) Standard procedures to toll relevant time limitations when a pleading or other paper accompanied by the application is timely lodged with the court and delay is caused due to the processing of the application to proceed in forma pauperis.

(3) Proceeding in forma pauperis at every stage of the proceedings at both the appellate and trial levels of the court system.

(4) The confidentiality of the financial information provided to the court by these litigants.

(5) That the court may authorize the clerk of the court, county financial officer, or other appropriate county officer to make reasonable efforts to verify the litigant's financial condition without compromising the confidentiality of the application.

(6) That permission to proceed in forma pauperis be granted to all of the following:

(A) Litigants who are receiving benefits pursuant to the Supplemental Security Income (SSI) and State Supplemental Payments (SSP) programs (Sections 12200 to 12205, inclusive, of the Welfare and Institutions Code), the California Work Opportunity and Responsibility to Kids Act (CalWORKs) program (Chapter 2 (commencing with Section 11200) of Part 3 of Division 9 of the Welfare and Institutions Code), the Food Stamp Program (7 U.S.C. Sec. 2011 et seq.), or Section 17000 of the Welfare and Institutions Code.

(B) Litigants whose monthly income is 125 percent or less of the current monthly poverty line annually established by the Secretary of Health and Human Services pursuant to the Omnibus Budget Reconciliation Act of 1981, as amended.

(C) Other persons when in the court's discretion, this permission is appropriate because the litigant is unable to proceed without using money

which is necessary for the use of the litigant or the litigant's family to provide for the common necessities of life.

(b) (1) Litigants who apply for permission to proceed in forma pauperis pursuant to subparagraph (A) of paragraph (6) of subdivision (a) shall declare under penalty of perjury that they are receiving the benefits and may voluntarily provide the court with their date of birth and social security number or their Medi-Cal identification number to permit the court to verify the applicant's receipt of public assistance. The court may require any applicant, except a defendant in an unlawful detainer action, who chooses not to disclose his or her social security number for verification purposes to attach to the application documentation of benefits to support the claim and all other financial information on a form promulgated by the Judicial Council for this purpose.

(2) Litigants who apply for permission to proceed in forma pauperis pursuant to subparagraph (B) or (C) of paragraph (6) of subdivision (a) shall file a financial statement under oath on a form promulgated by, and pursuant to rules adopted by, the Judicial Council.

(c) The forms and rules adopted by the Judicial Council shall provide for the disclosure of the following information about the litigant:

- (1) Current street address.
- (2) Occupation and employer.
- (3) Monthly income and expenses.
- (4) Address and value of any real property owned directly or beneficially.
- (5) Personal property with a value that exceeds five hundred dollars (\$500).

The information furnished by the litigant shall be used by the court in determining his or her ability to pay all or a portion of the fees and costs.

(d) At any time after the court has granted a litigant permission to proceed in forma pauperis and prior to final disposition of the case, the clerk of the court, county financial officer, or other appropriate county officer may notify the court of any changed financial circumstances which may enable the litigant to pay all or a portion of the fees and costs which had been waived. The court may authorize the clerk of the court, county financial officer, or other appropriate county officer to require the litigant to appear before and be examined by the person authorized to ascertain the validity of their indigent status. However, no litigant shall be required to appear more than once in any four-month period. A litigant proceeding in forma pauperis shall notify the court within five days of any settlement or monetary consideration received in settlement of this litigation and of any other change in financial circumstances that affects the litigant's ability to pay court fees and costs. After the litigant

either (1) appears before and is examined by the person authorized to ascertain the validity of his or her indigent status or (2) notifies the court of a change in financial circumstances, the court may then order the litigant to pay to the court the sum and in any manner the court believes is compatible with the litigant's financial ability.

In any action or proceeding in which the litigant whose fees and costs have been waived would have been entitled to recover those fees and costs from another party to the action or proceeding had they been paid, the court may assess the amount of the waived fees and costs against the other party and order the other party to pay that sum to the court or to the clerk and serving and levying officers respectively, or the court may order the amount of the waived fees and costs added to the judgment and so identified by the clerk.

Execution may be issued on any order provided for in this subdivision in the same manner as on a judgment in a civil action. When an amount equal to the sum due and payable to the clerk has been collected upon the judgment, these amounts shall be remitted to the clerk within 30 days. Thereafter, when an amount equal to the sum due to the serving and levying officers has been collected upon the judgment, these amounts shall be due and payable to those officers and shall be remitted within 30 days. If the remittance is not received by the clerk within 30 days or there is a filing of a partial satisfaction of judgment in an amount at least equal to the fees and costs payable to the clerk or a satisfaction of judgment has been filed, notwithstanding any other provision of law, the court may issue an abstract of judgment, writ of execution, or both for recovery of those sums, plus the fees for issuance and execution and an additional fee for administering this section. The court shall establish a fee, not to exceed actual costs of administering this subdivision and in no case exceeding twenty-five dollars (\$25), which shall be added to the writ of execution.

(e) Notwithstanding subdivision (a), a person who is sentenced to imprisonment in a state prison or confined in a county jail and, during the period of imprisonment or confinement, files a civil action or notice of appeal of a civil action in forma pauperis shall be required to pay the full amount of the filing fee to the extent provided in this subdivision.

(1) In addition to the form required by this section for filing in forma pauperis, an inmate shall file a copy of a statement of account for any sums due to the inmate for the six-month period immediately preceding the filing of the civil action or notice of appeal of a civil action. This copy shall be certified by the appropriate official of the Department of Corrections or a county jail.

(2) Upon filing the civil action or notice of appeal of a civil action, the court shall assess, and when funds exist, collect, as a partial payment



of any required court fees, an initial partial filing fee of 20 percent of the greater of one of the following:

(A) The average monthly deposits to the inmate's account.

(B) The average monthly balance in the inmate's account for the six-month period immediately preceding the filing of the civil action or notice of appeal.

(3) After payment of the initial partial filing fee, the inmate shall be required to make monthly payments of 20 percent of the preceding month's income credited to the inmate's account. The Department of Corrections shall forward payments from this account to the clerk of the court each time the amount in the account exceeds ten dollars (\$10) until the filing fees are paid.

(4) In no event shall the filing fee collected pursuant to this subdivision exceed the amount of fees permitted by law for the commencement of a civil action or an appeal of a civil action.

(5) In no event shall an inmate be prohibited from bringing a civil action or appeal of a civil action solely because the inmate has no assets and no means to pay the initial partial filing fee.

SEC. 30. Section 70601 of the Government Code is amended to read:

70601. (a) It is the intent of the Legislature to establish a moratorium on increases in filing fees until January 1, 2008. No fee provided for in this chapter may be changed before January 1, 2008, except as may be required by the following:

(1) Legislative implementation of recommendations of the Task Force on County Law Libraries.

(2) Legislative implementation of recommendations for changes to the graduated filing fee for petitions in probate proceedings under subdivision (a) of Section 70650.

(b) The Judicial Council shall establish a Task Force on Civil Fees, including, but not limited to, representatives from the trial courts, the counties, the county law libraries, and the State Bar. On or before February 1, 2007, the task force shall make recommendations to the Judicial Council and the Legislature on the following:

(1) The effectiveness of the uniform fee structure, any operational or revenue problems, and how to address these issues.

(2) Whether a fee differential should be implemented based on the number of cases a party files in a year.

(3) A process to adjust fees in the future to accommodate inflation and other factors affecting operating costs for trial courts, county law libraries, and county programs that rely on court fees.

SEC. 31. Section 70626 of the Government Code is amended to read:

70626. (a) The fee for each of the following services is fifteen dollars (\$15). Amounts collected shall be distributed to the Trial Court Trust Fund under Section 68085.1.

(1) Issuing a writ of attachment, a writ of mandate, a writ of execution, a writ of sale, a writ of possession, a writ of prohibition, or any other writ for the enforcement of any order or judgment.

(2) Issuing an abstract of judgment.

(3) Issuing a certificate of satisfaction of judgment under Section 724.100 of the Code of Civil Procedure.

(4) Certifying a copy of any paper, record, or proceeding on file in the office of the clerk of any court.

(5) Taking an affidavit, except in criminal cases or adoption proceedings.

(6) Acknowledgment of any deed or other instrument, including the certificate.

(7) Recording or registering any license or certificate, or issuing any certificate in connection with a license, required by law, for which a charge is not otherwise prescribed.

(8) Issuing any certificate for which the fee is not otherwise fixed.

(b) The fee for each of the following services is twenty dollars (\$20). Amounts collected shall be distributed to the Trial Court Trust Fund under Section 68085.1.

(1) Issuing an order of sale.

(2) Receiving and filing an abstract of judgment rendered by a judge of another court and subsequent services based on it, unless the abstract of judgment is filed under Section 704.750 or 708.160 of the Code of Civil Procedure.

(3) Filing a confession of judgment under Section 1134 of the Code of Civil Procedure.

(4) Filing an application for renewal of judgment under Section 683.150 of the Code of Civil Procedure.

(5) Issuing a commission to take a deposition in another state or place under Section 2026.010 of the Code of Civil Procedure.

(6) Filing and entering an award under the Workers' Compensation Law (Division 4 (commencing with Section 3200) of the Labor Code).

(7) Filing an affidavit of publication of notice of dissolution of partnership.

(8) Filing an appeal of a determination whether a dog is potentially dangerous or vicious under Section 31622 of the Food and Agricultural Code.

(9) Filing an affidavit under Section 13200 of the Probate Code, together with the issuance of one certified copy of the affidavit under Section 13202 of the Probate Code.

(10) Filing and indexing all papers for which a charge is not elsewhere provided, other than papers filed in actions or special proceedings, official bonds, or certificates of appointment.

SEC. 32. Section 70640 of the Government Code is amended to read:

70640. (a) It is the policy of the state that each court shall endeavor to provide a children's waiting room in each courthouse for children whose parents or guardians are attending a court hearing as a litigant, witness, or for other court purposes as determined by the court. To defray that expense, monthly allocations for children's waiting rooms shall be added to the monthly apportionment under subdivision (a) of Section 68085 for each court where a children's waiting room has been established or where the court has elected to establish such a service.

(b) The amount allocated to each court under this section shall be equal to the following: for each first paper filing fee as provided under Section 70611, 70612, 70613, 70614, or 70670, and each first paper or petition filing fee in a probate matter as provided under Section 70650, 70651, 70652, 70653, 70654, 70655, 70656, or 70658, the same amount as was required to be collected as of December 31, 2005, to the Children's Waiting Room Fund under former Section 26826.3 in the county in which the court is located when a fee was collected for the filing of a first paper in a civil action under former Section 26820.4.

(c) Notwithstanding any other provision of law, the court may make expenditures from these allocations in payment of any cost, excluding capital outlay, related to the establishment and maintenance of the children's waiting room, including personnel, heat, light, telephone, security, rental of space, furnishings, toys, books, or any other item in connection with the operation of a children's waiting room.

(d) If, as of January 1, 2006, there is a Children's Waiting Room Fund in the county treasury established under former Section 26826.3, the county immediately shall transfer the moneys in that fund to the court's operations fund as a restricted fund. By February 15, 2006, the county shall provide an accounting of the fund to the Administrative Office of the Courts.

(e) After January 1, 2006, the court may apply to the Judicial Council for an adjustment of the amount distributed to the fund for each uniform filing fee. A court that wishes to establish a children's waiting room, and does not yet have a distribution under this section, may apply to the Judicial Council for such a distribution. Applications under this subdivision shall be made according to trial court financial policies and procedures authorized by the Judicial Council under subdivision (a) of Section 77206. Adjustments and new distributions shall be effective January 1 or July 1 of any year beginning January 1, 2006.

(f) The distribution to a court under this section per each filing fee shall be not less than two dollars (\$2) and not more than five dollars (\$5).

SEC. 33. Section 77207.5 of the Government Code is amended to read:

77207.5. (a) The Judicial Council shall make monthly allocations to the trial courts from the Trial Court Trust Fund for automated administrative systems as provided in this section. These funds shall be used for the development and implementation of automated systems as described in subdivision (a) of Section 68090.8. As used in this subdivision, "automated administrative systems" does not include electronic reporting systems for use in a courtroom.

(b) The amount allocated annually to each trial court shall be the amount stated in this subdivision, which is based on the revenue collected in the local 2 percent automation funds in the 1994–95 fiscal year. The amounts are as follows:

Jurisdiction	Amount
Alameda.....	\$424,792
Alpine.....	2,034
Amador.....	11,006
Butte.....	59,332
Calaveras.....	18,652
Colusa.....	13,708
Contra Costa.....	218,186
Del Norte.....	11,208
El Dorado.....	54,374
Fresno.....	181,080
Glenn.....	19,264
Humboldt.....	48,160
Imperial.....	67,678
Inyo.....	30,402
Kern.....	277,328
Kings.....	57,026
Lake.....	20,328
Lassen.....	20,156
Los Angeles.....	3,144,530
Madera.....	52,502
Marin.....	114,766
Mariposa.....	3,904
Mendocino.....	30,068
Merced.....	55,652
Modoc.....	6,134

Mono.....	12,446
Monterey.....	183,464
Napa.....	30,550
Nevada.....	49,946
Orange.....	923,882
Placer.....	77,378
Plumas.....	9,206
Riverside.....	532,226
Sacramento.....	340,254
San Benito.....	14,700
San Bernardino.....	435,474
San Diego.....	718,442
San Francisco.....	272,528
San Joaquin.....	201,698
San Luis Obispo.....	130,020
San Mateo.....	329,518
Santa Barbara.....	162,858
Santa Clara.....	452,782
Santa Cruz.....	113,210
Shasta.....	44,394
Sierra.....	1,830
Siskiyou.....	37,000
Solano.....	119,364
Sonoma.....	119,004
Stanislaus.....	88,718
Sutter.....	37,382
Tehama.....	28,100
Trinity.....	7,648
Tulare.....	204,932
Tuolumne.....	16,642
Ventura.....	205,304
Yolo.....	48,556
Yuba.....	15,788

SEC. 34. Section 77209 of the Government Code, as amended by Section 142 of Chapter 75 of the Statutes of 2005, is amended to read:

77209. (a) There is in the State Treasury the Trial Court Improvement Fund.

(b) The Judicial Council shall reserve funds for projects by transferring 1 percent of the amount appropriated for support for operation of the trial courts to the Trial Court Improvement Fund. At least one-half of this amount shall be set aside as a reserve that shall not be allocated prior

to March 15 of each year unless allocated to a court or courts for urgent needs.

(c) Any funds in the Trial Court Improvement Fund that are unencumbered at the end of the fiscal year shall be reappropriated to the Trial Court Improvement Fund for the following fiscal year.

(d) Moneys deposited in the Trial Court Improvement Fund shall be placed in an interest bearing account. Any interest earned shall accrue to the fund and shall be disbursed pursuant to subdivision (e).

(e) Moneys deposited in the Trial Court Improvement Fund may be disbursed for purposes of this section.

(f) Moneys deposited in the Trial Court Improvement Fund pursuant to Section 68090.8 shall be allocated by the Judicial Council for automated administrative system improvements pursuant to that section and in furtherance of Rule 991 of the California Rules of Court, as it read on July 1, 1996. As used in this subdivision, "automated administrative system" does not include electronic reporting systems for use in a courtroom.

(g) Moneys deposited in the Trial Court Improvement Fund shall be administered by the Judicial Council. The Judicial Council may, with appropriate guidelines, delegate to the Administrative Director of the Courts the administration of the fund. Moneys in the fund may be expended to implement trial court projects approved by the Judicial Council. Expenditures may be made to vendors or individual trial courts that have the responsibility to implement approved projects.

(h) Notwithstanding other provisions of this section, the 2 percent automation fund moneys deposited in the Trial Court Improvement Fund pursuant to Section 68090.8 shall be allocated by the Judicial Council to statewide initiatives related to trial court automation and their implementation. The Judicial Council shall allocate the remainder of the moneys deposited in the Trial Court Improvement Fund as specified in this section.

For the purposes of this subdivision, the term "2 percent automation fund" means the fund established pursuant to Section 68090.8 as it read on June 30, 1996. As used in this subdivision, "statewide initiatives related to trial court automation and their implementation" does not include electronic reporting systems for use in a courtroom.

(i) Royalties received from the publication of uniform jury instructions shall be deposited in the Trial Court Improvement Fund and used for the improvement of the jury system.

(j) The Judicial Council shall present an annual report to the Legislature on the use of the Trial Court Improvement Fund. The report shall include appropriate recommendations.

SEC. 35. Section 123.6 of the Labor Code is amended to read:

123.6. (a) All workers' compensation administrative law judges employed by the administrative director and supervised by the court administrator shall subscribe to the Code of Judicial Ethics adopted by the Supreme Court pursuant to subdivision (m) of Section 18 of Article VI of the California Constitution for the conduct of judges and shall not otherwise, directly or indirectly, engage in conduct contrary to that code or to the commentary to the Code of Judicial Ethics.

In consultation with both the court administrator and the Commission on Judicial Performance, the administrative director shall adopt regulations to enforce this section. Existing regulations shall remain in effect until new regulations based on the recommendations of the court administrator and the Commission on Judicial Performance have become effective. To the extent possible, the rules shall be consistent with the procedures established by the Commission on Judicial Performance for regulating the activities of state judges, and, to the extent possible, with the gift, honoraria, and travel restrictions on legislators contained in the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code). The court administrator shall have the authority to enforce the rules adopted by the administrative director.

(b) Honoraria or travel allowed by the court administrator, and not otherwise prohibited by this section in connection with any public or private conference, convention, meeting, social event, or like gathering, the cost of which is significantly paid for by attorneys who practice before the board, may not be accepted unless the court administrator has provided prior approval in writing to the workers' compensation administrative law judge allowing him or her to accept those payments.

SEC. 36. Section 1214.1 of the Penal Code is amended to read:

1214.1. (a) In addition to any other penalty in infraction, misdemeanor, or felony cases, the court may impose a civil assessment of up to three hundred dollars (\$300) against any defendant who fails, after notice and without good cause, to appear in court for any proceeding authorized by law or who fails to pay all or any portion of a fine ordered by the court. This assessment shall be deposited in the Trial Court Trust Fund, as provided in Section 68085.1 of the Government Code.

(b) The assessment shall not become effective until at least 10 calendar days after the court mails a warning notice to the defendant by first-class mail to the address shown on the notice to appear or to the defendant's last known address. If the defendant appears within the time specified in the notice and shows good cause for the failure to appear or for the failure to pay a fine, the court shall vacate the assessment.

(c) If a civil assessment is imposed under this section, no bench warrant or warrant of arrest shall be issued with respect to the failure to appear at the proceeding for which the assessment is imposed or the

failure to pay the fine. An outstanding, unserved bench warrant or warrant of arrest for a failure to appear or for a failure to pay a fine shall be recalled prior to the subsequent imposition of a civil assessment.

(d) The assessment imposed under subdivision (a) shall be subject to the due process requirements governing defense and collection of civil money judgments generally.

(e) Each court and county shall maintain the collection program that was in effect on July 1, 2005, unless otherwise agreed to by the court and county. If a court and a county do not agree on a plan for the collection of civil assessments imposed pursuant to this section, or any other collections under Section 1463.010, after the implementation of Sections 68085.6 and 68085.7 of the Government Code, the court or the county may request arbitration by a third party mutually agreed upon by the Administrative Director of the Courts and the California State Association of Counties.

SEC. 37. Section 16020 of the Vehicle Code is amended to read:

16020. (a) Every driver and every owner of a motor vehicle shall at all times be able to establish financial responsibility pursuant to Section 16021, and shall at all times carry in the vehicle evidence of the form of financial responsibility in effect for the vehicle.

(b) "Evidence of financial responsibility" means any of the following:

(1) A form issued by an insurance company or charitable risk pool, as specified by the department pursuant to Section 4000.37.

(2) If the owner is a self-insurer, as provided in Section 16052 or a depositor, as provided in Section 16054.2, the certificate of self-insurance or the assignment of deposit letter issued by the department.

(3) An insurance covering note or binder pursuant to Section 382 or 382.5 of the Insurance Code.

(4) A showing that the vehicle is owned or leased by, or under the direction of, the United States or any public entity, as defined in Section 811.2 of the Government Code.

(c) For purposes of this section, "evidence of financial responsibility" also may be obtained by a law enforcement officer and court personnel from an electronic reporting system when that system becomes available for use by law enforcement officers.

(d) For purposes of this section, "evidence of financial responsibility" also includes any of the following:

(1) The name of the insurance company and the number of an insurance policy or surety bond that was in effect at the time of the accident or at the time that evidence of financial responsibility is required to be provided pursuant to Section 16028, if that information is contained in the vehicle registration records of the department.



(2) The identifying motor carrier of property permit number issued by the Department of the California Highway Patrol to the motor carrier of property as defined in Section 34601, and displayed on the motor vehicle in the manner specified by the Department of the California Highway Patrol.

(3) The identifying number issued to the household goods carrier, passenger stage carrier, or transportation charter party carrier by the Public Utilities Commission and displayed on the motor vehicle in the manner specified by the commission.

(4) The identifying number issued by the Interstate Commerce Commission or its successor federal agency, if proof of financial responsibility must be presented to the issuing agency as part of the identification number issuance process, and displayed on the motor vehicle in the manner specified by the issuing agency.

(e) Evidence of financial responsibility does not include any of the identification numbers in paragraph (1), (2), (3), or (4) of subdivision (d) if the carrier is currently suspended by the issuing agency for lack or lapse of insurance or other form of financial responsibility.

SEC. 38. Section 16058.1 of the Vehicle Code is amended to read:

16058.1. The department shall develop a method by which law enforcement officers and court personnel, on and after July 1, 2006, may electronically verify that an insurance policy or bond for a motor vehicle has been issued.

SEC. 39. Section 905.7 of the Government Code, as added by Section 18 of this act, shall be effective as to causes of action that accrued on or after January 1, 2006. However, the enactment of Section 905.7 of the Government Code does not change the obligations and rights under the laws in existence at the time of accrual of judicial branch entities or of persons whose causes of action against a judicial branch entity accrued before January 1, 2006.

SEC. 40. It is the intent of the Legislature in amending Section 11135 of the Government Code to construe and clarify the meaning and effect of existing law and to reject the interpretation given to the law in *Garcia v. California State University* (Aug. 15, 2005, B178329) \_\_ Cal.App.4th \_\_ [2005 Cal. App. LEXIS 1267].

SEC. 41. The provisions of this act shall apply prospectively only, except with respect to the amendments made to Section 11135 of the Government Code.

SEC. 42. Section 3 of this bill shall only become operative if AB 1459 or SB 422 is enacted and becomes effective on or before January 1, 2006, and increases the jurisdictional limit of the small claims court.

SEC. 43. Section 23 of this bill shall only become operative if AB 1459 or SB 422 is enacted and becomes effective on or before January

1, 2006, and increases the jurisdictional limit of the small claims court, in which case Section 22 of this bill shall not be operative.

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## CHAPTER 707

An act to add Section 110552 to the Health and Safety Code, relating to lead contamination of candy.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 110552 is added to the Health and Safety Code, to read:

110552. (a) The department shall regulate candy to ensure that the candy is not adulterated.

(b) For the purposes of this chapter, “candy” means any confectionary intended for individual consumption that contains chili, tamarind, or any other ingredient identified as posing a health risk in regulations adopted by the office or department.

(c) For purposes of this section the following terms have the following meanings:

(1) “Office” means the Office of Environmental Health Hazard Assessment.

(2) “Adulterated candy” means any candy with lead in excess of the naturally occurring level. Moreover, candy is adulterated if its wrapper or the ink on the wrapper contains lead in excess of standards which the office, in consultation with the department and the Attorney General shall establish by July 1, 2006.

(3) “Naturally occurring level” of lead in candy shall be determined by regulations adopted by the office after consultation with the department and the Attorney General. For purposes of this section, the “naturally occurring level” of lead in candy is only naturally occurring to the extent that it is not avoidable by good agricultural, manufacturing, and procurement practices, or by other practices currently feasible. The producer and manufacturer of candy and candy ingredients shall at all times use quality control measures that reduce the natural chemical contaminants to the “lowest level currently feasible” as this term is used in subsection (c) of Section 110.110 of Title 21, Code of Federal Regulations. The “naturally occurring level” of lead shall not include any lead in an ingredient resulting from agricultural equipment, fuels

used on or around soils or crops, fertilizers, pesticides or other materials that are applied to soils or crops or added to water used to irrigate soils or crops. The office shall determine the naturally occurring levels of lead in candy containing chili and tamarind no later than July 1, 2006. The office shall determine the naturally occurring levels of lead in candy containing other ingredients upon request by the department or the Attorney General, and in the absence of a request, when the office determines that the presence of the ingredient in candy may pose a health risk. Until the office adopts regulations determining the naturally occurring level of lead, the Attorney General's written determination, if any, including any determination set forth in a consent judgment entered into by the Attorney General, of the naturally occurring level of lead in candy or in a candy ingredient shall be binding for purposes of this section.

(4) "Wrapper" means all packaging materials in contact with the candy, including, but not limited to, the paper cellophane, plastic container, stick handle, spoon, small pot (olla), and squeeze tube, or similar devices. "Wrapper" does not include any part of the packaging from which lead will not leach, as demonstrated by the manufacturer, to the satisfaction of the office.

(d) The standards adopted pursuant to paragraphs (2) and (3) of subdivision (c) shall be reviewed by the office every three-year to five-year period in order to determine whether advances in scientific knowledge, the development of better agricultural or manufacturing practices, or changes in detection limits require revision of the standards.

(e) The department shall do all of the following:

(1) Ensure that the candy is not adulterated.  
(2) Establish procedures for the testing of candy and the certification of unadulterated candy products. The procedures shall require candy manufacturers to certify candy as being unadulterated. The certification shall be based on appropriate sampling and testing protocols as determined by the office in consultation with the Attorney General's office.

(3) Through its Food and Drug Branch, test the samples of candy collected pursuant to this article. The department may test any candy, including candy tested pursuant to paragraph (3) of subdivision (e) in order to ensure the candy is unadulterated.

(4) Adopt regulations necessary for the enforcement of this article.

(5) Evaluate the regulatory process, identify problems, and make changes or report to the Legislature, as necessary.

(f) If the candy tested pursuant paragraphs (2) or (3) of subdivision (e) is found to be adulterated, the department shall do both of the following:

(1) Issue health advisory notices to county health departments alerting them to the danger posed by consumption of the candy.

(2) Notify the manufacturer and the distributor of the candy that the candy is adulterated, and that the candy may not be sold or distributed in the state until further testing proves that the candy is unadulterated.

(g) (1) For any candy found to be adulterated, the manufacturer or distributor may request that the department test a subsequent sample of candy. The department shall select the candy to be tested. The cost of any subsequent sampling and testing shall be borne by the manufacturer or distributor requesting the additional testing.

(2) If the candy is found to be unadulterated when it is retested, the department shall provide the manufacturer or distributor and the county health department with a letter stating that the candy has been retested and determined to be unadulterated, and that the sale and distribution of the candy in the state may resume.

(3) If the candy is found to remain adulterated when retested, the manufacturer or distributor may take corrective measures and continue to resubmit samples for testing until tests prove the candy unadulterated.

(h) The department shall convene an interagency collaborative which is hereby established to serve as an oversight committee for the implementation of this section and to work with the office in establishing and revising the required standards. The interagency collaborative shall be composed of the following members:

(1) The department.

(2) The Childhood Lead Poisoning Branch of the department.

(3) The Food and Drug Branch of the department.

(4) The office.

(5) The office of the Attorney General.

(i) The interagency collaborative may confer with the United States Consumer Product Safety Commission, the United States Food and Drug Administration, recognized experts in the field, representatives of California community environmental justice organizations and candy manufacturers.

(j) (1) The sale of adulterated candy to California consumers is a violation of this section. Any person knowingly and intentionally selling adulterated candy shall be subject to a civil penalty of up to five hundred dollars (\$500) per violation. The regulations adopted shall provide that funding for this section shall be met in part or in whole by those penalties, upon appropriation by the Legislature.

(2) In the event that a candy product is found to be adulterated, the department may recover the costs incurred in the chemical analysis of that product from the manufacturer or distributor.

(3) Except as expressly set forth in this section, nothing in this section shall alter or diminish any legal obligation otherwise required in common law or by statute or regulation, and nothing in this section shall create or enlarge any defense in any action to enforce that legal obligation. Penalties imposed under this section shall be in addition to any penalties otherwise prescribed by law.

(4) This section shall not be the basis for any stay of proceedings or other order limiting or delaying the prosecution of any action to enforce Section 25249.6.

SEC. 2. (a) Section 110552 of the Health and Safety Code shall, upon appropriation by the Legislature, be funded in part or in whole by any of the following:

- (1) Civil penalties imposed under that section.
- (2) Cost recovery required by that section for the department's testing of adulterated candy.
- (3) Grant funding.

(b) Section 110552 of the Health and Safety Code shall be implemented in any fiscal year only if sufficient funding becomes available to fund the requirements of that section for that fiscal year.

SEC. 3. The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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## CHAPTER 708

An act to add Sections 20432.6 and 22849 to, and to add and repeal Section 31485.12 of, the Government Code, relating to public employees' benefits.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature hereby finds and declares, with respect to Section 3 of this act, all of the following:

(a) There are over 6,000,000 children and nonelderly adults living in California who have no health insurance.

(b) More than eight in 10 uninsured adults and children are in working families, including half who are in families with at least one adult employed full-time.

(c) According to a recent study, the annual cost of health insurance for a California family of four is now equivalent to 75 percent of the annual earnings of a fully employed minimum wage worker.

(d) California health insurance premiums increased 11.4 percent on average in 2004, more than six times the state's inflation of 1.7 percent.

(e) As health care costs increase, employers are shifting more of the costs to employees, who are paying more of their earnings for increased health care premium costs, deductibles, and copayments.

(f) California's health care crisis can also be seen in our schools where there are over 100,000 school employees without any health insurance.

(g) The majority of school employees who have no health coverage are the lowest wage earners in the schools, are overwhelmingly women, and many of them are minorities.

(h) School employees who are uninsured are usually uninsured because they are not given enough hours to qualify or the premiums are so high that they cannot afford the health coverage.

(i) Many school employees who are uninsured earn such modest incomes that their children qualify for the Healthy Families Program.

(j) There are over 1,000 school districts in California, and many of them purchase their own health plans, join with other school districts to purchase health care, or purchase health insurance for their employees through the Public Employees' Medical and Hospital Care Act (Part 5 (commencing with Section 22750) of Division 5 of Title 2 of the Government Code) (PEMHCA).

(k) There are hundreds of different health care plans that are administered for school employees statewide. There is no single health care pool for all public school employees.

SEC. 2. Section 20432.6 is added to the Government Code, to read:

20432.6. (a) "Local sheriff" also means a regularly employed district attorney investigator of Solano County whose principal duties are to investigate crime and criminal cases, if the district attorney investigator is a member of the deputy sheriffs' bargaining unit in the county or the judicial district.

(b) An officer or employee who is a local sheriff as defined in this section is not a county peace officer as defined in Section 20436 or 20437.

(c) This section does not apply to the employees of any contracting agency or to the agency, unless the contracting agency elects to be subject to this section by amendment to its contract with the board, made as provided in Section 20474, or by express provision in its contract with the board.

SEC. 3. Section 22849 is added to the Government Code, to read:

22849. (a) The board shall conduct a study to examine the feasibility and cost-effectiveness of creating a single statewide health care pool that would cover all public school employees working in school districts, county offices of education, community colleges, and in entities created or established by those school employers, including, but not limited to, joint powers agencies, regional occupational centers, and regional occupational programs.

(b) The health care school pool study shall, at a minimum, include the following:

(1) A review and analysis of the costs, cost savings, benefits, and drawbacks of creating a health care pool for all public school employees in California, including retirees.

(2) An analysis of rates, including both a regional rating structure and a single statewide rating structure.

(3) An analysis and reporting of any and all cost savings in the administration of a single health care pool for all school employees compared to the current process that includes hundreds of different plans.

(4) An examination of plan design options in the health care school pool.

(5) An analysis of the feasibility and cost savings of including all school employees under this part, as the health care pool for all school employees.

(6) An analysis of the feasibility and cost savings of creating a pool operated exclusively for school employees.

(7) An analysis and comparison of a mandatory pool versus a voluntary pool.

(c) The completion of the health care school pool study shall be contingent upon the ability to secure or budget for funding to cover the costs of the study. The completed study shall be reported to the Legislature within one year after funding is secured or budgeted.

(d) The board shall consult with the Teachers' Retirement Board of the State Teachers' Retirement System in preparing the study.

SEC. 4. Section 31485.12 is added to the Government Code, to read:

31485.12. (a) Notwithstanding any other provision of law, in a county of the 16th class, as defined in Sections 28020 and 28037, or a county of the 22nd class, as defined in Sections 28020 and 28043, each as amended by Chapter 1204 of the Statutes of 1971, the board of supervisors may, by resolution, ordinance, contract, or contract amendment under this chapter, provide different retirement benefits for some safety member bargaining units within the safety member classification of a county retirement system.

(b) The resolution, ordinance, contract, or contract amendment described in subdivision (a) may provide a different formula for calculation of retirement benefits, by making any section of this chapter applicable to different safety bargaining units within the safety member classification, applicable to service credit earned on and after the date specified in the resolution, which date may be earlier than the date the resolution is adopted. The terms of an agreement or memorandum of understanding reached with a recognized employee organization, pursuant to this subdivision, may be made applicable by the board of supervisors to any unrepresented group within the same or similar membership classification as the employees represented by the recognized employee organization or bargaining unit.

(c) A resolution, ordinance, contract, or contract amendment adopted pursuant to this section may require members to pay all or part of the contributions by a member or employer, or both, that would have been required if the section or sections specified in subdivision (b), as adopted by the board or governing body, had been in effect during the period of time designated in the resolution, ordinance, contract, or contract amendment. The payment by a member shall become part of the accumulated contributions of the member. For those members who are represented by a bargaining unit, the payment requirement shall be approved in a memorandum of understanding executed by the board of supervisors and the employee representatives.

(d) This section shall only apply to members who retire on or after the effective date of the resolution, ordinance, contract, or contract amendment described in subdivision (a) or (b) or on or after the date provided in the memorandum of understanding described in subdivision (c).

(e) The board of supervisors, in the resolution, ordinance, contract, or contract amendment described in subdivision (a), shall not require that a bargaining unit be divided solely for the purpose of providing different retirement benefits. However, if the members of a bargaining unit within the same or similar membership classification so elect, retirement benefits may be separately negotiated with that bargaining unit.



(f) This section shall remain in effect only until January 1, 2011, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2011, deletes or extends that date.

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## CHAPTER 709

An act to add Section 42703 to the Public Resources Code, relating to recycling.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares all of the following:  
(a) Thirty-two million scrap tires are currently generated in California each year.

(b) By the year 2020, more than 43,000,000 scrap tires will be generated each year in California.

(c) There are currently up to 6,000,000 tires in legal and illegal scrap tire piles.

(d) Twenty-five percent of California scrap tires, more than 8,000,000 tires, are disposed of in landfills or stockpiled in legal or illegal dumps.

(e) Crumb rubber from recycled scrap tires can be used as an additive for making asphalt for highway construction and repair.

(f) It is state policy to not discard scrap tires in landfills or legal or illegal stockpiles, and to find alternative uses for recycling tires that have been generated in California.

SEC. 2. It is the intent of the Legislature that the Department of Transportation explore all feasible means to stimulate increased usage of crumb rubber throughout the 12 regional districts to help expand the marketplace for crumb rubber in the state.

SEC. 3. Section 42703 is added to the Public Resources Code, to read:

42703. (a) Except as provided in subdivision (d), the Department of Transportation shall require the use of crumb rubber in lieu of other materials at the following levels for state highway construction or repair projects that use asphalt as a construction material:

(1) On and after January 1, 2007, the Department of Transportation shall use, on an annual average, not less than 6.62 pounds of CRM per metric ton of the total amount of asphalt paving materials used.

(2) On and after January 1, 2010, the Department of Transportation shall use, on an annual average, not less than 8.27 pounds of CRM per metric ton of the total amount of asphalt paving materials used.

(3) On and after January 1, 2013, the Department of Transportation shall use, on an annual average, not less than 11.58 pounds of CRM per metric ton of the total amount of asphalt paving materials used.

(b) (1) The annual average use of crumb rubber required in subdivision (a) shall be achieved on a statewide basis and shall not require the use of asphalt containing crumb rubber in each individual project or in a place where it is not feasible to use that material.

(2) On and after January 1, 2007, and before January 1, 2015, not less than 50 percent of the asphalt pavement used to comply with the requirements of subdivision (a) shall be rubberized asphalt concrete.

(3) On and after January 1, 2015, the Department of Transportation may use any material meeting the definition of asphalt containing crumb rubber, with respect to product type or specification, to comply with the requirements of subdivision (a).

(c) (1) The Secretary of Business, Transportation and Housing shall, on or before January 1, 2009, and on or before January 1 annually thereafter, prepare an analysis comparing the cost differential between asphalt containing crumb rubber and conventional asphalt. The analysis shall include the cost of the quantity of asphalt product needed per lane mile paved and, at a minimum, shall include all of the following:

(A) The lifespan and duration of the asphalt materials.

(B) The maintenance cost of the asphalt materials and other potential cost savings to the department, including, but not limited to, reduced soundwall construction costs resulting from noise reduction qualities of rubberized asphalt concrete.

(C) The difference between each type or specification of asphalt containing crumb rubber, considering the cost-effectiveness of each type or specification separately in comparison to the cost-effectiveness of conventional asphalt paving materials.

(2) Notwithstanding subdivision (a), if, after completing the analysis required by paragraph (1), the secretary determines that the cost of asphalt containing crumb rubber exceeds the cost of conventional asphalt, the Department of Transportation shall continue to meet the requirement specified in paragraph (1) of subdivision (a), and shall not implement the requirement specified in paragraph (2) of subdivision (a). If the secretary determines, pursuant to an analysis prepared pursuant to paragraph (1), that the cost of asphalt containing crumb rubber does not exceed the cost of conventional asphalt, the Department of Transportation shall implement paragraph (2) of subdivision (a) within one year of that determination, but not before January 1, 2010.

(3) Notwithstanding subdivision (a), if the Department of Transportation delays the implementation of paragraph (2) of subdivision (a), the Department of Transportation shall not implement the requirement of paragraph (3) of subdivision (a) until three years after the date the department implements paragraph (2) of subdivision (a).

(d) For the purposes of complying with the requirements of subdivision (a), only crumb rubber manufactured in the United States that is derived from waste tires taken from vehicles owned and operated in the United States may be used.

(e) The Department of Transportation and the board shall develop procedures for using crumb rubber and other derived tire products in other projects.

(f) The Department of Transportation shall notify and confer with the East Bay Municipal Utility District before using asphalt containing crumb rubber on a state highway construction or repair project that overlays district infrastructure.

(g) For purposes of this section the following definitions shall apply:

(1) "Asphalt containing crumb rubber" means any asphalt pavement construction, rehabilitation, or maintenance material that contains reclaimed tire rubber and that is specified for use by the Department of Transportation.

(2) "Crumb rubber" or "CRM" has the same meaning as defined in Section 42801.7.

(3) "Rubberized asphalt concrete" or "RAC" means a paving material that uses an asphalt rubber binder containing an amount of reclaimed tire rubber that is 15 percent or more by weight of the total blend, and that meets other specifications for both the physical properties of asphalt rubber and the application of asphalt rubber, as defined in the American Society for Testing and Materials (ASTM) Standard Specification for Asphalt-Rubber Binder.

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## CHAPTER 710

An act to amend Sections 17071.75, 17078.27, and 41329.55 of the Education Code, relating to school facilities, and making an appropriation therefor.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 17071.75 of the Education Code is amended to read:

17071.75. After a one-time initial report of existing school building capacity has been completed, the ongoing eligibility of a school district for new construction funding shall be determined by making all of the following calculations:

(a) A school district that applies to receive funding for new construction shall use the following methods to determine projected enrollment:

(1) A school district that has two or more schoolsites each with a pupil population density that is greater than 115 pupils per acre in kindergarten and grades 1 to 6, inclusive, or a schoolsite pupil population density that is greater than 90 pupils per acre in grades 7 to 12, inclusive, as determined by the Superintendent using enrollment data from the California Basic Educational Data System for the 2004-05 school year, may submit an application for funding for projects that will relieve overcrowded conditions. That school district may also submit an alternative enrollment projection for the fifth year beyond the fiscal year in which the application is made using a methodology other than the cohort survival method as defined by the board pursuant to paragraph (2), to be reviewed by the Demographic Research Unit of the Department of Finance, in consultation with the department and the Office of Public School Construction. If the Office of Public School Construction and the Demographic Research Unit of the Department of Finance jointly determine that the alternative enrollment projection provides a reasonable estimate of expected enrollment demand, a recommendation shall be forwarded to the board to approve or disapprove the application, in accordance with all of the following:

(A) Total funding for new construction projects using this method shall be limited to five hundred million (\$500,000,000), from the Kindergarten-University Public Education Facilities Bond Act of 2004.

(B) The eligibility amount for proposed projects that relieve overcrowding is the difference between the alternative enrollment projection method for the year the application is submitted and the cohort survival method, as defined by paragraph (2), for the same year, adjusted by the existing pupil capacity in excess of the projected enrollment according to the cohort survival projection method.

(C) The Office of Public School Construction shall determine whether each proposed project will relieve overcrowding, including, but not limited to, the elimination of the use of Concept 6 calendars, four track year-round calendars, or bussing in excess of 40 minutes, and recommend

approval to the board. The number of unhoused pupil grants requested in the application for funding from the eligibility determined pursuant to this paragraph shall be limited to the number of seats necessary to relieve overcrowding, including, but not limited to, the elimination of the use of Concept 6 calendars, four track year-round calendars, or bussing in excess of 40 minutes, less the number of unhoused pupil grants attributed to that school as a source school in an approved application pursuant to Section 17078.24.

(D) A school district shall use the same alternative enrollment projection methodology for all applications submitted pursuant to this paragraph and shall calculate those projections in accordance with the same district-wide or high school attendance area used for the enrollment projection made pursuant to paragraph (2).

(2) A school district shall calculate enrollment projections for the fifth year beyond the fiscal year in which the application is made. Projected enrollment shall be determined by utilizing the cohort survival enrollment projection system, as defined and approved by the board. The board may supplement the cohort survival enrollment projection by the number of unhoused pupils that are anticipated as a result of dwelling units proposed pursuant to approved and valid tentative subdivision maps.

(b) Add the number of pupils that may be adequately housed in the existing school building capacity of the applicant school district as determined pursuant to Article 2 (commencing with Section 17071.10) to the number of pupils for whom facilities were provided from any state or local funding source after the existing school building capacity was determined pursuant to Article 2 (commencing with Section 17071.10). For this purpose, the total number of pupils for whom facilities were provided shall be determined using the pupil loading formula set forth in Section 17071.25.

(c) Subtract the number of pupils pursuant to subdivision (b) from the number of pupils determined pursuant to paragraph (2) of subdivision (a).

(d) The calculations required to establish eligibility under this article shall result in a distinction between the number of existing unhoused pupils and the number of projected unhoused pupils.

(e) Apply the increase or decrease resulting from the difference between the most recent report made pursuant to Section 42268, and the report used in determining the baseline capacity of the school district pursuant to subdivision (a) of Section 17071.25.

(f) For a school district with an enrollment of 2,500, or less, an adjustment in enrollment projections shall not result in a loss of ongoing

eligibility to that school district for a period of three years from the date of the approval of eligibility by the board.

SEC. 2. Section 17078.27 of the Education Code is amended to read:

17078.27. (a) Upon completion of the preliminary process authorized pursuant to this article, and when a preliminary applicant has complied with the conditions set forth in this chapter for a final apportionment, including, but not limited to, Section 17070.50, the board shall adjust the preliminary apportionment as set forth in subdivision (b) and as necessary to reflect the current eligible grant amounts for final apportionments pursuant to this chapter consistent with regulations adopted pursuant to subdivision (c) of Section 17078.24. The board shall then convert the adjusted preliminary apportionment to a final apportionment and proceed to completion of the project in the same manner as for any project funded under provisions of this chapter other than this article.

(b) The board may adjust for cost increases only if uncommitted funds reserved expressly for the purposes of this article remain available for those purposes.

(c) For purposes of calculating enrollment to determine eligibility for a final apportionment for a project funded from the Kindergarten-University Public Education Facilities Bond Act of 2002, as set forth in Part 68.1 (commencing with Section 100600), and the Kindergarten-University Public Education Facilities Bond Act of 2004, as set forth in Part 68.2 (commencing with Section 100800), an applicant may use one of the following methods as an alternative to the method provided in subdivision (a) of Section 17071.75:

(1) The current year enrollment as recorded on the cohort survival enrollment projection system described in subdivision (a) of Section 17071.75, for the year in which the application for the final apportionment is submitted.

(2) (A) If eligibility for the preliminary apportionment was calculated pursuant to Section 17071.76, the current year or five-year projected enrollment as recorded on a cohort survival enrollment projection system, developed and approved by the board, that uses pupil residence in the high school attendance area, for the year in which the application for the final apportionment is submitted.

(B) A school district that uses the method described in this paragraph to calculate enrollment shall also use this method to calculate enrollment for all applications it submits for final apportionments for projects for which preliminary apportionments were approved from the same bond authorization.

SEC. 3. Section 41329.55 of the Education Code is amended to read:

41329.55. (a) Simultaneous with the execution of the lease financing authorized pursuant to Section 41329.52, the bank shall provide to the Controller and the school district a notification of its lease financing. The notice shall include a schedule of rent payments to become due to the bank from the school district and the name of the bond trustee. The Controller shall make the apportionment to the bond trustee of those amounts on the dates shown on the schedule. The bank may further authorize the apportionments to be used to pay or reimburse the provider of any credit enhancement of bonds and other ongoing or periodic ancillary costs of the bond financing issued by the bank in connection with this article. If the amount of rent payments vary from the schedule as a result of variable interest rates on the bonds, early redemptions, or changes in expenses, the bank shall amend or supplement the schedule accordingly. The Controller shall make the apportionment only from moneys in Section A of the State School Fund designated for apportionment to the district and any apportionment authorized pursuant to this subdivision shall constitute a lien senior to any other apportionment or payment of State School Fund moneys to or for that district not made pursuant to this subdivision.

(b) The amount apportioned for a school district pursuant to this section is an allocation to the district for purposes of subdivision (b) of Section 8 of Article XVI of the California Constitution. For purposes of computing revenue limits pursuant to Section 42238 for any school district, the revenue limit for any fiscal year in which funds are apportioned for the district pursuant to this section shall include any amounts apportioned by the Controller pursuant to subdivision (a) as well as Section 41329.57.

(c) No party, including the school district or any of its creditors, shall have any claim to the money apportioned or to be apportioned to the bond trustee by the Controller pursuant to this section.

SEC. 4. (a) Notwithstanding any other law, the State Department of Education may allocate any savings available as of September 1, 2005, from the funds appropriated in paragraph (2) of subdivision (a) of Section 23 of Chapter 900 of the Statutes of 2004, to any county office of education for extraordinary costs related to the visits required in subparagraph (E) of paragraph (2) of subdivision (c) of Section 1240 of the Education Code.

(b) The State Department of Education shall only allocate savings pursuant to subdivision (a) upon a determination by the State Department of Education, the Secretary for Education, and the Department of Finance that a county office of education has incurred extraordinary costs in accordance with subdivision (a) and of the amount of those costs incurred.

(c) To the extent that the amount allocated pursuant to subdivision (a) is insufficient to cover those costs, these funds shall be prorated to county offices of education based upon the total costs agreed upon by the State Department of Education, the Secretary for Education, and the Department of Finance.

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## CHAPTER 711

An act to amend Section 17538.41 of the Business and Professions Code, relating to political advertisements.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 17538.41 of the Business and Professions Code is amended to read:

17538.41. (a) (1) Except as provided in subdivision (b), (c), (d), or (e), no person, entity conducting business, candidate, or political committee in this state shall transmit, or cause to be transmitted, a text message advertisement to a mobile telephony services handset, pager, or two-way messaging device that is equipped with short message capability or any similar capability allowing the transmission of text messages. A text message advertisement is a message, the principal purpose of which is to promote the sale of goods or services, or to promote a political purpose or objective, to the recipient, and consisting of advertising material for the lease, sale, rental, gift offer, or other disposition of any realty, goods, services, or extension of credit, or advertising material for political purposes.

(2) This section shall apply when a text message advertisement is transmitted to a number assigned for mobile telephony service, pager service, or two-way messaging service to a California resident.

(b) This section shall not apply to text messages transmitted at the direction of a person or entity offering mobile telephony service, pager service, or two-way messaging service if the subscriber is offered an option to not receive those text messages.

(c) This section shall not apply to text messages transmitted by a business, candidate, or political committee that has an existing relationship with the subscriber if the subscriber is offered an option not to receive text messages from that business, candidate, or political committee.



(d) This section shall not apply to text messages transmitted by an affiliate of a business that has an existing relationship with the subscriber, but only if the subscriber has provided consent to the business with which he or she has that relationship to receive text messages from affiliates of that business. "Affiliate" means any company that controls, is controlled by, or is under common control with, another company.

(e) This section shall not apply to electronic mail messages that are forwarded, without the knowledge of the sender, to a mobile telephony services handset, pager, or two-way messaging device.

(f) Subdivision (a) shall not impose an obligation on a person or entity offering mobile telephony service, pager service, or two-way messaging service to control the transmission of a text message unless the message is transmitted at the direction of that person or entity.

(g) For purposes of this section, "mobile telephony service" means commercially available interconnected mobile phone services that provide access to the public switched telephone network (PSTN) via mobile communication devices employing radiowave technology to transmit calls, including cellular radiotelephone, broadband Personal Communications Services (PCS), and digital Specialized Mobile Radio (SMR).

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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## CHAPTER 712

An act to amend Sections 22900, 22901, 22902, 22903, 22904, 22905, 22906, 22907, 22908, 22909, 22910, 22911, 22913, 22915, 22920, 22922, 22924, 22925, 22926, and 22927 of, to amend the heading of Chapter 28 (commencing with Section 22900) of Division 8 of, and to add Sections 22902.5, 22903.1, 22903.2, and 22903.3 to, the Business and Professions Code, relating to dealers, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The heading of Chapter 28 (commencing with Section 22900) of Division 8 of the Business and Professions Code is amended to read:

CHAPTER 28. FAIR PRACTICES OF EQUIPMENT MANUFACTURERS,  
DISTRIBUTORS, WHOLESALERS, AND DEALERS ACT

SEC. 2. Section 22900 of the Business and Professions Code is amended to read:

22900. The Legislature finds and declares that the retail distribution, sales, and rental of agricultural, construction, utility, industrial, mining, outdoor power, forestry, and lawn and garden equipment, utilizing independent dealers operating under contract with the supplier vitally affects the general economy of the state, the public interest, and the public welfare. Therefore, the Legislature has determined that it is necessary to regulate the business relations between the dealers and suppliers as described in this chapter.

SEC. 3. Section 22901 of the Business and Professions Code is amended to read:

22901. The following definitions apply for purposes of this chapter:

(a) "Act" means the Fair Practices of Equipment Manufacturers, Distributors, Wholesalers, and Dealers Act.

(b) "Bulk sales law" means the Uniform Commercial Code-Bulk Sales as contained in Division 6 (commencing with Section 6101) of the Commercial Code.

(c) "Claim" means a dealer's claim for reimbursement from a supplier for labor and materials expended by the dealer to meet the requirements of the supplier's warranty agreement with a consumer of the supplier's products if the dealer has complied with the supplier's then-existing written policies and procedures for warranties and warranty claims.

(d) "Current parts price" means, with respect to current parts, the price for repair parts listed in the supplier's price list or catalog in effect at the time the dealer contract is canceled or discontinued or, for purposes of Section 22905, the price list or catalog in effect at the time the repair parts were ordered. "Current parts price" also means, with respect to superseded repair parts, the price listed in the supplier's price list or catalog in effect at the time the dealer contract is canceled or discontinued for the part that performs the same function and purpose as the superseded part, but is simply listed under a different part number.

(e) "Current net parts cost" means the current parts price less any trade or cash discounts typically given to the dealer with respect to that

dealer's normal, ordinary course of orders of repair parts. "Current net parts cost" also means, with respect to a warranty, the current parts price of the supplier for the equipment repaired less any trade or cash discounts typically given to the dealer with respect to that dealer's normal, ordinary course of orders of repair parts.

(f) "Dealer" means any person primarily engaged in the retail sale of equipment as defined in subdivision (i). For the purposes of this act, "dealer" does not include a "franchisee" as defined in Section 331.1 of the Vehicle Code or a "new motor vehicle dealer" as defined in Section 426 of the Vehicle Code.

(g) "Dealer contract" means either an oral or written contract, agreement, or arrangement for a definite or indefinite period between a dealer and a supplier that provides for the rights and obligations of the parties with respect to the purchase or sale of equipment or repair parts.

(h) "Dealership" means the retail sale business engaged in by a dealer under a dealer contract.

(i) "Demonstrator" means equipment in a dealer's inventory that has not been sold, but has had its usage demonstrated to potential customers, either without charge or pursuant to a short-term rental agreement, with the intent of encouraging the potential customer to purchase the equipment.

(j) (1) "Equipment" means all-terrain vehicles and other machinery, equipment, implements, or attachments used for, or in connection with, any of the following purposes:

(A) Lawn, garden, golf course, landscaping, or grounds maintenance.

(B) Planting, cultivating, irrigating, harvesting, and producing agricultural or forestry products.

(C) Raising, feeding, tending to, or harvesting products from, livestock and any other activity in connection with those activities.

(D) Industrial, construction, maintenance, mining, or utility activities or applications, including, but not limited to, material handling equipment.

(2) Self-propelled vehicles designed primarily for the transportation of persons or property on a street or highway are specifically excluded from the definition of equipment.

(k) "Family member" means a spouse, parent, sibling, child, son-in-law, daughter-in-law, and lineal descendent, including those by adoption.

(l) "Good cause" means failure by a dealer to comply with the requirements imposed on the dealer by the dealer contract, if those requirements are not different from those requirements imposed on other similarly situated dealers in this state.

(m) "Index" means the United States Department of Labor, Bureau of Labor Statistics purchase price index for construction machinery series identification number pcu333120333120, or any successor index measuring substantially similar information.

(n) "Inventory" means equipment, repair parts, data-processing hardware or software, and specialized service or repair parts.

(o) "Major shareholder" means a shareholder with 51 percent or greater interest in a dealership.

(p) "Manufacturer Created Incentive Program" means a program in which the dealer's inventory has not been sold but has been used for specialized purposes, including, but not limited to, harvest rental programs, dealer purchase rentals, and short-term rentals. The warranty that is transferred to the consumer upon sale, which shall be disclosed prior to sale, is the manufacturer provided base warranty, less hours and time used while in a manufacturer created incentive program.

(q) "Net equipment cost" means the price the dealer actually paid to the supplier for equipment, plus (1) freight, at truckload rates in effect as of the effective date of the termination of a dealer contract, if freight was paid by the dealer from the supplier's location to the dealer's location and (2) reimbursement for labor incurred in preparing the equipment for retail sale or rental, which labor will be reimbursed at the dealer's standard labor rate charged by the dealer to its customers for nonwarranty repair work; provided, however, if a supplier has established a reasonable setup time, that labor will be reimbursed at an amount equal to the reasonable setup time in effect as of the date of delivery multiplied by the dealer's standard labor rate.

(r) "Person" means an individual, corporation, partnership, limited liability company, trust, or any and all other forms of business entities, including any other entity in which a person has a majority interest or of which a person has control, as well as the individual officers, directors, and other persons in active control of the activities of each entity.

(s) "Repair parts" means all parts and products related to the service or repair of equipment, including superseded parts.

(t) "Single-line dealer" means a dealer that has (1) purchased construction, industrial, forestry and mining equipment from a single supplier constituting 75 percent of the dealer's new equipment, calculated on the basis of net cost; and (2) a total annual average sales volume in excess of forty million dollars (\$40,000,000) for the three calendar years immediately preceding the applicable determination date; provided, however, the sales threshold shall be increased each year by an amount equal to the current sales threshold multiplied by the percentage increase in the index from January 1 of the immediately preceding year to January 1 of the current year.

(u) “Single-line supplier” means the supplier that is selling the single-line dealer construction, industrial, forestry and mining equipment constituting 75 percent of the dealer’s new equipment.

(v) “Supplier” means any person engaged in the business of manufacturing, assembly or wholesale distribution of equipment or repair parts. “Supplier” also includes any successor in interest to a supplier, including a purchaser of assets or stock, or a surviving corporation resulting from a merger, liquidation, or reorganization of a supplier.

(w) “Terminate” means to terminate, cancel, fail to renew, or materially change the competitive circumstances of a dealer contract.

SEC. 4. Section 22902 of the Business and Professions Code is amended to read:

22902. It shall be a violation of this chapter for a supplier to take any of the following actions:

(a) To coerce or compel any dealer to order or accept delivery of any equipment or parts that the dealer has not voluntarily ordered, except as required by any applicable law or unless the equipment or repair parts are safety features required by the supplier.

(b) To coerce or compel any dealer to enter into any contract, whether written or oral, or amend an existing dealer contract with the supplier, unless the contract or amendment is imposed on all other similarly situated dealers in the state.

(c) To refuse to deliver to any dealer in reasonable quantities and within a reasonable time after receipt of the dealer’s order, equipment covered by the dealer contract specifically advertised or represented by the supplier to be available for immediate delivery or on an agreed-upon delivery date. The failure to deliver the equipment shall not be considered a violation of this act if the failure is due to reasonable restrictions on extension of credit by the supplier to the dealer, any breach of or default under the contract by the dealer, an act of God, work stoppage or delay due to a strike or labor difficulty, a bona fide shortage of materials, freight embargo, or a business decision by the supplier to limit the production volume of the equipment and written notice is provided to the dealer within 30 days of that decision or other cause over which the supplier has no control.

(d) To terminate, cancel, or fail to renew a dealer contract or materially change the competitive circumstances of the dealer contract without good cause.

(e) To require as a condition of renewal or extension of a dealer contract that the dealer complete substantial renovation of the dealer’s place of business or acquire new or additional space to serve as the dealer’s place of business, unless the supplier provides at least one year’s written notice of the condition that states all grounds supporting the

condition. The supplier shall provide not less than two years for the dealer to complete the renovation or acquisition after the one year's notice period has expired.

(f) To discriminate, directly or indirectly, in prices charged between different dealers with respect to purchases of equipment or repair parts of like grade and quality and identical brand, where the effect of that discrimination may be to substantially lessen competition, tend to create a monopoly in any line of commerce, or injure, destroy, or prevent competition with any dealer who either grants or knowingly receives the benefit of the discrimination. However, different prices may be charged if (1) the differences are due to differences in the cost of manufacture, sale or delivery of the equipment or repair parts, or (2) the supplier can show that its lower price was made in good faith to meet an equally low price of a competitor and the lower price was made available to other dealers, or (3) the differences are related to the volume of equipment purchased by dealers if the supplier offers all other similarly situated dealers the same volume program.

(g) To prevent, by contract or otherwise, any dealer from changing its capital structure, ownership, or the means by which the dealership is financed, provided the dealer at all times meets any reasonable capital standards imposed by the supplier or as otherwise agreed to between the dealer and the supplier and imposed on similarly situated dealers, and provided this change by the dealer does not result in a change of the controlling interest in the executive management or board of directors, or any guarantors of the dealership.

(h) To prevent, by contract or otherwise, any dealer or any officer, member, partner, or stockholder of any dealer from selling or transferring any part of the interest of any of them to any other party or parties. However, no dealer, officer, partner, member, or stockholder shall have the right to sell, transfer, or assign the dealership or power of management or control of the dealership without the written consent of the supplier.

(i) To require a dealer to assent to a release, assignment, novation, waiver, or estoppel that would relieve any person from liability imposed by this section.

(j) To require any dealer to purchase goods or services as a condition of the sale by the supplier to the dealer of any equipment, repair parts, or other goods or services; except that nothing in this subdivision shall prohibit a supplier from requiring the dealer to purchase repair parts, special tools, and training reasonably necessary to maintain the safe operation or quality of operation in the field of any equipment offered for sale by the dealer.

(k) To coerce any dealer into a refusal to purchase equipment manufactured by another supplier.

(l) To penalize any dealer that purchases equipment or repair parts for sale manufactured by another supplier.

(m) To discriminate, directly or indirectly, between dealers of the same product line in filling an order placed by a dealer for retail sale or lease of equipment under a dealer contract.

SEC. 5. Section 22902.5 is added to the Business and Professions Code, to read:

22902.5. Nothing in this chapter permits the offering or enforcement of a provision in a dealer contract that requires a dealer to comply with a minimum price-fixing provision or any other provision to limit competition. For purposes of this chapter, a provision in a dealer contract providing for exclusive territorial rights and its corresponding provisions shall not be prohibited.

SEC. 6. Section 22903 of the Business and Professions Code is amended to read:

22903. (a) This section shall only apply to a dealer contract between a dealer who is not a single-line dealer and a supplier who is not a single-line supplier.

(b) Except where there are grounds for termination of a dealer contract pursuant to paragraph (1), (2), (3), (4), (5), (6), (7), or (8) of subdivision (c), a supplier shall give a dealer 180 days written notice of the supplier's intent to terminate a dealer contract. The notice shall include all reasons constituting good cause for the termination and shall provide the dealer with 60 days to cure any claimed deficiency. If the deficiency is cured within 60 days to the satisfaction of the supplier, which shall be determined in good faith, the notice of termination shall be void. Except as provided in subdivision (d), a supplier may not terminate a dealer contract based on paragraph (12) of subdivision (c) unless the supplier gives the dealer notice of that action at least one year before the effective date of that action. If the dealer achieves the supplier's requirements for reasonable standards or performance objectives before the expiration of the one-year notice period, the notice shall be void and the dealer contract shall continue in full force and effect.

(c) No supplier, directly or through an officer, agent, or employee, may terminate, cancel, fail to renew, or materially change the competitive circumstances of a dealer contract without good cause. In addition to the definition in subdivision (l) of Section 22901, good cause exists whenever the dealer has taken any of the following actions:

(1) Transferred a controlling ownership interest in the dealership without the consent of the supplier, who shall not withhold consent unreasonably.

(2) Made a material misrepresentation or falsification of any record.

(3) Filed a voluntary petition in bankruptcy or has had an involuntary petition in bankruptcy filed against the dealer that has not been discharged within 60 days after the filing or is insolvent or in receivership.

(4) Pleaded guilty to or has been convicted of a felony involving an act of moral turpitude.

(5) Failed to operate in the normal course of business for seven consecutive business days, without the consent of the supplier, or has terminated the business.

(6) Relocated or established a new or additional dealer's place of business without the supplier's consent.

(7) Materially defaulted under any chattel mortgage or other security agreement between the dealer and the supplier, or there has been a revocation of any guarantee of the dealer's present or future obligations to the supplier. However, good cause does not exist if a person revokes any guarantee in connection with or following the transfer of that person's entire ownership interest in the dealer unless the supplier requires that person to execute a new guarantee of the dealer's present or future obligations in connection with that transfer of ownership interest.

(8) Failed to satisfy any payment obligation as it became due and payable to the supplier, failed to promptly account to the supplier for any proceeds from the sale of equipment, or failed to hold those proceeds in trust for the benefit of the supplier.

(9) Engaged in conduct that is injurious or detrimental to any of the following:

(A) The dealer's customers. This includes, but is not limited to, the following conduct: excessive pricing, misleading advertising, failure to provide service and replacement parts, and failure to perform warranty obligations.

(B) The public welfare.

(C) The representation or reputation of the supplier's product.

(10) Consistently failed to meet building and housekeeping requirements, or failed to provide adequate sales, service, or parts personnel commensurate with the dealer contract.

(11) Consistently failed to comply with the applicable licensing laws pertaining to the products and services being represented for and on the supplier's behalf.

(12) Consistently failed to meet and maintain the supplier's requirements for reasonable standards and performance objectives, if the supplier has given the dealer reasonable standards and performance objectives that are based on the manufacturer's experience in other comparable market areas.

(d) Notwithstanding subdivision (c), if the sales, service, rental, and repair of a supplier's product represents the lesser of 10 percent or three



hundred fifty thousand dollars (\$350,000) of the dealer's total gross annual revenue that includes, but is not limited to, the sales, service, rental, or repair, for each dealer location, the supplier may terminate a dealer contract based on paragraph (12) of subdivision (c) upon providing the dealer with notice of that action at least 180 days before the effective date of that action. If the dealer achieves the supplier's requirements for reasonable standards or performance objectives within 60 days of receipt of the termination notice, the notice shall be void and the dealer contract shall continue in full force and effect.

(e) Notwithstanding a dealer contract that provides for exclusivity during the term of the contract, a supplier may begin contract negotiations with a potential replacement dealer 60 days prior to the expiration of the notice period that has been provided pursuant to subdivisions (b) or (d) if the dealer failed to achieve the supplier's requirements for reasonable standards or performance objectives within 60 days of receipt of the termination notice. Nothing in this subdivision shall authorize a replacement dealer to conduct operations with a supplier during the term of a dealer contract.

SEC. 7. Section 22903.1 is added to the Business and Professions Code, to read:

22903.1. (a) This section shall only apply to a dealer contract between a dealer who is not a single-line dealer and a supplier who is not a single-line supplier.

(b) If a supplier has contractual authority to approve or deny a request for a sale or transfer of a dealer's business or an equity ownership interest in the business, the supplier shall approve or deny the request within 60 days after receiving a written request from the dealer. If the supplier has neither approved nor denied the request within the 60-day period, the request shall be deemed approved. The dealer's request shall include reasonable financial information, personal background, character references, and work history information for the acquiring persons. If a supplier denies a request made pursuant to this section, the supplier shall provide the dealer with a written notice of that denial that states the reasons for the denial. A supplier may only deny a request based on the failure of the proposed transferees to meet the reasonable requirements consistently imposed by the supplier in determining approval of transfers or approvals of new dealers.

(c) If a dealer dies and the supplier has contractual authority to approve or deny a request for the sale or transfer of the dealer's business or an equity ownership interest in the business, the dealer's estate or other person with authority to transfer the dealer's assets shall have 180 days to submit to the supplier a written request for a sale or transfer of that business or equity ownership interest. If the request is timely submitted,

the supplier shall approve or deny that request in accordance with subdivision (b). Notwithstanding any contrary provision of this chapter, any attempt by a supplier to terminate the dealer contract as a result of the death of a dealer shall be delayed until there has been compliance with the terms of this section or the 180-day period has expired, as applicable.

(d) Notwithstanding subdivision (c), if a supplier and dealer executed an agreement concerning succession rights prior to the dealer's death, and if the agreement is still in effect, the agreement shall be observed even if it designated someone other than the surviving spouse or heirs of the decedent as the successor.

(e) A supplier may withhold consent to a transfer of an interest in a dealership if, with due regard to regional market conditions and distribution economies, the dealer's area of responsibility or trade area does not afford sufficient sales potential to reasonably support a dealer. In any dispute between a supplier and dealer under this subdivision, the supplier shall bear the burden of proving that the dealer's area of responsibility or trade area does not afford sufficient sales potential to reasonably support a dealer.

SEC. 8. Section 22903.2 is added to the Business and Professions Code, to read:

22903.2. (a) This section shall only apply to dealer contracts between a single-line dealer and its single-line supplier.

(b) No supplier may terminate a dealer contract without good cause. In addition to the definition in subdivision (l) of Section 22901, good cause exists whenever any one of the following is applicable:

(1) There has been a closeout or sale of 65 percent or more of the dealer's assets related to the equipment business or there has been a commencement of a dissolution or liquidation of the dealer.

(2) The dealer has changed its principal place of business or added additional locations without prior approval of the supplier, which shall not be unreasonably withheld.

(3) The dealer has materially defaulted under a chattel mortgage or other security agreement between the dealer and the supplier, or there has been a revocation or discontinuance of a guarantee of a present or future obligation of the dealer to the supplier.

(4) The dealer has failed to operate in the normal course of business for seven consecutive days, without the consent of the supplier, or has otherwise abandoned the business.

(5) The dealer has pleaded guilty to or has been convicted of a felony involving an act of moral turpitude.

(6) The dealer has transferred an interest in the dealership, or a person with a substantial interest in the ownership or control of the dealership,

including an individual, proprietor, partner or major shareholder, has withdrawn from the dealership or died, or a substantial reduction has occurred in the interest of a partner or major shareholder in the dealership. However, good cause does not exist if the supplier has consented to an action described in this paragraph.

(c) Except as otherwise provided in this subdivision, a supplier shall provide a dealer with at least 90 days written notice of termination. The notice shall state all reasons constituting good cause for termination and shall state that the dealer has 60 days in which to cure any claimed deficiency. If the deficiency is cured within 60 days, the notice shall be void. Notwithstanding the foregoing, if the good cause for termination is due to the dealer's failure to meet or maintain the supplier's requirements for market penetration, a reasonable period of time shall have existed where the supplier has worked with the dealer to gain the desired market share. The notice and right to cure provisions under this subdivision shall not apply if the reason for termination is for any reason set forth in subdivision (b).

(d) If a dealer dies, a supplier shall have 90 days in which to consider and make a determination on a request by a family member to enter into a new dealer contract to operate the dealership. If the supplier determines that the requesting family member is not acceptable, the supplier shall provide the family member with a written notice of its determination with the stated reasons for rejection. This section does not entitle an heir, personal representative, or family member to operate a dealership without specific written consent of the supplier.

(e) Notwithstanding subdivision (d), if a supplier and dealer have previously executed an agreement concerning succession rights prior to the dealer's death, and if that agreement is still in effect, the agreement shall be observed even if it designated someone other than the surviving spouse or heirs of the decedent as the successor.

(f) For purposes of this section, dealer assets shall not include land or buildings.

SEC. 9. Section 22903.3 is added to the Business and Professions Code, to read:

22903.3. (a) If a dealer submits a warranty claim to a supplier while the dealer contract is in effect or within 60 days after the termination of the dealer contract, and if the claim is for work performed before the termination or expiration of the dealer contract, the supplier shall approve or reject that warranty claim by written notice to the dealer within 45 days after the supplier's receipt of the warranty claim. If the supplier approves the warranty claim, the supplier shall pay the dealer or credit the dealer's account the entire amount owed with respect to the claim within 30 days of approval. If the supplier rejects the warranty claim,

the supplier shall give the dealer written or electronic notice of the grounds for rejection. These reasons must be consistent with the supplier's reason for rejecting the warranty claims of other dealers, both in terms and manner of enforcement. If the supplier does not provide the dealer with grounds for rejection, the claim shall be deemed to be approved.

(b) Any claim that is not approved by the supplier based upon the dealer's failure to properly follow the procedural or technical requirements for submission of the warranty claim may be resubmitted in proper form by the dealer within 30 days of receipt of the supplier's rejection notification.

(c) Warranty work performed by the dealer shall be compensated in accordance with the reasonable and customary amount of time required to complete the work, expressed in hours and fractions multiplied by the dealer's established customer hourly retail labor rate, which shall have previously been made known to the supplier. Parts used in warranty repair work shall be reimbursed at the current net parts cost plus 15 percent and the cost of freight. For purposes of this subdivision, "established customer hourly retail labor rate" means the lowest posted customer in-shop retail labor rate for the six months preceding the claim.

(d) For the purpose of this act, any repair work or installation of replacement parts with respect to the dealer's equipment in inventory or equipment of the dealer's customers at the request of the supplier, including work performed pursuant to a product improvement program, shall be deemed to create a warranty claim for which the dealer shall be paid pursuant to this section.

(e) A supplier may audit warranty claims submitted by its dealers for a period of up to one year. If the audit reveals an amount was misrepresented by the supplier, the supplier may charge its dealers the amount shown by the audit to be misrepresented. If a warranty claim is misrepresented, then subsequent warranty claims submitted within the two-year period ending with the date of the audit may be audited. However, a supplier shall not audit a warranty claim more than once.

(f) The requirements of subdivisions (a), (b), and (c) apply to all warranty claims submitted by a dealer to a supplier where the dealer has complied with the supplier's reasonable written policies and procedures for warranty reimbursement. A supplier's warranty reimbursement policies and procedures shall be deemed unreasonable to the extent they conflict with any of the provisions of this section.

(g) A dealer may choose to accept alternate reimbursement terms and conditions instead of the requirements of subdivisions (a), (b), and (c) if there is a written dealer contract between the supplier and the dealer that requires the supplier to compensate the dealer for warranty labor

costs either as: (1) a discount in the pricing of the equipment to the dealer; or (2) a lump-sum payment to the dealer that is made to the dealer within 90 days of the sale of the supplier's new equipment. If the requirements of this subdivision are met and alternate terms and conditions are in place, subdivisions (a), (b), and (c) do not apply and the alternate terms and conditions are enforceable. Nothing contained in this subdivision shall be deemed to affect the supplier's obligation to reimburse the dealer for parts in accordance with subdivision (c).

(h) If a supplier fails or refuses to pay for warranty work covered under this section within 30 days of the supplier's approval of the dealer's claim, the supplier shall be liable for 110 percent of the total claim, plus interest at the statutory rate from the payment due date until the date of payment, and actual costs for any court or arbitration proceeding, including costs for attorney's fees and arbitrators.

SEC. 10. Section 22904 of the Business and Professions Code is amended to read:

22904. Every supplier shall provide to its dealers, on an annual basis, an opportunity to return a portion of their surplus parts inventory for credit. The surplus procedure shall be administered as follows:

(a) The supplier may notify its dealers of a time period, of at least 90 days' duration, during which time dealers may submit their surplus parts list and return their surplus parts to the supplier. A supplier may choose to designate a different period of time for each dealer to return surplus parts.

(b) If a supplier has not notified a dealer of a specific time period for returning surplus parts within the preceding 12 months, then it shall authorize and allow the dealer's surplus parts return request within 60 days after receipt of that request from the dealer.

(c) Pursuant to the provisions of this section, a supplier shall allow surplus parts return authority on a dollar value of parts equal to 10 percent of the total dollar value of parts purchased by the dealer from the supplier during the 12-month period immediately preceding the notification to the dealer by the supplier of the surplus parts return program, or the month the dealer's return request is made, whichever is applicable.

(d) Returned parts shall be in new and unused condition and shall have been purchased by the dealer from the supplier to whom they are returned. Obsolete and superseded parts may be returned if listed in the supplier's current returnable parts list or if those parts have not been the subject of a supplier's return program at the date of the notification to the dealer by the supplier of the surplus parts return program, or the date of the dealer's parts return request, whichever is applicable.

(e) The minimum lawful credit to be allowed for returned parts shall be 95 percent of the current net parts cost, as listed in the supplier's

current returnable parts list at the date of the notification to the dealer by the supplier of the surplus parts return program, or the date of the dealer's parts return request, whichever is applicable.

(f) The annual parts return provided for in this section may be waived by a dealer.

(g) If an outstanding balance is owed to the supplier, the supplier may credit the dealer's account within 30 days after the supplier's receipt of the dealer's returned parts. If no balance exists, the supplier shall pay the dealer within 30 days after the supplier's receipt of the dealer's returned parts. If a supplier refuses to credit the dealer's account or pay the dealer for returned parts covered by this section within 30 days of the supplier's receipt of returned parts, the supplier shall be liable for 110 percent of the total current net parts cost, plus interest at the statutory rate from the payment due date until the date of payment, and actual costs for any court or arbitration proceeding, including costs for attorney's fees and arbitrators.

SEC. 11. Section 22905 of the Business and Professions Code is amended to read:

22905. Except as provided in subdivision (p), whenever a dealer contract is terminated by cancellation or nonrenewal, the supplier shall repurchase the inventory as provided in this section.

(a) The supplier shall repurchase at its fair market value or assume the lease responsibilities of any specific data-processing hardware that the supplier required the dealer to purchase to satisfy the minimum requirements of the dealer contract, including computer systems equipment required and approved by the supplier to communicate with the supplier. The fair market value of property subject to repurchase shall be deemed to be equal to the acquisition cost, including any shipping, handling and set-up fees, less straight line depreciation of that acquisition cost over three years. If the dealer purchased data-processing hardware or software that exceeded the supplier's minimum requirements, the acquisition cost of that data-processing hardware or software shall be deemed to be the acquisition cost of hardware or software of similar quality that did not exceed the minimum requirements of the supplier.

(b) The supplier shall pay a sum equal to 100 percent of the net equipment cost of all new, unsold, undamaged, and complete equipment.

(c) The supplier shall pay a sum equal to 100 percent of the net equipment cost of all unsold, undamaged demonstrators, less depreciation due to usage of those demonstrators. The depreciation adjustment shall be based on published industry rental rates to the extent those rates are available. For purposes of this subdivision, demonstrators, with hour meters that have less than 50 hours of use shall be considered new, unsold equipment subject to repurchase under this section.

(d) The supplier shall pay a sum equal to 100 percent of the net equipment cost of all unsold and undamaged equipment used in a manufacturer created incentive program, as defined in subdivision (p) of Section 22901, less depreciation due to usage and bonus or volume incentive received by the dealer for the equipment. The depreciation adjustment shall be based on published industry rental rates to the extent these rates are available. For purposes of this subdivision, equipment with hour meters used in a manufacturer created incentive program with less than 50 hours of use will be considered new, unsold equipment subject to repurchase under this section.

(e) The supplier shall pay a sum equal to 95 percent of the current net parts costs on new, unsold, undamaged repair parts that had previously been purchased from the supplier and held by the dealer on the date that the dealer contract terminates or expires.

(f) The supplier shall also pay the dealer 5 percent of the current net parts cost on all new, unused, and undamaged repair parts returned, to cover the cost of handling, packing, and loading of those parts for return to the supplier. The dealer may allow the supplier to perform the handling, packing, and loading of parts instead of receiving the 5 percent payment for these services. When the supplier is chosen to perform these services, the dealer shall make available to the supplier, at the dealer's address or at the places at which it is located, all equipment previously purchased by the dealer.

(g) The supplier shall pay a sum equal to 75 percent of the net equipment cost, including shipping, handling and set-up fees, of all specialized equipment or repair tools previously purchased pursuant to requirements of the supplier prior to the date of the applicable notification of termination or nonrenewal of the dealer contract. The specialized equipment or repair tools must be unique to the supplier's product line and must be complete and in operating condition.

(h) Upon the payment or allowance of credit to the dealer's account of the sums required by this section, the title to all inventory purchased shall pass to the supplier making payment, and the supplier shall be entitled to the possession of the inventory. All payments or allowances of credit due to dealers shall be paid or credited within 90 days after receipt by the supplier of property required to be repurchased. Any payments or allowances of credit due to dealers that are not paid within the 90-day period will accrue interest at the statutory rate. The supplier may withhold payments due under this section during the period of time in which the dealer fails to comply with its contractual obligations to remove any signage indicating that the dealer is an authorized dealer of the supplier.

(i) The supplier and dealer shall each pay 50 percent of the costs of freight to ship equipment to the nearest retail outlet or to ship repair parts to the nearest supplier distribution center.

(j) The provisions of this section shall not require the repurchase from the dealer of any of the following:

(1) Any repair part that is in a broken or damaged package. However, the supplier shall be required to repurchase a repair part in a broken or damaged package, for a repurchase price that is equal to 85 percent of the current net parts cost for the repair part, if the aggregate current price for the entire package of repair parts is seventy-five dollars (\$75) or higher.

(2) Any repair part that, because of its condition, is not resalable as a new part without reconditioning.

(3) Any inventory for which the dealer is unable to furnish evidence, satisfactory to the supplier, of clear title, free and clear of all claims, liens and encumbrances.

(4) Any inventory that the dealer desires to keep if the dealer has a contractual right to do so.

(5) Any equipment or repair parts that are not in new, unsold, undamaged, complete condition; subject to the provisions of this act relating to demonstrators.

(6) Any equipment or repair parts acquired by the dealer from any source other than the supplier unless that equipment or those repair parts were ordered from, or invoiced to, the dealer by the supplier.

(7) Any equipment or repair parts that are not returned to the supplier within 90 days after the latter of (A) the effective date of termination of a dealer contract or (B) the date the dealer receives from the supplier all information, documents or supporting materials required by the supplier to comply with the supplier's return policy. However, this paragraph shall not be applicable to a dealer if the supplier did not give the dealer notice of the 90-day deadline at the time the applicable notice of termination was sent to the dealer.

(k) If any supplier fails or refuses to repurchase any inventory covered under this section within 90 days after termination of a dealer contract, the supplier shall be liable for the total amount of 110 percent of the current net equipment cost of the inventory, plus any freight charges paid by the dealer, interest accrued at the statutory rate from the date of shipment to the supplier until the date of payment, 5 percent for handling, packing, and loading, and actual costs for any court or arbitration proceedings, including costs for attorney's fees and arbitrators.

(l) Notwithstanding any provision to the contrary in the Commercial Code, the dealer shall retain a first and prior lien against all inventory returned by the dealer to the supplier under this act until the dealer has



paid all amounts owed by the supplier for the repurchase of inventory required under this act.

(m) This section shall not be construed to affect any security interest that the supplier may have in the inventory of the dealer, and any repurchase shall not be subject to the provisions of the bulk sales law or to the claims of any secured or unsecured creditors of the supplier or any assignee of the supplier until such time as the dealer has received full payment or credit.

(n) The dealer may not cancel a dealer contract to avoid a payment obligation to the supplier for equipment or parts.

(o) If a dealer has more than one business location covered by the same dealer contract, the repurchase requirements of this section shall apply only to the repurchase of a dealer's inventory obtained from the supplier or the supplier's distributor by the particular business location or locations involved in the dealer contract termination and shall not apply to any other business locations covered by the same contract.

(p) If a supplier's product represents the lesser of 10 percent or three hundred fifty thousand dollars (\$350,000) of the dealer's total gross annual revenue that includes, but is not limited to, the sales, service, rental, or repair for each dealer location, then the supplier shall repurchase the inventory only if a dealer contract is canceled or not renewed by the dealer for any of the following reasons:

(1) The supplier consistently failed to provide adequate product support for the type and use of the product, which includes, but is not limited to, technical assistance, operators and repair manuals, and parts lists and diagrams.

(2) The supplier consistently failed to provide adequate training, required by the supplier, for maintenance, repair, or usage of the supplier's product.

(3) The supplier consistently failed to provide marketing and marketing support for the supplier's product if marketing is a requirement of the dealer contract.

(4) The supplier's product is defective and breaches the implied warranty of merchantability as defined in Section 1791.1 of the Civil Code.

(5) The supplier consistently failed to meet its warranty obligations to the dealer.

(6) The supplier abandons the market thereby failing to provide parts and services necessary for a dealer to perform warranty obligations.

(7) The supplier engaged in conduct that is injurious or detrimental to the dealer's customers, the public welfare, or the reputation of the dealer.

(8) The supplier made a material misrepresentation or falsification of any record.

(9) The supplier violated any provision of this chapter.

(q) Notwithstanding subdivision (p), nothing in this section shall be construed to limit the supplier's responsibility to repurchase a dealer's inventory as provided in this section when the supplier cancels or fails to renew a dealer contract.

SEC. 12. Section 22906 of the Business and Professions Code is amended to read:

22906. (a) A dealer, as defined in subdivision (f) of Section 22901, is not entitled to establish a lien pursuant to this act, unless that person has first sent to the lien debtor a written notice, by certified mail, which states all of the following:

(1) The payment of the reasonable or agreed charges is more than 90 days overdue. This requirement does not apply to equipment subject to repurchase that was returned to the supplier subsequent to return of other equipment also subject to repurchase for which payment is overdue.

(2) The amount of reasonable or agreed charges that are overdue.

(3) The lien debtor has the following three alternatives:

(A) Allow the lien to be filed.

(B) Enter into a consensual security interest in the proceeds, pursuant to the Commercial Code.

(C) Pay the reasonable or agreed charges that are overdue.

(4) The lien debtor has 10 days from receipt of the notice to select an alternative, notify the lien claimant of the alternative selected, and satisfy all of the requirements of the selected alternative. This part of the notice to the lien debtor shall be in 10-point type or bolder.

(5) The lien claimant may file the notice of claim of lien pursuant to this chapter at any time thereafter if the lien debtor does not comply with the requirements of this section.

(b) A dealer who has complied with subdivision (a), has a lien for payment of the repurchase amount payable pursuant to subdivisions (b), (c), (d), (e), and (f) of Section 22905 and for the costs of enforcing the lien.

(c) The lien established pursuant to this chapter attaches to the proceeds of any sale of the equipment returned for repurchase.

(d) The amount of charges secured by the lien shall not exceed an amount equal to the reasonable or agreed charges for the equipment specified in Section 22905.

SEC. 13. Section 22907 of the Business and Professions Code is amended to read:

22907. Except as otherwise provided in this act, the notice of lien shall remain in effect, and no new notice of claim of lien shall be required

in order to maintain the lien, as long as the dealer remains unpaid for the amounts secured by the lien.

SEC. 14. Section 22908 of the Business and Professions Code is amended to read:

22908. The lien created by this act shall be perfected and shall be effective upon the filing of a notice claim of lien with the Secretary of State.

SEC. 15. Section 22909 of the Business and Professions Code is amended to read:

22909. The notice of claim of lien shall contain all of the following information:

(a) The name and address of the lien claimant.  
(b) The name and address of the lien debtor.  
(c) The location of the property to which the equipment was returned.  
(d) A statement that the payment of reasonable or agreed charges is more than 90 days overdue.

(e) The amount of the reasonable or agreed charges that are overdue.  
(f) A statement, signed under penalty of perjury, that includes all of the following:

(1) That the lien claimant sent to the lien debtor the notice required pursuant to subdivision (a) of Section 22906.

(2) That more than 10 days have elapsed since the notice was received by the lien debtor.

(3) That the lien debtor has not complied with the requirements of subdivision (a) of Section 22906.

(g) A statement that the lien claimant has an equipment repurchase lien pursuant to Section 22906.

SEC. 16. Section 22910 of the Business and Professions Code is amended to read:

22910. The notice of claim of lien shall be signed by the lien claimant or by a person authorized by the claimant.

SEC. 17. Section 22911 of the Business and Professions Code is amended to read:

22911. The notice of a claim of lien shall be filed on a form prescribed by the Secretary of State pursuant to Section 9502 of the Commercial Code. The standard form shall be completed in its entirety except as follows:

(a) The lien claimant may be identified either as a lien claimant or as a secured party.

(b) The form shall be signed by the lien claimant and need not be signed by the lien debtor.

(c) The description of the collateral shall be the information specified in subdivisions (c), (d), (e), and (g) of Section 22909.

(d) Attached to the form shall be a separately signed statement containing the information specified in subdivision (f) of Section 22909.

SEC. 18. Section 22913 of the Business and Professions Code is amended to read:

22913. The lien claimant shall provide written notice of the claim of lien to the lien debtor within 10 days of the date of filing the lien with the Secretary of State.

SEC. 19. Section 22915 of the Business and Professions Code is amended to read:

22915. (a) The lien created pursuant to this act shall be treated according to the following:

(1) Have priority in accordance with the time the notice of claim of lien is filed with the Secretary of State.

(2) Have the same priority as a security interest perfected by the filing of a financing statement as of the date of notice of claim of lien was filed with the Secretary of State.

(3) Not have priority over labor claims for wages and salaries for personal services which are provided by any employee to any lien debtor in connection with the equipment supplied, the proceeds of which are subject to the lien.

SEC. 20. Section 22920 of the Business and Professions Code is amended to read:

22920. (a) When a lien claimant receives payment for the total amounts secured by the lien, the lien claimant shall send the lien debtor a statement relinquishing the security interest under the notice of claim of lien, which shall be identified by the date, names of parties thereto, and file number. If the affected lienholder of record fails to send the termination statement within 10 days, he or she is liable to the debtor for all actual damages suffered by the debtor by reason of this failure, and if that failure is in bad faith, for a penalty of one hundred dollars (\$100).

(b) The filing officer shall mark each termination statement with the date and time of the filing and shall index the statement under the name of the lien debtor and under the file number of the original lien. If the filing officer has an electronic microfilm or other photographic record of the lien and related filings, he or she may remove and destroy the originals from the files after receipt of the termination statement. If the filing officer does not have the record, he or she may remove and destroy the originals from the files after one year from the receipt of the termination statement.

SEC. 21. Section 22922 of the Business and Professions Code is amended to read:

22922. (a) Except to the extent specifically set forth in this act, the lien created by this act is subject to Division 9 (commencing with Section 9101) of the Commercial Code.

(b) For the purposes of this act, the following terms have the following meanings:

(1) "Secured party" refers to the dealer, lien creditor, lien claimant, or assignee thereof.

(2) "Debtor" refers to the supplier, lien debtor, or debtor.

(3) "Collateral" refers to the equipment subject to the lien created under this chapter.

(c) A security agreement is not necessary to make an equipment repurchase lien created under this chapter enforceable.

(d) An equipment repurchase lien created under this chapter shall not continue in the repurchased equipment following the disposition thereof.

(e) The right of a dealer to enforce the lien created under this act shall be governed by this act and shall not be governed by Chapter 6 (commencing with Section 9601) of Division 9 of the Commercial Code.

SEC. 22. Section 22924 of the Business and Professions Code is amended to read:

22924. (a) In the event of the death or incapacity of the dealer, which in this context shall mean an owner, equal or majority partner, or the majority stockholder of a corporation, operating as a dealer, the supplier shall, at the option of the heirs at law, if the dealer died intestate, or the executor under the terms of the deceased dealer's last will and testament, if the dealer died testate, repurchase the inventory from the estate as if the supplier had terminated the dealer contract and the inventory repurchase provisions of Section 22905 are applicable. The heirs or executor shall have 180 days from the date of the death of the dealer or majority stockholder to exercise the option under this section. However, nothing in this section shall require the repurchase of inventory, if the heirs or executor and the supplier enter into a new dealer agreement, or if a successor to the dealer is established pursuant to subdivision (b) of Section 22903.1. This section shall be subject to that portion of the dealer contract pertaining to death of the dealer or succession, to the extent the contract is not inconsistent. Nothing in this section shall entitle an heir or personal representative of a deceased dealer or majority stockholder to operate the dealership beyond the 180 days provided for in this subdivision without the consent of the supplier.

(b) The provisions of this section shall be supplemental to any agreement between the dealer and the supplier covering the return of equipment, attachments, and repair parts. Notwithstanding anything contained in this section, the rights of a supplier to charge back to the dealer's account amounts previously paid or credited as a discount

incident to the dealer's purchase of inventory shall not be affected. Further, any repurchase shall not be subject to the provisions of the bulk sales law.

SEC. 23. Section 22925 of the Business and Professions Code is amended to read:

22925. Any dealer may bring an action against a supplier in any court of competent jurisdiction for damages sustained by the dealer as a consequence of the supplier's violation of any provisions of this chapter, together with costs and reasonable attorney's fees. The dealer may also be granted injunctive relief against unlawful termination, cancellation, nonrenewal, and change in competitive circumstances. The remedies set forth in this action shall not be deemed exclusive and shall be in addition to any other remedies permitted by law. This section is not intended to affect current law pertaining to product liability actions.

SEC. 24. Section 22926 of the Business and Professions Code is amended to read:

22926. If any provision of this act or the application thereof to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

SEC. 25. Section 22927 of the Business and Professions Code is amended to read:

22927. This act shall apply to dealer contracts in effect on the effective date of this act that have no expiration date and that are continuing contracts, and all other dealer contracts entered into or renewed on or after the effective date of this act.

A provision in any contract or agreement with respect to a supplier that requires jurisdiction or venue or forum outside of this state or requires the application of the laws of another state is void with respect to a claim otherwise enforceable under this act.

SEC. 26. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to make needed changes to regulatory provisions relating to equipment dealers as soon as possible, it is necessary that this act take effect immediately.

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## CHAPTER 713

An act to amend Sections 11165.9 and 11166 of the Penal Code, relating to child abuse reporting.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares all of the following:  
(a) Mandated reporters, as defined in Section 11165.7 of the Penal Code, are required to submit reports of child abuse or suspected child abuse to agencies prescribed in the following section, by an initial telephone report and a written followup report.

(b) Initial telephone reports of child abuse or suspected child abuse are the preferred method of reporting because the screener answering the call from the mandated reporter has the opportunity to assess the validity and seriousness of the report for purposes of expediting further investigation. In addition, telephone reporting allows for screeners to ask for additional known information from the mandated reporters that might not otherwise be conveyed in a written report.

(c) By allowing reports of child abuse or suspected child abuse to be received by a means that excludes the initial telephone report the agency receiving the report loses an essential tool in expediting child abuse investigations: the ability to assess the situation through direct contact with the mandated reporter. Therefore, situations in which the initial telephone report cannot be received should be remedied and reduced to the extent possible in order to strengthen the child abuse reporting safety net set forth in statute.

SEC. 2. Section 11165.9 of the Penal Code is amended to read:

11165.9. Reports of suspected child abuse or neglect shall be made by mandated reporters to any police department or sheriff's department, not including a school district police or security department, county probation department, if designated by the county to receive mandated reports, or the county welfare department. Any of those agencies shall accept a report of suspected child abuse or neglect whether offered by a mandated reporter or another person, or referred by another agency, even if the agency to whom the report is being made lacks subject matter or geographical jurisdiction to investigate the reported case, unless the agency can immediately electronically transfer the call to an agency with proper jurisdiction. When an agency takes a report about a case of suspected child abuse or neglect in which that agency lacks jurisdiction,

the agency shall immediately refer the case by telephone, fax, or electronic transmission to an agency with proper jurisdiction. Agencies that are required to receive reports of suspected child abuse or neglect may not refuse to accept a report of suspected child abuse or neglect from a mandated reporter or another person unless otherwise authorized pursuant to this section, and shall maintain a record of all reports received.

SEC. 3. Section 11166 of the Penal Code is amended to read:

11166. (a) Except as provided in subdivision (d), a mandated reporter shall make a report to an agency specified in Section 11165.9 whenever the mandated reporter, in his or her professional capacity or within the scope of his or her employment, has knowledge of or observes a child whom the mandated reporter knows or reasonably suspects has been the victim of child abuse or neglect. The mandated reporter shall make an initial report to the agency immediately or as soon as is practicably possible by telephone and the mandated reporter shall prepare and send, fax, or electronically transmit a written followup report thereof within 36 hours of receiving the information concerning the incident. The mandated reporter may include with the report any nonprivileged documentary evidence the mandated reporter possesses relating to the incident.

(1) For the purposes of this article, “reasonable suspicion” means that it is objectively reasonable for a person to entertain a suspicion, based upon facts that could cause a reasonable person in a like position, drawing, when appropriate, on his or her training and experience, to suspect child abuse or neglect. For the purpose of this article, the pregnancy of a minor does not, in and of itself, constitute a basis for a reasonable suspicion of sexual abuse.

(2) The agency shall be notified and a report shall be prepared and sent, faxed, or electronically transmitted even if the child has expired, regardless of whether or not the possible abuse was a factor contributing to the death, and even if suspected child abuse was discovered during an autopsy.

(3) Any report made by a mandated reporter pursuant to this section shall be known as a mandated report.

(b) If after reasonable efforts a mandated reporter is unable to submit an initial report by telephone, he or she shall immediately or as soon as is practicably possible, by fax or electronic transmission, make a one-time automated written report on the form prescribed by the Department of Justice, and shall also be available to respond to a telephone followup call by the agency with which he or she filed the report. A mandated reporter who files a one-time automated written report because he or she



was unable to submit an initial report by telephone is not required to submit a written followup report.

(1) The one-time automated written report form prescribed by the Department of Justice shall be clearly identifiable so that it is not mistaken for a standard written followup report. In addition, the automated one-time report shall contain a section that allows the mandated reporter to state the reason the initial telephone call was not able to be completed. The reason for the submission of the one-time automated written report in lieu of the procedure prescribed in subdivision (a) shall be captured in the Child Welfare Services/Case Management System (CWS/CMS). The department shall work with stakeholders to modify reporting forms and the CWS/CMS as is necessary to accommodate the changes enacted by these provisions.

(2) This subdivision shall not become operative until the CWS/CMS is updated to capture the information prescribed in this subdivision.

(3) This subdivision shall become inoperative three years after this subdivision becomes operative or on January 1, 2009, which ever occurs first.

(4) On the inoperative date of these provisions, a report shall be submitted to the counties and the Legislature by the Department of Social Services that reflects the data collected from automated one-time reports indicating the reasons stated as to why the automated one-time report was filed in lieu of the initial telephone report.

(5) Nothing in this section shall supersede the requirement that a mandated reporter first attempt to make a report via telephone, or that agencies specified in Section 11165.9 accept reports from mandated reporters and other persons as required.

(c) Any mandated reporter who fails to report an incident of known or reasonably suspected child abuse or neglect as required by this section is guilty of a misdemeanor punishable by up to six months confinement in a county jail or by a fine of one thousand dollars (\$1,000) or by both that imprisonment and fine. If a mandated reporter intentionally conceals his or her failure to report an incident known by the mandated reporter to be abuse or severe neglect under this section, the failure to report is a continuing offense until an agency specified in Section 11165.9 discovers the offense.

(d) (1) A clergy member who acquires knowledge or a reasonable suspicion of child abuse or neglect during a penitential communication is not subject to subdivision (a). For the purposes of this subdivision, "penitential communication" means a communication, intended to be in confidence, including, but not limited to, a sacramental confession, made to a clergy member who, in the course of the discipline or practice of his or her church, denomination, or organization, is authorized or

accustomed to hear those communications, and under the discipline, tenets, customs, or practices of his or her church, denomination, or organization, has a duty to keep those communications secret.

(2) Nothing in this subdivision shall be construed to modify or limit a clergy member's duty to report known or suspected child abuse or neglect when the clergy member is acting in some other capacity that would otherwise make the clergy member a mandated reporter.

(3) (A) On or before January 1, 2004, a clergy member or any custodian of records for the clergy member may report to an agency specified in Section 11165.9 that the clergy member or any custodian of records for the clergy member, prior to January 1, 1997, in his or her professional capacity or within the scope of his or her employment, other than during a penitential communication, acquired knowledge or had a reasonable suspicion that a child had been the victim of sexual abuse that the clergy member or any custodian of records for the clergy member did not previously report the abuse to an agency specified in Section 11165.9. The provisions of Section 11172 shall apply to all reports made pursuant to this paragraph.

(B) This paragraph shall apply even if the victim of the known or suspected abuse has reached the age of majority by the time the required report is made.

(C) The local law enforcement agency shall have jurisdiction to investigate any report of child abuse made pursuant to this paragraph even if the report is made after the victim has reached the age of majority.

(e) Any commercial film and photographic print processor who has knowledge of or observes, within the scope of his or her professional capacity or employment, any film, photograph, videotape, negative, or slide depicting a child under the age of 16 years engaged in an act of sexual conduct, shall report the instance of suspected child abuse to the law enforcement agency having jurisdiction over the case immediately, or as soon as practicably possible, by telephone and shall prepare and send, fax, or electronically transmit a written report of it with a copy of the film, photograph, videotape, negative, or slide attached within 36 hours of receiving the information concerning the incident. As used in this subdivision, "sexual conduct" means any of the following:

(1) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal, whether between persons of the same or opposite sex or between humans and animals.

(2) Penetration of the vagina or rectum by any object.

(3) Masturbation for the purpose of sexual stimulation of the viewer.

(4) Sadomasochistic abuse for the purpose of sexual stimulation of the viewer.

(5) Exhibition of the genitals, pubic, or rectal areas of any person for the purpose of sexual stimulation of the viewer.

(f) Any mandated reporter who knows or reasonably suspects that the home or institution in which a child resides is unsuitable for the child because of abuse or neglect of the child shall bring the condition to the attention of the agency to which, and at the same time as, he or she makes a report of the abuse or neglect pursuant to subdivision (a).

(g) Any other person who has knowledge of or observes a child whom he or she knows or reasonably suspects has been a victim of child abuse or neglect may report the known or suspected instance of child abuse or neglect to an agency specified in Section 11165.9.

(h) When two or more persons, who are required to report, jointly have knowledge of a known or suspected instance of child abuse or neglect, and when there is agreement among them, the telephone report may be made by a member of the team selected by mutual agreement and a single report may be made and signed by the selected member of the reporting team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter make the report.

(i) (1) The reporting duties under this section are individual, and no supervisor or administrator may impede or inhibit the reporting duties, and no person making a report shall be subject to any sanction for making the report. However, internal procedures to facilitate reporting and apprise supervisors and administrators of reports may be established provided that they are not inconsistent with this article.

(2) The internal procedures shall not require any employee required to make reports pursuant to this article to disclose his or her identity to the employer.

(3) Reporting the information regarding a case of possible child abuse or neglect to an employer, supervisor, school principal, school counselor, coworker, or other person shall not be a substitute for making a mandated report to an agency specified in Section 11165.9.

(j) A county probation or welfare department shall immediately, or as soon as practicably possible, report by telephone, fax, or electronic transmission to the law enforcement agency having jurisdiction over the case, to the agency given the responsibility for investigation of cases under Section 300 of the Welfare and Institutions Code, and to the district attorney's office every known or suspected instance of child abuse or neglect, as defined in Section 11165.6, except acts or omissions coming within subdivision (b) of Section 11165.2, or reports made pursuant to Section 11165.13 based on risk to a child which relates solely to the inability of the parent to provide the child with regular care due to the parent's substance abuse, which shall be reported only to the county welfare or probation department. A county probation or welfare

department also shall send, fax, or electronically transmit a written report thereof within 36 hours of receiving the information concerning the incident to any agency to which it makes a telephone report under this subdivision.

(k) A law enforcement agency shall immediately, or as soon as practicably possible, report by telephone, fax, or electronic transmission to the agency given responsibility for investigation of cases under Section 300 of the Welfare and Institutions Code and to the district attorney's office every known or suspected instance of child abuse or neglect reported to it, except acts or omissions coming within subdivision (b) of Section 11165.2, which shall be reported only to the county welfare or probation department. A law enforcement agency shall report to the county welfare or probation department every known or suspected instance of child abuse or neglect reported to it which is alleged to have occurred as a result of the action of a person responsible for the child's welfare, or as the result of the failure of a person responsible for the child's welfare to adequately protect the minor from abuse when the person responsible for the child's welfare knew or reasonably should have known that the minor was in danger of abuse. A law enforcement agency also shall send, fax, or electronically transmit a written report thereof within 36 hours of receiving the information concerning the incident to any agency to which it makes a telephone report under this subdivision.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution for certain costs that may be incurred by a local agency or school district because, in that regard, this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

However, if the Commission on State Mandates determines that this act contains other costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 714

An act to amend Section 13001 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 13001 of the Elections Code is amended to read:

13001. (a) Except as provided in subdivision (b), all expenses authorized and necessarily incurred in the preparation for and conduct of elections as provided in this code shall be paid from the county treasuries, except that when an election is called by the governing body of a city the expenses shall be paid from the treasury of the city. All payments shall be made in the same manner as other county or city expenditures are made. The elections official, in providing the materials required by this division, need not utilize the services of the county or city purchasing agent.

(b) All expenses authorized and necessarily incurred on or after January 1, 2005, in the preparation for and conduct of elections proclaimed by the Governor to fill a vacancy in the office of Senator or Member of the Assembly, or to fill a vacancy in the office of United States Senator or Representative in the Congress of the United States, shall be paid by the state. If an election proclaimed by the Governor to fill a vacancy in an office specified by this subdivision is consolidated with a local election, only those additional expenses directly related to the election proclaimed by the Governor shall be paid by the state. Nothing in this section shall preclude the use of federal funds authorized by any other provision of law in elections in which at least one candidate for federal office appears on the ballot.

(c) This section shall remain in effect only until January 1, 2006, and as of that date is repealed, unless a later enacted statute that is enacted on or before January 1, 2006, deletes or extends that date.

SEC. 2. Section 13001 is added to the Elections Code, to read:

13001. (a) All expenses authorized and necessarily incurred in the preparation for and conduct of elections as provided in this code shall be paid from the county treasuries, except that when an election is called by the governing body of a city the expenses shall be paid from the treasury of the city. All payments shall be made in the same manner as other county or city expenditures are made. The elections official, in providing the materials required by this division, need not utilize the services of the county or city purchasing agent.

(b) This section shall become operative on January 1, 2006.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of

Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to relieve counties of responsibility for expenses incurred in 2005 for the preparation and conduct of elections proclaimed by the Governor for specified purposes, it is necessary that this bill go into immediate effect.

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## CHAPTER 715

An act to amend Sections 11106, 11108, 11108.3, 12001, 12021.3, 12026.2, 12028.5, 12036, 12070, 12071, 12072, 12076, 12078, 12082, 12132, and 12305 of, to repeal Section 12084, and to amend Section 26 of Chapter 23 of the Statutes of 1994, relating to firearms.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 11106 of the Penal Code is amended to read:  
11106. (a) In order to assist in the investigation of crime, the prosecution of civil actions by city attorneys pursuant to paragraph (3) of subdivision (c), the arrest and prosecution of criminals, and the recovery of lost, stolen, or found property, the Attorney General shall keep and properly file a complete record of all copies of fingerprints, copies of licenses to carry firearms issued pursuant to Section 12050, information reported to the Department of Justice pursuant to Section 12053, dealers' records of sales of firearms, reports provided pursuant to Section 12072 or 12078, forms provided pursuant to Section 12084 as that section read prior to being repealed by the act that amended this section, reports provided pursuant to Section 12071 that are not dealers' records of sales of firearms, and reports of stolen, lost, found, pledged, or pawned property in any city or county of this state, and shall, upon proper application therefor, furnish this information to the officers referred to in Section 11105.

(b) (1) Notwithstanding subdivision (a), the Attorney General shall not retain or compile any information from reports filed pursuant to subdivision (a) of Section 12078 for firearms that are not handguns, from forms submitted pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, for firearms that are not handguns, or from dealers' records of sales for firearms that are not handguns. All copies of the forms submitted, or any information received

in electronic form, pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, for firearms that are not handguns, or of the dealers' records of sales for firearms that are not handguns shall be destroyed within five days of the clearance by the Attorney General, unless the purchaser or transferor is ineligible to take possession of the firearm. All copies of the reports filed, or any information received in electronic form, pursuant to subdivision (a) of Section 12078 for firearms that are not handguns shall be destroyed within five days of the receipt by the Attorney General, unless retention is necessary for use in a criminal prosecution.

(2) A peace officer, the Attorney General, a Department of Justice employee designated by the Attorney General, or any authorized local law enforcement employee shall not retain or compile any information from a firearms transaction record, as defined in Section 12071, for firearms that are not handguns unless retention or compilation is necessary for use in a criminal prosecution or in a proceeding to revoke a license issued pursuant to Section 12071.

(3) A violation of this subdivision is a misdemeanor.

(c) (1) The Attorney General shall permanently keep and properly file and maintain all information reported to the Department of Justice pursuant to Sections 12071, 12072, 12078, 12082, and former Section 12084 or any other law, as to handguns and maintain a registry thereof.

(2) The registry shall consist of all of the following:

(A) The name, address, identification of, place of birth (state or country), complete telephone number, occupation, sex, description, and all legal names and aliases ever used by the owner or person being loaned the particular handgun as listed on the information provided to the department on the Dealers' Record of Sale, the Law Enforcement Firearms Transfer (LEFT), as defined in former Section 12084, or reports made to the department pursuant to Section 12078 or any other law.

(B) The name and address of, and other information about, any person (whether a dealer or a private party) from whom the owner acquired or the person being loaned the particular handgun and when the firearm was acquired or loaned as listed on the information provided to the department on the Dealers' Record of Sale, the LEFT, or reports made to the department pursuant to Section 12078 or any other law.

(C) Any waiting period exemption applicable to the transaction which resulted in the owner of or the person being loaned the particular handgun acquiring or being loaned that firearm.

(D) The manufacturer's name if stamped on the firearm, model name or number if stamped on the firearm, and, if applicable, the serial number, other number (if more than one serial number is stamped on the firearm),

caliber, type of firearm, if the firearm is new or used, barrel length, and color of the firearm.

(3) Information in the registry referred to in this subdivision shall, upon proper application therefor, be furnished to the officers referred to in Section 11105, to a city attorney prosecuting a civil action, solely for use in prosecuting that civil action and not for any other purpose, or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun.

(4) If any person is listed in the registry as the owner of a firearm through a Dealers' Record of Sale prior to 1979, and the person listed in the registry requests by letter that the Attorney General store and keep the record electronically, as well as in the record's existing photographic, photostatic, or nonerasable optically stored form, the Attorney General shall do so within three working days of receipt of the request. The Attorney General shall, in writing, and as soon as practicable, notify the person requesting electronic storage of the record that the request has been honored as required by this paragraph.

SEC. 1.5. Section 11106 of the Penal Code is amended to read:

11106. (a) In order to assist in the investigation of crime, the prosecution of civil actions by city attorneys pursuant to paragraph (3) of subdivision (c), the arrest and prosecution of criminals, and the recovery of lost, stolen, or found property, the Attorney General shall keep and properly file a complete record of all copies of fingerprints, copies of licenses to carry firearms issued pursuant to Section 12050, information reported to the Department of Justice pursuant to Section 12053, dealers' records of sales of firearms, reports provided pursuant to Section 12072 or 12078, forms provided pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, reports provided pursuant to Section 12071 that are not dealers' records of sales of firearms, and reports of stolen, lost, found, pledged, or pawned property in any city or county of this state, and shall, upon proper application therefor, furnish this information to the officers referred to in Section 11105.

(b) (1) Except as provided in subdivision (d), the Attorney General shall not retain or compile any information from reports filed pursuant to subdivision (a) of Section 12078 for firearms that are not handguns, from forms submitted pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, for firearms that are not handguns, or from dealers' records of sales for firearms that are not handguns. All copies of the forms submitted, or any information received in electronic form, pursuant to Section 12084, as that section read prior to being repealed by the act that amended this section, for firearms that are not handguns, or of the dealers' records of sales for



firearms that are not handguns shall be destroyed within five days of the clearance by the Attorney General, unless the purchaser or transferor is ineligible to take possession of the firearm. All copies of the reports filed, or any information received in electronic form, pursuant to subdivision (a) of Section 12078 for firearms that are not handguns shall be destroyed within five days of the receipt by the Attorney General, unless retention is necessary for use in a criminal prosecution.

(2) A peace officer, the Attorney General, a Department of Justice employee designated by the Attorney General, or any authorized local law enforcement employee shall not retain or compile any information from a firearms transaction record, as defined in paragraph (5) of subdivision (c) of Section 12071, for firearms that are not handguns unless retention or compilation is necessary for use in a criminal prosecution or in a proceeding to revoke a license issued pursuant to Section 12071.

(3) A violation of this subdivision is a misdemeanor.

(c) (1) The Attorney General shall permanently keep and properly file and maintain all information reported to the Department of Justice pursuant to Sections 12071, 12072, 12078, 12082, and former Section 12084 or any other law, as to handguns and maintain a registry thereof.

(2) The registry shall consist of all of the following:

(A) The name, address, identification of, place of birth (state or country), complete telephone number, occupation, sex, description, and all legal names and aliases ever used by the owner or person being loaned the particular handgun as listed on the information provided to the department on the Dealers' Record of Sale, the Law Enforcement Firearms Transfer (LEFT), as defined in former Section 12084, or reports made to the department pursuant to Section 12078 or any other law.

(B) The name and address of, and other information about, any person (whether a dealer or a private party) from whom the owner acquired or the person being loaned the particular handgun and when the firearm was acquired or loaned as listed on the information provided to the department on the Dealers' Record of Sale, the LEFT, or reports made to the department pursuant to Section 12078 or any other law.

(C) Any waiting period exemption applicable to the transaction which resulted in the owner of or the person being loaned the particular handgun acquiring or being loaned that firearm.

(D) The manufacturer's name if stamped on the firearm, model name or number if stamped on the firearm, and, if applicable, the serial number, other number (if more than one serial number is stamped on the firearm), caliber, type of firearm, if the firearm is new or used, barrel length, and color of the firearm.

(3) Information in the registry referred to in this subdivision shall, upon proper application therefor, be furnished to the officers referred to in Section 11105, to a city attorney prosecuting a civil action, solely for use in prosecuting that civil action and not for any other purpose, or to the person listed in the registry as the owner or person who is listed as being loaned the particular handgun.

(4) If any person is listed in the registry as the owner of a firearm through a Dealers' Record of Sale prior to 1979, and the person listed in the registry requests by letter that the Attorney General store and keep the record electronically, as well as in the record's existing photographic, photostatic, or nonerasable optically stored form, the Attorney General shall do so within three working days of receipt of the request. The Attorney General shall, in writing, and as soon as practicable, notify the person requesting electronic storage of the record that the request has been honored as required by this paragraph.

(d) (1) Any officer referred to in paragraphs (1) to (6), inclusive, of subdivision (b) of Section 11105 may disseminate the name of the subject of the record, the number of the firearms listed in the record, and the description of any firearm, including the make, model, and caliber, from the record relating to any firearm's sale, transfer, registration, or license record, or any information reported to the Department of Justice pursuant to Section 12021.3, 12053, 12071, 12072, 12077, 12078, 12082, or 12285, if the following conditions are met:

(A) The subject of the record has been arraigned for a crime in which the victim is a person described in subdivisions (a) to (f), inclusive, of Section 6211 of the Family Code and is being prosecuted or is serving a sentence for the crime, or the subject of the record is the subject of an emergency protective order, a temporary restraining order, or an order after hearing, which is in effect and has been issued by a family court under the Domestic Violence Protection Act set forth in Division 10 (commencing with Section 6200) of the Family Code.

(B) The information is disseminated only to the victim of the crime or to the person who has obtained the emergency protective order, the temporary restraining order, or the order after hearing issued by the family court.

(C) Whenever a law enforcement officer disseminates the information authorized by this subdivision, that officer or another officer assigned to the case shall immediately provide the victim of the crime with a "Victims of Domestic Violence" card, as specified in subparagraph (G) of paragraph (9) of subdivision (c) of Section 13701.

(2) The victim or person to whom such information is disseminated may disclose it as he or she deems necessary to protect himself or herself

or another person from bodily harm by the person who is the subject of the record.

SEC. 2. Section 11108 of the Penal Code is amended to read:

11108. Each sheriff or police chief executive shall submit descriptions of serialized property which has been reported stolen, lost, found, recovered, held for safekeeping, or under observation, directly into the appropriate Department of Justice automated property system for firearms, stolen bicycles, stolen vehicles, or other property, as the case may be.

Reports of stolen nonserialized property which has unique characteristics or inscriptions permitting accurate identification shall be sent by each sheriff or police chief executive directly to the Special Services Section of the department by letter or teletype.

SEC. 2.5. Section 11108 of the Penal Code is amended to read:

11108. (a) Each sheriff or police chief executive shall submit descriptions of serialized property, or nonserialized property that has been uniquely inscribed, which has been reported stolen, lost, found, recovered, held for safekeeping, or under observation, directly into the appropriate Department of Justice automated property system for firearms, stolen bicycles, stolen vehicles, or other property, as the case may be.

(b) Information about a firearm entered into the automated system for firearms shall remain in the system until the reported firearm has been found, recovered, is no longer under observation, or the record is determined to have been entered in error.

(c) Any costs incurred by the Department of Justice to implement subdivision (b) shall be reimbursed from funds other than fees charged and collected pursuant to subdivisions (e) and (f) of Section 12076.

SEC. 3. Section 11108.3 of the Penal Code is amended to read:

11108.3. (a) In addition to the requirements of Section 11108 that apply to a local law enforcement agency's duty to report to the Department of Justice the recovery of a firearm, a police or sheriff's department shall, and any other law enforcement agency or agent may, report to the department in a manner determined by the Attorney General in consultation with the Bureau of Alcohol, Tobacco, Firearms and Explosives all available information necessary to identify and trace the history of all recovered firearms that are illegally possessed, have been used in a crime, or are suspected of having been used in a crime.

(b) When the department receives information from a local law enforcement agency pursuant to subdivision (a), it shall promptly forward this information to the National Tracing Center of the federal Bureau of Alcohol, Tobacco, Firearms and Explosives to the extent practicable.

(c) The Department of Justice shall implement an electronic system by January 1, 2002, to receive comprehensive tracing information from each local law enforcement agency, and to forward this information to the National Tracing Center.

(d) In implementing this section, the Attorney General shall ensure to the maximum extent practical that both of the following apply:

(1) The information he or she provides to the federal Bureau of Alcohol, Tobacco, Firearms and Explosives enables that agency to trace the ownership of the firearm described in subdivision (a).

(2) Local law enforcement agencies can report all relevant information without being unduly burdened by this reporting function.

(e) Information collected pursuant to this section shall be maintained by the department for a period of not less than 10 years, and shall be available, under guidelines set forth by the Attorney General, for academic and policy research purposes.

(f) The Attorney General shall have the authority to issue regulations to further the purposes of this section.

SEC. 4. Section 12001 of the Penal Code is amended to read:

12001. (a) (1) As used in this title, the terms “pistol,” “revolver,” and “firearm capable of being concealed upon the person” shall apply to and include any device designed to be used as a weapon, from which is expelled a projectile by the force of any explosion, or other form of combustion, and that has a barrel less than 16 inches in length. These terms also include any device that has a barrel 16 inches or more in length which is designed to be interchanged with a barrel less than 16 inches in length.

(2) As used in this title, the term “handgun” means any “pistol,” “revolver,” or “firearm capable of being concealed upon the person.”

(b) As used in this title, “firearm” means any device, designed to be used as a weapon, from which is expelled through a barrel a projectile by the force of any explosion or other form of combustion.

(c) As used in Sections 12021, 12021.1, 12070, 12071, 12072, 12073, 12078, 12101, and 12801 of this code, and Sections 8100, 8101, and 8103 of the Welfare and Institutions Code, the term “firearm” includes the frame or receiver of the weapon.

(d) For the purposes of Sections 12025 and 12031, the term “firearm” also shall include any rocket, rocket propelled projectile launcher, or similar device containing any explosive or incendiary material whether or not the device is designed for emergency or distress signaling purposes.

(e) For purposes of Sections 12070, 12071, and paragraph (8) of subdivision (a), and subdivisions (b), (c), (d), and (f) of Section 12072, the term “firearm” does not include an unloaded firearm that is defined

as an “antique firearm” in Section 921(a)(16) of Title 18 of the United States Code.

(f) Nothing shall prevent a device defined as a “handgun,” “pistol,” “revolver,” or “firearm capable of being concealed upon the person” from also being found to be a short-barreled shotgun or a short-barreled rifle, as defined in Section 12020.

(g) For purposes of Sections 12551 and 12552, the term “BB device” means any instrument that expels a projectile, such as a BB or a pellet, not exceeding 6mm caliber, through the force of air pressure, gas pressure, or spring action, or any spot marker gun.

(h) As used in this title, “wholesaler” means any person who is licensed as a dealer pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto who sells, transfers, or assigns firearms, or parts of firearms, to persons who are licensed as manufacturers, importers, or gunsmiths pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, or persons licensed pursuant to Section 12071, and includes persons who receive finished parts of firearms and assemble them into completed or partially completed firearms in furtherance of that purpose.

“Wholesaler” shall not include a manufacturer, importer, or gunsmith who is licensed to engage in those activities pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code or a person licensed pursuant to Section 12071 and the regulations issued pursuant thereto. A wholesaler also does not include those persons dealing exclusively in grips, stocks, and other parts of firearms that are not frames or receivers thereof.

(i) As used in Section 12071 or 12072, “application to purchase” means any of the following:

(1) The initial completion of the register by the purchaser, transferee, or person being loaned the firearm as required by subdivision (b) of Section 12076.

(2) The initial completion and transmission to the department of the record of electronic or telephonic transfer by the dealer on the purchaser, transferee, or person being loaned the firearm as required by subdivision (c) of Section 12076.

(j) For purposes of Section 12023, a firearm shall be deemed to be “loaded” whenever both the firearm and the unexpended ammunition capable of being discharged from the firearm are in the immediate possession of the same person.

(k) For purposes of Sections 12021, 12021.1, 12025, 12070, 12072, 12073, 12078, 12101, and 12801 of this code, and Sections 8100, 8101, and 8103 of the Welfare and Institutions Code, notwithstanding the fact

that the term “any firearm” may be used in those sections, each firearm or the frame or receiver of the same shall constitute a distinct and separate offense under those sections.

(l) For purposes of Section 12020, a violation of that section as to each firearm, weapon, or device enumerated therein shall constitute a distinct and separate offense.

(m) Each application that requires any firearms eligibility determination involving the issuance of any license, permit, or certificate pursuant to this title shall include two copies of the applicant’s fingerprints on forms prescribed by the Department of Justice. One copy of the fingerprints may be submitted to the United States Federal Bureau of Investigation.

(n) As used in this chapter, a “personal handgun importer” means an individual who meets all of the following criteria:

- (1) He or she is not a person licensed pursuant to Section 12071.
- (2) He or she is not a licensed manufacturer of firearms pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code.
- (3) He or she is not a licensed importer of firearms pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.
- (4) He or she is the owner of a pistol, revolver, or other firearm capable of being concealed upon the person.
- (5) He or she acquired that pistol, revolver, or other firearm capable of being concealed upon the person outside of California.
- (6) He or she moves into this state on or after January 1, 1998, as a resident of this state.
- (7) He or she intends to possess that pistol, revolver, or other firearm capable of being concealed upon the person within this state on or after January 1, 1998.
- (8) The pistol, revolver, or other firearm capable of being concealed upon the person was not delivered to him or her by a person licensed pursuant to Section 12071 who delivered that firearm following the procedures set forth in Section 12071.2 and subdivision (c) of Section 12072.
- (9) He or she, while a resident of this state, had not previously reported his or her ownership of that pistol, revolver, or other firearm capable of being concealed upon the person to the Department of Justice in a manner prescribed by the department that included information concerning him or her and a description of the firearm.
- (10) The pistol, revolver, or other firearm capable of being concealed upon the person is not a firearm that is prohibited by subdivision (a) of Section 12020.

(11) The pistol, revolver, or other firearm capable of being concealed upon the person is not an assault weapon, as defined in Section 12276 or 12276.1.

(12) The pistol, revolver, or other firearm capable of being concealed upon the person is not a machinegun, as defined in Section 12200.

(13) The person is 18 years of age or older.

(o) For purposes of paragraph (6) of subdivision (n):

(1) Except as provided in paragraph (2), residency shall be determined in the same manner as is the case for establishing residency pursuant to Section 12505 of the Vehicle Code.

(2) In the case of members of the Armed Forces of the United States, residency shall be deemed to be established when he or she was discharged from active service in this state.

(p) As used in this code, "basic firearms safety certificate" means a certificate issued by the Department of Justice pursuant to Article 8 (commencing with Section 12800) of Chapter 6 of Title 2 of Part 4, prior to January 1, 2003.

(q) As used in this code, "handgun safety certificate" means a certificate issued by the Department of Justice pursuant to Article 8 (commencing with Section 12800) of Chapter 6 of Title 2 of Part 4, as that article is operative on or after January 1, 2003.

(r) As used in this title, "gunsmith" means any person who is licensed as a dealer pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, who is engaged primarily in the business of repairing firearms, or making or fitting special barrels, stocks, or trigger mechanisms to firearms, or the agent or employee of that person.

SEC. 4.5. Section 12001 of the Penal Code is amended to read:

12001. (a) (1) As used in this title, the terms "pistol," "revolver," and "firearm capable of being concealed upon the person" shall apply to and include any device designed to be used as a weapon, from which is expelled a projectile by the force of any explosion, or other form of combustion, and that has a barrel less than 16 inches in length. These terms also include any device that has a barrel 16 inches or more in length which is designed to be interchanged with a barrel less than 16 inches in length.

(2) As used in this title, the term "handgun" means any "pistol," "revolver," or "firearm capable of being concealed upon the person."

(b) As used in this title, "firearm" means any device, designed to be used as a weapon, from which is expelled through a barrel a projectile by the force of any explosion or other form of combustion.

(c) As used in Sections 12021, 12021.1, 12043, 12070, 12071, 12072, 12073, 12078, 12101, and 12801 of this code, and Sections 8100, 8101,

and 8103 of the Welfare and Institutions Code, the term “firearm” includes the frame or receiver of the weapon.

(d) For the purposes of Sections 12025 and 12031, the term “firearm” also shall include any rocket, rocket propelled projectile launcher, or similar device containing any explosive or incendiary material whether or not the device is designed for emergency or distress signaling purposes.

(e) For purposes of Sections 12043, 12070, 12071, and paragraph (8) of subdivision (a), and subdivisions (b), (c), (d), and (f) of Section 12072, the term “firearm” does not include an unloaded firearm that is defined as an “antique firearm” in Section 921(a)(16) of Title 18 of the United States Code.

(f) Nothing shall prevent a device defined as a “handgun,” “pistol,” “revolver,” or “firearm capable of being concealed upon the person” from also being found to be a short-barreled shotgun or a short-barreled rifle, as defined in Section 12020.

(g) For purposes of Sections 12551 and 12552, the term “BB device” means any instrument that expels a projectile, such as a BB or a pellet, not exceeding 6mm caliber, through the force of air pressure, gas pressure, or spring action, or any spot marker gun.

(h) As used in this title, “wholesaler” means any person who is licensed as a dealer pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto who sells, transfers, or assigns firearms, or parts of firearms, to persons who are licensed as manufacturers, importers, or gunsmiths pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, or persons licensed pursuant to Section 12071, and includes persons who receive finished parts of firearms and assemble them into completed or partially completed firearms in furtherance of that purpose.

“Wholesaler” shall not include a manufacturer, importer, or gunsmith who is licensed to engage in those activities pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code or a person licensed pursuant to Section 12071 and the regulations issued pursuant thereto. A wholesaler also does not include those persons dealing exclusively in grips, stocks, and other parts of firearms that are not frames or receivers thereof.

(i) As used in Section 12071 or 12072, “application to purchase” means any of the following:

(1) The initial completion of the register by the purchaser, transferee, or person being loaned the firearm as required by subdivision (b) of Section 12076.

(2) The initial completion and transmission to the department of the record of electronic or telephonic transfer by the dealer on the purchaser,



transferee, or person being loaned the firearm as required by subdivision (c) of Section 12076.

(j) For purposes of Section 12023, a firearm shall be deemed to be “loaded” whenever both the firearm and the unexpended ammunition capable of being discharged from the firearm are in the immediate possession of the same person.

(k) For purposes of Sections 12021, 12021.1, 12025, 12043, 12070, 12072, 12073, 12078, 12101, and 12801 of this code, and Sections 8100, 8101, and 8103 of the Welfare and Institutions Code, notwithstanding the fact that the term “any firearm” may be used in those sections, each firearm or the frame or receiver of the same shall constitute a distinct and separate offense under those sections.

(l) For purposes of Section 12020, a violation of that section as to each firearm, weapon, or device enumerated therein shall constitute a distinct and separate offense.

(m) Each application that requires any firearms eligibility determination involving the issuance of any license, permit, or certificate pursuant to this title shall include two copies of the applicant’s fingerprints on forms prescribed by the Department of Justice. One copy of the fingerprints may be submitted to the United States Federal Bureau of Investigation.

(n) As used in this chapter, a “personal handgun importer” means an individual who meets all of the following criteria:

- (1) He or she is not a person licensed pursuant to Section 12071.
- (2) He or she is not a licensed manufacturer of firearms pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code.
- (3) He or she is not a licensed importer of firearms pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.
- (4) He or she is the owner of a handgun.
- (5) He or she acquired that handgun outside of California.
- (6) He or she moves into this state on or after January 1, 1998, as a resident of this state.
- (7) He or she intends to possess that handgun within this state on or after January 1, 1998.
- (8) The handgun was not delivered to him or her by a person licensed pursuant to Section 12071 who delivered that firearm following the procedures set forth in Section 12071 and subdivision (c) of Section 12072.

(9) He or she, while a resident of this state, had not previously reported his or her ownership of that handgun to the Department of Justice in a

manner prescribed by the department that included information concerning him or her and a description of the firearm.

(10) The handgun is not a firearm that is prohibited by subdivision (a) of Section 12020.

(11) The handgun is not an assault weapon, as defined in Section 12276 or 12276.1.

(12) The handgun is not a machinegun, as defined in Section 12200.

(13) The person is 18 years of age or older.

(o) For purposes of paragraph (6) of subdivision (n):

(1) Except as provided in paragraph (2), residency shall be determined in the same manner as is the case for establishing residency pursuant to Section 12505 of the Vehicle Code.

(2) In the case of members of the Armed Forces of the United States, residency shall be deemed to be established when he or she was discharged from active service in this state.

(p) As used in this code, "basic firearms safety certificate" means a certificate issued by the Department of Justice pursuant to Article 8 (commencing with Section 12800) of Chapter 6 of Title 2 of Part 4, prior to January 1, 2003.

(q) As used in this code, "handgun safety certificate" means a certificate issued by the Department of Justice pursuant to Article 8 (commencing with Section 12800) of Chapter 6 of Title 2 of Part 4, as that article is operative on or after January 1, 2003.

(r) As used in this title, "gunsmith" means any person who is licensed as a dealer pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, who is engaged primarily in the business of repairing firearms, or making or fitting special barrels, stocks, or trigger mechanisms to firearms, or the agent or employee of that person.

SEC. 5. Section 12021.3 of the Penal Code is amended to read:

12021.3. (a) (1) Any person who claims title to any firearm that is in the custody or control of a court or law enforcement agency and who wishes to have the firearm returned to him or her shall make application for a determination by the Department of Justice as to whether he or she is eligible to possess a firearm. The application shall include the following:

(A) The applicant's name, date and place of birth, gender, telephone number, and complete address.

(B) Whether the applicant is a United States citizen. If the applicant is not a United States citizen, he or she shall also provide his or her country of citizenship and his or her alien registration or I-94 number.

(C) If the firearm is a handgun, the firearm's make, model, caliber, barrel length, handgun type, country of origin, and serial number.

(D) For residents of California, the applicant's valid California driver's license number or valid California identification card number issued by the Department of Motor Vehicles. For nonresidents of California, a copy of the applicant's military identification with orders indicating that the individual is stationed in California, or a copy of the applicant's valid driver's license from the state of residence, or a copy of the applicant's state identification card from the state of residence. Copies of the documents provided by non-California residents shall be notarized.

(E) The name of the court or law enforcement agency holding the firearm.

(F) The signature of the applicant and the date of signature.

(G) Any person furnishing a fictitious name or address or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the application, including any notarized information pursuant to subparagraph (D) of paragraph (1) of subdivision (a) shall be guilty of a misdemeanor.

(2) A person who owns a firearm that is in the custody of a court or law enforcement agency and who does not wish to obtain possession of the firearm, and the firearm is an otherwise legal firearm, and the person otherwise has right to title of the firearm, shall be entitled to sell or transfer title of the firearm to a licensed dealer as defined in Section 12071.

(3) Any person furnishing a fictitious name or address, or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the application, including any notarized information pursuant to subparagraph (D) of paragraph (1) of subdivision (a) is punishable as a misdemeanor.

(b) No law enforcement agency or court that has taken custody of any firearm may return the firearm to any individual unless the following requirements are satisfied:

(1) That individual presents to the agency or court notification of a determination by the department pursuant to subdivision (e) that the person is eligible to possess firearms.

(2) If the agency or court has direct access to the Automated Firearms System, the agency or court has verified that the firearm is not listed as stolen pursuant to Section 11108, and that the firearm has been recorded in the Automated Firearms System in the name of the individual who seeks its return.

(3) If the firearm has been reported lost or stolen pursuant to Section 11108, a law enforcement agency shall notify the owner or person entitled to possession pursuant to Section 11108.5. However, that person shall provide proof of eligibility to possess a firearm pursuant to subdivision (e). Nothing in this subdivision shall prevent the local law enforcement

agency from charging the rightful owner or person entitled to possession of the firearm the fees described in subdivision (j). However, individuals who are applying for a background check to retrieve a firearm that comes into the custody or control of the court or law enforcement agency pursuant to subdivision (a) shall be exempt from the fees in subdivision (c) provided that the court or agency determines the firearm was reported stolen to a law enforcement agency prior to the date the firearm came into custody or control of the court or law enforcement agency or within five business days of the firearm being stolen from its owner. The court or agency shall notify the Department of Justice of this fee exemption in a manner prescribed by the department.

(c) The Department of Justice shall establish a fee of twenty dollars (\$20) per request for return of a firearm, plus a three-dollar (\$3) charge for each additional handgun being processed as part of the request to return a firearm, to cover its costs for processing firearm clearance determinations submitted pursuant to this section. The fees shall be deposited into the Dealers' Record of Sale Special Account. The department may increase the fee by using the California Consumer Price Index as compiled and reported by the California Department of Industrial Relations to determine an annual rate of increase. Any fee increase shall be rounded to the nearest dollar.

(d) When the Department of Justice receives a completed application pursuant to subdivision (a) accompanied with the fee required pursuant to subdivision (c), it shall conduct an eligibility check of the applicant to determine whether the applicant is eligible to possess firearms.

(e) (1) If the department determines that the applicant is eligible to possess the firearm, the department shall provide the applicant with written notification that includes the following:

- (A) The identity of the applicant.
- (B) A statement that the applicant is eligible to possess a firearm.
- (C) If the firearm is a handgun, a description of the handgun by make, model, and serial number.

(2) If the firearm is a handgun, the department shall enter a record of the handgun into the Automated Firearms System.

(3) The department shall have 30 days from the date of receipt to complete the background check unless delayed by circumstances beyond the control of the department. The applicant may contact the department to inquire about the reason for the delay.

(f) If the department denies the application, and the firearm is an otherwise legal firearm, the department shall notify the applicant of the denial and provide a form for the applicant to use to sell or transfer the firearm to a licensed dealer as defined in Section 12071. The applicant may contact the department to inquire about the reason for the denial.

(g) Notwithstanding any other provision of law, no law enforcement agency or court shall be required to retain a firearm for more than 180 days after the owner of the firearm has been notified by the court or law enforcement agency that the firearm has been made available for return. An unclaimed firearm may be disposed of after the 180-day period has expired.

(h) Notwithstanding Section 11106, the department may retain personal information about an applicant in connection with a claim for a firearm that is not a handgun to allow for law enforcement confirmation of compliance with this section. The information retained may include personal identifying information regarding the individual applying for the clearance, but may not include information that identifies any particular firearm that is not a handgun.

(i) (1) If a law enforcement agency determines that the applicant is the legal owner of any firearm deposited with the law enforcement agency and is prohibited from possessing any firearm and the firearm is an otherwise legal firearm, the applicant shall be entitled to sell or transfer the firearm to a licensed dealer as defined in Section 12071.

(2) If the firearm has been lost or stolen, the firearm shall be restored to the lawful owner pursuant to Section 11108.5 upon his or her identification of the firearm and proof of ownership, and proof of eligibility to possess a firearm pursuant to subdivision (e). Nothing in this subdivision shall prevent the local law enforcement agency from charging the rightful owner of the firearm the fees described in subdivision (j).

(3) Subdivision (a) of Section 12070 shall not apply to deliveries, transfers, or returns of firearms made by a court or a law enforcement agency pursuant to this section.

(4) Subdivision (d) of Section 12072 shall not apply to deliveries, transfers, or returns of firearms made pursuant to this section.

(j) (1) A city, county, or city and county, or a state agency may adopt a regulation, ordinance, or resolution imposing a charge equal to its administrative costs relating to the seizure, impounding, storage, or release of firearms. The fees shall not exceed the actual costs incurred for the expenses directly related to taking possession of a firearm, storing the firearm, and surrendering possession of the firearm to a licensed firearms dealer or to the owner. Those administrative costs may be waived by the local or state agency upon verifiable proof that the firearm was reported stolen at the time the firearm came into the custody or control of the law enforcement agency.

(2) The following apply to any charges imposed for administrative costs pursuant to this subdivision:

(A) The charges shall only be imposed on the person claiming title to the firearms.

(B) Any charges shall be collected by the local or state authority only from the person claiming title to the firearm.

(C) The charges shall be in addition to any other charges authorized or imposed pursuant to this code.

(D) No charge may be imposed for any hearing or appeal relating to the removal, impound, storage, or release of a firearm unless that hearing or appeal was requested in writing by the legal owner of the firearm. In addition, the charge may be imposed only upon the person requesting that hearing or appeal.

(3) No costs for any hearing or appeal related to the release of a firearm shall be charged to the legal owner who redeems the firearm unless the legal owner voluntarily requests the post storage hearing or appeal. No city, county, city and county, or state agency shall require a legal owner to request a poststorage hearing as a requirement for release of the firearm to the legal owner.

(k) In a proceeding for the return of a firearm seized and not returned pursuant to this section, where the defendant or cross-defendant is a law enforcement agency, the court shall award reasonable attorney's fees to the prevailing party.

SEC. 6. Section 12026.2 of the Penal Code is amended to read:

12026.2. (a) Section 12025 does not apply to, or affect, any of the following:

(1) The possession of a firearm by an authorized participant in a motion picture, television, or video production or entertainment event when the participant lawfully uses the firearm as part of that production or event or while going directly to, or coming directly from, that production or event.

(2) The possession of a firearm in a locked container by a member of any club or organization, organized for the purpose of lawfully collecting and lawfully displaying pistols, revolvers, or other firearms, while the member is at meetings of the clubs or organizations or while going directly to, and coming directly from, those meetings.

(3) The transportation of a firearm by a participant when going directly to, or coming directly from, a recognized safety or hunter safety class, or a recognized sporting event involving that firearm.

(4) The transportation of a firearm by a person listed in Section 12026 directly between any of the places mentioned in Section 12026.

(5) The transportation of a firearm by a person when going directly to, or coming directly from, a fixed place of business or private residential property for the purpose of the lawful repair or the lawful transfer, sale, or loan of that firearm.

(6) The transportation of a firearm by a person listed in Section 12026 when going directly from the place where that person lawfully received that firearm to that person's place of residence or place of business or to private property owned or lawfully possessed by that person.

(7) The transportation of a firearm by a person when going directly to, or coming directly from, a gun show, swap meet, or similar event to which the public is invited, for the purpose of displaying that firearm in a lawful manner.

(8) The transportation of a firearm by an authorized employee or agent of a supplier of firearms when going directly to, or coming directly from, a motion picture, television, or video production or entertainment event for the purpose of providing that firearm to an authorized participant to lawfully use as a part of that production or event.

(9) The transportation of a firearm by a person when going directly to, or coming directly from, a target range, which holds a regulatory or business license, for the purposes of practicing shooting at targets with that firearm at that target range.

(10) The transportation of a firearm by a person when going directly to, or coming directly from, a place designated by a person authorized to issue licenses pursuant to Section 12050 when done at the request of the issuing agency so that the issuing agency can determine whether or not a license should be issued to that person to carry that firearm.

(11) The transportation of a firearm by a person when going directly to, or coming directly from, a lawful camping activity for the purpose of having that firearm available for lawful personal protection while at the lawful campsite. This paragraph shall not be construed to override the statutory authority granted to the Department of Parks and Recreation or any other state or local governmental agencies to promulgate rules and regulations governing the administration of parks and campgrounds.

(12) The transportation of a firearm by a person in order to comply with subdivision (c) or (i) of Section 12078 as it pertains to that firearm.

(13) The transportation of a firearm by a person in order to utilize subdivision (l) of Section 12078 as it pertains to that firearm.

(14) The transportation of a firearm by a person when going directly to, or coming directly from, a gun show or event, as defined in Section 478.100 of Title 27 of the Code of Federal Regulations, for the purpose of lawfully transferring, selling, or loaning that firearm in accordance with subdivision (d) of Section 12072.

(15) The transportation of a firearm by a person in order to utilize paragraph (6) of subdivision (a) of Section 12078 as it pertains to that firearm.

(16) The transportation of a firearm by a person who finds the firearm in order to comply with Article 1 (commencing with Section 2080) of

Chapter 4 of Division 3 of the Civil Code as it pertains to that firearm and if that firearm is being transported to a law enforcement agency, the person gives prior notice to the law enforcement agency that he or she is transporting the firearm to the law enforcement agency.

(17) The transportation of a firearm by a person in order to comply with paragraph (2) of subdivision (f) of Section 12072 as it pertains to that firearm.

(18) The transportation of a firearm by a person who finds the firearm and is transporting it to a law enforcement agency for disposition according to law, if he or she gives prior notice to the law enforcement agency that he or she is transporting the firearm to the law enforcement agency for disposition according to law.

(19) The transportation of a firearm by a person in order to comply with paragraph (3) of subdivision (f) of Section 12072 as it pertains to that firearm.

(20) The transportation of a firearm by a person for the purpose of obtaining an identification number or mark assigned for that firearm from the Department of Justice pursuant to Section 12092.

(b) In order for a firearm to be exempted under subdivision (a), while being transported to or from a place, the firearm shall be unloaded, kept in a locked container, as defined in subdivision (d), and the course of travel shall include only those deviations between authorized locations as are reasonably necessary under the circumstances.

(c) This section does not prohibit or limit the otherwise lawful carrying or transportation of any pistol, revolver, or other firearm capable of being concealed upon the person in accordance with this chapter.

(d) As used in this section, "locked container" means a secure container which is fully enclosed and locked by a padlock, keylock, combination lock, or similar locking device. The term "locked container" does not include the utility or glove compartment of a motor vehicle.

SEC. 7. Section 12028.5 of the Penal Code is amended to read:

12028.5. (a) As used in this section, the following definitions shall apply:

(1) "Abuse" means any of the following:

(A) Intentionally or recklessly to cause or attempt to cause bodily injury.

(B) Sexual assault.

(C) To place a person in reasonable apprehension of imminent serious bodily injury to that person or to another.

(D) To molest, attack, strike, stalk, destroy personal property, or violate the terms of a domestic violence protective order issued pursuant to Part 4 (commencing with Section 6300) of Division 10 of the Family Code.



(2) “Domestic violence” means abuse perpetrated against any of the following persons:

(A) A spouse or former spouse.

(B) A cohabitant or former cohabitant, as defined in Section 6209 of the Family Code.

(C) A person with whom the respondent is having or has had a dating or engagement relationship.

(D) A person with whom the respondent has had a child, where the presumption applies that the male parent is the father of the child of the female parent under the Uniform Parentage Act (Part 3 (commencing with Section 7600) of Division 12 of the Family Code).

(E) A child of a party or a child who is the subject of an action under the Uniform Parentage Act, where the presumption applies that the male parent is the father of the child to be protected.

(F) Any other person related by consanguinity or affinity within the second degree.

(3) “Deadly weapon” means any weapon, the possession or concealed carrying of which is prohibited by Section 12020.

(b) A sheriff, undersheriff, deputy sheriff, marshal, deputy marshal, or police officer of a city, as defined in subdivision (a) of Section 830.1, a peace officer of the Department of the California Highway Patrol, as defined in subdivision (a) of Section 830.2, a member of the University of California Police Department, as defined in subdivision (b) of Section 830.2, an officer listed in Section 830.6 while acting in the course and scope of his or her employment as a peace officer, a member of a California State University Police Department, as defined in subdivision (c) of Section 830.2, a peace officer of the Department of Parks and Recreation, as defined in subdivision (f) of Section 830.2, a peace officer, as defined in subdivision (d) of Section 830.31, a peace officer, as defined in subdivisions (a) and (b) of Section 830.32, and a peace officer, as defined in Section 830.5, who is at the scene of a domestic violence incident involving a threat to human life or a physical assault, shall take temporary custody of any firearm or other deadly weapon in plain sight or discovered pursuant to a consensual or other lawful search as necessary for the protection of the peace officer or other persons present. Upon taking custody of a firearm or other deadly weapon, the officer shall give the owner or person who possessed the firearm a receipt. The receipt shall describe the firearm or other deadly weapon and list any identification or serial number on the firearm. The receipt shall indicate where the firearm or other deadly weapon can be recovered, the time limit for recovery as required by this section, and the date after which the owner or possessor can recover the firearm or other deadly weapon. No firearm or other deadly weapon shall be held less than 48 hours.

Except as provided in subdivision (f), if a firearm or other deadly weapon is not retained for use as evidence related to criminal charges brought as a result of the domestic violence incident or is not retained because it was illegally possessed, the firearm or other deadly weapon shall be made available to the owner or person who was in lawful possession 48 hours after the seizure or as soon thereafter as possible, but no later than five business days after the owner or person who was in lawful possession demonstrates compliance with Section 12021.3. In any civil action or proceeding for the return of firearms or ammunition or other deadly weapon seized by any state or local law enforcement agency and not returned within five business days following the initial seizure, except as provided in subdivision (d), the court shall allow reasonable attorney's fees to the prevailing party.

(c) Any peace officer, as defined in subdivisions (a) and (b) of Section 830.32, who takes custody of a firearm or deadly weapon pursuant to this section shall deliver the firearm within 24 hours to the city police department or county sheriff's office in the jurisdiction where the college or school is located.

(d) Any firearm or other deadly weapon that has been taken into custody that has been stolen shall be restored to the lawful owner, as soon as its use for evidence has been served, upon his or her identification of the firearm or other deadly weapon and proof of ownership, and after the law enforcement agency has complied with Section 12021.3.

(e) Any firearm or other deadly weapon taken into custody and held by a police, university police, or sheriff's department or by a marshal's office, by a peace officer of the Department of the California Highway Patrol, as defined in subdivision (a) of Section 830.2, by a peace officer of the Department of Parks and Recreation, as defined in subdivision (f) of Section 830.2, by a peace officer, as defined in subdivision (d) of Section 830.31, or by a peace officer, as defined in Section 830.5, for longer than 12 months and not recovered by the owner or person who has lawful possession at the time it was taken into custody, shall be considered a nuisance and sold or destroyed as provided in subdivision (c) of Section 12028. Firearms or other deadly weapons not recovered within 12 months due to an extended hearing process as provided in subdivision (j), are not subject to destruction until the court issues a decision, and then only if the court does not order the return of the firearm or other deadly weapon to the owner.

(f) In those cases in which a law enforcement agency has reasonable cause to believe that the return of a firearm or other deadly weapon would be likely to result in endangering the victim or the person reporting the assault or threat, the agency shall advise the owner of the firearm or other deadly weapon, and within 60 days of the date of seizure, initiate

a petition in superior court to determine if the firearm or other deadly weapon should be returned. The law enforcement agency may make an ex parte application stating good cause for an order extending the time to file a petition. Including any extension of time granted in response to an ex parte request, a petition must be filed within 90 days of the date of seizure of the firearm or other deadly weapon.

(g) The law enforcement agency shall inform the owner or person who had lawful possession of the firearm or other deadly weapon, at that person's last known address by registered mail, return receipt requested, that he or she has 30 days from the date of receipt of the notice to respond to the court clerk to confirm his or her desire for a hearing, and that the failure to respond shall result in a default order forfeiting the confiscated firearm or other deadly weapon. For the purposes of this subdivision, the person's last known address shall be presumed to be the address provided to the law enforcement officer by that person at the time of the family violence incident. In the event the person whose firearm or other deadly weapon was seized does not reside at the last address provided to the agency, the agency shall make a diligent, good faith effort to learn the whereabouts of the person and to comply with these notification requirements.

(h) If the person requests a hearing, the court clerk shall set a hearing no later than 30 days from receipt of that request. The court clerk shall notify the person, the law enforcement agency involved, and the district attorney of the date, time, and place of the hearing. Unless it is shown by a preponderance of the evidence that the return of the firearm or other deadly weapon would result in endangering the victim or the person reporting the assault or threat, the court shall order the return of the firearm or other deadly weapon and shall award reasonable attorney's fees to the prevailing party.

(i) If the person does not request a hearing or does not otherwise respond within 30 days of the receipt of the notice, the law enforcement agency may file a petition for an order of default and may dispose of the firearm or other deadly weapon as provided in Section 12028.

(j) If, at the hearing, the court does not order the return of the firearm or other deadly weapon to the owner or person who had lawful possession, that person may petition the court for a second hearing within 12 months from the date of the initial hearing. If there is a petition for a second hearing, unless it is shown by clear and convincing evidence that the return of the firearm or other deadly weapon would result in endangering the victim or the person reporting the assault or threat, the court shall order the return of the firearm or other deadly weapon and shall award reasonable attorney's fees to the prevailing party. If the owner or person who had lawful possession does not petition the court

within this 12-month period for a second hearing or is unsuccessful at the second hearing in gaining return of the firearm or other deadly weapon, the firearm or other deadly weapon may be disposed of as provided in Section 12028.

(k) The law enforcement agency, or the individual law enforcement officer, shall not be liable for any act in the good faith exercise of this section.

SEC. 7.5. Section 12036 of the Penal Code is amended to read:

12036. (a) As used in this section, the following definitions shall apply:

(1) "Locking device" means a device that is designed to prevent the firearm from functioning and when applied to the firearm, renders the firearm inoperable.

(2) "Child" means a person under the age of 18 years.

(3) "Off-premises" means premises other than the premises where the firearm was stored.

(4) "Locked container" has the same meaning as set forth in subdivision (d) of Section 12026.2.

(b) A person who keeps a pistol, revolver, or other firearm capable of being concealed upon the person, loaded or unloaded, within any premises that are under his or her custody or control and he or she knows or reasonably should know that a child is likely to gain access to that firearm without the permission of the child's parent or legal guardian and the child obtains access to that firearm and thereafter carries that firearm off-premises, shall be punished by imprisonment in a county jail not exceeding one year, by a fine not exceeding one thousand dollars (\$1,000), or by both that imprisonment and fine.

(c) A person who keeps any firearm within any premises that is under his or her custody or control and he or she knows or reasonably should know that a child is likely to gain access to the firearm without the permission of the child's parent or legal guardian and the child obtains access to the firearm and thereafter carries that firearm off-premises to any public or private preschool, elementary school, middle school, high school, or to any school-sponsored event, activity, or performance whether occurring on school grounds or elsewhere, shall be punished by imprisonment in a county jail not exceeding one year, by a fine not exceeding five thousand dollars (\$5,000), or by both that imprisonment and fine.

(d) A pistol, revolver, or other firearm capable of being concealed upon the person that a child gains access to and carries off-premises in violation of this section shall be deemed "used in the commission of any misdemeanor as provided in this code or any felony" for the purpose of

subdivision (b) of Section 12028 regarding the authority to confiscate firearms and other deadly weapons as a nuisance.

(e) This section shall not apply if any one of the following circumstances exists:

(1) The child obtains the firearm as a result of an illegal entry into any premises by any person.

(2) The firearm is kept in a locked container or in a location that a reasonable person would believe to be secure.

(3) The firearm is locked with a locking device that has rendered the firearm inoperable.

(4) The firearm is carried on the person within such a close range that the individual can readily retrieve and use the firearm as if carried on the person.

(5) The person is a peace officer or a member of the Armed Forces or National Guard and the child obtains the firearm during, or incidental to, the performance of the person's duties.

(6) The child obtains, or obtains and discharges, the firearm in a lawful act of self-defense or defense of another person or persons.

(7) The person who keeps a firearm has no reasonable expectation, based on objective facts and circumstances, that a child is likely to be present on the premises.

(f) If the person who allegedly violated this section is the parent or guardian of a child who is injured or who dies as the result of an accidental shooting, the district attorney shall consider, among other factors, the impact of the injury or death on the person alleged to have violated this section when deciding whether to prosecute the alleged violation. It is the Legislature's intent that a parent or guardian of a child who is injured or who dies as the result of an accidental shooting shall be prosecuted only in those instances in which the parent or guardian behaved in a grossly negligent manner or where similarly egregious circumstances exist. This subdivision shall not otherwise restrict, in any manner, the factors that a district attorney may consider when deciding whether to prosecute alleged violations of this section.

(g) If the person who allegedly violated this section is the parent or guardian of a child who is injured or who dies as the result of an accidental shooting, no arrest of the person for the alleged violation of this section shall occur until at least seven days after the date upon which the accidental shooting occurred.

In addition to the limitation contained in this subdivision, a law enforcement officer shall consider the health status of a child who suffers great bodily injury as the result of an accidental shooting prior to arresting a person for a violation of this section, if the person to be arrested is the parent or guardian of the injured child. The intent of this subdivision is

to encourage law enforcement officials to delay the arrest of a parent or guardian of a seriously injured child while the child remains on life-support equipment or is in a similarly critical medical condition.

(h) (1) The fact that the person who allegedly violated this section attended a firearm safety training course prior to the purchase of the firearm that is obtained by a child in violation of this section shall be considered a mitigating factor by a district attorney when he or she is deciding whether to prosecute the alleged violation.

(2) In any action or trial commenced under this section, the fact that the person who allegedly violated this section attended a firearm safety training course prior to the purchase of the firearm that is obtained by a child in violation of this section, shall be admissible.

(i) Every person licensed under Section 12071 shall post within the licensed premises the notice required by paragraph (7) of subdivision (b) of that section, disclosing the duty imposed by this section upon any person who keeps any firearm.

SEC. 8. Section 12070 of the Penal Code is amended to read:

12070. (a) No person shall sell, lease, or transfer firearms unless he or she has been issued a license pursuant to Section 12071. Any person violating this section is guilty of a misdemeanor.

(b) Subdivision (a) does not include any of the following:

(1) The sale, lease, or transfer of any firearm by a person acting pursuant to operation of law, a court order, or pursuant to the Enforcement of Judgments Law (Title 9 (commencing with Section 680.010) of Part 2 of the Code of Civil Procedure), or by a person who liquidates a personal firearm collection to satisfy a court judgment.

(2) A person acting pursuant to subdivision (e) of Section 186.22a or subdivision (c) of Section 12028.

(3) The sale, lease, or transfer of a firearm by a person who obtains title to the firearm by intestate succession or by bequest or as a surviving spouse pursuant to Chapter 1 (commencing with Section 13500) of Part 2 of Division 8 of the Probate Code, provided the person disposes of the firearm within 60 days of receipt of the firearm.

(4) The infrequent sale, lease, or transfer of firearms.

(5) The sale, lease, or transfer of used firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, at gun shows or events, as specified in Section 12071, by a person other than a licensee or dealer, provided the person has a valid federal firearms license and a current certificate of eligibility issued by the Department of Justice, as specified in Section 12071, and provided all the sales, leases, or transfers fully comply with subdivision (d) of Section 12072. However, the person shall not engage in the sale, lease, or transfer of used firearms other than pistols, revolvers, or other firearms capable of

being concealed upon the person at more than 12 gun shows or events in any calendar year and shall not sell, lease, or transfer more than 15 used firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person at any single gun show or event. In no event shall the person sell more than 75 used firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person in any calendar year.

A person described in this paragraph shall be known as a “Gun Show Trader.”

The Department of Justice shall adopt regulations to administer this program and shall recover the full costs of administration from fees assessed applicants.

As used in this paragraph, the term “used firearm” means a firearm that has been sold previously at retail and is more than three years old.

(6) Deliveries, sales, or transfers of firearms between or to importers and manufacturers of firearms licensed to engage in business pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(7) The sale, delivery, or transfer of firearms by manufacturers or importers licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto to dealers or wholesalers.

(8) Deliveries and transfers of firearms made pursuant to Section 12028, 12028.5, or 12030.

(9) The loan of a firearm for the purposes of shooting at targets, if the loan occurs on the premises of a target facility which holds a business or regulatory license or on the premises of any club or organization organized for the purposes of practicing shooting at targets upon established ranges, whether public or private, if the firearm is at all times kept within the premises of the target range or on the premises of the club or organization.

(10) Sales, deliveries, or transfers of firearms by manufacturers, importers, or wholesalers licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto to persons who reside outside this state who are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(11) Sales, deliveries, or transfers of firearms by persons who reside outside this state and are licensed outside this state pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code

and the regulations issued pursuant thereto to wholesalers, manufacturers, or importers, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(12) Sales, deliveries, or transfers of firearms by wholesalers to dealers.

(13) Sales, deliveries, or transfers of firearms by persons who reside outside this state to persons licensed pursuant to Section 12071, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, and the regulations issued pursuant thereto.

(14) Sales, deliveries, or transfers of firearms by persons who reside outside this state and are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto to dealers, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(15) The delivery, sale, or transfer of an unloaded firearm by one wholesaler to another wholesaler if that firearm is intended as merchandise in the receiving wholesaler's business.

(16) The loan of an unloaded firearm or the loan of a firearm loaded with blank cartridges for use solely as a prop for a motion picture, television, or video production or entertainment or theatrical event.

(17) The delivery of an unloaded firearm that is a curio or relic, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, by a person licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto with a current certificate of eligibility issued pursuant to Section 12071 to a dealer.

(c) (1) As used in this section, "infrequent" means:

(A) For pistols, revolvers, and other firearms capable of being concealed upon the person, less than six transactions per calendar year. For this purpose, "transaction" means a single sale, lease, or transfer of any number of pistols, revolvers, or other firearms capable of being concealed upon the person.

(B) For firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, occasional and without regularity.

(2) As used in this section, "operation of law" includes, but is not limited to, any of the following:

(A) The executor or administrator of an estate, if the estate includes firearms.



(B) A secured creditor or an agent or employee thereof when the firearms are possessed as collateral for, or as a result of, a default under a security agreement under the Commercial Code.

(C) A levying officer, as defined in Section 481.140, 511.060, or 680.260 of the Code of Civil Procedure.

(D) A receiver performing his or her functions as a receiver, if the receivership estate includes firearms.

(E) A trustee in bankruptcy performing his or her duties, if the bankruptcy estate includes firearms.

(F) An assignee for the benefit of creditors performing his or her functions as an assignee, if the assignment includes firearms.

(G) A transmutation of property between spouses pursuant to Section 850 of the Family Code.

(H) Firearms received by the family of a police officer or deputy sheriff from a local agency pursuant to Section 50081 of the Government Code.

(I) The transfer of a firearm by a law enforcement agency to the person who found the firearm where the delivery is to the person as the finder of the firearm pursuant to Article 1 (commencing with Section 2080) of Chapter 4 of Division 3 of the Civil Code.

SEC. 9. Section 12071 of the Penal Code is amended to read:

12071. (a) (1) As used in this chapter, the term “licensee,” “person licensed pursuant to Section 12071,” or “dealer” means a person who has all of the following:

(A) A valid federal firearms license.

(B) Any regulatory or business license, or licenses, required by local government.

(C) A valid seller’s permit issued by the State Board of Equalization.

(D) A certificate of eligibility issued by the Department of Justice pursuant to paragraph (4).

(E) A license issued in the format prescribed by paragraph (6).

(F) Is among those recorded in the centralized list specified in subdivision (e).

(2) The duly constituted licensing authority of a city, county, or a city and county shall accept applications for, and may grant licenses permitting, licensees to sell firearms at retail within the city, county, or city and county. The duly constituted licensing authority shall inform applicants who are denied licenses of the reasons for the denial in writing.

(3) No license shall be granted to any applicant who fails to provide a copy of his or her valid federal firearms license, valid seller’s permit issued by the State Board of Equalization, and the certificate of eligibility described in paragraph (4).

(4) A person may request a certificate of eligibility from the Department of Justice and the Department of Justice shall issue a certificate to an applicant if the department's records indicate that the applicant is not a person who is prohibited from possessing firearms.

(5) The department shall adopt regulations to administer the certificate of eligibility program and shall recover the full costs of administering the program by imposing fees assessed to applicants who apply for those certificates.

(6) A license granted by the duly constituted licensing authority of any city, county, or city and county, shall be valid for not more than one year from the date of issuance and shall be in one of the following forms:

(A) In the form prescribed by the Attorney General.

(B) A regulatory or business license that states on its face "Valid for Retail Sales of Firearms" and is endorsed by the signature of the issuing authority.

(C) A letter from the duly constituted licensing authority having primary jurisdiction for the applicant's intended business location stating that the jurisdiction does not require any form of regulatory or business license or does not otherwise restrict or regulate the sale of firearms.

(7) Local licensing authorities may assess fees to recover their full costs of processing applications for licenses.

(b) A license is subject to forfeiture for a breach of any of the following prohibitions and requirements:

(1) (A) Except as provided in subparagraphs (B) and (C), the business shall be conducted only in the buildings designated in the license.

(B) A person licensed pursuant to subdivision (a) may take possession of firearms and commence preparation of registers for the sale, delivery, or transfer of firearms at gun shows or events, as defined in Section 478.100 of Title 27 of the Code of Federal Regulations, or its successor, if the gun show or event is not conducted from any motorized or towed vehicle. A person conducting business pursuant to this subparagraph shall be entitled to conduct business as authorized herein at any gun show or event in the state without regard to the jurisdiction within this state that issued the license pursuant to subdivision (a), provided the person complies with (i) all applicable laws, including, but not limited to, the waiting period specified in subparagraph (A) of paragraph (3), and (ii) all applicable local laws, regulations, and fees, if any.

A person conducting business pursuant to this subparagraph shall publicly display his or her license issued pursuant to subdivision (a), or a facsimile thereof, at any gun show or event, as specified in this subparagraph.

(C) A person licensed pursuant to subdivision (a) may engage in the sale and transfer of firearms other than pistols, revolvers, or other

firearms capable of being concealed upon the person, at events specified in subdivision (g) of Section 12078, subject to the prohibitions and restrictions contained in that subdivision.

A person licensed pursuant to subdivision (a) also may accept delivery of firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, outside the building designated in the license, provided the firearm is being donated for the purpose of sale or transfer at an auction or similar event specified in subdivision (g) of Section 12078.

(D) The firearm may be delivered to the purchaser, transferee, or person being loaned the firearm at one of the following places:

- (i) The building designated in the license.
- (ii) The places specified in subparagraph (B) or (C).
- (iii) The place of residence of, the fixed place of business of, or on private property owned or lawfully possessed by, the purchaser, transferee, or person being loaned the firearm.

(2) The license or a copy thereof, certified by the issuing authority, shall be displayed on the premises where it can easily be seen.

(3) No firearm shall be delivered:

(A) Within 10 days of the application to purchase, or, after notice by the department pursuant to subdivision (d) of Section 12076, within 10 days of the submission to the department of any correction to the application, or within 10 days of the submission to the department of any fee required pursuant to subdivision (e) of Section 12076, whichever is later.

(B) Unless unloaded and securely wrapped or unloaded and in a locked container.

(C) Unless the purchaser, transferee, or person being loaned the firearm presents clear evidence of his or her identity and age to the dealer.

(D) Whenever the dealer is notified by the Department of Justice that the person is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code. The dealer shall make available to the person in the prohibited class a prohibited notice and transfer form, provided by the department, stating that the person is prohibited from owning or possessing a firearm, and that the person may obtain from the department the reason for the prohibition.

(4) No pistol, revolver, or other firearm or imitation thereof capable of being concealed upon the person, or placard advertising the sale or other transfer thereof, shall be displayed in any part of the premises where it can readily be seen from the outside.

(5) The licensee shall agree to and shall act properly and promptly in processing firearms transactions pursuant to Section 12082.

(6) The licensee shall comply with Sections 12073, 12076, and 12077, subdivisions (a) and (b) and paragraph (1) of subdivision (f) of Section 12072, and subdivision (a) of Section 12316.

(7) The licensee shall post conspicuously within the licensed premises the following warnings in block letters not less than one inch in height:

(A) "IF YOU KEEP A LOADED FIREARM WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE OBTAINS IT AND USES IT, RESULTING IN INJURY OR DEATH, OR CARRIES IT TO A PUBLIC PLACE, YOU MAY BE GUILTY OF A MISDEMEANOR OR A FELONY UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER OR LOCKED THE FIREARM WITH A LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY FUNCTIONING."

(B) "IF YOU KEEP A PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON, WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO THE FIREARM, AND CARRIES IT OFF-PREMISES, YOU MAY BE GUILTY OF A MISDEMEANOR, UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH A LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY FUNCTIONING."

(C) "IF YOU KEEP ANY FIREARM WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO THE FIREARM, AND CARRIES IT OFF-PREMISES TO A SCHOOL OR SCHOOL-SPONSORED EVENT, YOU MAY BE GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP TO FIVE THOUSAND DOLLARS (\$5,000), UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH A LOCKING DEVICE."

(D) "DISCHARGING FIREARMS IN POORLY VENTILATED AREAS, CLEANING FIREARMS, OR HANDLING AMMUNITION MAY RESULT IN EXPOSURE TO LEAD, A SUBSTANCE KNOWN TO CAUSE BIRTH DEFECTS, REPRODUCTIVE HARM, AND OTHER SERIOUS PHYSICAL INJURY. HAVE ADEQUATE VENTILATION AT ALL TIMES. WASH HANDS THOROUGHLY AFTER EXPOSURE."

(E) "FEDERAL REGULATIONS PROVIDE THAT IF YOU DO NOT TAKE PHYSICAL POSSESSION OF THE FIREARM THAT YOU ARE ACQUIRING OWNERSHIP OF WITHIN 30 DAYS AFTER YOU COMPLETE THE INITIAL BACKGROUND CHECK

PAPERWORK, THEN YOU HAVE TO GO THROUGH THE BACKGROUND CHECK PROCESS A SECOND TIME IN ORDER TO TAKE PHYSICAL POSSESSION OF THAT FIREARM.”

(F) “NO PERSON SHALL MAKE AN APPLICATION TO PURCHASE MORE THAN ONE PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON WITHIN ANY 30-DAY PERIOD AND NO DELIVERY SHALL BE MADE TO ANY PERSON WHO HAS MADE AN APPLICATION TO PURCHASE MORE THAN ONE PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON WITHIN ANY 30-DAY PERIOD.”

(8) (A) Commencing April 1, 1994, and until January 1, 2003, no pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered unless the purchaser, transferee, or person being loaned the firearm presents to the dealer a basic firearms safety certificate.

(B) Commencing January 1, 2003, no dealer may deliver a handgun unless the person receiving the handgun presents to the dealer a valid handgun safety certificate. The firearms dealer shall retain a photocopy of the handgun safety certificate as proof of compliance with this requirement.

(C) Commencing January 1, 2003, no handgun may be delivered unless the purchaser, transferee, or person being loaned the firearm presents documentation indicating that he or she is a California resident. Satisfactory documentation shall include a utility bill from within the last three months, a residential lease, a property deed, or military permanent duty station orders indicating assignment within this state, or other evidence of residency as permitted by the Department of Justice. The firearms dealer shall retain a photocopy of the documentation as proof of compliance with this requirement.

(D) Commencing January 1, 2003, except as authorized by the department, no firearms dealer may deliver a handgun unless the recipient performs a safe handling demonstration with that handgun. The demonstration shall commence with the handgun unloaded and locked with the firearm safety device with which it is required to be delivered, if applicable. While maintaining muzzle awareness, that is, the firearm is pointed in a safe direction, preferably down at the ground, and trigger discipline, that is, the trigger finger is outside of the trigger guard and along side of the handgun frame, at all times, the handgun recipient shall correctly and safely perform the following:

- (i) If the handgun is a semiautomatic pistol:
  - (I) Remove the magazine.

(II) Lock the slide back. If the model of firearm does not allow the slide to be locked back, pull the slide back, visually and physically check the chamber to ensure that it is clear.

(III) Visually and physically inspect the chamber, to ensure that the handgun is unloaded.

(IV) Remove the firearm safety device, if applicable. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.

(V) Load one bright orange, red, or other readily identifiable dummy round into the magazine. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

(VI) Insert the magazine into the magazine well of the firearm.

(VII) Manipulate the slide release or pull back and release the slide.

(VIII) Remove the magazine.

(IX) Visually inspect the chamber to reveal that a round can be chambered with the magazine removed.

(X) Lock the slide back to eject the bright orange, red, or other readily identifiable dummy round. If the handgun is of a model that does not allow the slide to be locked back, pull the slide back and physically check the chamber to ensure that the chamber is clear. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

(XI) Apply the safety, if applicable.

(XII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.

(ii) If the handgun is a double-action revolver:

(I) Open the cylinder.

(II) Visually and physically inspect each chamber, to ensure that the revolver is unloaded.

(III) Remove the firearm safety device. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.

(IV) While maintaining muzzle awareness and trigger discipline, load one bright orange, red, or other readily identifiable dummy round into a chamber of the cylinder and rotate the cylinder so that the round is in the next-to-fire position. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

(V) Close the cylinder.

(VI) Open the cylinder and eject the round.

(VII) Visually and physically inspect each chamber to ensure that the revolver is unloaded.

(VIII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.

(iii) If the handgun is a single-action revolver:

(I) Open the loading gate.

(II) Visually and physically inspect each chamber, to ensure that the revolver is unloaded.

(III) Remove the firearm safety device required to be sold with the handgun. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.

(IV) Load one bright orange, red, or other readily identifiable dummy round into a chamber of the cylinder, close the loading gate and rotate the cylinder so that the round is in the next-to-fire position. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

(V) Open the loading gate and unload the revolver.

(VI) Visually and physically inspect each chamber to ensure that the revolver is unloaded.

(VII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.

(E) The recipient shall receive instruction regarding how to render that handgun safe in the event of a jam.

(F) The firearms dealer shall sign and date an affidavit stating that the requirements of subparagraph (D) have been met. The firearms dealer shall additionally obtain the signature of the handgun purchaser on the same affidavit. The firearms dealer shall retain the original affidavit as proof of compliance with this requirement.

(G) The recipient shall perform the safe handling demonstration for a department certified instructor.

(H) No demonstration shall be required if the dealer is returning the handgun to the owner of the handgun.

(I) Department certified instructors who may administer the safe handling demonstration shall meet the requirements set forth in subdivision (j) of Section 12804.

(J) The persons who are exempt from the requirements of subdivision (b) of Section 12801, pursuant to Section 12807, are also exempt from performing the safe handling demonstration.

(9) Commencing July 1, 1992, the licensee shall offer to provide the purchaser or transferee of a firearm, or person being loaned a firearm, with a copy of the pamphlet described in Section 12080 and may add the cost of the pamphlet, if any, to the sales price of the firearm.

(10) The licensee shall not commit an act of collusion as defined in Section 12072.

(11) The licensee shall post conspicuously within the licensed premises a detailed list of each of the following:

(A) All charges required by governmental agencies for processing firearm transfers required by Sections 12076, 12082, and 12806.

(B) All fees that the licensee charges pursuant to Sections 12082 and 12806.

(12) The licensee shall not misstate the amount of fees charged by a governmental agency pursuant to Sections 12076, 12082, and 12806.

(13) Except as provided in subparagraphs (B) and (C) of paragraph (1) of subdivision (b), all firearms that are in the inventory of the licensee shall be kept within the licensed location. The licensee shall report the loss or theft of any firearm that is merchandise of the licensee, any firearm that the licensee takes possession of pursuant to Section 12082, or any firearm kept at the licensee's place of business within 48 hours of discovery to the appropriate law enforcement agency in the city, county, or city and county where the licensee's business premises are located.

(14) Except as provided in subparagraphs (B) and (C) of paragraph (1) of subdivision (b), any time when the licensee is not open for business, all inventory firearms shall be stored in the licensed location. All firearms shall be secured using one of the following methods as to each particular firearm:

(A) Store the firearm in a secure facility that is a part of, or that constitutes, the licensee's business premises.

(B) Secure the firearm with a hardened steel rod or cable of at least one-eighth inch in diameter through the trigger guard of the firearm. The steel rod or cable shall be secured with a hardened steel lock that has a shackle. The lock and shackle shall be protected or shielded from the use of a bolt cutter and the rod or cable shall be anchored in a manner that prevents the removal of the firearm from the premises.



(C) Store the firearm in a locked fireproof safe or vault in the licensee's business premises.

(15) The licensing authority in an unincorporated area of a county or within a city may impose security requirements that are more strict or are at a higher standard than those specified in paragraph (14).

(16) Commencing January 1, 1994, the licensee shall, upon the issuance or renewal of a license, submit a copy of the same to the Department of Justice.

(17) The licensee shall maintain and make available for inspection during business hours to any peace officer, authorized local law enforcement employee, or Department of Justice employee designated by the Attorney General, upon the presentation of proper identification, a firearms transaction record.

(18) (A) On the date of receipt, the licensee shall report to the Department of Justice in a format prescribed by the department the acquisition by the licensee of the ownership of a pistol, revolver, or other firearm capable of being concealed upon the person.

(B) The provisions of this paragraph shall not apply to any of the following transactions:

(i) A transaction subject to the provisions of subdivision (n) of Section 12078.

(ii) The dealer acquired the firearm from a wholesaler.

(iii) The dealer is also licensed as a secondhand dealer pursuant to Article 4 (commencing with Section 21625) of Chapter 9 of Division 8 of the Business and Professions Code.

(iv) The dealer acquired the firearm from a person who is licensed as a manufacturer or importer to engage in those activities pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and any regulations issued pursuant thereto.

(v) The dealer acquired the firearm from a person who resides outside this state who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and any regulations issued pursuant thereto.

(19) The licensee shall forward in a format prescribed by the Department of Justice, information as required by the department on any firearm that is not delivered within the time period set forth in Section 478.102 (c) of Title 27 of the Code of Federal Regulations.

(20) (A) Firearms dealers may require any agent who handles, sells, or delivers firearms to obtain and provide to the dealer a certificate of eligibility from the department pursuant to paragraph (4) of subdivision (a). The agent or employee shall provide on the application, the name and California firearms dealer number of the firearms dealer with whom he or she is employed.

(B) The department shall notify the firearms dealer in the event that the agent or employee who has a certificate of eligibility is or becomes prohibited from possessing firearms.

(C) If the local jurisdiction requires a background check of the agents or employees of the firearms dealer, the agent or employee shall obtain a certificate of eligibility pursuant to subparagraph (A).

(D) Nothing in this paragraph shall be construed to preclude a local jurisdiction from conducting an additional background check pursuant to Section 11105 or prohibiting employment based on criminal history that does not appear as part of obtaining a certificate of eligibility, provided however, that the local jurisdiction may not charge a fee for the additional criminal history check.

(E) The licensee shall prohibit any agent who the licensee knows or reasonably should know is within a class of persons prohibited from possessing firearms pursuant to Section 12021 or 12021.1 of this code, or Section 8100 or 8103 of the Welfare and Institutions Code, from coming into contact with any firearm that is not secured and from accessing any key, combination, code, or other means to open any of the locking devices described in clause (ii) of subparagraph (G) of this paragraph.

(F) Nothing in this paragraph shall be construed as preventing a local government from enacting an ordinance imposing additional conditions on licensees with regard to agents.

(G) For purposes of this section, the following definitions shall apply:

(i) An “agent” is an employee of the licensee.  
(ii) “Secured” means a firearm that is made inoperable in one or more of the following ways:

(I) The firearm is inoperable because it is secured by a firearms safety device listed on the department’s roster of approved firearms safety devices pursuant to subdivision (d) of Section 12088 of this chapter.

(II) The firearm is stored in a locked gun safe or long-gun safe which meets the standards for department-approved gun safes set forth in Section 12088.2.

(III) The firearm is stored in a distinct locked room or area in the building that is used to store firearms that can only be unlocked by a key, a combination, or similar means.

(IV) The firearm is secured with a hardened steel rod or cable that is at least one-eighth of an inch in diameter through the trigger guard of the firearm. The steel rod or cable shall be secured with a hardened steel lock that has a shackle. The lock and shackle shall be protected or shielded from the use of a bolt cutter and the rod or cable shall be anchored in a manner that prevents the removal of the firearm from the premises.

(c) (1) As used in this article, “clear evidence of his or her identity and age” means either of the following:

(A) A valid California driver’s license.

(B) A valid California identification card issued by the Department of Motor Vehicles.

(2) As used in this section, a “secure facility” means a building that meets all of the following specifications:

(A) All perimeter doorways shall meet one of the following:

(i) A windowless steel security door equipped with both a dead bolt and a doorknob lock.

(ii) A windowed metal door that is equipped with both a dead bolt and a doorknob lock. If the window has an opening of five inches or more measured in any direction, the window shall be covered with steel bars of at least ½-inch diameter or metal grating of at least 9 gauge affixed to the exterior or interior of the door.

(iii) A metal grate that is padlocked and affixed to the licensee’s premises independent of the door and doorframe.

(B) All windows are covered with steel bars.

(C) Heating, ventilating, air-conditioning, and service openings are secured with steel bars, metal grating, or an alarm system.

(D) Any metal grates have spaces no larger than six inches wide measured in any direction.

(E) Any metal screens have spaces no larger than three inches wide measured in any direction.

(F) All steel bars shall be no further than six inches apart.

(3) As used in this section, “licensed premises,” “licensed place of business,” “licensee’s place of business,” or “licensee’s business premises” means the building designated in the license.

(4) For purposes of paragraph (17) of subdivision (b):

(A) A “firearms transaction record” is a record containing the same information referred to in subdivision (a) of Section 478.124, Section 478.124a, and subdivision (e) of Section 478.125 of Title 27 of the Code of Federal Regulations.

(B) A licensee shall be in compliance with the provisions of paragraph (17) of subdivision (b) if he or she maintains and makes available for inspection during business hours to any peace officer, authorized local law enforcement employee, or Department of Justice employee designated by the Attorney General, upon the presentation of proper identification, the bound book containing the same information referred to in Section 478.124a and subdivision (e) of Section 478.125 of Title 27 of the Code of Federal Regulations and the records referred to in subdivision (a) of Section 478.124 of Title 27 of the Code of Federal Regulations.

(d) Upon written request from a licensee, the licensing authority may grant an exemption from compliance with the requirements of paragraph (14) of subdivision (b) if the licensee is unable to comply with those requirements because of local ordinances, covenants, lease conditions, or similar circumstances not under the control of the licensee.

(e) (1) Except as otherwise provided in this paragraph, the Department of Justice shall keep a centralized list of all persons licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a), and all persons who have submitted information pursuant to subdivision (a) of Section 12083. The department may remove from this list any person who knowingly or with gross negligence violates this article. Upon removal of a dealer from this list, notification shall be provided to local law enforcement and licensing authorities in the jurisdiction where the dealer's business is located.

(2) The department shall remove from the centralized list any person whose federal firearms license has expired or has been revoked.

(3) Information compiled from the list shall be made available, upon request, for the following purposes only:

(A) For law enforcement purposes.

(B) When the information is requested by a person licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code for determining the validity of the license for firearm shipments.

(C) When information is requested by a person promoting, sponsoring, operating, or otherwise organizing a show or event as defined in Section 478.100 of Title 27 of the Code of Federal Regulations, or its successor, who possesses a valid certificate of eligibility issued pursuant to Section 12071.1, if that information is requested by the person to determine the eligibility of a prospective participant in a gun show or event to conduct transactions as a firearms dealer pursuant to subparagraph (B) of paragraph (1) of subdivision (b).

(4) Information provided pursuant to paragraph (3) shall be limited to information necessary to corroborate an individual's current license status as being one of the following:

(A) A person licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a).

(B) A person licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and who is not subject to the requirement that he or she be licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a).

(f) The Department of Justice may inspect dealers to ensure compliance with this article. The department may assess an annual fee, not to exceed one hundred fifteen dollars (\$115), to cover the reasonable

cost of maintaining the list described in subdivision (e), including the cost of inspections. Dealers whose place of business is in a jurisdiction that has adopted an inspection program to ensure compliance with firearms law shall be exempt from that portion of the department's fee that relates to the cost of inspections. The applicant is responsible for providing evidence to the department that the jurisdiction in which the business is located has the inspection program.

(g) The Department of Justice shall maintain and make available upon request information concerning the number of inspections conducted and the amount of fees collected pursuant to subdivision (f), a listing of exempted jurisdictions, as defined in subdivision (f), the number of dealers removed from the centralized list defined in subdivision (e), and the number of dealers found to have violated this article with knowledge or gross negligence.

(h) Paragraph (14) or (15) of subdivision (b) shall not apply to a licensee organized as a nonprofit public benefit or mutual benefit corporation organized pursuant to Part 2 (commencing with Section 5110) or Part 3 (commencing with Section 7110) of Division 2 of the Corporations Code, if both of the following conditions are satisfied:

(1) The nonprofit public benefit or mutual benefit corporation obtained the dealer's license solely and exclusively to assist that corporation or local chapters of that corporation in conducting auctions or similar events at which firearms are auctioned off to fund the activities of that corporation or the local chapters of the corporation.

(2) The firearms are not pistols, revolvers, or other firearms capable of being concealed upon the person.

(i) (1) For every verification inquiry made pursuant to paragraph (1) of subdivision (f) of Section 12072, the department shall determine whether the intended recipient possesses an appropriate, valid license issued pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and, if applicable, is properly licensed pursuant to this section.

(2) If the intended recipient possesses an appropriate, valid license issued pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, and if applicable, is properly licensed pursuant to this section, the department shall immediately provide a unique verification number to the inquiring party.

(3) If the intended recipient does not possess an appropriate, valid license issued pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, or if applicable, is not properly licensed pursuant to this section, the department shall do all of the following:

(A) Immediately notify the inquiring party of that fact.

(B) Within 24 hours, notify the chief law enforcement officer of the jurisdiction where the address on the federal firearms license about which the inquiry was made is located, and notify an appropriate employee of the federal Bureau of Alcohol, Tobacco and Firearms of the denied verification.

SEC. 9.5. Section 12071 of the Penal Code is amended to read:

12071. (a) (1) As used in this chapter, the term “licensee,” “person licensed pursuant to Section 12071,” or “dealer” means a person who has all of the following:

- (A) A valid federal firearms license.
- (B) Any regulatory or business license, or licenses, required by local government.
- (C) A valid seller’s permit issued by the State Board of Equalization.
- (D) A certificate of eligibility issued by the Department of Justice pursuant to paragraph (4).
- (E) A license issued in the format prescribed by paragraph (6).
- (F) Is among those recorded in the centralized list specified in subdivision (e).

(2) The duly constituted licensing authority of a city, county, or a city and county shall accept applications for, and may grant licenses permitting, licensees to sell firearms at retail within the city, county, or city and county. The duly constituted licensing authority shall inform applicants who are denied licenses of the reasons for the denial in writing.

(3) No license shall be granted to any applicant who fails to provide a copy of his or her valid federal firearms license, valid seller’s permit issued by the State Board of Equalization, and the certificate of eligibility described in paragraph (4).

(4) A person may request a certificate of eligibility from the Department of Justice and the Department of Justice shall issue a certificate to an applicant if the department’s records indicate that the applicant is not a person who is prohibited from possessing firearms.

(5) The department shall adopt regulations to administer the certificate of eligibility program and shall recover the full costs of administering the program by imposing fees assessed to applicants who apply for those certificates.

(6) A license granted by the duly constituted licensing authority of any city, county, or city and county, shall be valid for not more than one year from the date of issuance and shall be in one of the following forms:

- (A) In the form prescribed by the Attorney General.
- (B) A regulatory or business license that states on its face “Valid for Retail Sales of Firearms” and is endorsed by the signature of the issuing authority.

(C) A letter from the duly constituted licensing authority having primary jurisdiction for the applicant's intended business location stating that the jurisdiction does not require any form of regulatory or business license or does not otherwise restrict or regulate the sale of firearms.

(7) Local licensing authorities may assess fees to recover their full costs of processing applications for licenses.

(b) A license is subject to forfeiture for a breach of any of the following prohibitions and requirements:

(1) (A) Except as provided in subparagraphs (B) and (C), the business shall be conducted only in the buildings designated in the license.

(B) A person licensed pursuant to subdivision (a) may take possession of firearms and commence preparation of registers for the sale, delivery, or transfer of firearms at gun shows or events, as defined in Section 478.100 of Title 27 of the Code of Federal Regulations, or its successor, if the gun show or event is not conducted from any motorized or towed vehicle. A person conducting business pursuant to this subparagraph shall be entitled to conduct business as authorized herein at any gun show or event in the state without regard to the jurisdiction within this state that issued the license pursuant to subdivision (a), provided the person complies with (i) all applicable laws, including, but not limited to, the waiting period specified in subparagraph (A) of paragraph (3), and (ii) all applicable local laws, regulations, and fees, if any.

A person conducting business pursuant to this subparagraph shall publicly display his or her license issued pursuant to subdivision (a), or a facsimile thereof, at any gun show or event, as specified in this subparagraph.

(C) A person licensed pursuant to subdivision (a) may engage in the sale and transfer of firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, at events specified in subdivision (g) of Section 12078, subject to the prohibitions and restrictions contained in that subdivision.

A person licensed pursuant to subdivision (a) also may accept delivery of firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, outside the building designated in the license, provided the firearm is being donated for the purpose of sale or transfer at an auction or similar event specified in subdivision (g) of Section 12078.

(D) The firearm may be delivered to the purchaser, transferee, or person being loaned the firearm at one of the following places:

(i) The building designated in the license.

(ii) The places specified in subparagraph (B) or (C).

(iii) The place of residence of, the fixed place of business of, or on private property owned or lawfully possessed by, the purchaser, transferee, or person being loaned the firearm.

(2) The license or a copy thereof, certified by the issuing authority, shall be displayed on the premises where it can easily be seen.

(3) No firearm shall be delivered:

(A) Within 10 days of the application to purchase, or, after notice by the department pursuant to subdivision (d) of Section 12076, within 10 days of the submission to the department of any correction to the application, or within 10 days of the submission to the department of any fee required pursuant to subdivision (e) of Section 12076, whichever is later.

(B) Unless unloaded and securely wrapped or unloaded and in a locked container.

(C) Unless the purchaser, transferee, or person being loaned the firearm presents clear evidence of his or her identity and age to the dealer.

(D) Whenever the dealer is notified by the Department of Justice that the person is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code. The dealer shall make available to the person in the prohibited class a prohibited notice and transfer form, provided by the department, stating that the person is prohibited from owning or possessing a firearm, and that the person may obtain from the department the reason for the prohibition.

(4) No pistol, revolver, or other firearm or imitation thereof capable of being concealed upon the person, or placard advertising the sale or other transfer thereof, shall be displayed in any part of the premises where it can readily be seen from the outside.

(5) The licensee shall agree to and shall act properly and promptly in processing firearms transactions pursuant to Section 12082.

(6) The licensee shall comply with Sections 12073, 12076, and 12077, subdivisions (a) and (b) and paragraph (1) of subdivision (f) of Section 12072, and subdivision (a) of Section 12316.

(7) The licensee shall post conspicuously within the licensed premises the following warnings in block letters not less than one inch in height:

(A) "IF YOU KEEP A LOADED FIREARM WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE OBTAINS IT AND USES IT, RESULTING IN INJURY OR DEATH, OR CARRIES IT TO A PUBLIC PLACE, YOU MAY BE GUILTY OF A MISDEMEANOR OR A FELONY UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER OR LOCKED THE FIREARM WITH A



LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY FUNCTIONING.”

(B) “IF YOU KEEP A PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON, WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO THE FIREARM, AND CARRIES IT OFF-PREMISES, YOU MAY BE GUILTY OF A MISDEMEANOR, UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH A LOCKING DEVICE, TO KEEP IT FROM TEMPORARILY FUNCTIONING.”

(C) “IF YOU KEEP ANY FIREARM WITHIN ANY PREMISES UNDER YOUR CUSTODY OR CONTROL, AND A PERSON UNDER 18 YEARS OF AGE GAINS ACCESS TO THE FIREARM, AND CARRIES IT OFF-PREMISES TO A SCHOOL OR SCHOOL-SPONSORED EVENT, YOU MAY BE GUILTY OF A MISDEMEANOR, INCLUDING A FINE OF UP TO FIVE THOUSAND DOLLARS (\$5,000), UNLESS YOU STORED THE FIREARM IN A LOCKED CONTAINER, OR LOCKED THE FIREARM WITH A LOCKING DEVICE.”

(D) “DISCHARGING FIREARMS IN POORLY VENTILATED AREAS, CLEANING FIREARMS, OR HANDLING AMMUNITION MAY RESULT IN EXPOSURE TO LEAD, A SUBSTANCE KNOWN TO CAUSE BIRTH DEFECTS, REPRODUCTIVE HARM, AND OTHER SERIOUS PHYSICAL INJURY. HAVE ADEQUATE VENTILATION AT ALL TIMES. WASH HANDS THOROUGHLY AFTER EXPOSURE.”

(E) “FEDERAL REGULATIONS PROVIDE THAT IF YOU DO NOT TAKE PHYSICAL POSSESSION OF THE FIREARM THAT YOU ARE ACQUIRING OWNERSHIP OF WITHIN 30 DAYS AFTER YOU COMPLETE THE INITIAL BACKGROUND CHECK PAPERWORK, THEN YOU HAVE TO GO THROUGH THE BACKGROUND CHECK PROCESS A SECOND TIME IN ORDER TO TAKE PHYSICAL POSSESSION OF THAT FIREARM.”

(F) “NO PERSON SHALL MAKE AN APPLICATION TO PURCHASE MORE THAN ONE PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON WITHIN ANY 30-DAY PERIOD AND NO DELIVERY SHALL BE MADE TO ANY PERSON WHO HAS MADE AN APPLICATION TO PURCHASE MORE THAN ONE PISTOL, REVOLVER, OR OTHER FIREARM CAPABLE OF BEING CONCEALED UPON THE PERSON WITHIN ANY 30-DAY PERIOD.”

(8) (A) Commencing April 1, 1994, and until January 1, 2003, no pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered unless the purchaser, transferee, or person being loaned the firearm presents to the dealer a basic firearms safety certificate.

(B) Commencing January 1, 2003, no dealer may deliver a handgun unless the person receiving the handgun presents to the dealer a valid handgun safety certificate. The firearms dealer shall retain a photocopy of the handgun safety certificate as proof of compliance with this requirement.

(C) Commencing January 1, 2003, no handgun may be delivered unless the purchaser, transferee, or person being loaned the firearm presents documentation indicating that he or she is a California resident. Satisfactory documentation shall include a utility bill from within the last three months, a residential lease, a property deed, or military permanent duty station orders indicating assignment within this state, or other evidence of residency as permitted by the Department of Justice. The firearms dealer shall retain a photocopy of the documentation as proof of compliance with this requirement.

(D) Commencing January 1, 2003, except as authorized by the department, no firearms dealer may deliver a handgun unless the recipient performs a safe handling demonstration with that handgun. The demonstration shall commence with the handgun unloaded and locked with the firearm safety device with which it is required to be delivered, if applicable. While maintaining muzzle awareness, that is, the firearm is pointed in a safe direction, preferably down at the ground, and trigger discipline, that is, the trigger finger is outside of the trigger guard and along side of the handgun frame, at all times, the handgun recipient shall correctly and safely perform the following:

(i) If the handgun is a semiautomatic pistol:

(I) Remove the magazine.

(II) Lock the slide back. If the model of firearm does not allow the slide to be locked back, pull the slide back, visually and physically check the chamber to ensure that it is clear.

(III) Visually and physically inspect the chamber, to ensure that the handgun is unloaded.

(IV) Remove the firearm safety device, if applicable. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.

(V) Load one bright orange, red, or other readily identifiable dummy round into the magazine. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

- (VI) Insert the magazine into the magazine well of the firearm.
- (VII) Manipulate the slide release or pull back and release the slide.
- (VIII) Remove the magazine.
- (IX) Visually inspect the chamber to reveal that a round can be chambered with the magazine removed.
- (X) Lock the slide back to eject the bright orange, red, or other readily identifiable dummy round. If the handgun is of a model that does not allow the slide to be locked back, pull the slide back and physically check the chamber to ensure that the chamber is clear. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.
- (XI) Apply the safety, if applicable.
- (XII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.
  - (ii) If the handgun is a double-action revolver:
    - (I) Open the cylinder.
    - (II) Visually and physically inspect each chamber, to ensure that the revolver is unloaded.
  - (III) Remove the firearm safety device. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.
  - (IV) While maintaining muzzle awareness and trigger discipline, load one bright orange, red, or other readily identifiable dummy round into a chamber of the cylinder and rotate the cylinder so that the round is in the next-to-fire position. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.
    - (V) Close the cylinder.
    - (VI) Open the cylinder and eject the round.
    - (VII) Visually and physically inspect each chamber to ensure that the revolver is unloaded.
    - (VIII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.
      - (iii) If the handgun is a single-action revolver:
        - (I) Open the loading gate.

(II) Visually and physically inspect each chamber, to ensure that the revolver is unloaded.

(III) Remove the firearm safety device required to be sold with the handgun. If the firearm safety device prevents any of the previous steps, remove the firearm safety device during the appropriate step.

(IV) Load one bright orange, red, or other readily identifiable dummy round into a chamber of the cylinder, close the loading gate and rotate the cylinder so that the round is in the next-to-fire position. If no readily identifiable dummy round is available, an empty cartridge casing with an empty primer pocket may be used.

(V) Open the loading gate and unload the revolver.

(VI) Visually and physically inspect each chamber to ensure that the revolver is unloaded.

(VII) Apply the firearm safety device, if applicable. This requirement shall not apply to an Olympic competition pistol if no firearms safety device, other than a cable lock that the department has determined would damage the barrel of the pistol, has been approved for the pistol, and the pistol is either listed in paragraph (2) of subdivision (h) of Section 12132 or is subject to paragraph (3) of subdivision (h) of Section 12132.

(E) The recipient shall receive instruction regarding how to render that handgun safe in the event of a jam.

(F) The firearms dealer shall sign and date an affidavit stating that the requirements of subparagraph (D) have been met. The firearms dealer shall additionally obtain the signature of the handgun purchaser on the same affidavit. The firearms dealer shall retain the original affidavit as proof of compliance with this requirement.

(G) The recipient shall perform the safe handling demonstration for a department certified instructor.

(H) No demonstration shall be required if the dealer is returning the handgun to the owner of the handgun.

(I) Department certified instructors who may administer the safe handling demonstration shall meet the requirements set forth in subdivision (j) of Section 12804.

(J) The persons who are exempt from the requirements of subdivision (b) of Section 12801, pursuant to Section 12807, are also exempt from performing the safe handling demonstration.

(9) Commencing July 1, 1992, the licensee shall offer to provide the purchaser or transferee of a firearm, or person being loaned a firearm, with a copy of the pamphlet described in Section 12080 and may add the cost of the pamphlet, if any, to the sales price of the firearm.

(10) The licensee shall not commit an act of collusion as defined in Section 12072.

(11) The licensee shall post conspicuously within the licensed premises a detailed list of each of the following:

(A) All charges required by governmental agencies for processing firearm transfers required by Sections 12076, 12082, and 12806.

(B) All fees that the licensee charges pursuant to Sections 12082 and 12806.

(12) The licensee shall not misstate the amount of fees charged by a governmental agency pursuant to Sections 12076, 12082, and 12806.

(13) Except as provided in subparagraphs (B) and (C) of paragraph (1) of subdivision (b), all firearms that are in the inventory of the licensee shall be kept within the licensed location. The licensee shall report the loss or theft of any firearm that is merchandise of the licensee, any firearm that the licensee takes possession of pursuant to Section 12082, or any firearm kept at the licensee's place of business within 48 hours of discovery to the appropriate law enforcement agency in the city, county, or city and county where the licensee's business premises are located.

(14) Except as provided in subparagraphs (B) and (C) of paragraph (1) of subdivision (b), any time when the licensee is not open for business, inventory all firearms shall be stored in the licensed location. All firearms shall be secured using one of the following methods as to each particular firearm:

(A) Store the firearm in a secure facility that is a part of, or that constitutes, the licensee's business premises.

(B) Secure the firearm with a hardened steel rod or cable of at least one-eighth inch in diameter through the trigger guard of the firearm. The steel rod or cable shall be secured with a hardened steel lock that has a shackle. The lock and shackle shall be protected or shielded from the use of a bolt cutter and the rod or cable shall be anchored in a manner that prevents the removal of the firearm from the premises.

(C) Store the firearm in a locked fireproof safe or vault in the licensee's business premises.

(15) The licensing authority in an unincorporated area of a county or within a city may impose security requirements that are more strict or are at a higher standard than those specified in paragraph (14).

(16) Commencing January 1, 1994, the licensee shall, upon the issuance or renewal of a license, submit a copy of the same to the Department of Justice.

(17) The licensee shall maintain and make available for inspection during business hours to any peace officer, authorized local law enforcement employee, or Department of Justice employee designated by the Attorney General, upon the presentation of proper identification, a firearms transaction record.

(18) (A) On the date of receipt, the licensee shall report to the Department of Justice in a format prescribed by the department the acquisition by the licensee of the ownership of a pistol, revolver, or other firearm capable of being concealed upon the person.

(B) The provisions of this paragraph shall not apply to any of the following transactions:

(i) A transaction subject to the provisions of subdivision (n) of Section 12078.

(ii) The dealer acquired the firearm from a wholesaler.

(iii) The dealer is also licensed as a secondhand dealer pursuant to Article 4 (commencing with Section 21625) of Chapter 9 of Division 8 of the Business and Professions Code.

(iv) The dealer acquired the firearm from a person who is licensed as a manufacturer or importer to engage in those activities pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and any regulations issued pursuant thereto.

(v) The dealer acquired the firearm from a person who resides outside this state who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and any regulations issued pursuant thereto.

(19) The licensee shall forward in a format prescribed by the Department of Justice, information as required by the department on any firearm that is not delivered within the time period set forth in Section 478.102 (c) of Title 27 of the Code of Federal Regulations.

(20) (A) Firearms dealers may require any agent who handles, sells, or delivers firearms to obtain and provide to the dealer a certificate of eligibility from the department pursuant to paragraph (4) of subdivision (a). The agent or employee shall provide on the application, the name and California firearms dealer number of the firearms dealer with whom he or she is employed.

(B) The department shall notify the firearms dealer in the event that the agent or employee who has a certificate of eligibility is or becomes prohibited from possessing firearms.

(C) If the local jurisdiction requires a background check of the agents or employees of the firearms dealer, the agent or employee shall obtain a certificate of eligibility pursuant to subparagraph (A).

(D) Nothing in this paragraph shall be construed to preclude a local jurisdiction from conducting an additional background check pursuant to Section 11105 or prohibiting employment based on criminal history that does not appear as part of obtaining a certificate of eligibility, provided however, that the local jurisdiction may not charge a fee for the additional criminal history check.

(E) The licensee shall prohibit any agent who the licensee knows or reasonably should know is within a class of persons prohibited from possessing firearms pursuant to Section 12021 or 12021.1 of this code, or Section 8100 or 8103 of the Welfare and Institutions Code, from coming into contact with any firearm that is not secured and from accessing any key, combination, code, or other means to open any of the locking devices described in clause (ii) of subparagraph (G) of this paragraph.

(F) Nothing in this paragraph shall be construed as preventing a local government from enacting an ordinance imposing additional conditions on licensees with regard to agents.

(G) For purposes of this section, the following definitions shall apply:

(i) An “agent” is an employee of the licensee.

(ii) “Secured” means a firearm that is made inoperable in one or more of the following ways:

(I) The firearm is inoperable because it is secured by a firearms safety device listed on the department’s roster of approved firearms safety devices pursuant to subdivision (d) of Section 12088 of this chapter.

(II) The firearm is stored in a locked gun safe or long-gun safe which meets the standards for department-approved gun safes set forth in Section 12088.2.

(III) The firearm is stored in a distinct locked room or area in the building that is used to store firearms that can only be unlocked by a key, a combination, or similar means.

(IV) The firearm is secured with a hardened steel rod or cable that is at least one-eighth of an inch in diameter through the trigger guard of the firearm. The steel rod or cable shall be secured with a hardened steel lock that has a shackle. The lock and shackle shall be protected or shielded from the use of a bolt cutter and the rod or cable shall be anchored in a manner that prevents the removal of the firearm from the premises.

(c) (1) As used in this article, “clear evidence of his or her identity and age” means either of the following:

(A) A valid California driver’s license.

(B) A valid California identification card issued by the Department of Motor Vehicles.

(2) As used in this section, a “secure facility” means a building that meets all of the following specifications:

(A) All perimeter doorways shall meet one of the following:

(i) A windowless steel security door equipped with both a dead bolt and a doorknob lock.

(ii) A windowed metal door that is equipped with both a dead bolt and a doorknob lock. If the window has an opening of five inches or

more measured in any direction, the window shall be covered with steel bars of at least ½-inch diameter or metal grating of at least 9 gauge affixed to the exterior or interior of the door.

(iii) A metal grate that is padlocked and affixed to the licensee's premises independent of the door and doorframe.

(B) All windows are covered with steel bars.

(C) Heating, ventilating, air-conditioning, and service openings are secured with steel bars, metal grating, or an alarm system.

(D) Any metal grates have spaces no larger than six inches wide measured in any direction.

(E) Any metal screens have spaces no larger than three inches wide measured in any direction.

(F) All steel bars shall be no further than six inches apart.

(3) As used in this section, "licensed premises," "licensed place of business," "licensee's place of business," or "licensee's business premises" means the building designated in the license.

(4) For purposes of paragraph (17) of subdivision (b):

(A) A "firearms transaction record" is a record containing the same information referred to in subdivision (a) of Section 478.124, Section 478.124a, and subdivision (e) of Section 478.125 of Title 27 of the Code of Federal Regulations.

(B) A licensee shall be in compliance with the provisions of paragraph (17) of subdivision (b) if he or she maintains and makes available for inspection during business hours to any peace officer, authorized local law enforcement employee, or Department of Justice employee designated by the Attorney General, upon the presentation of proper identification, the bound book containing the same information referred to in Section 478.124a and subdivision (e) of Section 478.125 of Title 27 of the Code of Federal Regulations and the records referred to in subdivision (a) of Section 478.124 of Title 27 of the Code of Federal Regulations.

(d) Upon written request from a licensee, the licensing authority may grant an exemption from compliance with the requirements of paragraph (14) of subdivision (b) if the licensee is unable to comply with those requirements because of local ordinances, covenants, lease conditions, or similar circumstances not under the control of the licensee.

(e) (1) Except as otherwise provided in this paragraph, the Department of Justice shall keep a centralized list of all persons licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a). The department may remove from this list any person who knowingly or with gross negligence violates this article. Upon removal of a dealer from this list, notification shall be provided to local law enforcement



and licensing authorities in the jurisdiction where the dealer's business is located.

(2) The department shall remove from the centralized list any person whose federal firearms license has expired or has been revoked.

(3) Information compiled from the list shall be made available, upon request, for the following purposes only:

(A) For law enforcement purposes.

(B) When the information is requested by a person licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code for determining the validity of the license for firearm shipments.

(C) When information is requested by a person promoting, sponsoring, operating, or otherwise organizing a show or event as defined in Section 478.100 of Title 27 of the Code of Federal Regulations, or its successor, who possesses a valid certificate of eligibility issued pursuant to Section 12071.1, if that information is requested by the person to determine the eligibility of a prospective participant in a gun show or event to conduct transactions as a firearms dealer pursuant to subparagraph (B) of paragraph (1) of subdivision (b).

(4) Information provided pursuant to paragraph (3) shall be limited to information necessary to corroborate an individual's current license status as being one of the following:

(A) A person licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a).

(B) A person licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and who is not subject to the requirement that he or she be licensed pursuant to subparagraphs (A) to (E), inclusive, of paragraph (1) of subdivision (a).

(f) The Department of Justice may inspect dealers to ensure compliance with this article. The department may assess an annual fee, not to exceed one hundred fifteen dollars (\$115), to cover the reasonable cost of maintaining the list described in subdivision (e), including the cost of inspections. Dealers whose place of business is in a jurisdiction that has adopted an inspection program to ensure compliance with firearms law shall be exempt from that portion of the department's fee that relates to the cost of inspections. The applicant is responsible for providing evidence to the department that the jurisdiction in which the business is located has the inspection program.

(g) The Department of Justice shall maintain and make available upon request information concerning the number of inspections conducted and the amount of fees collected pursuant to subdivision (f), a listing of exempted jurisdictions, as defined in subdivision (f), the number of dealers removed from the centralized list defined in subdivision (e), and

the number of dealers found to have violated this article with knowledge or gross negligence.

(h) Paragraph (14) or (15) of subdivision (b) shall not apply to a licensee organized as a nonprofit public benefit or mutual benefit corporation organized pursuant to Part 2 (commencing with Section 5110) or Part 3 (commencing with Section 7110) of Division 2 of the Corporations Code, if both of the following conditions are satisfied:

(1) The nonprofit public benefit or mutual benefit corporation obtained the dealer's license solely and exclusively to assist that corporation or local chapters of that corporation in conducting auctions or similar events at which firearms are auctioned off to fund the activities of that corporation or the local chapters of the corporation.

(2) The firearms are not pistols, revolvers, or other firearms capable of being concealed upon the person.

SEC. 10. Section 12072 of the Penal Code is amended to read:

12072. (a) (1) No person, corporation, or firm shall knowingly supply, deliver, sell, or give possession or control of a firearm to any person within any of the classes prohibited by Section 12021 or 12021.1.

(2) No person, corporation, or dealer shall sell, supply, deliver, or give possession or control of a firearm to any person whom he or she has cause to believe to be within any of the classes prohibited by Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(3) (A) No person, corporation, or firm shall sell, loan, or transfer a firearm to a minor, nor sell a handgun to an individual under 21 years of age.

(B) Subparagraph (A) shall not apply to or affect those circumstances set forth in subdivision (p) of Section 12078.

(4) No person, corporation, or dealer shall sell, loan, or transfer a firearm to any person whom he or she knows or has cause to believe is not the actual purchaser or transferee of the firearm, or to any person who is not the person actually being loaned the firearm, if the person, corporation, or dealer has either of the following:

(A) Knowledge that the firearm is to be subsequently loaned, sold, or transferred to avoid the provisions of subdivision (c) or (d).

(B) Knowledge that the firearm is to be subsequently loaned, sold, or transferred to avoid the requirements of any exemption to the provisions of subdivision (c) or (d).

(5) No person, corporation, or dealer shall acquire a firearm for the purpose of selling, transferring, or loaning the firearm, if the person, corporation, or dealer has either of the following:

(A) In the case of a dealer, intent to violate subdivision (b) or (c).

(B) In any other case, intent to avoid either of the following:

- (i) The provisions of subdivision (d).
- (ii) The requirements of any exemption to the provisions of subdivision (d).
- (6) The dealer shall comply with the provisions of paragraph (18) of subdivision (b) of Section 12071.
- (7) The dealer shall comply with the provisions of paragraph (19) of subdivision (b) of Section 12071.
- (8) No person shall sell or otherwise transfer his or her ownership in a pistol, revolver, or other firearm capable of being concealed upon the person unless the firearm bears either:
  - (A) The name of the manufacturer, the manufacturer's make or model, and a manufacturer's serial number assigned to that firearm.
  - (B) The identification number or mark assigned to the firearm by the Department of Justice pursuant to Section 12092.
- (9) (A) No person shall make an application to purchase more than one pistol, revolver, or other firearm capable of being concealed upon the person within any 30-day period.
  - (B) Subparagraph (A) shall not apply to any of the following:
    - (i) Any law enforcement agency.
    - (ii) Any agency duly authorized to perform law enforcement duties.
    - (iii) Any state or local correctional facility.
    - (iv) Any private security company licensed to do business in California.
    - (v) Any person who is properly identified as a full-time paid peace officer, as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2, and who is authorized to, and does carry a firearm during the course and scope of his or her employment as a peace officer.
    - (vi) Any motion picture, television, or video production company or entertainment or theatrical company whose production by its nature involves the use of a firearm.
    - (vii) Any person who may, pursuant to Section 12078, claim an exemption from the waiting period set forth in subdivision (c) of this section.
    - (viii) Any transaction conducted through a licensed firearms dealer pursuant to Section 12082.
    - (ix) Any person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto and who has a current certificate of eligibility issued to him or her by the Department of Justice pursuant to Section 12071.
    - (x) The exchange of a pistol, revolver, or other firearm capable of being concealed upon the person where the dealer purchased that firearm

from the person seeking the exchange within the 30-day period immediately preceding the date of exchange or replacement.

(xi) The replacement of a pistol, revolver, or other firearm capable of being concealed upon the person when the person's pistol, revolver, or other firearm capable of being concealed upon the person was lost or stolen, and the person reported that firearm lost or stolen prior to the completion of the application to purchase to any local law enforcement agency of the city, county, or city and county in which he or she resides.

(xii) The return of any pistol, revolver, or other firearm capable of being concealed upon the person to its owner.

(b) No person licensed under Section 12071 shall supply, sell, deliver, or give possession or control of a pistol, revolver, or firearm capable of being concealed upon the person to any person under the age of 21 years or any other firearm to a person under the age of 18 years.

(c) No dealer, whether or not acting pursuant to Section 12082, shall deliver a firearm to a person, as follows:

(1) Within 10 days of the application to purchase, or, after notice by the department pursuant to subdivision (d) of Section 12076, within 10 days of the submission to the department of any correction to the application, or within 10 days of the submission to the department of any fee required pursuant to subdivision (e) of Section 12076, whichever is later.

(2) Unless unloaded and securely wrapped or unloaded and in a locked container.

(3) Unless the purchaser, transferee, or person being loaned the firearm presents clear evidence of his or her identity and age, as defined in Section 12071, to the dealer.

(4) Whenever the dealer is notified by the Department of Justice that the person is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(5) (A) Commencing April 1, 1994, and until January 1, 2003, no pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered unless the purchaser, transferee, or person being loaned the firearm presents to the dealer a basic firearms safety certificate.

(B) Commencing January 1, 2003, no handgun shall be delivered unless the purchaser, transferee, or person being loaned the handgun presents a handgun safety certificate to the dealer.

(6) No pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered whenever the dealer is notified by the Department of Justice that within the preceding 30-day period the purchaser has made another application to purchase a pistol, revolver,

or other firearm capable of being concealed upon the person and that the previous application to purchase involved none of the entities specified in subparagraph (B) of paragraph (9) of subdivision (a).

(d) Where neither party to the transaction holds a dealer's license issued pursuant to Section 12071, the parties to the transaction shall complete the sale, loan, or transfer of that firearm through a licensed firearms dealer pursuant to Section 12082.

(e) No person may commit an act of collusion relating to Article 8 (commencing with Section 12800) of Chapter 6. For purposes of this section and Section 12071, collusion may be proven by any one of the following factors:

(1) Answering a test applicant's questions during an objective test relating to firearms safety.

(2) Knowingly grading the examination falsely.

(3) Providing an advance copy of the test to an applicant.

(4) Taking or allowing another person to take the basic firearms safety course for one who is the applicant for a basic firearms safety certificate or a handgun safety certificate.

(5) Allowing another to take the objective test for the applicant, purchaser, or transferee.

(6) Using or allowing another to use one's identification, proof of residency, or thumbprint.

(7) Allowing others to give unauthorized assistance during the examination.

(8) Reference to unauthorized materials during the examination and cheating by the applicant.

(9) Providing originals or photocopies of the objective test, or any version thereof, to any person other than as authorized by the department.

(f) (1) No person who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code shall deliver, sell, or transfer a firearm to a person who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and whose licensed premises are located in this state unless:

(A) Prior to January 1, 2005, the intended recipient does one of the following:

(i) Presents proof of licensure pursuant to Section 12071 to that person.

(ii) Presents proof that he or she is exempt from licensure under Section 12071 to that person, in which case the person also shall present proof that the transaction is also exempt from the provisions of subdivision (d).

(B) Commencing January 1, 2005, one of the following is satisfied:

(i) The person intending to deliver, sell, or transfer the firearms obtains from the department, prior to delivery, a unique verification number pursuant to Section 12071. The person intending to deliver, sell, or transfer firearms shall provide the unique verification number to the recipient along with the firearms upon delivery, in a manner to be determined by the department.

(ii) The intended recipient presents proof that he or she is exempt from licensure under Section 12071 to that person, in which case the person also shall present proof that the transaction is also exempt from the provisions of subdivision (d).

(2) (A) On or after January 1, 1998, within 60 days of bringing a pistol, revolver, or other firearm capable of being concealed upon the person into this state, a personal handgun importer shall do one of the following:

(i) Forward by prepaid mail or deliver in person to the Department of Justice, a report prescribed by the department including information concerning that individual and a description of the firearm in question.

(ii) Sell or transfer the firearm in accordance with the provisions of subdivision (d) or in accordance with the provisions of an exemption from subdivision (d).

(iii) Sell or transfer the firearm to a dealer licensed pursuant to Section 12071.

(iv) Sell or transfer the firearm to a sheriff or police department.

(B) If the personal handgun importer sells or transfers the pistol, revolver, or other firearm capable of being concealed upon the person pursuant to subdivision (d) of Section 12072 and the sale or transfer cannot be completed by the dealer to the purchaser or transferee, and the firearm can be returned to the personal handgun importer, the personal handgun importer shall have complied with the provisions of this paragraph.

(C) The provisions of this paragraph are cumulative and shall not be construed as restricting the application of any other law. However, an act or omission punishable in different ways by this section and different provisions of the Penal Code shall not be punished under more than one provision.

(D) (i) On and after January 1, 1998, the department shall conduct a public education and notification program regarding this paragraph to ensure a high degree of publicity of the provisions of this paragraph.

(ii) As part of the public education and notification program described in this subparagraph, the department shall do all of the following:

(I) Work in conjunction with the Department of Motor Vehicles to ensure that any person who is subject to this paragraph is advised of the provisions of this paragraph, and provided with blank copies of the report

described in clause (i) of subparagraph (A) at the time that person applies for a California driver's license or registers his or her motor vehicle in accordance with the Vehicle Code.

(II) Make the reports referred to in clause (i) of subparagraph (A) available to dealers licensed pursuant to Section 12071.

(III) Make the reports referred to in clause (i) of subparagraph (A) available to law enforcement agencies.

(IV) Make persons subject to the provisions of this paragraph aware of the fact that reports referred to in clause (i) of subparagraph (A) may be completed at either the licensed premises of dealers licensed pursuant to Section 12071 or at law enforcement agencies, that it is advisable to do so for the sake of accuracy and completeness of the reports, that prior to transporting a pistol, revolver, or other firearm capable of being concealed upon the person to a law enforcement agency in order to comply with subparagraph (A), the person should give prior notice to the law enforcement agency that he or she is doing so, and that in any event, the pistol, revolver, or other firearm capable of being concealed upon the person should be transported unloaded and in a locked container.

(iii) Any costs incurred by the department to implement this paragraph shall be absorbed by the department within its existing budget and the fees in the Dealers' Record of Sale Special Account allocated for implementation of this subparagraph pursuant to Section 12076.

(3) Where a person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, whose licensed premises are within this state, acquires a pistol, revolver, or other firearm capable of being concealed upon the person that is a curio or relic, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, outside of this state, takes actual possession of that firearm outside of this state pursuant to the provisions of subsection (j) of Section 923 of Title 18 of the United States Code, as amended by Public Law 104-208, and transports that firearm into this state, within five days of that licensed collector transporting that firearm into this state, he or she shall report to the department in a format prescribed by the department his or her acquisition of that firearm.

(4) (A) It is the intent of the Legislature that a violation of paragraph (2) or (3) shall not constitute a "continuing offense" and the statute of limitations for commencing a prosecution for a violation of paragraph (2) or (3) commences on the date that the applicable grace period specified in paragraph (2) or (3) expires.

(B) Paragraphs (2) and (3) shall not apply to a person who reports his or her ownership of a pistol, revolver, or other firearm capable of being concealed upon the person after the applicable grace period specified in

paragraph (2) or (3) expires if evidence of that violation arises only as the result of the person submitting the report described in paragraph (2) or (3).

(g) (1) Except as provided in paragraph (2), (3), or (5), a violation of this section is a misdemeanor.

(2) If any of the following circumstances apply, a violation of this section is punishable by imprisonment in the state prison for two, three, or four years.

(A) If the violation is of paragraph (1) of subdivision (a).

(B) If the defendant has a prior conviction of violating the provisions, other than paragraph (9) of subdivision (a), of this section or former Section 12100 of this code or Section 8101 of the Welfare and Institutions Code.

(C) If the defendant has a prior conviction of violating any offense specified in subdivision (b) of Section 12021.1 or of a violation of Section 12020, 12220, or 12520, or of former Section 12560.

(D) If the defendant is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(E) A violation of this section by a person who actively participates in a "criminal street gang" as defined in Section 186.22.

(F) A violation of subdivision (b) involving the delivery of any firearm to a person who the dealer knows, or should know, is a minor.

(3) If any of the following circumstances apply, a violation of this section shall be punished by imprisonment in a county jail not exceeding one year or in the state prison, or by a fine not to exceed one thousand dollars (\$1,000), or by both that fine and imprisonment.

(A) A violation of paragraph (2), (4), or (5) of subdivision (a).

(B) A violation of paragraph (3) of subdivision (a) involving the sale, loan, or transfer of a pistol, revolver, or other firearm capable of being concealed upon the person to a minor.

(C) A violation of subdivision (b) involving the delivery of a pistol, revolver, or other firearm capable of being concealed upon the person.

(D) A violation of paragraph (1), (3), (4), (5), or (6) of subdivision (c) involving a pistol, revolver, or other firearm capable of being concealed upon the person.

(E) A violation of subdivision (d) involving a pistol, revolver, or other firearm capable of being concealed upon the person.

(F) A violation of subdivision (e).

(4) If both of the following circumstances apply, an additional term of imprisonment in the state prison for one, two, or three years shall be imposed in addition and consecutive to the sentence prescribed.

(A) A violation of paragraph (2) of subdivision (a) or subdivision (b).



(B) The firearm transferred in violation of paragraph (2) of subdivision (a) or subdivision (b) is used in the subsequent commission of a felony for which a conviction is obtained and the prescribed sentence is imposed.

(5) (A) A first violation of paragraph (9) of subdivision (a) is an infraction punishable by a fine of fifty dollars (\$50).

(B) A second violation of paragraph (9) of subdivision (a) is an infraction punishable by a fine of one hundred dollars (\$100).

(C) A third or subsequent violation of paragraph (9) of subdivision (a) is a misdemeanor.

(D) For purposes of this paragraph each application to purchase a pistol, revolver, or other firearm capable of being concealed upon the person in violation of paragraph (9) of subdivision (a) shall be deemed a separate offense.

SEC. 10.5. Section 12072 of the Penal Code is amended to read:

12072. (a) (1) No person, corporation, or firm shall knowingly supply, deliver, sell, or give possession or control of a firearm to any person within any of the classes prohibited by Section 12021 or 12021.1.

(2) No person, corporation, or dealer shall sell, supply, deliver, or give possession or control of a firearm to any person whom he or she has cause to believe to be within any of the classes prohibited by Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(3) (A) No person, corporation, or firm shall sell, loan, or transfer a firearm to a minor, nor sell a handgun to an individual under 21 years of age.

(B) Subparagraph (A) shall not apply to or affect those circumstances set forth in subdivision (p) of Section 12078.

(4) No person, corporation, or dealer shall sell, loan, or transfer a firearm to any person whom he or she knows or has cause to believe is not the actual purchaser or transferee of the firearm, or to any person who is not the person actually being loaned the firearm, if the person, corporation, or dealer has either of the following:

(A) Knowledge that the firearm is to be subsequently loaned, sold, or transferred to avoid the provisions of subdivision (c) or (d).

(B) Knowledge that the firearm is to be subsequently loaned, sold, or transferred to avoid the requirements of any exemption to the provisions of subdivision (c) or (d).

(5) No person, corporation, or dealer shall acquire a firearm for the purpose of selling, transferring, or loaning the firearm, if the person, corporation, or dealer has either of the following:

(A) In the case of a dealer, intent to violate subdivision (b) or (c).

(B) In any other case, intent to avoid either of the following:

(i) The provisions of subdivision (d).

(ii) The requirements of any exemption to the provisions of subdivision (d).

(6) The dealer shall comply with the provisions of paragraph (18) of subdivision (b) of Section 12071.

(7) The dealer shall comply with the provisions of paragraph (19) of subdivision (b) of Section 12071.

(8) No person shall sell or otherwise transfer his or her ownership in a pistol, revolver, or other firearm capable of being concealed upon the person unless the firearm bears either:

(A) The name of the manufacturer, the manufacturer's make or model, and a manufacturer's serial number assigned to that firearm.

(B) The identification number or mark assigned to the firearm by the Department of Justice pursuant to Section 12092.

(9) (A) No person shall make an application to purchase more than one pistol, revolver, or other firearm capable of being concealed upon the person within any 30-day period.

(B) Subparagraph (A) shall not apply to any of the following:

(i) Any law enforcement agency.

(ii) Any agency duly authorized to perform law enforcement duties.

(iii) Any state or local correctional facility.

(iv) Any private security company licensed to do business in California.

(v) Any person who is properly identified as a full-time paid peace officer, as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2, and who is authorized to, and does carry a firearm during the course and scope of his or her employment as a peace officer.

(vi) Any motion picture, television, or video production company or entertainment or theatrical company whose production by its nature involves the use of a firearm.

(vii) Any person who may, pursuant to Section 12078, claim an exemption from the waiting period set forth in subdivision (c) of this section.

(viii) Any transaction conducted through a licensed firearms dealer pursuant to Section 12082.

(ix)

Any person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto and who has a current certificate of eligibility issued to him or her by the Department of Justice pursuant to Section 12071.

(x) The exchange of a pistol, revolver, or other firearm capable of being concealed upon the person where the dealer purchased that firearm

from the person seeking the exchange within the 30-day period immediately preceding the date of exchange or replacement.

(xi) The replacement of a pistol, revolver, or other firearm capable of being concealed upon the person when the person's pistol, revolver, or other firearm capable of being concealed upon the person was lost or stolen, and the person reported that firearm lost or stolen prior to the completion of the application to purchase to any local law enforcement agency of the city, county, or city and county in which he or she resides.

(xii) The return of any pistol, revolver, or other firearm capable of being concealed upon the person to its owner.

(b) No person licensed under Section 12071 shall supply, sell, deliver, or give possession or control of a pistol, revolver, or firearm capable of being concealed upon the person to any person under the age of 21 years or any other firearm to a person under the age of 18 years.

(c) No dealer, whether or not acting pursuant to Section 12082, shall deliver a firearm to a person, as follows:

(1) Within 10 days of the application to purchase, or, after notice by the department pursuant to subdivision (d) of Section 12076, within 10 days of the submission to the department of any correction to the application, or within 10 days of the submission to the department of any fee required pursuant to subdivision (e) of Section 12076, whichever is later.

(2) Unless unloaded and securely wrapped or unloaded and in a locked container.

(3) Unless the purchaser, transferee, or person being loaned the firearm presents clear evidence of his or her identity and age, as defined in Section 12071, to the dealer.

(4) Whenever the dealer is notified by the Department of Justice that the person is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(5) (A) Commencing April 1, 1994, and until January 1, 2003, no pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered unless the purchaser, transferee, or person being loaned the firearm presents to the dealer a basic firearms safety certificate.

(B) Commencing January 1, 2003, no handgun shall be delivered unless the purchaser, transferee, or person being loaned the handgun presents a handgun safety certificate to the dealer.

(6) No pistol, revolver, or other firearm capable of being concealed upon the person shall be delivered whenever the dealer is notified by the Department of Justice that within the preceding 30-day period the purchaser has made another application to purchase a pistol, revolver,

or other firearm capable of being concealed upon the person and that the previous application to purchase involved none of the entities specified in subparagraph (B) of paragraph (9) of subdivision (a).

(d) Where neither party to the transaction holds a dealer's license issued pursuant to Section 12071, the parties to the transaction shall complete the sale, loan, or transfer of that firearm through a licensed firearms dealer pursuant to Section 12082.

(e) No person may commit an act of collusion relating to Article 8 (commencing with Section 12800) of Chapter 6. For purposes of this section and Section 12071, collusion may be proven by any one of the following factors:

(1) Answering a test applicant's questions during an objective test relating to firearms safety.

(2) Knowingly grading the examination falsely.

(3) Providing an advance copy of the test to an applicant.

(4) Taking or allowing another person to take the basic firearms safety course for one who is the applicant for a basic firearms safety certificate or a handgun safety certificate.

(5) Allowing another to take the objective test for the applicant, purchaser, or transferee.

(6) Using or allowing another to use one's identification, proof of residency, or thumbprint.

(7) Allowing others to give unauthorized assistance during the examination.

(8) Reference to unauthorized materials during the examination and cheating by the applicant.

(9) Providing originals or photocopies of the objective test, or any version thereof, to any person other than as authorized by the department.

(f) (1) (A) Commencing July 1, 2007, a person who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code may not deliver, sell, or transfer a firearm to a person licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code unless, prior to delivery, the person intending to deliver, sell, or transfer the firearm obtains a verification number via the Internet for the intended delivery, sale or transfer, from the department. If Internet service is unavailable to either the department or the licensee due to a technical or other malfunction, or a federal firearms licensee who is located outside of California does not possess a computer or have Internet access, alternate means of communication, including facsimile or telephone, shall be made available for a licensee to obtain a verification number in order to comply with this section. This subdivision shall not apply to the delivery, sale, or transfer of a short-barreled rifle, or short-barreled shotgun, as defined in Section

12020, or to a machinegun as defined in Section 12200, or to an assault weapon as defined in Sections 12276, 12276.1, and 12276.5.

(B) For every identification number request received pursuant to this section, the department shall determine whether the intended recipient is on the centralized list of firearms dealers pursuant to this section, or pursuant to the centralized list of exempted federal firearms licensees pursuant to subdivision (a) of Section 12083, or the centralized list of firearms manufacturers pursuant to subdivision (f) of Section 12086.

(C) If the department finds that the intended recipient is on one of these lists, the department shall issue to the inquiring party, a unique identification number for the intended delivery, sale, or transfer. In addition to the unique verification number, the department may provide to the inquiring party information necessary for determining the eligibility of the intended recipient to receive the firearm. The person intending to deliver, sell, or transfer the firearm shall provide the unique verification number to the recipient along with the firearm upon delivery, in a manner to be determined by the department.

(D) If the department finds that the intended recipient is not on one of these lists, the department shall notify the inquiring party that the intended recipient is ineligible to receive the firearm.

(E) The department shall prescribe the manner in which the verification numbers may be requested via the Internet, or by alternate means of communication, such as by facsimile or telephone, including all required enrollment information and procedures.

(2) (A) On or after January 1, 1998, within 60 days of bringing a pistol, revolver, or other firearm capable of being concealed upon the person into this state, a personal handgun importer shall do one of the following:

(i) Forward by prepaid mail or deliver in person to the Department of Justice, a report prescribed by the department including information concerning that individual and a description of the firearm in question.

(ii) Sell or transfer the firearm in accordance with the provisions of subdivision (d) or in accordance with the provisions of an exemption from subdivision (d).

(iii) Sell or transfer the firearm to a dealer licensed pursuant to Section 12071.

(iv) Sell or transfer the firearm to a sheriff or police department.

(B) If the personal handgun importer sells or transfers the pistol, revolver, or other firearm capable of being concealed upon the person pursuant to subdivision (d) of Section 12072 and the sale or transfer cannot be completed by the dealer to the purchaser or transferee, and the firearm can be returned to the personal handgun importer, the personal

handgun importer shall have complied with the provisions of this paragraph.

(C) The provisions of this paragraph are cumulative and shall not be construed as restricting the application of any other law. However, an act or omission punishable in different ways by this section and different provisions of the Penal Code shall not be punished under more than one provision.

(D) (i) On and after January 1, 1998, the department shall conduct a public education and notification program regarding this paragraph to ensure a high degree of publicity of the provisions of this paragraph.

(ii) As part of the public education and notification program described in this subparagraph, the department shall do all of the following:

(I) Work in conjunction with the Department of Motor Vehicles to ensure that any person who is subject to this paragraph is advised of the provisions of this paragraph, and provided with blank copies of the report described in clause (i) of subparagraph (A) at the time that person applies for a California driver's license or registers his or her motor vehicle in accordance with the Vehicle Code.

(II) Make the reports referred to in clause (i) of subparagraph (A) available to dealers licensed pursuant to Section 12071.

(III) Make the reports referred to in clause (i) of subparagraph (A) available to law enforcement agencies.

(IV) Make persons subject to the provisions of this paragraph aware of the fact that reports referred to in clause (i) of subparagraph (A) may be completed at either the licensed premises of dealers licensed pursuant to Section 12071 or at law enforcement agencies, that it is advisable to do so for the sake of accuracy and completeness of the reports, that prior to transporting a pistol, revolver, or other firearm capable of being concealed upon the person to a law enforcement agency in order to comply with subparagraph (A), the person should give prior notice to the law enforcement agency that he or she is doing so, and that in any event, the pistol, revolver, or other firearm capable of being concealed upon the person should be transported unloaded and in a locked container.

(iii) Any costs incurred by the department to implement this paragraph shall be absorbed by the department within its existing budget and the fees in the Dealers' Record of Sale Special Account allocated for implementation of this subparagraph pursuant to Section 12076.

(3) Where a person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, whose licensed premises are within this state, acquires a pistol, revolver, or other firearm capable of being concealed upon the person that is a curio or relic, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, outside

of this state, takes actual possession of that firearm outside of this state pursuant to the provisions of subsection (j) of Section 923 of Title 18 of the United States Code, as amended by Public Law 104-208, and transports that firearm into this state, within five days of that licensed collector transporting that firearm into this state, he or she shall report to the department in a format prescribed by the department his or her acquisition of that firearm.

(4) (A) It is the intent of the Legislature that a violation of paragraph (2) or (3) shall not constitute a “continuing offense” and the statute of limitations for commencing a prosecution for a violation of paragraph (2) or (3) commences on the date that the applicable grace period specified in paragraph (2) or (3) expires.

(B) Paragraphs (2) and (3) shall not apply to a person who reports his or her ownership of a pistol, revolver, or other firearm capable of being concealed upon the person after the applicable grace period specified in paragraph (2) or (3) expires if evidence of that violation arises only as the result of the person submitting the report described in paragraph (2) or (3).

(g) (1) Except as provided in paragraph (2), (3), or (5), a violation of this section is a misdemeanor.

(2) If any of the following circumstances apply, a violation of this section is punishable by imprisonment in the state prison for two, three, or four years.

(A) If the violation is of paragraph (1) of subdivision (a).

(B) If the defendant has a prior conviction of violating the provisions, other than paragraph (9) of subdivision (a), of this section or former Section 12100 of this code or Section 8101 of the Welfare and Institutions Code.

(C) If the defendant has a prior conviction of violating any offense specified in subdivision (b) of Section 12021.1 or of a violation of Section 12020, 12220, or 12520, or of former Section 12560.

(D) If the defendant is in a prohibited class described in Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(E) A violation of this section by a person who actively participates in a “criminal street gang” as defined in Section 186.22.

(F) A violation of subdivision (b) involving the delivery of any firearm to a person who the dealer knows, or should know, is a minor.

(3) If any of the following circumstances apply, a violation of this section shall be punished by imprisonment in a county jail not exceeding one year or in the state prison, or by a fine not to exceed one thousand dollars (\$1,000), or by both that fine and imprisonment.

(A) A violation of paragraph (2), (4), or (5) of subdivision (a).

(B) A violation of paragraph (3) of subdivision (a) involving the sale, loan, or transfer of a pistol, revolver, or other firearm capable of being concealed upon the person to a minor.

(C) A violation of subdivision (b) involving the delivery of a pistol, revolver, or other firearm capable of being concealed upon the person.

(D) A violation of paragraph (1), (3), (4), (5), or (6) of subdivision (c) involving a pistol, revolver, or other firearm capable of being concealed upon the person.

(E) A violation of subdivision (d) involving a pistol, revolver, or other firearm capable of being concealed upon the person.

(F) A violation of subdivision (e).

(4) If both of the following circumstances apply, an additional term of imprisonment in the state prison for one, two, or three years shall be imposed in addition and consecutive to the sentence prescribed.

(A) A violation of paragraph (2) of subdivision (a) or subdivision (b).

(B) The firearm transferred in violation of paragraph (2) of subdivision (a) or subdivision (b) is used in the subsequent commission of a felony for which a conviction is obtained and the prescribed sentence is imposed.

(5) (A) A first violation of paragraph (9) of subdivision (a) is an infraction punishable by a fine of fifty dollars (\$50).

(B) A second violation of paragraph (9) of subdivision (a) is an infraction punishable by a fine of one hundred dollars (\$100).

(C) A third or subsequent violation of paragraph (9) of subdivision (a) is a misdemeanor.

(D) For purposes of this paragraph each application to purchase a pistol, revolver, or other firearm capable of being concealed upon the person in violation of paragraph (9) of subdivision (a) shall be deemed a separate offense.

SEC. 11. Section 12076 of the Penal Code is amended to read:

12076. (a) (1) Before January 1, 1998, the Department of Justice shall determine the method by which a dealer shall submit firearm purchaser information to the department and the information shall be in one of the following formats:

(A) Submission of the register described in Section 12077.

(B) Electronic or telephonic transfer of the information contained in the register described in Section 12077.

(2) On or after January 1, 1998, electronic or telephonic transfer, including voice or facsimile transmission, shall be the exclusive means by which purchaser information is transmitted to the department.

(3) On or after January 1, 2003, except as permitted by the department, electronic transfer shall be the exclusive means by which information is transmitted to the department. Telephonic transfer shall not be permitted for information regarding sales of any firearms.



(b) (1) Where the register is used, the purchaser of any firearm shall be required to present clear evidence of his or her identity and age, as defined in Section 12071, to the dealer, and the dealer shall require him or her to sign his or her current legal name and affix his or her residence address and date of birth to the register in quadruplicate. The salesperson shall affix his or her signature to the register in quadruplicate as a witness to the signature and identification of the purchaser. Any person furnishing a fictitious name or address or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the register and any person violating any provision of this section is guilty of a misdemeanor.

(2) The original of the register shall be retained by the dealer in consecutive order. Each book of 50 originals shall become the permanent register of transactions that shall be retained for not less than three years from the date of the last transaction and shall be available for the inspection of any peace officer, Department of Justice employee designated by the Attorney General, or agent of the federal Bureau of Alcohol, Tobacco, Firearms, and Explosives upon the presentation of proper identification, but no information shall be compiled therefrom regarding the purchasers or other transferees of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person.

(3) Two copies of the original sheet of the register, on the date of the application to purchase, shall be placed in the mail, postage prepaid, and properly addressed to the Department of Justice in Sacramento.

(4) If requested, a photocopy of the original shall be provided to the purchaser by the dealer.

(5) If the transaction is one conducted pursuant to Section 12082, a photocopy of the original shall be provided to the seller by the dealer, upon request.

(c) (1) Where the electronic or telephonic transfer of applicant information is used, the purchaser shall be required to present clear evidence of his or her identity and age, as defined in Section 12071, to the dealer, and the dealer shall require him or her to sign his or her current legal name to the record of electronic or telephonic transfer. The salesperson shall affix his or her signature to the record of electronic or telephonic transfer as a witness to the signature and identification of the purchaser. Any person furnishing a fictitious name or address or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the electronic or telephonic transfer and any person violating any provision of this section is guilty of a misdemeanor.

(2) The record of applicant information shall be transmitted to the Department of Justice in Sacramento by electronic or telephonic transfer on the date of the application to purchase.

(3) The original of each record of electronic or telephonic transfer shall be retained by the dealer in consecutive order. Each original shall become the permanent record of the transaction that shall be retained for not less than three years from the date of the last transaction and shall be provided for the inspection of any peace officer, Department of Justice employee designated by the Attorney General, or agent of the federal Bureau of Alcohol, Tobacco, Firearms, and Explosives upon the presentation of proper identification, but no information shall be compiled therefrom regarding the purchasers or other transferees of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person.

(4) If requested, a copy of the record of electronic or telephonic transfer shall be provided to the purchaser by the dealer.

(5) If the transaction is one conducted pursuant to Section 12082, a copy shall be provided to the seller by the dealer, upon request.

(d) (1) The department shall examine its records, as well as those records that it is authorized to request from the State Department of Mental Health pursuant to Section 8104 of the Welfare and Institutions Code, in order to determine if the purchaser is a person described in Section 12021, 12021.1, or subparagraph (A) of paragraph (9) of subdivision (a) of Section 12072 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(2) To the extent that funding is available, the Department of Justice may participate in the National Instant Criminal Background Check System (NICS), as described in subsection (t) of Section 922 of Title 18 of the United States Code, and, if that participation is implemented, shall notify the dealer and the chief of the police department of the city or city and county in which the sale was made, or if the sale was made in a district in which there is no municipal police department, the sheriff of the county in which the sale was made, that the purchaser is a person prohibited from acquiring a firearm under federal law.

(3) If the department determines that the purchaser is a person described in Section 12021, 12021.1, or subparagraph (A) of paragraph (9) of subdivision (a) of Section 12072 of this code or Section 8100 or 8103 of the Welfare and Institutions Code, it shall immediately notify the dealer and the chief of the police department of the city or city and county in which the sale was made, or if the sale was made in a district in which there is no municipal police department, the sheriff of the county in which the sale was made, of that fact.

(4) If the department determines that the copies of the register submitted to it pursuant to paragraph (3) of subdivision (b) contain any blank spaces or inaccurate, illegible, or incomplete information, preventing identification of the purchaser or the pistol, revolver, or other firearm to be purchased, or if any fee required pursuant to subdivision (e) is not submitted by the dealer in conjunction with submission of copies of the register, the department may notify the dealer of that fact. Upon notification by the department, the dealer shall submit corrected copies of the register to the department, or shall submit any fee required pursuant to subdivision (e), or both, as appropriate and, if notification by the department is received by the dealer at any time prior to delivery of the firearm to be purchased, the dealer shall withhold delivery until the conclusion of the waiting period described in Sections 12071 and 12072.

(5) If the department determines that the information transmitted to it pursuant to subdivision (c) contains inaccurate or incomplete information preventing identification of the purchaser or the pistol, revolver, or other firearm capable of being concealed upon the person to be purchased, or if the fee required pursuant to subdivision (e) is not transmitted by the dealer in conjunction with transmission of the electronic or telephonic record, the department may notify the dealer of that fact. Upon notification by the department, the dealer shall transmit corrections to the record of electronic or telephonic transfer to the department, or shall transmit any fee required pursuant to subdivision (e), or both, as appropriate, and if notification by the department is received by the dealer at any time prior to delivery of the firearm to be purchased, the dealer shall withhold delivery until the conclusion of the waiting period described in Sections 12071 and 12072.

(e) The Department of Justice may require the dealer to charge each firearm purchaser a fee not to exceed fourteen dollars (\$14), except that the fee may be increased at a rate not to exceed any increase in the California Consumer Price Index as compiled and reported by the California Department of Industrial Relations. The fee shall be no more than is necessary to fund the following:

(1) (A) The department for the cost of furnishing this information.  
(B) The department for the cost of meeting its obligations under paragraph (2) of subdivision (b) of Section 8100 of the Welfare and Institutions Code.

(2) Local mental health facilities for state-mandated local costs resulting from the reporting requirements imposed by Section 8103 of the Welfare and Institutions Code.

(3) The State Department of Mental Health for the costs resulting from the requirements imposed by Section 8104 of the Welfare and Institutions Code.

(4) Local mental hospitals, sanitariums, and institutions for state-mandated local costs resulting from the reporting requirements imposed by Section 8105 of the Welfare and Institutions Code.

(5) Local law enforcement agencies for state-mandated local costs resulting from the notification requirements set forth in subdivision (a) of Section 6385 of the Family Code.

(6) Local law enforcement agencies for state-mandated local costs resulting from the notification requirements set forth in subdivision (c) of Section 8105 of the Welfare and Institutions Code.

(7) For the actual costs associated with the electronic or telephonic transfer of information pursuant to subdivision (c).

(8) The Department of Food and Agriculture for the costs resulting from the notification provisions set forth in Section 5343.5 of the Food and Agricultural Code.

(9) The department for the costs associated with subparagraph (D) of paragraph (2) of subdivision (f) of Section 12072.

(10) The department for the costs associated with funding Department of Justice firearms-related regulatory and enforcement activities related to the sale, purchase, loan, or transfer of firearms pursuant to this chapter.

The fee established pursuant to this subdivision shall not exceed the sum of the actual processing costs of the department, the estimated reasonable costs of the local mental health facilities for complying with the reporting requirements imposed by paragraph (2) of this subdivision, the costs of the State Department of Mental Health for complying with the requirements imposed by paragraph (3) of this subdivision, the estimated reasonable costs of local mental hospitals, sanitariums, and institutions for complying with the reporting requirements imposed by paragraph (4) of this subdivision, the estimated reasonable costs of local law enforcement agencies for complying with the notification requirements set forth in subdivision (a) of Section 6385 of the Family Code, the estimated reasonable costs of local law enforcement agencies for complying with the notification requirements set forth in subdivision (c) of Section 8105 of the Welfare and Institutions Code imposed by paragraph (6) of this subdivision, the estimated reasonable costs of the Department of Food and Agriculture for the costs resulting from the notification provisions set forth in Section 5343.5 of the Food and Agricultural Code, the estimated reasonable costs of the department for the costs associated with subparagraph (D) of paragraph (2) of subdivision (f) of Section 12072, and the estimated reasonable costs of

department firearms-related regulatory and enforcement activities related to the sale, purchase, loan, or transfer of firearms pursuant to this chapter.

(f) (1) The Department of Justice may charge a fee sufficient to reimburse it for each of the following but not to exceed fourteen dollars (\$14), except that the fee may be increased at a rate not to exceed any increase in the California Consumer Price Index as compiled and reported by the California Department of Industrial Relations:

(A) For the actual costs associated with the preparation, sale, processing, and filing of forms or reports required or utilized pursuant to Section 12078.

(B) For the actual processing costs associated with the submission of a Dealers' Record of Sale to the department.

(C) For the actual costs associated with the preparation, sale, processing, and filing of reports utilized pursuant to subdivision (l) of Section 12078 or paragraph (18) of subdivision (b) of Section 12071, or clause (i) of subparagraph (A) of paragraph (2) of subdivision (f) of Section 12072, or paragraph (3) of subdivision (f) of Section 12072.

(D) For the actual costs associated with the electronic or telephonic transfer of information pursuant to subdivision (c).

(2) If the department charges a fee pursuant to subparagraph (B) of paragraph (1) of this subdivision, it shall be charged in the same amount to all categories of transaction that are within that subparagraph.

(3) Any costs incurred by the Department of Justice to implement this subdivision shall be reimbursed from fees collected and charged pursuant to this subdivision. No fees shall be charged to the dealer pursuant to subdivision (e) for implementing this subdivision.

(g) All money received by the department pursuant to this section shall be deposited in the Dealers' Record of Sale Special Account of the General Fund, which is hereby created, to be available, upon appropriation by the Legislature, for expenditure by the department to offset the costs incurred pursuant to this section, paragraph (1) and subparagraph (D) of paragraph (2) of subdivision (f) of Section 12072, Sections 12083 and 12099, subdivision (c) of Section 12131, Sections 12234, 12289, and 12289.5, and subdivisions (f) and (g) of Section 12305.

(h) Where the electronic or telephonic transfer of applicant information is used, the department shall establish a system to be used for the submission of the fees described in subdivision (e) to the department.

(i) (1) Only one fee shall be charged pursuant to this section for a single transaction on the same date for the sale of any number of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person or for the taking of possession of those firearms.

(2) In a single transaction on the same date for the delivery of any number of firearms that are pistols, revolvers, or other firearms capable of being concealed upon the person, the department shall charge a reduced fee pursuant to this section for the second and subsequent firearms that are part of that transaction.

(j) Only one fee shall be charged pursuant to this section for a single transaction on the same date for taking title or possession of any number of firearms pursuant to paragraph (18) of subdivision (b) of Section 12071 or subdivision (c) or (i) of Section 12078.

(k) Whenever the Department of Justice acts pursuant to this section as it pertains to firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, the department's acts or omissions shall be deemed to be discretionary within the meaning of the California Tort Claims Act pursuant to Division 3.6 (commencing with Section 810) of Title 1 of the Government Code.

(l) As used in this section, the following definitions apply:

(1) "Purchaser" means the purchaser or transferee of a firearm or a person being loaned a firearm.

(2) "Purchase" means the purchase, loan, or transfer of a firearm.

(3) "Sale" means the sale, loan, or transfer of a firearm.

(4) "Seller" means, if the transaction is being conducted pursuant to Section 12082, the person selling, loaning, or transferring the firearm.

SEC. 11.5. Section 12076 of the Penal Code is amended to read:

12076. (a) (1) Before January 1, 1998, the Department of Justice shall determine the method by which a dealer shall submit firearm purchaser information to the department and the information shall be in one of the following formats:

(A) Submission of the register described in Section 12077.

(B) Electronic or telephonic transfer of the information contained in the register described in Section 12077.

(2) On or after January 1, 1998, electronic or telephonic transfer, including voice or facsimile transmission, shall be the exclusive means by which purchaser information is transmitted to the department.

(3) On or after January 1, 2003, except as permitted by the department, electronic transfer shall be the exclusive means by which information is transmitted to the department. Telephonic transfer shall not be permitted for information regarding sales of any firearms.

(b) (1) Where the register is used, the purchaser of any firearm shall be required to present clear evidence of his or her identity and age, as defined in Section 12071, to the dealer, and the dealer shall require him or her to sign his or her current legal name and affix his or her residence address and date of birth to the register in quadruplicate. The salesperson shall affix his or her signature to the register in quadruplicate as a witness

to the signature and identification of the purchaser. Any person furnishing a fictitious name or address or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the register and any person violating any provision of this section is guilty of a misdemeanor.

(2) The original of the register shall be retained by the dealer in consecutive order. Each book of 50 originals shall become the permanent register of transactions that shall be retained for not less than three years from the date of the last transaction and shall be available for the inspection of any peace officer, Department of Justice employee designated by the Attorney General, or agent of the federal Bureau of Alcohol, Tobacco, and Firearms upon the presentation of proper identification, but no information shall be compiled therefrom regarding the purchasers or other transferees of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person.

(3) Two copies of the original sheet of the register, on the date of the application to purchase, shall be placed in the mail, postage prepaid, and properly addressed to the Department of Justice in Sacramento.

(4) If requested, a photocopy of the original shall be provided to the purchaser by the dealer.

(5) If the transaction is one conducted pursuant to Section 12082, a photocopy of the original shall be provided to the seller by the dealer, upon request.

(c) (1) Where the electronic or telephonic transfer of applicant information is used, the purchaser shall be required to present clear evidence of his or her identity and age, as defined in Section 12071, to the dealer, and the dealer shall require him or her to sign his or her current legal name to the record of electronic or telephonic transfer. The salesperson shall affix his or her signature to the record of electronic or telephonic transfer as a witness to the signature and identification of the purchaser. Any person furnishing a fictitious name or address or knowingly furnishing any incorrect information or knowingly omitting any information required to be provided for the electronic or telephonic transfer and any person violating any provision of this section is guilty of a misdemeanor.

(2) The record of applicant information shall be transmitted to the Department of Justice in Sacramento by electronic or telephonic transfer on the date of the application to purchase.

(3) The original of each record of electronic or telephonic transfer shall be retained by the dealer in consecutive order. Each original shall become the permanent record of the transaction that shall be retained for not less than three years from the date of the last transaction and shall be provided for the inspection of any peace officer, Department of Justice

employee designated by the Attorney General, or agent of the federal Bureau of Alcohol, Tobacco, Firearms, and Explosives, upon the presentation of proper identification, but no information shall be compiled therefrom regarding the purchasers or other transferees of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person.

(4) If requested, a copy of the record of electronic or telephonic transfer shall be provided to the purchaser by the dealer.

(5) If the transaction is one conducted pursuant to Section 12082, a copy shall be provided to the seller by the dealer, upon request.

(d) (1) The department shall examine its records, as well as those records that it is authorized to request from the State Department of Mental Health pursuant to Section 8104 of the Welfare and Institutions Code, in order to determine if the purchaser is a person described in Section 12021, 12021.1, or subparagraph (A) of paragraph (9) of subdivision (a) of Section 12072 of this code or Section 8100 or 8103 of the Welfare and Institutions Code.

(2) To the extent that funding is available, the Department of Justice may participate in the National Instant Criminal Background Check System (NICS), as described in subsection (t) of Section 922 of Title 18 of the United States Code, and, if that participation is implemented, shall notify the dealer and the chief of the police department of the city or county in which the sale was made, or if the sale was made in a district in which there is no municipal police department, the sheriff of the county in which the sale was made, that the purchaser is a person prohibited from acquiring a firearm under federal law.

(3) If the department determines that the purchaser is a person described in Section 12021, 12021.1, or subparagraph (A) of paragraph (9) of subdivision (a) of Section 12072 of this code or Section 8100 or 8103 of the Welfare and Institutions Code, it shall immediately notify the dealer and the chief of the police department of the city or county in which the sale was made, or if the sale was made in a district in which there is no municipal police department, the sheriff of the county in which the sale was made, of that fact.

(4) If the department determines that the copies of the register submitted to it pursuant to paragraph (3) of subdivision (b) contain any blank spaces or inaccurate, illegible, or incomplete information, preventing identification of the purchaser or the pistol, revolver, or other firearm to be purchased, or if any fee required pursuant to subdivision (e) is not submitted by the dealer in conjunction with submission of copies of the register, the department may notify the dealer of that fact. Upon notification by the department, the dealer shall submit corrected copies of the register to the department, or shall submit any fee required



pursuant to subdivision (e), or both, as appropriate and, if notification by the department is received by the dealer at any time prior to delivery of the firearm to be purchased, the dealer shall withhold delivery until the conclusion of the waiting period described in Sections 12071 and 12072.

(5) If the department determines that the information transmitted to it pursuant to subdivision (c) contains inaccurate or incomplete information preventing identification of the purchaser or the pistol, revolver, or other firearm capable of being concealed upon the person to be purchased, or if the fee required pursuant to subdivision (e) is not transmitted by the dealer in conjunction with transmission of the electronic or telephonic record, the department may notify the dealer of that fact. Upon notification by the department, the dealer shall transmit corrections to the record of electronic or telephonic transfer to the department, or shall transmit any fee required pursuant to subdivision (e), or both, as appropriate, and if notification by the department is received by the dealer at any time prior to delivery of the firearm to be purchased, the dealer shall withhold delivery until the conclusion of the waiting period described in Sections 12071 and 12072.

(e) The Department of Justice may require the dealer to charge each firearm purchaser a fee not to exceed fourteen dollars (\$14), except that the fee may be increased at a rate not to exceed any increase in the California Consumer Price Index as compiled and reported by the California Department of Industrial Relations. The fee shall be no more than is necessary to fund the following:

- (1) (A) The department for the cost of furnishing this information.
- (B) The department for the cost of meeting its obligations under paragraph (2) of subdivision (b) of Section 8100 of the Welfare and Institutions Code.
- (2) Local mental health facilities for state-mandated local costs resulting from the reporting requirements imposed by Section 8103 of the Welfare and Institutions Code.
- (3) The State Department of Mental Health for the costs resulting from the requirements imposed by Section 8104 of the Welfare and Institutions Code.
- (4) Local mental hospitals, sanitariums, and institutions for state-mandated local costs resulting from the reporting requirements imposed by Section 8105 of the Welfare and Institutions Code.
- (5) Local law enforcement agencies for state-mandated local costs resulting from the notification requirements set forth in subdivision (a) of Section 6385 of the Family Code.

(6) Local law enforcement agencies for state-mandated local costs resulting from the notification requirements set forth in subdivision (c) of Section 8105 of the Welfare and Institutions Code.

(7) For the actual costs associated with the electronic or telephonic transfer of information pursuant to subdivision (c).

(8) The Department of Food and Agriculture for the costs resulting from the notification provisions set forth in Section 5343.5 of the Food and Agricultural Code.

(9) The department for the costs associated with subparagraph (D) of paragraph (2) of subdivision (f) of Section 12072.

(10) The department for the costs associated with funding Department of Justice firearms-related regulatory and enforcement activities related to the sale, purchase, loan, or transfer of firearms pursuant to this chapter.

The fee established pursuant to this subdivision shall not exceed the sum of the actual processing costs of the department, the estimated reasonable costs of the local mental health facilities for complying with the reporting requirements imposed by paragraph (2) of this subdivision, the costs of the State Department of Mental Health for complying with the requirements imposed by paragraph (3) of this subdivision, the estimated reasonable costs of local mental hospitals, sanitariums, and institutions for complying with the reporting requirements imposed by paragraph (4) of this subdivision, the estimated reasonable costs of local law enforcement agencies for complying with the notification requirements set forth in subdivision (a) of Section 6385 of the Family Code, the estimated reasonable costs of local law enforcement agencies for complying with the notification requirements set forth in subdivision (c) of Section 8105 of the Welfare and Institutions Code imposed by paragraph (6) of this subdivision, the estimated reasonable costs of the Department of Food and Agriculture for the costs resulting from the notification provisions set forth in Section 5343.5 of the Food and Agricultural Code, the estimated reasonable costs of the department for the costs associated with subparagraph (D) of paragraph (2) of subdivision (f) of Section 12072, and the estimated reasonable costs of department firearms-related regulatory and enforcement activities related to the sale, purchase, loan, or transfer of firearms pursuant to this chapter.

(f) (1) The Department of Justice may charge a fee sufficient to reimburse it for each of the following but not to exceed fourteen dollars (\$14), except that the fee may be increased at a rate not to exceed any increase in the California Consumer Price Index as compiled and reported by the California Department of Industrial Relations:

(A) For the actual costs associated with the preparation, sale, processing, and filing of forms or reports required or utilized pursuant to Section 12078.

(B) For the actual processing costs associated with the submission of a Dealers' Record of Sale to the department.

(C) For the actual costs associated with the preparation, sale, processing, and filing of reports utilized pursuant to subdivision (l) of Section 12078 or paragraph (18) of subdivision (b) of Section 12071, or clause (i) of subparagraph (A) of paragraph (2) of subdivision (f) of Section 12072, or paragraph (3) of subdivision (f) of Section 12072.

(D) For the actual costs associated with the electronic or telephonic transfer of information pursuant to subdivision (c).

(2) If the department charges a fee pursuant to subparagraph (B) of paragraph (1) of this subdivision, it shall be charged in the same amount to all categories of transaction that are within that subparagraph.

(3) Any costs incurred by the Department of Justice to implement this subdivision shall be reimbursed from fees collected and charged pursuant to this subdivision. No fees shall be charged to the dealer pursuant to subdivision (e) for implementing this subdivision.

(g) All money received by the department pursuant to this section shall be deposited in the Dealers' Record of Sale Special Account of the General Fund, which is hereby created, to be available, upon appropriation by the Legislature, for expenditure by the department to offset the costs incurred pursuant to this section, Sections 12072, 12083, and 12099, subdivision (c) of Section 12131, Sections 12234, 12289, and 12289.5, and subdivisions (f) and (g) of Section 12305.

(h) Where the electronic or telephonic transfer of applicant information is used, the department shall establish a system to be used for the submission of the fees described in subdivision (e) to the department.

(i) (1) Only one fee shall be charged pursuant to this section for a single transaction on the same date for the sale of any number of firearms that are not pistols, revolvers, or other firearms capable of being concealed upon the person or for the taking of possession of those firearms.

(2) In a single transaction on the same date for the delivery of any number of firearms that are pistols, revolvers, or other firearms capable of being concealed upon the person, the department shall charge a reduced fee pursuant to this section for the second and subsequent firearms that are part of that transaction.

(j) Only one fee shall be charged pursuant to this section for a single transaction on the same date for taking title or possession of any number of firearms pursuant to paragraph (18) of subdivision (b) of Section 12071 or subdivision (c) or (i) of Section 12078.

(k) Whenever the Department of Justice acts pursuant to this section as it pertains to firearms other than pistols, revolvers, or other firearms capable of being concealed upon the person, the department's acts or

omissions shall be deemed to be discretionary within the meaning of the California Tort Claims Act pursuant to Division 3.6 (commencing with Section 810) of Title 1 of the Government Code.

(*l*) As used in this section, the following definitions apply:

(1) "Purchaser" means the purchaser or transferee of a firearm or a person being loaned a firearm.

(2) "Purchase" means the purchase, loan, or transfer of a firearm.

(3) "Sale" means the sale, loan, or transfer of a firearm.

(4) "Seller" means, if the transaction is being conducted pursuant to Section 12082, the person selling, loaning, or transferring the firearm.

SEC. 12. Section 12078 of the Penal Code is amended to read:

12078. (a) (1) The waiting periods described in Sections 12071 and 12072 shall not apply to deliveries, transfers, or sales of firearms made to persons properly identified as full-time paid peace officers as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2, provided that the peace officers are authorized by their employer to carry firearms while in the performance of their duties. Proper identification is defined as verifiable written certification from the head of the agency by which the purchaser or transferee is employed, identifying the purchaser or transferee as a peace officer who is authorized to carry firearms while in the performance of his or her duties, and authorizing the purchase or transfer. The certification shall be delivered to the dealer at the time of purchase or transfer and the purchaser or transferee shall identify himself or herself as the person authorized in the certification. The dealer shall keep the certification with the record of sale. On the date that the delivery, sale, or transfer is made, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the transaction as is indicated in subdivision (b) or (c) of Section 12077.

(2) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to deliveries, transfers, or sales of firearms made to authorized law enforcement representatives of cities, counties, cities and counties, or state or federal governments for exclusive use by those governmental agencies if, prior to the delivery, transfer, or sale of these firearms, written authorization from the head of the agency authorizing the transaction is presented to the person from whom the purchase, delivery, or transfer is being made. Proper written authorization is defined as verifiable written certification from the head of the agency by which the purchaser or transferee is employed, identifying the employee as an individual authorized to conduct the transaction, and authorizing the transaction for the exclusive use of the agency by which he or she is employed. Within 10 days of the date a handgun is acquired by the agency, a record of the same shall be entered as an institutional weapon

into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(3) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the loan of a firearm made by an authorized law enforcement representative of a city, county, or city and county, or the state or federal government to a peace officer employed by that agency and authorized to carry a firearm for the carrying and use of that firearm by that peace officer in the course and scope of his or her duties.

(4) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the delivery, sale, or transfer of a firearm by a law enforcement agency to a peace officer pursuant to Section 10334 of the Public Contract Code. Within 10 days of the date that a handgun is sold, delivered, or transferred pursuant to Section 10334 of the Public Contract Code to that peace officer, the name of the officer and the make, model, serial number, and other identifying characteristics of the firearm being sold, transferred, or delivered shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that sold, transferred, or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(5) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the delivery, sale, or transfer of a firearm by a law enforcement agency to a retiring peace officer who is authorized to carry a firearm pursuant to Section 12027.1. Within 10 days of the date that a handgun is sold, delivered, or transferred to that retiring peace officer, the name of the officer and the make, model, serial number, and other identifying characteristics of the firearm being sold, transferred, or delivered shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that sold, transferred, or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(6) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 do not apply to sales, deliveries, or transfers of firearms to authorized representatives of cities, cities and counties, counties, or state or federal governments for those governmental agencies where the entity is acquiring the weapon as part of an authorized, voluntary program where the entity is buying or receiving weapons from private individuals.

Any weapons acquired pursuant to this paragraph shall be disposed of pursuant to the applicable provisions of Section 12028 or 12032.

(7) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, loan, delivery, or transfer of a firearm made by an authorized law enforcement representative of a city, county, city and county, state, or the federal government to any public or private nonprofit historical society, museum, or institutional collection or the purchase or receipt of that firearm by that public or private nonprofit historical society, museum, or institutional collection if all of the following conditions are met:

(A) The entity receiving the firearm is open to the public.

(B) The firearm prior to delivery is deactivated or rendered inoperable.

(C) The firearm is not subject to Section 12028, 12028.5, 12030, or 12032.

(D) The firearm is not prohibited by other provisions of law from being sold, delivered, or transferred to the public at large.

(E) Prior to delivery, the entity receiving the firearm submits a written statement to the law enforcement representative stating that the firearm will not be restored to operating condition, and will either remain with that entity, or if subsequently disposed of, will be transferred in accordance with the applicable provisions of this article and, if applicable, Section 12801.

(F) Within 10 days of the date that the firearm is sold, loaned, delivered, or transferred to that entity, the name of the government entity delivering the firearm, and the make, model, serial number, and other identifying characteristics of the firearm and the name of the person authorized by the entity to take possession of the firearm shall be reported to the department in a manner prescribed by the department.

(G) In the event of a change in the status of the designated representative, the entity shall notify the department of a new representative within 30 days.

(8) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, loan, delivery, or transfer of a firearm made by any person other than a representative of an authorized law enforcement agency to any public or private nonprofit historical society, museum, or institutional collection if all of the following conditions are met:

(A) The entity receiving the firearm is open to the public.

(B) The firearm is deactivated or rendered inoperable prior to delivery.

(C) The firearm is not of a type prohibited from being sold, delivered, or transferred to the public.

(D) Prior to delivery, the entity receiving the firearm submits a written statement to the person selling, loaning, or transferring the firearm stating

that the firearm will not be restored to operating condition, and will either remain with that entity, or if subsequently disposed of, will be transferred in accordance with the applicable provisions of this article and, if applicable Section 12801.

(E) If title to a handgun is being transferred to the public or private nonprofit historical society, museum, or institutional collection, then the designated representative of that public or private historical society, museum or institutional collection within 30 days of taking possession of that handgun, shall forward by prepaid mail or deliver in person to the Department of Justice, a single report signed by both parties to the transaction, that includes information identifying the person representing that public or private historical society, museum, or institutional collection, how title was obtained and from whom, and a description of the firearm in question, along with a copy of the written statement referred to in subparagraph (D). The report forms that are to be completed pursuant to this paragraph shall be provided by the Department of Justice.

(F) In the event of a change in the status of the designated representative, the entity shall notify the department of a new representative within 30 days.

(b) (1) Section 12071, subdivisions (c) and (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to deliveries, sales, or transfers of firearms between or to importers and manufacturers of firearms licensed to engage in that business pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(2) Subdivision (b) of Section 12801 shall not apply to the delivery, sale, or transfer of a handgun to a person licensed pursuant to Section 12071, where the licensee is receiving the handgun in the course and scope of his or her activities as a person licensed pursuant to Section 12071.

(c) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent transfer of a firearm that is not a handgun by gift, bequest, intestate succession, or other means by one individual to another if both individuals are members of the same immediate family.

(2) Subdivision (d) of Section 12072 shall not apply to the infrequent transfer of a handgun by gift, bequest, intestate succession, or other means by one individual to another if both individuals are members of the same immediate family and all of the following conditions are met:

(A) The person to whom the firearm is transferred shall, within 30 days of taking possession of the firearm, forward by prepaid mail or deliver in person to the Department of Justice, a report that includes information concerning the individual taking possession of the firearm, how title was obtained and from whom, and a description of the firearm

in question. The report forms that individuals complete pursuant to this paragraph shall be provided to them by the Department of Justice.

(B) The person taking title to the firearm shall first obtain a handgun safety certificate.

(C) The person receiving the firearm is 18 years of age or older.

(3) As used in this subdivision, "immediate family member" means any one of the following relationships:

(A) Parent and child.

(B) Grandparent and grandchild.

(d) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent loan of firearms between persons who are personally known to each other for any lawful purpose, if the loan does not exceed 30 days in duration and, when the firearm is a handgun, commencing January 1, 2003, the individual being loaned the handgun has a valid handgun safety certificate.

(2) Subdivision (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a firearm where all of the following conditions exist:

(A) The person loaning the firearm is at all times within the presence of the person being loaned the firearm.

(B) The loan is for a lawful purpose.

(C) The loan does not exceed three days in duration.

(D) The individual receiving the firearm is not prohibited from owning or possessing a firearm pursuant to Section 12021 or 12021.1 of this code, or by Section 8100 or 8103 of the Welfare and Institutions Code.

(E) The person loaning the firearm is 18 years of age or older.

(F) The person being loaned the firearm is 18 years of age or older.

(e) Section 12071, subdivisions (c) and (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the delivery of a firearm to a gunsmith for service or repair, or to the return of the firearm to its owner by the gunsmith.

(f) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, delivery, or transfer of firearms by persons who reside in this state to persons who reside outside this state who are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(g) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent sale or transfer of a firearm, other than a handgun, at auctions or similar events conducted by nonprofit mutual or public benefit corporations organized pursuant to the Corporations Code.



As used in this paragraph, the term “infrequent” shall not be construed to prohibit different local chapters of the same nonprofit corporation from conducting auctions or similar events, provided the individual local chapter conducts the auctions or similar events infrequently. It is the intent of the Legislature that different local chapters, representing different localities, be entitled to invoke the exemption created by this paragraph, notwithstanding the frequency with which other chapters of the same nonprofit corporation may conduct auctions or similar events.

(2) Subdivision (d) of Section 12072 shall not apply to the transfer of a firearm other than a handgun, if the firearm is donated for an auction or similar event described in paragraph (1) and the firearm is delivered to the nonprofit corporation immediately preceding, or contemporaneous with, the auction or similar event.

(3) The waiting period described in Sections 12071 and 12072 shall not apply to a dealer who delivers a firearm other than a handgun at an auction or similar event described in paragraph (1), as authorized by subparagraph (C) of paragraph (1) of subdivision (b) of Section 12071. Within two business days of completion of the application to purchase, the dealer shall forward by prepaid mail to the Department of Justice a report of the same as is indicated in subdivision (c) of Section 12077. If the electronic or telephonic transfer of applicant information is used, within two business days of completion of the application to purchase, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the same as is indicated in subdivision (c) of Section 12077.

(h) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the loan of a firearm to a person 18 years of age or older for the purposes of shooting at targets if the loan occurs on the premises of a target facility that holds a business or regulatory license or on the premises of any club or organization organized for the purposes of practicing shooting at targets upon established ranges, whether public or private, if the firearm is at all times kept within the premises of the target range or on the premises of the club or organization.

(i) (1) Subdivision (d) of Section 12072 shall not apply to a person who takes title or possession of a firearm that is not a handgun by operation of law if the person is not prohibited by Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code from possessing firearms.

(2) Subdivision (d) of Section 12072 shall not apply to a person who takes title or possession of a handgun by operation of law if the person is not prohibited by Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code from possessing firearms and all of the following conditions are met:

(A) If the person taking title or possession is neither a levying officer as defined in Section 481.140, 511.060, or 680.210 of the Code of Civil Procedure, nor a person who is receiving that firearm pursuant to subparagraph (G), (I), or (J) of paragraph (2) of subdivision (u), the person shall, within 30 days of taking possession, forward by prepaid mail or deliver in person to the Department of Justice, a report of information concerning the individual taking possession of the firearm, how title or possession was obtained and from whom, and a description of the firearm in question. The reports that individuals complete pursuant to this paragraph shall be provided to them by the department.

(B) If the person taking title or possession is receiving the firearm pursuant to subparagraph (G) of paragraph (2) of subdivision (u), the person shall do both of the following:

(i) Within 30 days of taking possession, forward by prepaid mail or deliver in person to the department, a report of information concerning the individual taking possession of the firearm, how title or possession was obtained and from whom, and a description of the firearm in question. The reports that individuals complete pursuant to this paragraph shall be provided to them by the department.

(ii) Prior to taking title or possession of the firearm, the person shall obtain a handgun safety certificate.

(C) Where the person receiving title or possession of the handgun is a person described in subparagraph (I) of paragraph (2) of subdivision (u), on the date that the person is delivered the firearm, the name and other information concerning the person taking possession of the firearm, how title or possession of the firearm was obtained and from whom, and a description of the firearm by make, model, serial number, and other identifying characteristics, shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that transferred or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(D) Where the person receiving title or possession of the handgun is a person described in subparagraph (J) of paragraph (2) of subdivision (u), on the date that the person is delivered the firearm, the name and other information concerning the person taking possession of the firearm, how title or possession of the firearm was obtained and from whom, and a description of the firearm by make, model, serial number, and other identifying characteristics, shall be entered into the AFS via the CLETS by the law enforcement or state agency that transferred or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this

information via this system. In addition, that law enforcement agency shall not deliver that handgun to the person referred to in this subparagraph unless, prior to the delivery of the same, the person presents proof to the agency that he or she is the holder of a handgun safety certificate.

(3) Subdivision (d) of Section 12072 shall not apply to a person who takes possession of a firearm by operation of law in a representative capacity who subsequently transfers ownership of the firearm to himself or herself in his or her individual capacity. In the case of a handgun, the individual shall obtain a handgun safety certificate prior to transferring ownership to himself or herself, or taking possession of a handgun in an individual capacity.

(j) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to deliveries, transfers, or returns of firearms made pursuant to Section 12021.3, 12028, 12028.5, or 12030.

(k) Section 12071, subdivision (c) of Section 12072, and subdivision (b) of Section 12801 shall not apply to any of the following:

(1) The delivery, sale, or transfer of unloaded firearms that are not handguns by a dealer to another dealer upon proof of compliance with the requirements of paragraph (1) of subdivision (f) of Section 12072.

(2) The delivery, sale, or transfer of unloaded firearms by dealers to persons who reside outside this state who are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(3) The delivery, sale, or transfer of unloaded firearms to a wholesaler if the firearms are being returned to the wholesaler and are intended as merchandise in the wholesaler's business.

(4) The delivery, sale, or transfer of unloaded firearms by one dealer to another dealer if the firearms are intended as merchandise in the receiving dealer's business upon proof of compliance with the requirements of paragraph (1) of subdivision (f) of Section 12072.

(5) The delivery, sale, or transfer of an unloaded firearm that is not a handgun by a dealer to himself or herself.

(6) The loan of an unloaded firearm by a dealer who also operates a target facility that holds a business or regulatory license on the premises of the building designated in the license or whose building designated in the license is on the premises of any club or organization organized for the purposes of practicing shooting at targets upon established ranges, whether public or private, to a person at that target facility or that club or organization, if the firearm is at all times kept within the premises of the target range or on the premises of the club or organization.

(l) A person who is exempt from subdivision (d) of Section 12072 or is otherwise not required by law to report his or her acquisition,

ownership, or disposal of a handgun or who moves out of this state with his or her handgun may submit a report of the same to the Department of Justice in a format prescribed by the department.

(m) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the delivery, sale, or transfer of unloaded firearms to a wholesaler as merchandise in the wholesaler's business by manufacturers or importers licensed to engage in that business pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, or by another wholesaler, if the delivery, sale, or transfer is made in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code.

(n) (1) The waiting period described in Section 12071 or 12072 shall not apply to the delivery, sale, or transfer of a handgun by a dealer in either of the following situations:

(A) The dealer is delivering the firearm to another dealer and it is not intended as merchandise in the receiving dealer's business.

(B) The dealer is delivering the firearm to himself or herself and it is not intended as merchandise in his or her business.

(2) In order for this subdivision to apply, both of the following shall occur:

(A) If the dealer is receiving the firearm from another dealer, the dealer receiving the firearm shall present proof to the dealer delivering the firearm that he or she is licensed pursuant to Section 12071 by complying with paragraph (1) of subdivision (f) of Section 12072.

(B) Whether the dealer is delivering, selling, or transferring the firearm to himself or herself or to another dealer, on the date that the application to purchase is completed, the dealer delivering the firearm shall forward by prepaid mail to the Department of Justice a report of the same and the type of information concerning the purchaser or transferee as is indicated in subdivision (b) of Section 12077. Where the electronic or telephonic transfer of applicant information is used, on the date that the application to purchase is completed, the dealer delivering the firearm shall transmit an electronic or telephonic report of the same and the type of information concerning the purchaser or transferee as is indicated in subdivision (b) of Section 12077.

(o) Section 12071 and subdivisions (c) and (d) of Section 12072 shall not apply to the delivery, sale, or transfer of firearms regulated pursuant to Section 12020, Chapter 2 (commencing with Section 12200), or Chapter 2.3 (commencing with Section 12275), if the delivery, sale, or transfer is conducted in accordance with the applicable provisions of Section 12020, Chapter 2 (commencing with Section 12200), or Chapter 2.3 (commencing with Section 12275).

(p) (1) Paragraph (3) of subdivision (a) and subdivision (d) of Section 12072 shall not apply to the loan of a firearm that is not a handgun to a minor, with the express permission of the parent or legal guardian of the minor, if the loan does not exceed 30 days in duration and is for a lawful purpose.

(2) Paragraph (3) of subdivision (a) of Section 12072, subdivision (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a handgun to a minor by a person who is not the parent or legal guardian of the minor if all of the following circumstances exist:

(A) The minor has the written consent of his or her parent or legal guardian that is presented at the time of, or prior to the time of, the loan, or is accompanied by his or her parent or legal guardian at the time the loan is made.

(B) The minor is being loaned the firearm for the purpose of engaging in a lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(C) The duration of the loan does not exceed the amount of time that is reasonably necessary to engage in the lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(D) The duration of the loan does not, in any event, exceed 10 days.

(3) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a handgun to a minor by his or her parent or legal guardian if both of the following circumstances exist:

(A) The minor is being loaned the firearm for the purposes of engaging in a lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(B) The duration of the loan does not exceed the amount of time that is reasonably necessary to engage in the lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(4) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072 shall not apply to the transfer or loan of a firearm that is not a handgun to a minor by his or her parent or legal guardian.

(5) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072 shall not apply to the transfer or loan of a firearm that is not a handgun to a minor by his or her grandparent who is not the legal guardian of the minor if the transfer is done with the express permission of the parent or legal guardian of the minor.

(6) Subparagraph (A) of paragraph (3) of subdivision (a) of Section 12072 shall not apply to the sale of a handgun if both of the following requirements are satisfied:

(A) The sale is to a person who is at least 18 years of age.

(B) The firearm is an antique firearm as defined in paragraph (16) of subsection (a) of Section 921 of Title 18 of the United States Code.

(q) Subdivision (d) of Section 12072 shall not apply to the loan of a firearm that is not a handgun to a licensed hunter for use by that licensed hunter for a period of time not to exceed the duration of the hunting season for which that firearm is to be used.

(r) The waiting period described in Section 12071 or 12072 shall not apply to the delivery, sale, or transfer of a firearm to the holder of a special weapons permit issued by the Department of Justice issued pursuant to Section 12095, 12230, 12250, or 12305. On the date that the application to purchase is completed, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the same as is indicated in subdivision (b) or (c) of Section 12077.

(s) (1) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the infrequent loan of an unloaded firearm by a person who is neither a dealer as defined in Section 12071 nor a federal firearms licensee pursuant to Chapter 44 of Title 18 of the United States Code, to a person 18 years of age or older for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event.

(2) Subdivision (d), and paragraph (1) of subdivision (f), of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of an unloaded firearm by a person who is not a dealer as defined in Section 12071 but who is a federal firearms licensee pursuant to Chapter 44 of Title 18 of the United States Code, to a person who possesses a valid entertainment firearms permit issued pursuant to Section 12081, for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event. The person loaning the firearm pursuant to this paragraph shall retain a photocopy of the

entertainment firearms permit as proof of compliance with this requirement.

(3) Subdivision (b) of Section 12071, subdivision (c) of, and paragraph (1) of subdivision (f) of, Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of an unloaded firearm by a dealer as defined in Section 12071, to a person who possesses a valid entertainment firearms permit issued pursuant to Section 12081, for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event. The dealer shall retain a photocopy of the entertainment firearms permit as proof of compliance with this requirement.

(t) (1) The waiting period described in Section 12071 or 12072 shall not apply to the sale, delivery, loan, or transfer of a firearm that is a curio or relic, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, or its successor, by a dealer to a person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto who has a current certificate of eligibility issued to him or her by the Department of Justice pursuant to Section 12071. On the date that the delivery, sale, or transfer is made, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the transaction as is indicated in subdivision (b) or (c) of Section 12077.

(2) Subdivision (d) of Section 12072 shall not apply to the infrequent sale, loan, or transfer of a firearm that is not a handgun, which is a curio or relic manufactured at least 50 years prior to the current date, but not including replicas thereof, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, or its successor.

(u) As used in this section:

(1) "Infrequent" has the same meaning as in paragraph (1) of subdivision (c) of Section 12070.

(2) "A person taking title or possession of firearms by operation of law" includes, but is not limited to, any of the following instances wherein an individual receives title to, or possession of, firearms:

(A) The executor or administrator of an estate if the estate includes firearms.

(B) A secured creditor or an agent or employee thereof when the firearms are possessed as collateral for, or as a result of, a default under a security agreement under the Commercial Code.

(C) A levying officer, as defined in Section 481.140, 511.060, or 680.260 of the Code of Civil Procedure.

(D) A receiver performing his or her functions as a receiver if the receivership estate includes firearms.

(E) A trustee in bankruptcy performing his or her duties if the bankruptcy estate includes firearms.

(F) An assignee for the benefit of creditors performing his or her functions as an assignee, if the assignment includes firearms.

(G) A transmutation of property consisting of firearms pursuant to Section 850 of the Family Code.

(H) Firearms passing to a surviving spouse pursuant to Chapter 1 (commencing with Section 13500) of Part 2 of Division 8 of the Probate Code.

(I) Firearms received by the family of a police officer or deputy sheriff from a local agency pursuant to Section 50081 of the Government Code.

(J) The transfer of a firearm by a law enforcement agency to the person who found the firearm where the delivery is to the person as the finder of the firearm pursuant to Article 1 (commencing with Section 2080) of Chapter 4 of Division 3 of the Civil Code.

SEC. 12.5. Section 12078 of the Penal Code is amended to read:

12078. (a) (1) The waiting periods described in Sections 12071 and 12072 shall not apply to deliveries, transfers, or sales of firearms made to persons properly identified as full-time paid peace officers as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2, provided that the peace officers are authorized by their employer to carry firearms while in the performance of their duties. Proper identification is defined as verifiable written certification from the head of the agency by which the purchaser or transferee is employed, identifying the purchaser or transferee as a peace officer who is authorized to carry firearms while in the performance of his or her duties, and authorizing the purchase or transfer. The certification shall be delivered to the dealer at the time of purchase or transfer and the purchaser or transferee shall identify himself or herself as the person authorized in the certification. The dealer shall keep the certification with the record of sale. On the date that the delivery, sale, or transfer is made, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the transaction as is indicated in subdivision (b) or (c) of Section 12077.

(2) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to deliveries, transfers, or sales of firearms made to authorized law enforcement representatives of cities, counties, cities and counties, or state or federal governments for exclusive use by those governmental agencies if, prior to the delivery, transfer, or sale of these firearms, written authorization from the head of the agency authorizing the transaction is presented to the person from whom the purchase, delivery, or transfer is being made. Proper written authorization is defined as verifiable written certification from the head of the agency by which



the purchaser or transferee is employed, identifying the employee as an individual authorized to conduct the transaction, and authorizing the transaction for the exclusive use of the agency by which he or she is employed. Within 10 days of the date a handgun is acquired by the agency, a record of the same shall be entered as an institutional weapon into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(3) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the loan of a firearm made by an authorized law enforcement representative of a city, county, or city and county, or the state or federal government to a peace officer employed by that agency and authorized to carry a firearm for the carrying and use of that firearm by that peace officer in the course and scope of his or her duties.

(4) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the delivery, sale, or transfer of a firearm by a law enforcement agency to a peace officer pursuant to Section 10334 of the Public Contract Code. Within 10 days of the date that a handgun is sold, delivered, or transferred pursuant to Section 10334 of the Public Contract Code to that peace officer, the name of the officer and the make, model, serial number, and other identifying characteristics of the firearm being sold, transferred, or delivered shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that sold, transferred, or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(5) Subdivision (b) of Section 12801 and the preceding provisions of this article do not apply to the delivery, sale, or transfer of a firearm by a law enforcement agency to a retiring peace officer who is authorized to carry a firearm pursuant to Section 12027.1. Within 10 days of the date that a handgun is sold, delivered, or transferred to that retiring peace officer, the name of the officer and the make, model, serial number, and other identifying characteristics of the firearm being sold, transferred, or delivered shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that sold, transferred, or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(6) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 do not apply to sales, deliveries, or transfers of firearms to authorized representatives of cities, cities and counties, counties, or state or federal governments for those governmental agencies where the entity is acquiring the weapon as part of an authorized, voluntary program where the entity is buying or receiving weapons from private individuals. Any weapons acquired pursuant to this paragraph shall be disposed of pursuant to the applicable provisions of Section 12028 or 12032.

(7) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, loan, delivery, or transfer of a firearm made by an authorized law enforcement representative of a city, county, city and county, state, or the federal government to any public or private nonprofit historical society, museum, or institutional collection or the purchase or receipt of that firearm by that public or private nonprofit historical society, museum, or institutional collection if all of the following conditions are met:

(A) The entity receiving the firearm is open to the public.

(B) The firearm prior to delivery is deactivated or rendered inoperable.

(C) The firearm is not subject to Section 12028, 12028.5, 12030, or 12032.

(D) The firearm is not prohibited by other provisions of law from being sold, delivered, or transferred to the public at large.

(E) Prior to delivery, the entity receiving the firearm submits a written statement to the law enforcement representative stating that the firearm will not be restored to operating condition, and will either remain with that entity, or if subsequently disposed of, will be transferred in accordance with the applicable provisions of this article and, if applicable, Section 12801.

(F) Within 10 days of the date that the firearm is sold, loaned, delivered, or transferred to that entity, the name of the government entity delivering the firearm, and the make, model, serial number, and other identifying characteristics of the firearm and the name of the person authorized by the entity to take possession of the firearm shall be reported to the department in a manner prescribed by the department.

(G) In the event of a change in the status of the designated representative, the entity shall notify the department of a new representative within 30 days.

(8) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, loan, delivery, or transfer of a firearm made by any person other than a representative of an authorized law enforcement agency to any public or private nonprofit historical society, museum, or institutional collection if all of the following conditions are met:

- (A) The entity receiving the firearm is open to the public.
- (B) The firearm is deactivated or rendered inoperable prior to delivery.
- (C) The firearm is not of a type prohibited from being sold, delivered, or transferred to the public.

(D) Prior to delivery, the entity receiving the firearm submits a written statement to the person selling, loaning, or transferring the firearm stating that the firearm will not be restored to operating condition, and will either remain with that entity, or if subsequently disposed of, will be transferred in accordance with the applicable provisions of this article and, if applicable Section 12801.

(E) If title to a handgun is being transferred to the public or private nonprofit historical society, museum, or institutional collection, then the designated representative of that public or private historical society, museum or institutional collection within 30 days of taking possession of that handgun, shall forward by prepaid mail or deliver in person to the Department of Justice, a single report signed by both parties to the transaction, that includes information identifying the person representing that public or private historical society, museum, or institutional collection, how title was obtained and from whom, and a description of the firearm in question, along with a copy of the written statement referred to in subparagraph (D). The report forms that are to be completed pursuant to this paragraph shall be provided by the Department of Justice.

(F) In the event of a change in the status of the designated representative, the entity shall notify the department of a new representative within 30 days.

(b) (1) Section 12071, subdivisions (c) and (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to deliveries, sales, or transfers of firearms between or to importers and manufacturers of firearms licensed to engage in that business pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(2) Subdivision (b) of Section 12801 shall not apply to the delivery, sale, or transfer of a handgun to a person licensed pursuant to Section 12071, where the licensee is receiving the handgun in the course and scope of his or her activities as a person licensed pursuant to Section 12071.

(c) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent transfer of a firearm that is not a handgun by gift, bequest, intestate succession, or other means by one individual to another if both individuals are members of the same immediate family.

(2) Subdivision (d) of Section 12072 shall not apply to the infrequent transfer of a handgun by gift, bequest, intestate succession, or other

means by one individual to another if both individuals are members of the same immediate family and all of the following conditions are met:

(A) The person to whom the firearm is transferred shall, within 30 days of taking possession of the firearm, forward by prepaid mail or deliver in person to the Department of Justice, a report that includes information concerning the individual taking possession of the firearm, how title was obtained and from whom, and a description of the firearm in question. The report forms that individuals complete pursuant to this paragraph shall be provided to them by the Department of Justice.

(B) The person taking title to the firearm shall first obtain a handgun safety certificate.

(C) The person receiving the firearm is 18 years of age or older.

(3) As used in this subdivision, "immediate family member" means any one of the following relationships:

(A) Parent and child.

(B) Grandparent and grandchild.

(d) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent loan of firearms between persons who are personally known to each other for any lawful purpose, if the loan does not exceed 30 days in duration and, when the firearm is a handgun, commencing January 1, 2003, the individual being loaned the handgun has a valid handgun safety certificate.

(2) Subdivision (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a firearm where all of the following conditions exist:

(A) The person loaning the firearm is at all times within the presence of the person being loaned the firearm.

(B) The loan is for a lawful purpose.

(C) The loan does not exceed three days in duration.

(D) The individual receiving the firearm is not prohibited from owning or possessing a firearm pursuant to Section 12021 or 12021.1 of this code, or by Section 8100 or 8103 of the Welfare and Institutions Code.

(E) The person loaning the firearm is 18 years of age or older.

(F) The person being loaned the firearm is 18 years of age or older.

(e) Section 12071, subdivisions (c) and (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the delivery of a firearm to a gunsmith for service or repair, or to the return of the firearm to its owner by the gunsmith.

(f) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the sale, delivery, or transfer of firearms by persons who reside in this state to persons who reside outside this state who are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant

thereto, if the sale, delivery, or transfer is in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(g) (1) Subdivision (d) of Section 12072 shall not apply to the infrequent sale or transfer of a firearm, other than a handgun, at auctions or similar events conducted by nonprofit mutual or public benefit corporations organized pursuant to the Corporations Code.

As used in this paragraph, the term “infrequent” shall not be construed to prohibit different local chapters of the same nonprofit corporation from conducting auctions or similar events, provided the individual local chapter conducts the auctions or similar events infrequently. It is the intent of the Legislature that different local chapters, representing different localities, be entitled to invoke the exemption created by this paragraph, notwithstanding the frequency with which other chapters of the same nonprofit corporation may conduct auctions or similar events.

(2) Subdivision (d) of Section 12072 shall not apply to the transfer of a firearm other than a handgun, if the firearm is donated for an auction or similar event described in paragraph (1) and the firearm is delivered to the nonprofit corporation immediately preceding, or contemporaneous with, the auction or similar event.

(3) The waiting period described in Sections 12071 and 12072 shall not apply to a dealer who delivers a firearm other than a handgun at an auction or similar event described in paragraph (1), as authorized by subparagraph (C) of paragraph (1) of subdivision (b) of Section 12071. Within two business days of completion of the application to purchase, the dealer shall forward by prepaid mail to the Department of Justice a report of the same as is indicated in subdivision (c) of Section 12077. If the electronic or telephonic transfer of applicant information is used, within two business days of completion of the application to purchase, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the same as is indicated in subdivision (c) of Section 12077.

(h) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the loan of a firearm to a person 18 years of age or older for the purposes of shooting at targets if the loan occurs on the premises of a target facility that holds a business or regulatory license or on the premises of any club or organization organized for the purposes of practicing shooting at targets upon established ranges, whether public or private, if the firearm is at all times kept within the premises of the target range or on the premises of the club or organization.

(i) (1) Subdivision (d) of Section 12072 shall not apply to a person who takes title or possession of a firearm that is not a handgun by operation of law if the person is not prohibited by Section 12021 or

12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code from possessing firearms.

(2) Subdivision (d) of Section 12072 shall not apply to a person who takes title or possession of a handgun by operation of law if the person is not prohibited by Section 12021 or 12021.1 of this code or Section 8100 or 8103 of the Welfare and Institutions Code from possessing firearms and all of the following conditions are met:

(A) If the person taking title or possession is neither a levying officer as defined in Section 481.140, 511.060, or 680.210 of the Code of Civil Procedure, nor a person who is receiving that firearm pursuant to subparagraph (G), (I), or (J) of paragraph (2) of subdivision (u), the person shall, within 30 days of taking possession, forward by prepaid mail or deliver in person to the Department of Justice, a report of information concerning the individual taking possession of the firearm, how title or possession was obtained and from whom, and a description of the firearm in question. The reports that individuals complete pursuant to this paragraph shall be provided to them by the department.

(B) If the person taking title or possession is receiving the firearm pursuant to subparagraph (G) of paragraph (2) of subdivision (u), the person shall do both of the following:

(i) Within 30 days of taking possession, forward by prepaid mail or deliver in person to the department, a report of information concerning the individual taking possession of the firearm, how title or possession was obtained and from whom, and a description of the firearm in question. The reports that individuals complete pursuant to this paragraph shall be provided to them by the department.

(ii) Prior to taking title or possession of the firearm, the person shall obtain a handgun safety certificate.

(C) Where the person receiving title or possession of the handgun is a person described in subparagraph (I) of paragraph (2) of subdivision (u), on the date that the person is delivered the firearm, the name and other information concerning the person taking possession of the firearm, how title or possession of the firearm was obtained and from whom, and a description of the firearm by make, model, serial number, and other identifying characteristics, shall be entered into the Automated Firearms System (AFS) via the California Law Enforcement Telecommunications System (CLETS) by the law enforcement or state agency that transferred or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system.

(D) Where the person receiving title or possession of the handgun is a person described in subparagraph (J) of paragraph (2) of subdivision (u), on the date that the person is delivered the firearm, the name and

other information concerning the person taking possession of the firearm, how title or possession of the firearm was obtained and from whom, and a description of the firearm by make, model, serial number, and other identifying characteristics, shall be entered into the AFS via the CLETS by the law enforcement or state agency that transferred or delivered the firearm. Those agencies without access to AFS shall arrange with the sheriff of the county in which the agency is located to input this information via this system. In addition, that law enforcement agency shall not deliver that handgun to the person referred to in this subparagraph unless, prior to the delivery of the same, the person presents proof to the agency that he or she is the holder of a handgun safety certificate.

(3) Subdivision (d) of Section 12072 shall not apply to a person who takes possession of a firearm by operation of law in a representative capacity who subsequently transfers ownership of the firearm to himself or herself in his or her individual capacity. In the case of a handgun, the individual shall obtain a handgun safety certificate prior to transferring ownership to himself or herself, or taking possession of a handgun in an individual capacity.

(j) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to deliveries, transfers, or returns of firearms made pursuant to Section 12021.3, 12028, 12028.5, or 12030.

(k) Section 12071, subdivision (c) of Section 12072, and subdivision (b) of Section 12801 shall not apply to any of the following:

(1) The delivery, sale, or transfer of unloaded firearms that are not handguns by a dealer to another dealer upon proof of compliance with the requirements of paragraph (1) of subdivision (f) of Section 12072.

(2) The delivery, sale, or transfer of unloaded firearms by dealers to persons who reside outside this state who are licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto.

(3) The delivery, sale, or transfer of unloaded firearms to a wholesaler if the firearms are being returned to the wholesaler and are intended as merchandise in the wholesaler's business.

(4) The delivery, sale, or transfer of unloaded firearms by one dealer to another dealer if the firearms are intended as merchandise in the receiving dealer's business upon proof of compliance with the requirements of paragraph (1) of subdivision (f) of Section 12072.

(5) The delivery, sale, or transfer of an unloaded firearm that is not a handgun by a dealer to himself or herself.

(6) The loan of an unloaded firearm by a dealer who also operates a target facility that holds a business or regulatory license on the premises of the building designated in the license or whose building designated

in the license is on the premises of any club or organization organized for the purposes of practicing shooting at targets upon established ranges, whether public or private, to a person at that target facility or that club or organization, if the firearm is at all times kept within the premises of the target range or on the premises of the club or organization.

(l) A person who is exempt from subdivision (d) of Section 12072 or is otherwise not required by law to report his or her acquisition, ownership, or disposal of a handgun or who moves out of this state with his or her handgun may submit a report of the same to the Department of Justice in a format prescribed by the department.

(m) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the delivery, sale, or transfer of unloaded firearms to a wholesaler as merchandise in the wholesaler's business by manufacturers or importers licensed to engage in that business pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto, or by another wholesaler, if the delivery, sale, or transfer is made in accordance with Chapter 44 (commencing with Section 921) of Title 18 of the United States Code.

(n) (1) The waiting period described in Section 12071 or 12072 shall not apply to the delivery, sale, or transfer of a handgun by a dealer in either of the following situations:

(A) The dealer is delivering the firearm to another dealer and it is not intended as merchandise in the receiving dealer's business.

(B) The dealer is delivering the firearm to himself or herself and it is not intended as merchandise in his or her business.

(2) In order for this subdivision to apply, both of the following shall occur:

(A) If the dealer is receiving the firearm from another dealer, the dealer receiving the firearm shall present proof to the dealer delivering the firearm that he or she is licensed pursuant to Section 12071 by complying with paragraph (1) of subdivision (f) of Section 12072.

(B) Whether the dealer is delivering, selling, or transferring the firearm to himself or herself or to another dealer, on the date that the application to purchase is completed, the dealer delivering the firearm shall forward by prepaid mail to the Department of Justice a report of the same and the type of information concerning the purchaser or transferee as is indicated in subdivision (b) of Section 12077. Where the electronic or telephonic transfer of applicant information is used, on the date that the application to purchase is completed, the dealer delivering the firearm shall transmit an electronic or telephonic report of the same and the type of information concerning the purchaser or transferee as is indicated in subdivision (b) of Section 12077.



(o) Section 12071 and subdivisions (c), (d), and paragraph (1) of subdivision (f) of Section 12072 shall not apply to the delivery, sale, or transfer of firearms regulated pursuant to Section 12020, Chapter 2 (commencing with Section 12200), or Chapter 2.3 (commencing with Section 12275), if the delivery, sale, or transfer is conducted in accordance with the applicable provisions of Section 12020, Chapter 2 (commencing with Section 12200), or Chapter 2.3 (commencing with Section 12275).

(p) (1) Paragraph (3) of subdivision (a) and subdivision (d) of Section 12072 shall not apply to the loan of a firearm that is not a handgun to a minor, with the express permission of the parent or legal guardian of the minor, if the loan does not exceed 30 days in duration and is for a lawful purpose.

(2) Paragraph (3) of subdivision (a) of Section 12072, subdivision (d) of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a handgun to a minor by a person who is not the parent or legal guardian of the minor if all of the following circumstances exist:

(A) The minor has the written consent of his or her parent or legal guardian that is presented at the time of, or prior to the time of, the loan, or is accompanied by his or her parent or legal guardian at the time the loan is made.

(B) The minor is being loaned the firearm for the purpose of engaging in a lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(C) The duration of the loan does not exceed the amount of time that is reasonably necessary to engage in the lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(D) The duration of the loan does not, in any event, exceed 10 days.

(3) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of a handgun to a minor by his or her parent or legal guardian if both of the following circumstances exist:

(A) The minor is being loaned the firearm for the purposes of engaging in a lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(B) The duration of the loan does not exceed the amount of time that is reasonably necessary to engage in the lawful, recreational sport, including, but not limited to, competitive shooting, or agricultural, ranching, or hunting activity, or a motion picture, television, or video production, or entertainment or theatrical event, the nature of which involves the use of a firearm.

(4) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072 shall not apply to the transfer or loan of a firearm that is not a handgun to a minor by his or her parent or legal guardian.

(5) Paragraph (3) of subdivision (a), and subdivision (d), of Section 12072 shall not apply to the transfer or loan of a firearm that is not a handgun to a minor by his or her grandparent who is not the legal guardian of the minor if the transfer is done with the express permission of the parent or legal guardian of the minor.

(6) Subparagraph (A) of paragraph (3) of subdivision (a) of Section 12072 shall not apply to the sale of a handgun if both of the following requirements are satisfied:

(A) The sale is to a person who is at least 18 years of age.

(B) The firearm is an antique firearm as defined in paragraph (16) of subsection (a) of Section 921 of Title 18 of the United States Code.

(q) Subdivision (d) of Section 12072 shall not apply to the loan of a firearm that is not a handgun to a licensed hunter for use by that licensed hunter for a period of time not to exceed the duration of the hunting season for which that firearm is to be used.

(r) The waiting period described in Section 12071 or 12072 shall not apply to the delivery, sale, or transfer of a firearm to the holder of a special weapons permit issued by the Department of Justice issued pursuant to Section 12095, 12230, 12250, or 12305. On the date that the application to purchase is completed, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the same as is indicated in subdivision (b) or (c) of Section 12077.

(s) (1) Subdivision (d) of Section 12072 and subdivision (b) of Section 12801 shall not apply to the infrequent loan of an unloaded firearm by a person who is neither a dealer as defined in Section 12071 nor a federal firearms licensee pursuant to Chapter 44 of Title 18 of the United States Code, to a person 18 years of age or older for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event.

(2) Subdivision (d), and paragraph (1) of subdivision (f), of Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of an unloaded firearm by a person who is not a dealer as defined in Section 12071 but who is a federal firearms licensee pursuant to Chapter

44 of Title 18 of the United States Code, to a person who possesses a valid entertainment firearms permit issued pursuant to Section 12081, for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event. The person loaning the firearm pursuant to this paragraph shall retain a photocopy of the entertainment firearms permit as proof of compliance with this requirement.

(3) Subdivision (b) of Section 12071, subdivision (c) of, and paragraph (1) of subdivision (f) of, Section 12072, and subdivision (b) of Section 12801 shall not apply to the loan of an unloaded firearm by a dealer as defined in Section 12071, to a person who possesses a valid entertainment firearms permit issued pursuant to Section 12081, for use solely as a prop in a motion picture, television, video, theatrical, or other entertainment production or event. The dealer shall retain a photocopy of the entertainment firearms permit as proof of compliance with this requirement.

(t) (1) The waiting period described in Section 12071 or 12072 shall not apply to the sale, delivery, loan, or transfer of a firearm that is a curio or relic, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, or its successor, by a dealer to a person who is licensed as a collector pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code and the regulations issued pursuant thereto who has a current certificate of eligibility issued to him or her by the Department of Justice pursuant to Section 12071. On the date that the delivery, sale, or transfer is made, the dealer delivering the firearm shall transmit to the Department of Justice an electronic or telephonic report of the transaction as is indicated in subdivision (b) or (c) of Section 12077.

(2) Subdivision (d) and paragraph (1) of subdivision (f) of Section 12072 shall not apply to the infrequent sale, loan, or transfer of a firearm that is not a handgun, which is a curio or relic manufactured at least 50 years prior to the current date, but not including replicas thereof, as defined in Section 478.11 of Title 27 of the Code of Federal Regulations, or its successor.

(u) As used in this section:

(1) "Infrequent" has the same meaning as in paragraph (1) of subdivision (c) of Section 12070.

(2) "A person taking title or possession of firearms by operation of law" includes, but is not limited to, any of the following instances wherein an individual receives title to, or possession of, firearms:

(A) The executor or administrator of an estate if the estate includes firearms.

(B) A secured creditor or an agent or employee thereof when the firearms are possessed as collateral for, or as a result of, a default under a security agreement under the Commercial Code.

(C) A levying officer, as defined in Section 481.140, 511.060, or 680.260 of the Code of Civil Procedure.

(D) A receiver performing his or her functions as a receiver if the receivership estate includes firearms.

(E) A trustee in bankruptcy performing his or her duties if the bankruptcy estate includes firearms.

(F) An assignee for the benefit of creditors performing his or her functions as an assignee, if the assignment includes firearms.

(G) A transmutation of property consisting of firearms pursuant to Section 850 of the Family Code.

(H) Firearms passing to a surviving spouse pursuant to Chapter 1 (commencing with Section 13500) of Part 2 of Division 8 of the Probate Code.

(I) Firearms received by the family of a police officer or deputy sheriff from a local agency pursuant to Section 50081 of the Government Code.

(J) The transfer of a firearm by a law enforcement agency to the person who found the firearm where the delivery is to the person as the finder of the firearm pursuant to Article 1 (commencing with Section 2080) of Chapter 4 of Division 3 of the Civil Code.

SEC. 13. Section 12084 of the Penal Code is repealed.

SEC. 14. Section 12132 of the Penal Code is amended to read:

12132. This chapter shall not apply to any of the following:

(a) The sale, loan, or transfer of any firearm pursuant to Section 12082 in order to comply with subdivision (d) of Section 12072.

(b) The sale, loan, or transfer of any firearm that is exempt from the provisions of subdivision (d) of Section 12072 pursuant to any applicable exemption contained in Section 12078, if the sale, loan, or transfer complies with the requirements of that applicable exemption to subdivision (d) of Section 12072.

(c) The sale, loan, or transfer of any firearm as described in paragraph (3) of subdivision (b) of Section 12125.

(d) The delivery of a pistol, revolver, or other firearm capable of being concealed upon the person to a person licensed pursuant to Section 12071 for the purposes of the service or repair of that firearm.

(e) The return of a pistol, revolver, or other firearm capable of being concealed upon the person by a person licensed pursuant to Section 12071 to its owner where that firearm was initially delivered in the circumstance set forth in subdivision (d).

(f) The return of a pistol, revolver, or other firearm capable of being concealed upon the person by a person licensed pursuant to Section

12071 to its owner where that firearm was initially delivered to that licensee for the purpose of a consignment sale or as collateral for a pawnbroker loan.

(g) The sale, loan, or transfer of any pistol, revolver, or other firearm capable of being concealed upon the person listed as a curio or relic, as defined in Section 178.11 of the Code of Federal Regulations.

(h) (1) The Legislature finds a significant public purpose in exempting pistols that are designed expressly for use in Olympic target shooting events. Therefore, those pistols that are sanctioned by the International Olympic Committee and by USA Shooting, the national governing body for international shooting competition in the United States, and that are used for Olympic target shooting purposes at the time that the act adding this subdivision is enacted, and that fall within the definition of “unsafe handgun” pursuant to paragraph (3) of subdivision (b) of Section 12126 shall be exempt, as provided in paragraphs (2) and (3).

(2) This chapter shall not apply to any of the following pistols, because they are consistent with the significant public purpose expressed in paragraph (1):

MANUFACTURER	MODEL	CALIBER
ANSCHUTZ	FP	.22LR
BENELLI	MP90	.22LR
BENELLI	MP90	.32 S&W LONG
BENELLI	MP95	.22LR
BENELLI	MP95	.32 S&W LONG
DRULOV	FP	.22LR
GREEN	ELECTROARM	.22LR
HAMMERLI	100	.22LR
HAMMERLI	101	.22LR
HAMMERLI	102	.22LR
HAMMERLI	162	.22LR
HAMMERLI	280	.22LR
HAMMERLI	280	.32 S&W LONG
HAMMERLI	FP10	.22LR
HAMMERLI	MP33	.22LR
HAMMERLI	SP20	.22LR
HAMMERLI	SP20	.32 S&W LONG
MORINI	CM102E	.22LR
MORINI	22M	.22LR
MORINI	32M	.32 S&W LONG
MORINI	CM80	.22LR
PARDINI	GP	.22 SHORT
PARDINI	GPO	.22 SHORT

PARDINI	GP-SCHUMANN	.22 SHORT
PARDINI	HP	.32 S&W LONG
PARDINI	K22	.22LR
PARDINI	MP	.32 S&W LONG
PARDINI	PGP75	.22LR
PARDINI	SP	.22LR
PARDINI	SPE	.22LR
SAKO	FINMASTER	.22LR
STEYR	FP	.22LR
VOSTOK	IZH NO. 1	.22LR
VOSTOK	MU55	.22LR
VOSTOK	TOZ35	.22LR
WALTHER	FP	.22LR
WALTHER	GSP	.22LR
WALTHER	GSP	.32 S&W LONG
WALTHER	OSP	.22 SHORT
WALTHER	OSP-2000	.22 SHORT

(3) The department shall create a program that is consistent with the purpose stated in paragraph (1) to exempt new models of competitive firearms from this chapter. The exempt competitive firearms may be based on recommendations by USA Shooting consistent with the regulations contained in the USA Shooting Official Rules or may be based on the recommendation or rules of any other organization that the department deems relevant.

(i) The sale, loan, or transfer of any semiautomatic pistol that is to be used solely as a prop during the course of a motion picture, television, or video production by an authorized participant therein in the course of making that production or event or by an authorized employee or agent of the entity producing that production or event.

SEC. 15. Section 12305 of the Penal Code is amended to read:

12305. (a) Every dealer, manufacturer, importer, and exporter of any destructive device, or any motion picture or television studio using destructive devices in the conduct of its business, shall obtain a permit for the conduct of that business from the Department of Justice.

(b) Any person, firm, or corporation not mentioned in subdivision (a) shall obtain a permit from the Department of Justice in order to possess or transport any destructive device. No permit shall be issued to any person who meets any of the following criteria:

- (1) Has been convicted of any felony.
- (2) Is addicted to the use of any narcotic drug.
- (3) Is a person in a class prohibited by Section 8100 or 8103 of the Welfare and Institutions Code or Section 12021 or 12021.1 of this code.

(c) Applications for permits shall be filed in writing, signed by the applicant if an individual, or by a member or officer qualified to sign if the applicant is a firm or corporation, and shall state the name, business in which engaged, business address and a full description of the use to which the destructive devices are to be put.

(d) Applications and permits shall be uniform throughout the state on forms prescribed by the Department of Justice.

(e) Each applicant for a permit shall pay at the time of filing his or her application a fee not to exceed the application processing costs of the Department of Justice. A permit granted pursuant to this article may be renewed one year from the date of issuance, and annually thereafter, upon the filing of a renewal application and the payment of a permit renewal fee not to exceed the application processing costs of the Department of Justice. After the department establishes fees sufficient in amount to cover processing costs, the amount of the fees shall only increase at a rate not to exceed the legislatively approved cost-of-living adjustment for the department.

(f) Except as provided in subdivision (g), the Department of Justice shall, for every person, firm, or corporation to whom a permit is issued pursuant to this article, annually conduct an inspection for security and safe storage purposes, and to reconcile the inventory of destructive devices.

(g) A person, firm, or corporation with an inventory of fewer than five devices that require any Department of Justice permit shall be subject to an inspection for security and safe storage purposes, and to reconcile inventory, once every five years, or more frequently if determined by the department.

SEC. 16. Section 26 of Chapter 23 of the Statutes of 1994 is amended to read:

Sec. 26. The Legislature declares the following to be the public policy of this state:

(a) No person who buys or is transferred or is loaned a firearm that was conducted through a person acting under Section 12082 of the Penal Code shall incur any civil liability for any illicit use or possession of the firearm prior to his or her taking possession of the firearm if the person had no knowledge of that conduct.

(b) No person holding a license under Section 12071 of the Penal Code when delivering firearms pursuant to Section 12082 of the Penal Code shall assume any civil liability beyond that existing at the time of the effective date of this section when the person sells or transfers or loans any firearms out of his or her own stock, if that person otherwise complies with Section 12082 of the Penal Code. No person acting as a dealer pursuant to Section 12071 of the Penal Code who is delivering

firearms for third parties pursuant to Section 12082 of the Penal Code, and the firearms are not out of his or her own stock, shall assume any civil liability for any defects in those firearms unless he or she has actual knowledge of the defect.

(c) No person who transfers, sells, or loans a firearm through a dealer licensed pursuant to Section 12071 of the Penal Code in accordance with Section 12082 of the Penal Code and who otherwise complies with Article 3 (commencing with Section 12070) of Chapter 1 of Title 2 of Part 4 of the Penal Code shall incur any civil liability for subsequent misuse of the firearm by the purchaser, transferee, or person being loaned that firearm if he or she had no knowledge of the misuse prior to the transfer, sale, or loan.

(d) The declarations contained in this section are declaratory of existing law.

SEC. 17. (a) Section 1.5 of this bill incorporates amendments to Section 11106 of the Penal Code proposed by both this bill and AB 1288. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 11106 of the Penal Code, and (3) this bill is enacted after AB 1288, in which case Section 1 of this bill shall not become operative.

(b) Section 2.5 of this bill incorporates amendments to Section 11108 of the Penal Code proposed by both this bill and AB 86. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 11108 of the Penal Code, and (3) this bill is enacted after AB 86, in which case Section 2 of this bill shall not become operative.

(c) Section 4.5 of this bill incorporates amendments to Section 12001 of the Penal Code proposed by both this bill and SB 59. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12001 of the Penal Code, and (3) this bill is enacted after SB 59, in which case Section 4 of this bill shall not become operative.

(d) Section 9.5 of this bill incorporates amendments to Section 12071 of the Penal Code proposed by both this bill and AB 754. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12071 of the Penal Code, and (3) this bill is enacted after AB 754, in which case Section 9 of this bill shall not become operative.

(e) Section 10.5 of this bill incorporates amendments to Section 12072 of the Penal Code proposed by both this bill and AB 754. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12072 of the



Penal Code, and (3) this bill is enacted after AB 754, in which case Section 10 of this bill shall not become operative.

(f) Section 11.5 of this bill incorporates amendments to Section 12076 of the Penal Code proposed by both this bill and AB 754. It shall become operative only if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12076 of the Penal Code, and (3) this bill is enacted after AB 754, in which case Section 11 of this bill shall not become operative.

(g) Section 12.5 of this bill incorporates amendments to Section 12078 of the Penal Code proposed by both this bill and AB 754. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12078 of the Penal Code, and (3) this bill is enacted after AB 754, in which case Section 12 of this bill shall not become operative.

SEC. 18. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 716

An act to amend Sections 369b and 1463.12 of, and to add Section 218.1 to, the Penal Code, to amend Section 2454 of the Streets and Highways Code, and to amend Sections 22526, 42001.1, and 42001.16 of the Vehicle Code, relating to railroads.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares all of the following:

(a) Both failing to stop at a stop sign located near a railroad grade crossing and stopping on the railroad track as a result of gridlock or congestion are serious offenses that cause death, injury, and destruction of property and more importantly, endanger the lives of people riding in the vehicle and the train, and pedestrians.

(b) The horrific accidents caused by drivers who fail to stop at a stop sign or cause gridlock on the tracks contribute to California's dubious honor of ranking in the top tier of highway grade crossing injury and deaths nationwide.

(c) The fines authorized under existing law are insufficient for these serious and potentially life-threatening traffic offenses and should be consistent with the fine for attempting to maneuver around an active grade crossing gate arm.

(d) Increasing the fines for these offenses and dedicating a significant portion of the fines to railroad crossing education will permit local agencies to increase awareness of rail safety. Education programs have been demonstrated to reduce the number of accidents on the railroad, thereby saving lives and reducing personal injury and property damage.

SEC. 2. Section 218.1 is added to the Penal Code, to read:

218.1. Any person who unlawfully and with gross negligence places or causes to be placed any obstruction upon or near the track of any railroad that proximately results in either the damaging or derailling of any passenger, freight, or other train, or injures a rail passenger or employee, shall be punished by imprisonment in the state prison for two, three, or four years, or by imprisonment in a county jail for not more than one year, or by a fine not to exceed two thousand five hundred dollars (\$2,500), or by both that imprisonment and fine.

SEC. 3. Section 369b of the Penal Code is amended to read:

369b. (a) This section shall only apply to counties with a population greater than 500,000.

(b) The court may order any person convicted of a rail transit related traffic violation, as listed in subdivision (c), to attend a traffic school that offers, as a part of its curriculum, a film developed or caused to be developed by a transportation commission or authority on rail transit safety.

(c) For a first offense, a court, at its discretion, may order any person cited for any of the following violations to attend a traffic school offering a rail safety presentation, Internet rail safety test, or rail transit safety film prepared by a county transportation commission or authority, pay an additional fine of one hundred dollars (\$100), or both:

- (1) Section 369g.
- (2) Section 369i.
- (3) Subdivision (c) of Section 21752, Section 22450, 22451, or 22452, or subdivision (c) of Section 22526, of the Vehicle Code, involving railroad grade crossings.

(d) For a second or subsequent violation as provided in subdivision (c), a court shall order a person to pay an additional fine of up to two hundred dollars (\$200) and to attend a traffic school offering a rail safety presentation, Internet rail safety test, or rail safety film prepared by a county transportation commission or authority.

(e) All fines collected according to this section shall be distributed pursuant to Sections 1463 and 1463.12, as applicable.

SEC. 4. Section 1463.12 of the Penal Code is amended to read:

1463.12. Notwithstanding Sections 1463 and 1464 of this code and Section 76000 of the Government Code, moneys that are collected for a violation of subdivision (c) of Section 21752 or Section 22450 of the Vehicle Code, involving railroad grade crossings, or Section 22451, 22452, or subdivision (c) of Section 22526 of the Vehicle Code, and that are required to be deposited with the county treasurer pursuant to Section 1463 of this code shall be allocated as follows:

(a) If the offense occurred in an area where a transit district or transportation commission or authority established under Division 12 (commencing with Section 130000) of the Public Utilities Code provides rail transportation, the first 30 percent of the amount collected shall be allocated to the general fund of that transit district or transportation commission or authority to be used only for public safety and public education purposes relating to railroad grade crossings.

(b) If there is no transit district or transportation commission or authority providing rail transportation in the area where the offense occurred, the first 30 percent of the amount collected shall be allocated to the general fund of the county in which the offense occurred, to be used only for public safety and public education purposes relating to railroad grade crossings.

(c) The balance of the amount collected shall be deposited by the county treasurer under Section 1463.

(d) A transit district, transportation commission or authority, or a county that is allocated funds pursuant to subdivision (a) or (b) shall provide public safety and public education relating to railroad grade crossings only to the extent that those purposes are funded by the allocations provided pursuant to subdivision (a) or (b).

SEC. 5. Section 2454 of the Streets and Highways Code is amended to read:

2454. Allocations made pursuant to Section 2453 shall be made on the basis of the following:

(a) An allocation of 80 percent of the estimated cost of the project shall be made; except that whenever contributions from other sources exceed 20 percent of the estimated cost, the allocation shall be reduced by the amount in excess of 20 percent of the estimated cost.

(b) An allocation of 50 percent of the estimated cost of the project shall be made for a proposed crossing.

(c) No allocation shall be made in excess of 50 percent of the estimated cost of the project unless the grade crossing to be eliminated has been in existence for at least 10 years prior to the date of allocation.

(d) On projects which eliminate an existing crossing, or alter or reconstruct an existing grade separation, no allocation shall be made

unless the railroad agrees to contribute 10 percent of the cost of the project.

(e) Where a project does not include a grade separation, but eliminates existing grade crossing or crossings, the allocation shall not exceed the estimated allocation that would have been made for the grade separation which is no longer needed because of the elimination of the grade crossing by the project and which is indicated on the priority list to be urgently in need of grade separation.

(f) Where the project includes the separation of a highway and a railroad passenger service operated by a city or county, the operating agency shall contribute 20 percent of the cost of the project. The priority listing for these projects shall be in accordance with criteria established for railroad passenger service by the Public Utilities Commission.

(g) (1) Notwithstanding subdivisions (a) to (f), inclusive, the total of these allocations for a single project shall not exceed five million dollars (\$5,000,000) without specific legislative authorization, except that the amount for a single project may be increased to either (1) an amount that includes the federal construction cost index increase each year since 1976, or (2) an amount which does not exceed one-third of the total funds appropriated for grade separation projects for the year of allocation, whichever amount is less, as determined each year by the Public Utilities Commission.

(2) Notwithstanding paragraph (1), the California Transportation Commission may allocate up to fifteen million dollars (\$15,000,000) to a single project if that project is the highest ranking project on the priority list established by the Public Utilities Commission pursuant to Section 2452.

(h) Notwithstanding subdivisions (a) to (g), inclusive, a single project in excess of five million dollars (\$5,000,000), but not exceeding twenty million dollars (\$20,000,000), shall be considered without specific legislative authority, if the project (1) is included in the Public Utilities Commission's priority list of projects scheduled to be funded, (2) eliminates the need for future related grade separation projects, (3) provides projected cost savings of at least 50 percent to the state or local jurisdiction, or both of them, by eliminating the need for future projects, and (4) alleviates traffic and safety problems or provides improved rail service not otherwise possible. Projects approved pursuant to this subdivision shall be funded over a multiyear period, not to exceed five years, and the allocation for any one of those years shall not exceed the amount prescribed by subdivision (g) for a single project. An agency which has received an allocation for a project approved pursuant to this subdivision shall not be eligible for an allocation for another project under this subdivision for a period of 10 years from the date of approval

of that project. Not more than one-half of the total allocation available in any one fiscal year for grade separation projects may be used for the purposes of this subdivision.

(i) Notwithstanding any of the above provisions of this section or any other provision of law, when the state or local agency uses funds derived from federal sources in financing its share of project costs, the railroad contribution, where required by federal law or regulation, shall be computed pursuant to federal law. However, the allocation made pursuant to this chapter shall be computed as though that matching contribution was derived from nonfederal sources and shall be computed as though the railroad had made its contribution pursuant to state law rather than pursuant to federal law. Where the contribution of the railroad is computed according to federal law or regulation because of the use of federal funds in the allocation for a project, the allocation shall be increased by the amount the share of the railroad is reduced below 10 percent of the estimated cost of the project.

SEC. 6. Section 22526 of the Vehicle Code is amended to read:

22526. (a) Notwithstanding any official traffic control signal indication to proceed, a driver of a vehicle shall not enter an intersection or marked crosswalk unless there is sufficient space on the other side of the intersection or marked crosswalk to accommodate the vehicle driven without obstructing the through passage of vehicles from either side.

(b) A driver of a vehicle which is making a turn at an intersection who is facing a steady circular yellow or yellow arrow signal shall not enter the intersection or marked crosswalk unless there is sufficient space on the other side of the intersection or marked crosswalk to accommodate the vehicle driven without obstructing the through passage of vehicles from either side.

(c) A driver of a vehicle shall not enter a railroad or rail transit crossing, notwithstanding any official traffic control device or signal indication to proceed, unless there is sufficient space on the other side of the railroad or rail transit crossing to accommodate the vehicle driven or there is sufficient undercarriage clearance to cross the intersection without obstructing the through passage of a railway vehicle, including, but not limited to, a train, trolley, or city transit vehicle.

(d) A local authority may post appropriate signs at the entrance to intersections indicating the prohibition in subdivisions (a), (b), and (c).

(e) A violation of this section is not a violation of a law relating to the safe operation of vehicles and is the following:

(1) A stopping violation when a notice to appear has been issued by a peace officer described in Section 830.1, 830.2, or 830.33 of the Penal Code.

(2) A parking violation when a notice of parking violation is issued by a person, other than a peace officer described in paragraph (1), who is authorized to enforce parking statutes and regulations.

(f) This section shall be known and may be cited as the Anti-Gridlock Act of 1987.

SEC. 7. Section 42001.1 of the Vehicle Code is amended to read:

42001.1. (a) Every person convicted of an infraction for a violation of Section 2815 or a violation of subdivision (a) or (b) of Section 22526 at an intersection posted pursuant to subdivision (d) of Section 22526 shall be punished as follows:

(1) For a first conviction, a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100).

(2) For a second conviction within a period of one year, a fine of not less than one hundred dollars (\$100) nor more than two hundred dollars (\$200).

(3) For a third or any subsequent conviction within a period of two years, a fine of not less than two hundred fifty dollars (\$250) nor more than five hundred dollars (\$500).

(b) In addition to the fine specified in subdivision (a), the court may order the department to suspend the driver's license for up to 30 days of any person convicted of a third or any subsequent conviction of Section 2815 within a period of two years, and the department shall suspend the license for the period of time so ordered.

SEC. 8. Section 42001.16 of the Vehicle Code is amended to read:

42001.16. (a) Every person convicted of an infraction for a violation of subdivision (c) of Section 21752, subdivision (c) of Section 22526, or Section 22450, involving railroad grade crossings, or Section 22451 or 22452 shall be punished as follows:

(1) For the first infraction, by a fine of one hundred dollars (\$100).

(2) For a second infraction of any of the offenses described in this subdivision occurring within one year of a prior infraction that resulted in a conviction, by a fine not exceeding two hundred dollars (\$200).

(3) For a third or any subsequent infraction of any of the offenses described in this subdivision occurring within one year of two or more prior infractions that resulted in convictions, by a fine not exceeding two hundred fifty dollars (\$250).

(b) In addition to the fine imposed pursuant to subdivision (a), a court, in a county in which Section 369b of the Penal Code applies, may require the person to attend a traffic school as described in Section 369b of the Penal Code.

SEC. 9. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7

(commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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CHAPTER 717

An act to amend Sections 1872, 1872.1, 1872.3, 1872.4, 1872.7, 1872.8, 1872.81, 1872.83, 1872.85, 1872.9, 1872.95, 1872.96, 1873.4, 1874.8, 1875.20, 1877.3, 1879.4, 11629.85, and 12964 of the Insurance Code, relating to insurance.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 1872 of the Insurance Code is amended to read:  
1872. There is created within the department the Fraud Division to enforce the provisions of Sections 549, and 550 of the Penal Code, and to administer the provisions of Article 3 (commencing with Section 1873).

SEC. 2. Section 1872.1 of the Insurance Code is amended to read:  
1872.1. (a) There is created within the Fraud Division an advisory committee on automobile insurance fraud and economic automobile theft prevention, investigation, and prosecution, as provided in this chapter. The committee shall be composed of the Chief of the Fraud Division, a representative from the Department of Justice, the Department of Motor Vehicles, the Division of Investigation of the Department of Consumer Affairs, the Department of the California Highway Patrol, the Bureau of Automotive Repair, the Parole and Community Services Division of the Department of Corrections, the State Bar of California, the Medical Board of California, the State Board of Chiropractic Examiners, two representatives from local law enforcement agencies, one of whom shall be a prosecutor, and representatives of three insurers assessed pursuant to Section 1872.8, and a representative of a labor organization with members in the automotive repair business.

(b) The commissioner shall select representatives from local law enforcement agencies from names submitted from local law enforcement agencies. The commissioner shall select one insurer representative from each of the following three categories from nominees submitted by insurers in each category: one representative of insurers with average annual automobile liability premiums in California of less than one hundred million dollars (\$100,000,000) in the preceding three years; one

representative of insurers with average annual automobile liability premiums in California between one hundred million dollars (\$100,000,000) and seven hundred million dollars (\$700,000,000) in the preceding three years; and one representative of insurers with average annual automobile liability premiums in California exceeding seven hundred million dollars (\$700,000,000) in the preceding three years. At least one insurer representative shall be employed by an insurer having its principal headquarters in California. Members appointed by the commissioner shall serve at the pleasure of the commissioner. Representatives from other agencies shall be selected by the agencies represented.

(c) The advisory committee shall elect one of its members annually to chair its meetings. The chair shall conduct quarterly meetings of the committee in California and at such other times as he or she deems appropriate. Members of the committee shall serve without compensation except for expenses incidental to attendance at meetings called by the chair. A report of the committee's activities shall be included in the report required under Section 1872.9.

(d) The purpose and goals of the advisory committee are as follows:

(1) Recommend to the Fraud Division and other appropriate public agencies and private sector entities ways to coordinate the investigation, prosecution, and prevention of automobile insurance claims fraud, including economic automobile theft.

(2) Provide assistance to the Fraud Division towards implementing the goal of reducing the frequency and severity of fraudulent automobile insurance claims (adjusted for population growth and inflation) of 20 percent in urban areas and 10 percent in rural areas of the state within a 24-month period from the effective date of this chapter by utilizing resources set forth in Section 1872.8.

(3) Assure that preventive, investigative, prosecutive, and data collection efforts undertaken by the Fraud Division pursuant to this chapter are efficient, cost-effective, and complement similar efforts undertaken by law enforcement agencies and insurers.

(4) Make recommendations for inclusion in the Fraud Division's annual report required by Section 1872.9.

SEC. 3. Section 1872.3 of the Insurance Code is amended to read:

1872.3. (a) If, by its own inquiries or as a result of complaints, the Fraud Division has reason to believe that a person has engaged in, or is engaging in, an act or practice that violates Section 1871.4 of this code, or Section 549 or 550 of the Penal Code, the commissioner in his or her discretion may do either or both of the following:

(1) Make those public or private investigations within or outside of this state that he or she deems necessary to determine whether any person



has violated or is about to violate any provision of Section 1871.4 of this code, or Section 549 or 550 of the Penal Code, or to aid in the enforcement of this chapter.

(2) Publish information concerning any violation of this chapter or Section 550 of the Penal Code.

(b) For purposes of any investigation under this section, the commissioner or any officer designated by the commissioner may administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, agreements, or other documents or records that the commissioner deems relevant or material to the inquiry, as provided by Section 12924.

(c) If any matter that the commissioner seeks to obtain by request is located outside the state, the person so requested may make it available to the commissioner or his or her representative to be examined at the place where it is located. The commissioner may designate representatives, including officials of the state in which the matter is located, to inspect the matter on his or her behalf, and he or she may respond to similar requests from officials of other states.

(d) Except as provided in subdivision (e), the department's papers, documents, reports, or evidence relative to the subject of an investigation under this section shall not be subject to public inspection for so long a period as the commissioner deems reasonably necessary to complete the investigation, to protect the person investigated from unwarranted injury, or to serve the public interest. Furthermore, those papers, documents, reports, or evidence shall not be subject to subpoena or subpoena duces tecum until opened for public inspection by the commissioner, unless the commissioner otherwise consents or, after notice to the commissioner and a hearing, the superior court determines that the public interest and any ongoing investigation by the commissioner would not be unnecessarily jeopardized by compliance with the subpoena duces tecum.

(e) The Fraud Division shall furnish all papers, documents, reports, complaints, or other facts or evidence to any police, sheriff, or other law enforcement agency, when so requested, and shall assist and cooperate with those law enforcement agencies.

SEC. 4. Section 1872.4 of the Insurance Code is amended to read:

1872.4. (a) Any company licensed to write insurance in this state that reasonably believes or knows that a fraudulent claim is being made shall, within 60 days after determination by the insurer that the claim appears to be a fraudulent claim, send to the Fraud Division, on a form prescribed by the department, the information requested by the form and any additional information relative to the factual circumstances of the claim and the parties claiming loss or damages that the commissioner

may require. The Fraud Division shall review each report and undertake further investigation it deems necessary and proper to determine the validity of the allegations. Whenever the commissioner is satisfied that fraud, deceit, or intentional misrepresentation of any kind has been committed in the submission of the claim, he or she shall report the violations of law to the insurer, to the appropriate licensing agency, and to the district attorney of the county in which the offenses were committed, as provided by Sections 12928 and 12930. If the commissioner is satisfied that fraud, deceit, or intentional misrepresentation has not been committed, he or she shall report that determination to the insurer. If prosecution by the district attorney concerned is not begun within 60 days of the receipt of the commissioner's report, the district attorney shall inform the commissioner and the insurer as to the reasons for the lack of prosecution regarding the reported violations.

(b) This section shall not require an insurer to submit to the Fraud Division the information specified in subdivision (a) in either of the following instances:

(1) The insurer's initial investigation indicated a potentially fraudulent claim but further investigation revealed that it was not fraudulent.

(2) The insurer and the claimant have reached agreement as to the amount of the claim and the insurer does not have reasonable grounds to believe that claim to be fraudulent.

(c) Nothing contained in this article shall relieve an insurer of its existing obligations to also report suspected violations of law to appropriate local law enforcement agencies.

(d) Any police, sheriff, disciplinary body governed by the provisions of the Business and Professions Code, or other law enforcement agency shall furnish all papers, documents, reports, complaints, or other facts or evidence to the Fraud Division, when so requested, and shall otherwise assist and cooperate with the division.

(e) If an insurer, at the time the insurer, pursuant to subdivision (a) forwards to the Fraud Division information on a claim that appears to be fraudulent, has no evidence to believe the insured on that claim is involved with the fraud or the fraudulent collision, the insurer shall take all necessary steps to assure that no surcharge is added to the insured's premium because of the claim.

SEC. 5. Section 1872.7 of the Insurance Code is amended to read:

1872.7. The costs of administration and operation of the Fraud Division shall be borne by all of the insurers admitted to transact insurance in this state. The commissioner shall divide those costs among all of those insurers, assessing each company an identical amount adequate to provide the funds for each fiscal year of operation of the

division. However, the assessment for each company shall not exceed one thousand three hundred dollars (\$1,300) in each fiscal year. All moneys received by the commissioner from insurers pursuant to this section shall be transmitted to the Treasurer to be deposited in the State Treasury to the credit of the Insurance Fund. All moneys that are deposited in the fund after receipt by the commissioner from insurers pursuant to this section are to be exclusively used for the support of the Fraud Division. To the extent the assessments against insurers made pursuant to this section are not sufficient to fund the entire operations of the division, other moneys appropriated to the department, if available, may be used, at the commissioner's discretion, to fund those operations not covered by the assessments. The total budget of the Fraud Division shall be as determined annually in the Budget Act.

SEC. 6. Section 1872.8 of the Insurance Code is amended to read:

1872.8. (a) Each insurer doing business in this state shall pay an annual fee to be determined by the commissioner, but not to exceed one dollar (\$1) annually for each vehicle insured under an insurance policy it issues in this state, in order to fund increased investigation and prosecution of fraudulent automobile insurance claims and economic automobile theft. Thirty-four percent of those funds received from ninety-five cents (\$0.95) of the assessment fee per insured vehicle shall be distributed to the Fraud Division for enhanced investigative efforts, 15 percent of that ninety-five cents (\$0.95) shall be deposited in the Motor Vehicle Account for appropriation to the Department of the California Highway Patrol for enhanced prevention and investigative efforts to deter economic automobile theft, and 51 percent of the funds shall be distributed to district attorneys for purposes of investigation and prosecution of automobile insurance fraud cases, including fraud involving economic automobile theft.

(b) (1) The commissioner shall award funds to district attorneys according to population. The commissioner may alter this distribution formula as necessary to achieve the most effective distribution of funds. Each local district attorney desiring a portion of those funds shall submit to the commissioner an application detailing the proposed use of any moneys that may be provided. The application shall include a detailed accounting of assessment funds received and expended in prior years, including at a minimum, all of the following:

(A) The amount of funds received and expended.

(B) The uses to which those funds were put, including payment of salaries and expenses, purchase of equipment and supplies, and other expenditures by type.

(C) Results achieved as a consequence of expenditures made, including the number of investigations, arrests, complaints filed, convictions, and

the amounts originally claimed in cases prosecuted compared to payments actually made in those cases.

(D) Other relevant information as the commissioner may reasonably require.

Any district attorney who fails to submit an application within 90 days of the commissioner's deadline for applications shall be subject to loss of distribution of the money. The commissioner may consider recommendations and advice of the Fraud Division and the Commissioner of the California Highway Patrol in allocating moneys to local district attorneys. Any district attorney that receives funds shall submit an annual report to the commissioner, which may be made public, as to the success of the program administered. The report shall provide information and statistics on the number of active investigations, arrests, indictments, and convictions. Both the application for moneys and the distribution of moneys shall be public documents. The commissioner shall conduct a fiscal audit of the programs administered under this subdivision at least once every three years. The cost of a fiscal audit shall be shared equally between the department and the district attorney. Information submitted to the commissioner pursuant to this section concerning criminal investigations, whether active or inactive, shall be confidential. If the commissioner determines that a district attorney is unable or unwilling to investigate and prosecute automobile insurance fraud claims as provided by this subdivision or Section 1874.8, the commissioner may discontinue the distribution of funds allocated for that county and may redistribute those funds to other eligible district attorneys.

(2) The Department of the California Highway Patrol shall submit to the commissioner, for informational purposes only, a report detailing the department's proposed use of funds under this section and an annual report in the same format as required of district attorneys under paragraph (1).

(c) The remaining five cents (\$0.05) shall be spent for enhanced automobile insurance fraud investigation by the Fraud Division.

(d) Except for funds to be deposited in the Motor Vehicle Account for allocation to the Department of the California Highway Patrol for purposes of the Motor Vehicle Prevention Act, (Chapter 5 (commencing with Section 10900) of Division 4 of the Vehicle Code), the funds received under this section shall be deposited in the Insurance Fund and be expended and distributed when appropriated by the Legislature.

(e) In the course of its investigations, the Fraud Division shall aggressively pursue all reported incidents of probable fraud and, in addition, shall forward to the appropriate disciplinary body the names of any individuals licensed under the Business and Professions Code

who are suspected of actively engaging in fraudulent activity along with all relevant supporting evidence.

(f) As used in this section “economic automobile theft” means automobile theft perpetrated for financial gain, including, but not limited to, the following:

- (1) Theft of a motor vehicle for financial gain.
- (2) Reporting that a motor vehicle has been stolen for the purpose of filing a false insurance claim.
- (3) Engaging in any act prohibited by Chapter 3.5 (commencing with Section 10801) of Division 4 of the Vehicle Code.
- (4) Switching of vehicle identification numbers to obtain title to a stolen motor vehicle.

SEC. 7. Section 1872.81 of the Insurance Code is amended to read:

1872.81. In addition to the fee imposed pursuant to Section 1872.8, each insurer doing business in this state shall pay to the commissioner an annual fee of thirty cents (\$0.30) for each vehicle insured under an insurance policy it issues in this state, for expenditure as follows:

(a) An amount equivalent to twenty cents (\$0.20) of the fee imposed per insured vehicle by this section shall be used for the purpose of paying for consumer service functions of the department that are related to automobile insurance. The revenues under this subdivision shall be used to improve service to consumers through the rating and underwriting services bureau, the claims services bureau, the investigations bureau, or any successor bureaus of the department that may assume the consumer service functions of these bureaus, and legal services in support of these bureaus. The department shall develop a plan for the use of the revenues available under this subdivision for the purposes authorized, and shall submit the plan to the Assembly and Senate Committees on Insurance.

(b) An amount equivalent to ten cents (\$0.10) of the fee imposed per insured vehicle by this section shall be used for the purpose of improving consumer functions of the department related to automobile insurance. Revenues available under this subdivision shall be used to improve consumer functions through one or more of the following:

- (1) The rating and underwriting services bureau.
- (2) The claims services bureau.
- (3) The investigations bureau.
- (4) Any successor bureau of the department that may assume automobile insurance consumer functions of these bureaus, and legal services in support of these bureaus. These revenues may also be used for improving the ability of the department to respond to consumer complaints and information requests through the department’s toll-free telephone number, and for improving the ability of the department to

offer information about automobile insurance rates to the public. The department shall develop a plan for the use of the revenues available under this subdivision for the purpose authorized, and shall submit the plan to the Assembly and Senate Committees on Insurance.

(c) Notwithstanding subdivision (b), the Department of Insurance, after January 1, 2006, and the Department of Motor Vehicles, after that date, may propose to the budget committees of the Legislature a proposed use of up to five cents (\$0.05) of the 10-cent fee levied pursuant to subdivision (b) related to informing consumers about the existence of any low cost automobile insurance program authorized in law pursuant to Section 11629.7 or other statutes that also establish a program of the type identified in Section 11629.7. No funds for this purpose may be expended without prior budget approval. The total amount of funds authorized to both departments in total, or to one department in total, for this purpose shall not exceed five cents (\$0.05). The departments shall explain, with as much specificity as is reasonably possible, the objectives for the use of the funds and quantitative criteria by which the Legislature may evaluate the effectiveness of the department's use of funds.

(d) At least five cents (\$0.05) of the 10-cent fee shall be directed to the purpose set forth in subdivision (a) until January 1, 2009, and to the degree that funding for low cost auto insurance is not fully appropriated up to five cents (\$0.05), the difference thereof shall be additionally allocated to purposes set forth in subdivision (a).

(e) This section shall remain in effect only until January 1, 2010, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date.

SEC. 8. Section 1872.83 of the Insurance Code is amended to read:

1872.83. (a) The commissioner shall ensure that the Fraud Division aggressively pursues all reported incidents of probable workers' compensation fraud, as defined in Sections 11760 and 11880, in subdivision (a) of Section 1871.4, and in Section 549 of the Penal Code, and forwards to the appropriate disciplinary body the names, along with all supporting evidence, of any individuals licensed under the Business and Professions Code who are suspected of actively engaging in fraudulent activity. The Fraud Division shall forward to the Insurance Commissioner or the Director of Industrial Relations, as appropriate, the name, along with all supporting evidence, of any insurer, as defined in subdivision (c) of Section 1877.1, suspected of actively engaging in the fraudulent denial of claims.

(b) To fund increased investigation and prosecution of workers' compensation fraud, and of willful failure to secure payment of workers'

compensation, in violation of Section 3700.5 of the Labor Code, there shall be an annual assessment as follows:

(1) The aggregate amount of the assessment shall be determined by the Fraud Assessment Commission, which is hereby established. The commission shall be composed of seven members consisting of two representatives of organized labor, two representatives of self-insured employers, one representative of insured employers, one representative of workers' compensation insurers, and the President of the State Compensation Insurance Fund, or his or her designee.

The Governor shall appoint members representing organized labor, self-insured employers, insured employers, and insurers. The term of office of members of the commission shall be four years, and a member shall hold office until the appointment of a successor. The President of the State Compensation Insurance Fund shall be an ex officio, voting member of the commission. Members of the commission shall receive one hundred dollars (\$100) for each day of actual attendance at commission meetings and other official commission business, and shall also receive their actual and necessary traveling expenses incurred in the performance of commission duties. Payment of per diem and travel expenses shall be made from the Workers' Compensation Fraud Account in the Insurance Fund, established in paragraph (4), upon appropriation by the Legislature.

(2) In determining the aggregate amount of the assessment, the Fraud Assessment Commission shall consider the advice and recommendations of the Fraud Division and the commissioner.

(3) The aggregate amount of the assessment shall be collected by the Director of Industrial Relations pursuant to Section 62.6 of the Labor Code. The Fraud Assessment Commission shall annually advise the Director of Industrial Relations, not later than March 15, of the aggregate amount to be assessed for the next fiscal year.

(4) The amount collected, together with the fines collected for violations of the unlawful acts specified in Sections 1871.4, 11760, and 11880, Section 3700.5 of the Labor Code, and Section 549 of the Penal Code, shall be deposited in the Workers' Compensation Fraud Account in the Insurance Fund, which is hereby created, and may be used, upon appropriation by the Legislature, only for enhanced investigation and prosecution of workers' compensation fraud and of willful failure to secure payment of workers' compensation as provided in this section.

(c) For each fiscal year, the total amount of revenues derived from the assessment pursuant to subdivision (b) shall, together with amounts collected pursuant to fines imposed for unlawful acts described in Sections 1871.4, 11760, and 11880, Section 3700.5 of the Labor Code, and Section 549 of the Penal Code, not be less than three million dollars

(\$3,000,000). Any funds appropriated by the Legislature pursuant to subdivision (b) that are not expended in the fiscal year for which they have been appropriated, and that have not been allocated under subdivision (f), shall be applied to satisfy for the immediately following fiscal year the minimum total amount required by this subdivision. In no case may that money be transferred to the General Fund.

(d) After incidental expenses, at least 40 percent of the funds to be used for the purposes of this section shall be provided to the Fraud Division of the Department of Insurance for enhanced investigative efforts, and at least 40 percent of the funds shall be distributed to district attorneys, pursuant to a determination by the commissioner with the advice and consent of the division and the Fraud Assessment Commission, as to the most effective distribution of moneys for purposes of the investigation and prosecution of workers' compensation fraud cases and cases relating to the willful failure to secure the payment of workers' compensation. Each district attorney seeking a portion of the funds shall submit to the commissioner an application setting forth in detail the proposed use of any funds provided. A district attorney receiving funds pursuant to this subdivision shall submit an annual report to the commissioner with respect to the success of his or her efforts. Upon receipt, the commissioner shall provide copies to the Fraud Division and the Fraud Assessment Commission of any application, annual report, or other documents with respect to the allocation of money pursuant to this subdivision. Both the application for moneys and the distribution of moneys shall be public documents. Information submitted to the commissioner pursuant to this section concerning criminal investigations, whether active or inactive, shall be confidential.

(e) If a district attorney is determined by the commissioner to be unable or unwilling to investigate and prosecute workers' compensation fraud claims or claims relating to the willful failure to secure the payment of workers' compensation, the commissioner shall discontinue distribution of funds allocated for that county and may redistribute those funds according to this subdivision.

(1) The commissioner shall promptly determine whether any other county could assert jurisdiction to prosecute the fraud claims or claims relating to the willful failure to secure the payment of workers' compensation that would have been brought in the nonparticipating county, and if so, the commissioner may award funds to conduct the prosecutions redirected pursuant to this subdivision. These funds may be in addition to any other fraud prosecution funds or claims relating to the willful failure to secure the payment of workers' compensation prosecution otherwise awarded under this section. Any district attorney receiving funds pursuant to this subdivision shall first agree that the



funds shall be used solely for investigating and prosecuting those cases of workers' compensation fraud or claims relating to the willful failure to secure the payment of workers' compensation that are redirected pursuant to this subdivision and submit an annual report to the commissioner with respect to the success of the district attorney's efforts. The commissioner shall keep the Fraud Assessment Commission fully informed of all reallocations of funds under this paragraph.

(2) If the commissioner determines that no district attorney is willing or able to investigate and prosecute the workers' compensation fraud claims or claims relating to the willful failure to secure the payment of workers' compensation arising in the nonparticipating county, the commissioner, with the advice and consent of the Fraud Assessment Commission, may award to the Attorney General some or all of the funds previously awarded to the nonparticipating county. Before the commissioner may award any funds, the Attorney General shall submit to the commissioner an application setting forth in detail his or her proposed use of any funds provided and agreeing that any funds awarded shall be used solely for investigating and prosecuting those cases of workers' compensation fraud or claims relating to the willful failure to secure the payment of workers' compensation that are redirected pursuant to this subdivision. The Attorney General shall submit an annual report to the commissioner with respect to the success of the fraud prosecution efforts of his or her office.

(3) Neither the Attorney General nor any district attorney shall be required to relinquish control of any investigation or prosecution undertaken pursuant to this subdivision unless the commissioner determines that satisfactory progress is no longer being made on the case or the case has been abandoned.

(4) A county that has become a nonparticipating county due to the inability or unwillingness of its district attorney to investigate and prosecute workers' compensation fraud or the willful failure to secure the payment of workers' compensation shall not become eligible to receive funding under this section until it has submitted a new application that meets the requirements of subdivision (d) and the applicable regulations.

(f) If in any fiscal year the Fraud Division does not use all of the funds made available to it under subdivision (d), any remaining funds may be distributed to district attorneys pursuant to a determination by the commissioner in accordance with the same procedures set forth in subdivision (d).

(g) The commissioner shall adopt rules and regulations to implement this section in accordance with the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section

11340) of Part 1 of Division 3 of Title 2 of the Government Code). Included in the rules and regulations shall be the criteria for redistributing funds to district attorneys and the Attorney General. The adoption of the rules and regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health, and safety, or general welfare.

(h) The department shall report on an annual basis to the Legislature and the Fraud Assessment Commission on the activities of the Fraud Division and district attorneys supported by the funds provided by this section.

The annual report shall include, but is not limited to, all of the following information for the department and each district attorney's office:

- (1) All allocations, distributions, and expenditures of funds.
- (2) The number of search warrants issued.
- (3) The number of arrests and prosecutions, and the aggregate number of parties involved in each.
- (4) The number of convictions and the names of all convicted fraud perpetrators.
- (5) The estimated value of all assets frozen, penalties assessed, and restitutions made for each conviction.
- (6) Any additional items necessary to fully inform the Fraud Assessment Commission and the Legislature of the fraud-fighting efforts financed through this section.

(i) In order to meet the requirements of subdivision (g), the department shall submit a biannual information request to those district attorneys who have applied for and received funding through the annual assessment process under this section.

(j) Assessments levied or collected to fight workers' compensation fraud and insurance fraud are not taxes. Those funds are entrusted to the state to fight fraud and the willful failure to secure the payment of workers' compensation by funding state and local investigation and prosecution efforts. Accordingly, any funds resulting from assessments, fees, penalties, fines, restitution, or recovery of costs of investigation and prosecution deposited in the Insurance Fund shall not be deemed "unexpended" funds for any purpose and, if remaining in that account at the end of any fiscal year, shall be applied as provided in subdivision (f) and to offset or augment subsequent years' program funding.

(k) The Bureau of State Audits shall evaluate the effectiveness of the efforts of the Fraud Assessment Commission, the Fraud Division, the Department of Insurance, and the Department of Industrial Relations, as well as local law enforcement agencies, including district attorneys, in identifying, investigating, and prosecuting workers' compensation

fraud and the willful failure to secure payment of workers' compensation. The report shall specifically identify areas of deficiencies. Included in this report shall be recommendations on whether the current program provides the appropriate levels of accountability for those responsible for the allocation and expenditure of funds raised from the assessment provided in this section. The Bureau of State Audits shall submit a report to the Chairperson of the Senate Committee on Labor and Industrial Relations and the Chairperson of the Assembly Committee on Insurance on or before May 1, 2004.

SEC. 9. Section 1872.85 of the Insurance Code is amended to read:

1872.85. (a) Every admitted disability insurer or other entity liable for any loss due to health insurance fraud doing business in this state shall pay an annual fee to be determined by the commissioner, but not to exceed ten cents (\$0.10) annually for each insured under an individual or group insurance policy it issues in this state, in order to fund increased investigation and prosecution of fraudulent disability insurance claims. After incidental expenses, 50 percent of those funds received from the assessment fee per insured shall be distributed to the Fraud Division of the Department of Insurance for enhanced investigative efforts, and 50 percent of the funds shall be distributed to local district attorneys, pursuant to subdivisions (b) and (c), for investigation and prosecution of disability insurance fraud cases. The funds received under this section shall be deposited into the Disability Insurance Fraud Account, which is hereby created in the Insurance Fund, and shall be expended and distributed, when appropriated by the Legislature, only for enhanced investigation and prosecution of disability insurance fraud.

In the course of its investigation, the Fraud Division shall aggressively pursue all reported incidents of probable fraud and, in addition, shall forward to the appropriate disciplinary body the names of any individuals licensed under the Business and Professions Code who are convicted of engaging in fraudulent activity along with all relevant supporting evidence.

(b) The commissioner shall distribute funds pursuant to subdivision (a) to district attorneys who are able to show a likely positive outcome that will enhance the prosecution of disability insurance fraud in their jurisdiction based on specific criteria promulgated by the commissioner. A district attorney desiring funds pursuant to subdivision (a) shall submit to the commissioner an application that includes, but is not limited to, all of the following:

- (1) The proposed use of the moneys and the anticipated outcome.
- (2) A list of all prior cases or projects in the district attorney's jurisdiction that have been funded under the provisions of this section,

and a copy of the final accounting for each case or project. If a case or project is ongoing, the most recent accounting shall be provided.

(3) A detailed budget for the moneys, including salaries and general expenses, that specifically identifies the purchase or rental cost of equipment or supplies.

(c) (1) A district attorney who receives moneys pursuant to this section shall submit a final detailed accounting at the conclusion of each case or project funded. For a case or project that continues for longer than six months, an interim accounting shall be submitted every six months, or as otherwise directed by the commissioner.

(2) A district attorney who receives moneys pursuant to this section shall submit a final report to the commissioner, which may be made public, as to the success of each case or project funded by this section. The report shall provide information and statistics on the number of active investigations, arrests, indictments, and convictions associated with a case or project. The applications for moneys, the distribution of moneys, and the annual report required by Section 1872.9 shall be public documents.

(3) Notwithstanding any other provision of this section, information submitted to the commissioner pursuant to this section concerning criminal investigations, whether active or inactive, shall be confidential.

(4) The commissioner may conduct a fiscal audit of the programs administered under this subdivision. The fiscal audit shall be conducted by an internal audit unit of the department. The cost of fiscal audits shall be paid from the Disability Insurance Fraud Fund, upon appropriation by the Legislature.

(5) If the commissioner determines that a district attorney is unable or unwilling to investigate or prosecute a relevant disability insurance fraud case, the commissioner may discontinue distribution of moneys allocated for that matter pursuant to this section, and may redistribute moneys to other eligible district attorneys.

(d) Activities of the Fraud Division with regard to investigating and prosecuting fraudulent disability insurance claims pursuant to this section shall be included in the report required by Section 1872.9.

(e) This section shall not apply to policies issued by a reciprocal or interinsurance exchange, as defined by Sections 1303 and 1350, or coverage provided by or through a motor club, as defined by Section 12142, affiliated with a reciprocal or interinsurance exchange, if the annual premium charged for the coverage or the annual cost to the insurer for providing that coverage does not exceed one dollar (\$1) per insured.

SEC. 10. Section 1872.9 of the Insurance Code is amended to read:

1872.9. The Fraud Division shall annually compile and report, as a part of the commissioner's annual report as required by Section 12922, the following information:

(a) The number of cases reported to the division pursuant to this chapter.

(b) The number of cases rejected for which an investigation was not initiated by the division due to insufficient evidence to proceed and the number of cases rejected for which an investigation was not initiated by the division due to any other reason.

(c) The number of cases that were prosecuted in cooperation with licensing agencies governed by the Business and Professions Code.

(d) The number and kind of cases prosecuted as a result of moneys received under Section 1872.7.

(e) An estimate of the economic value of insurance fraud by type of insurance fraud.

(f) Recommendations on ways insurance fraud may be reduced.

(g) A summary of the division's activities with respect to pursuing a reduction of fraud with all of the following:

(1) Insurance companies.

(2) The Department of Motor Vehicles.

(3) The Department of the California Highway Patrol.

(4) Licensing agencies governed by the Business and Professions Code.

(5) The Department of Insurance.

(6) Local and state law enforcement agencies.

(7) Employers, as defined in Section 3300 of the Labor Code, who are self-insured for workers' compensation and doing business in the state.

(h) Basic claims information including trends of payments by type of claim and other claim information that is generally provided in a closed claim study.

(i) A summary of the division's activities with respect to the reduction, pursuant to Section 1871.4, of fraudulent denials and payments of compensation.

(j) The number and types of cases investigated and prosecuted with funds specified in Section 1872.83.

SEC. 11. Section 1872.95 of the Insurance Code is amended to read:

1872.95. (a) Within existing resources, the Medical Board of California, the Board of Chiropractic Examiners, and the State Bar shall each designate employees to investigate and report on possible fraudulent activities relating to workers' compensation, motor vehicle insurance, or disability insurance by licensees of the board or the bar. Those

employees shall actively cooperate with the Fraud Division in the investigation of those activities.

(b) The Medical Board of California, the Board of Chiropractic Examiners, and the State Bar shall each report annually, on or before March 1, to the committees of the Senate and Assembly having jurisdiction over insurance on their activities established pursuant to subdivision (a) for the previous year. That report shall specify, at a minimum, the number of cases investigated, the number of cases forwarded to the Fraud Division or other law enforcement agencies, the outcome of all cases listed in the report, and any other relevant information concerning those cases or general activities conducted under subdivision (a) for the previous year. The report shall include information regarding activities conducted in connection with cases of suspected automobile insurance fraud.

SEC. 12. Section 1872.96 of the Insurance Code is amended to read:

1872.96. The commissioner shall prepare an annual report, which shall be a public record, with respect to the receipts, expenditures, and activities of the Fraud Division for the year just ended. The report shall be submitted to the Governor and to the Legislature, no later than January 31 of the following year. This report shall not contain any individually identifiable information.

SEC. 13. Section 1873.4 of the Insurance Code is amended to read:

1873.4. Any or all information released or received by an authorized governmental entity pursuant to Section 1873 or 1873.1 shall be provided by that agency to the Fraud Division within 10 days of the agency's receipt of the information.

SEC. 14. Section 1874.8 of the Insurance Code, as added by Section 7 of Chapter 885 of the Statutes of 1999, is amended to read:

1874.8. (a) Each insurer doing business in this state shall pay an annual fee to be determined by the commissioner, but not to exceed fifty cents (\$0.50) annually for each vehicle insured under an insurance policy it issues in this state, in order to fund the Fraud Division and an Organized Automobile Fraud Activity Interdiction Program. The commissioner shall award three to 10 grants for a coordinated program targeted at the successful prosecution and elimination of organized automobile fraud activity. The grants may only be awarded to district attorneys.

(b) In determining whether to award a district attorney a grant, the commissioner shall consider factors indicating organized automobile fraud activity in the district attorney's county, including, but not limited to, the county's level of general criminal activity, population density, automobile insurance claims frequency, number of suspected fraudulent claims, and prior and current evidence of organized automobile fraud

activity. Funding priority shall be given to those grant applications with the potential to have the greatest impact on organized automobile insurance fraud activity.

(c) All participants of a grant referred to in subdivision (a) shall coordinate their efforts and work in conjunction with the bureau, other participating agencies, and all interested insurers in this regard. Of the funds collected pursuant to this section, 42.5 percent shall be distributed to district attorneys, 42.5 percent shall be distributed to the Fraud Division, and 15 percent shall be distributed to the Department of the California Highway Patrol. Funds distributed pursuant to this section to the Fraud Division and to the Department of the California Highway Patrol shall be used to fund bureau and Department of the California Highway Patrol investigators who shall be assigned to work solely in conjunction with district attorneys who are awarded grants. Each grantee shall be notified by the Fraud Division of the investigators assigned to work with the grantee. Nothing shall prohibit the referral of any cases developed by the Fraud Division to any appropriate prosecutorial entity.

(d) A grant under this section shall be awarded on the basis of a single application for a period of three years and shall be subject where applicable to the requirements of subdivision (b) of Section 1872.8, except for the requirement that grants be awarded according to population. Continued funding of a grant shall be contingent upon a grantee's successful performance as determined by an annual review by the commissioner. Any redirection of grant funds under this section shall be made only for good cause. The Department of the California Highway Patrol shall submit to the commissioner, for informational purposes only, an annual report on its expenditure of funds under this section in the same format as is required of grantees under this section.

(e) There shall be no prohibition against a joint application by two or more district attorneys for a grant award under this section.

(f) The Fraud Division shall report, on or before January 1, 2005, to the committees of the Senate and Assembly having jurisdiction over insurance on the results of the grant program established by this section, including funding distributed to the Department of the California Highway Patrol.

(g) For purposes of this section "organized automobile fraud activity" means two or more persons who conspire, aid and abet, or in any other manner act together, to engage in economic automobile theft as defined in subdivision (f) of Section 1872.8, or to violate any of the following provisions in relation to an automobile insurance claim:

- (1) Section 650 or 6152 of the Business and Professions Code.
- (2) Section 750 of the Insurance Code.
- (3) Section 549, 550, or 551 of the Penal Code.

(h) This section shall remain in effect only until January 1, 2010, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date.

SEC. 15. Section 1875.20 of the Insurance Code is amended to read:

1875.20. Every insurer admitted to do business in this state, except those otherwise exempted in this code, shall provide for the continuous operation of a unit or division to investigate possible fraudulent claims by insureds or by persons making claims for services or repairs against policies held by insureds.

SEC. 16. Section 1877.3 of the Insurance Code is amended to read:

1877.3. (a) Upon written request to an insurer or a licensed rating organization by an authorized governmental agency, an insurer, an agent authorized by that insurer, or a licensed rating organization to act on behalf of the insurer, shall release to the requesting authorized governmental agency any or all relevant information deemed important to the authorized governmental agency that the insurer or licensed rating organization may possess relating to any specific workers' compensation insurance fraud investigation.

(b) (1) When an insurer or licensed rating organization knows or reasonably believes it knows the identity of a person or entity whom it has reason to believe committed a fraudulent act relating to a workers' compensation insurance claim or a workers' compensation insurance policy, including any policy application, or has knowledge of such a fraudulent act that is reasonably believed not to have been reported to an authorized governmental agency, then, for the purpose of notification and investigation, the insurer, or agent authorized by an insurer to act on its behalf, or licensed rating organization shall notify the local district attorney's office and the Fraud Division of the Department of Insurance, and may notify any other authorized governmental agency of that suspected fraud and provide any additional information in accordance with subdivision (a). The insurer or licensed rating organization shall state in its notice the basis of the suspected fraud.

(2) Insurers shall use a form prescribed by the department for the purposes of reporting suspected fraudulent workers' compensation acts pursuant to this subdivision.

(3) Nothing in this subdivision shall abrogate or impair the rights or powers created under subdivision (a).

(c) The authorized governmental agency provided with information pursuant to subdivision (a), (b), or (e) may release or provide that information in a confidential manner to any other authorized governmental agency for purposes of investigation, prosecution, or prevention of insurance fraud or workers' compensation fraud.



(d) An insurer or licensed rating organization providing information to an authorized governmental agency pursuant to this section shall provide the information within a reasonable time, but not exceeding 60 days from the day on which the duty arose.

(e) Upon written request by an authorized governmental agency, as specified in subdivision (o) of Section 1095 of the Unemployment Insurance Code, the Employment Development Department shall release to the requesting agency any or all relevant information that the Employment Development Department may possess relating to any specific workers' compensation insurance fraud investigation. Relevant information may include, but is not limited to, all of the following:

(1) Copies of unemployment and disability insurance application and claim forms and copies of any supporting medical records, documentation, and records pertaining thereto.

(2) Copies of returns filed by an employer pursuant to Section 1088 of the Unemployment Insurance Code and copies of supporting documentation.

(3) Copies of benefit payment checks issued to claimants.

(4) Copies of any documentation that specifically identifies the claimant by social security number, residence address, or telephone number.

SEC. 17. Section 1879.4 of the Insurance Code is amended to read:

1879.4. (a) The Chief of the Fraud Division and those investigators designated by him or her may expend funds to conduct undercover activities, employ civilian operatives, or in any other manner not prohibited by law to investigate insurance fraud or workers' compensation fraud.

(b) The money expended pursuant to subdivision (a) shall be paid out of the funds appropriated or made available by law for the support or use of the department.

SEC. 18. Section 11629.85 of the Insurance Code is amended to read:

11629.85. (a) On or before March 1 of each year, the commissioner shall prepare and propose a plan to the Senate Committee on Banking, Finance, and Insurance and the Assembly Committee on Insurance setting forth the methods the commissioner intends to implement to inform households eligible for the pilot program about the availability of low-cost automobile insurance. To be eligible for funding through the budget process, the plan shall be reviewed by the Senate Committee on Banking, Finance, and Insurance and the Assembly Committee on Insurance. The information required under subdivision (c) shall also be provided to the Senate Committee on Transportation and Housing and the Assembly Committee on Transportation.

(b) The plan shall include, at a minimum, a brief description of methods proposed to be used, anticipated costs, sources of revenue, goals, targets, objectives, and a justification of the proposed methods. The plan shall also explain how the department proposes to work in cooperation with the California Automobile Assigned Risk Plan, the social service departments of the Counties of Los Angeles and San Francisco, the Department of Motor Vehicles, and community-based organizations in order to inform eligible households of the existence of the pilot program.

(c) The plan shall also include all of the following:

(1) The commissioner's determination regarding whether the plan has been successful, based on the criteria specified in subdivision (d), and an explanation regarding that success or lack thereof.

(2) In cooperation with the California Automobile Assigned Risk Plan, structural characteristics of the plan that may require statutory revision in order for the plan to succeed or to improve upon existing success.

(3) Impediments to success of the plan that can reasonably be overcome by revision to the strategies adopted by the department and others.

(4) A detailed explanation of the department's use for the program of funds assessed pursuant to Section 1872.81.

(5) For the previous calendar year, a list of the total low-cost auto premium for each county in which the program was available.

(6) The most recent annual report to the Legislature on the status of the low-cost automobile insurance program from the California Automobile Assigned Risk Plan.

(d) The pilot program is successful if the following occur:

(1) The plan generated sufficient premiums to pay for the costs of medical care and property losses covered under the policy during the year, as calculated pursuant to subdivision (c) of Section 11629.72.

(2) The plan served the public purpose of offering access to automobile insurance to otherwise underserved communities in the pilot program areas.

(3) The plan offered access to automobile insurance to previously uninsured motorists seeking affordable coverage in the pilot program areas.

(e) Any written or oral advertisements, including, but not limited to, paid or unpaid commercial or noncommercial advertising, by the department with reference to the low-cost automobile insurance pilot program shall reference the department and shall not reference the commissioner by name or office, or include the commissioner's voice, image, or likeness. The department shall not participate with any

nongovernmental entity that produces or intends to produce advertisements or educational material that include the name of the commissioner or his or her voice, image or likeness, and that are intended to make eligible households aware of the existence of low-cost automobile insurance.

SEC. 19. Section 12964 of the Insurance Code is amended to read:

12964. The Fraud Division shall annually compile and report, as a part of the commissioner's annual report required by Section 12960, the following information:

(a) The number of cases reported to the division pursuant to Article 6 (commencing with Section 13000).

(b) The number of cases rejected wherein an investigation was not initiated by the division due to insufficient evidence to proceed and the number of cases rejected wherein an investigation was not initiated by the division due to any other reason.

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## CHAPTER 718

An act to amend Sections 17301, 17302, and 19250 of, and to add Sections 19200.5 and 19223 to, the Elections Code, relating to elections.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 17301 of the Elections Code is amended to read:

17301. (a) The following provisions shall apply to those elections where candidates for one or more of the following offices are voted upon: President, Vice President, United States Senator, and United States Representative.

(b) The packages containing the following ballots and identification envelope shall be kept by the elections official, unopened and unaltered, for 22 months from the date of the election:

- (1) Voted polling place ballots.
- (2) Paper record copies, as defined by Section 19251, if any, of voted polling place ballots.
- (3) Voted absent voter ballots.
- (4) Absent voter identification envelopes.
- (5) Spoiled ballots.
- (6) Canceled ballots.

(7) Unused absentee ballots surrendered by the voter pursuant to Section 3015.

(8) Ballot receipts.

(c) If a contest is not commenced within the 22-month period, or if a criminal prosecution involving fraudulent use, marking or falsification of ballots or forgery of absent voters' signatures is not commenced within the 22-month period, either of which may involve the vote of the precinct from which voted ballots were received, the elections official shall have the ballots destroyed or recycled. The packages shall otherwise remain unopened until the ballots are destroyed or recycled.

SEC. 2. Section 17302 of the Elections Code is amended to read:

17302. (a) The following provisions shall apply to all state or local elections not provided for in subdivision (a) of Section 17301. An election is not deemed a state or local election if votes for candidates for federal office may be cast on the same ballot as votes for candidates for state or local office.

(b) The packages containing the following ballots and identification envelopes shall be kept by the elections official, unopened and unaltered, for six months from the date of the election:

(1) Voted polling place ballots.

(2) Paper record copies, as defined by Section 19251, if any, of voted polling place ballots.

(3) Voted absent voter ballots.

(4) Absent voter identification envelopes.

(5) Spoiled ballots.

(6) Canceled ballots.

(7) Unused absent voter ballots surrendered by the voter pursuant to Section 3015.

(8) Ballot receipts.

(c) If a contest is not commenced within the six-month period, or if a criminal prosecution involving fraudulent use, marking or falsification of ballots or forgery of absent voters' signatures is not commenced within the six-month period, either of which may involve the vote of the precinct from which voted ballots were received, the elections official shall have the packages destroyed or recycled. The packages shall otherwise remain unopened until the ballots are destroyed or recycled.

SEC. 3. Section 19200.5 is added to the Elections Code, to read:

19200.5. The Secretary of State shall not approve any voting system that permits a voter to exit a polling place with a facsimile of the ballot cast by that voter at that polling place.

SEC. 4. Section 19223 is added to the Elections Code, to read:

19223. The Secretary of State shall conduct random audits of the software installed on direct recording electronic voting systems, as

defined in Section 19251, to ensure that the installed software is identical to the software that has been approved for use on that voting system. The Secretary of State shall take steps to ensure that the process for conducting random audits does not intentionally cause a direct recording electronic voting system to become more vulnerable to any unauthorized changes to the software that has been approved for its use.

SEC. 5. Section 19250 of the Elections Code is amended to read:

19250. (a) On and after January 1, 2005, the Secretary of State shall not approve a direct recording electronic voting system unless the system has received federal qualification and includes an accessible voter verified paper audit trail.

(b) On and after January 1, 2006, a city or county shall not contract for or purchase a direct recording electronic voting system unless the system has received federal qualification and includes an accessible voter verified paper audit trail.

(c) As of January 1, 2006, all direct recording electronic voting systems in use on that date, regardless of when contracted for or purchased, shall have received federal qualification and include an accessible voter verified paper audit trail. If the direct recording electronic voting system does not already include an accessible voter verified paper audit trail, the system shall be replaced or modified to include an accessible voter verified paper audit trail.

(d) All direct recording electronic voting systems shall include a method by which a voter may electronically verify, through a nonvisual method, the information that is contained on the paper record copy of that voter's ballot.

(e) A paper record copy that is printed by a voter verified paper audit trail component shall be printed in the same language that the voter used when casting his or her ballot on the direct recording electronic voting system. For languages that lack a written form, the paper record copy shall be printed in English.

(f) A direct recording electronic voting system shall not be connected to the Internet at any time.

(g) A direct recording electronic voting system shall not be permitted to receive or transmit official election results through an exterior communication network, including the public telephone system.

(h) A direct recording electronic voting system shall not be permitted to receive or transmit wireless communications or wireless data transfers.

SEC. 6. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7

(commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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CHAPTER 719

An act to amend Section 14104.19 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 14105.19 of the Welfare and Institutions Code is amended to read:

14105.19. (a) Due to the significant state budget deficit projected for the 2003–04 fiscal year, and in order to implement changes in the level of funding for health care services, the Director of Health Services shall reduce provider payments as specified in this section.

(b) (1) Payments shall be reduced by 5 percent for Medi-Cal program services for dates of service on and after January 1, 2004. However, on the effective date of the act that amended this paragraph during the 2005 Regular Session, the reduction described in this paragraph shall not apply with respect to Medi-Cal program services for dates of service from January 1, 2004, to December 31, 2005, inclusive.

(2) Payments shall be reduced by 5 percent for non-Medi-Cal programs described in Section 14105.18, for dates of service on and after January 1, 2004.

(3) The payments made to managed health care plans shall be reduced by the actuarial equivalent amount of 5 percent at the time of the plan's next rate determination.

(4) Reductions to payments for durable medical equipment shall be made at the discretion of the director. If any reduction is made pursuant to this paragraph, the reduction may not exceed 5 percent.

(c) The services listed below shall be exempt from the payment reductions specified in subdivision (b):

- (1) Acute hospital inpatient services.
- (2) Federally qualified health clinic services.
- (3) Rural health clinic services.
- (4) Outpatient services billed by a hospital.
- (5) Payments to state hospitals or developmental centers.

(6) Payments to long-term care facilities as defined by the department, including, but not limited to, freestanding nursing facilities, distinct-part nursing facilities, intermediate care facilities for developmentally disabled individuals, subacute care units of skilled nursing facilities, rural swing beds, ventilator weaning services, special treatment program services, adult day health care centers, and hospice room and board services.

(7) Clinical laboratory or laboratory services as defined in Section 51137.2 of Title 22 of the California Code of Regulations.

(8) Contract services as designated by the Director of Health Services pursuant to subdivision (e).

(9) Supplemental reimbursement provided pursuant to Sections 14105.27, 14105.95, and 14105.96.

(10) Services provided on or after July 1, 2004, through the California Children's Services Program pursuant to Article 5 (commencing with Section 123800) of Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, the Genetically Handicapped Persons Program, pursuant to Article 1 (commencing with Section 125125) of Chapter 2 of Part 5 of Division 106 of the Health and Safety Code, the Child Health and Disability Prevention Program pursuant to Article 6 (commencing with Section 124025) of Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, the Multipurpose Senior Services Program pursuant to Chapter 8 (commencing with Section 9560) of Division 8.5, the Breast and Cervical Cancer Early Detection Program established pursuant to Article 1.3 (commencing with Section 104150) of Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, and the breast cancer programs specified in Section 30461.6 of the Revenue and Taxation Code.

(11) Legend and nonlegend drugs dispensed by pharmacy providers reimbursed pursuant to Section 14105.45, effective September 1, 2004.

(d) Subject to the exception for services listed in subdivision (c), the payment reductions required by subdivision (b) shall apply to the services rendered by any provider who may be authorized to bill for the service, including, but not limited to, physicians, podiatrists, nurse practitioners, certified nurse midwives, nurse anesthetists, and organized outpatient clinics.

(e) Notwithstanding Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, the department may implement this section by means of provider bulletin, or similar instruction, without taking regulatory action.

(f) The department shall promptly seek all necessary federal approvals in order to implement this section, including necessary amendments to the state plan.

(g) This section shall remain in effect only until January 1, 2007, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2007, deletes or extends that date.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to prevent payment reductions to Medi-Cal providers at the earliest possible time, thereby ensuring the integrity of the Medi-Cal system and the services provided to those receiving services under the system, it is necessary that this act take effect immediately.

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## CHAPTER 720

An act to amend Section 12012.90 of the Government Code, relating to gaming, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 12012.90 of the Government Code is amended to read:

12012.90. (a) (1) For each fiscal year commencing with the 2002–03 fiscal year to the 2004–05 fiscal year, inclusive, the California Gambling Control Commission shall determine the aggregate amount of shortfalls in payments that occurred in the Indian Gaming Revenue Sharing Trust Fund pursuant to Section 4.3.2.1 of the tribal-state gaming compacts ratified and in effect as provided in subdivision (f) of Section 19 of Article IV of the California Constitution as determined below:

(A) For each eligible recipient Indian tribe that received money for all four quarters of the fiscal year, the difference between one million one hundred thousand dollars (\$1,100,000) and the actual amount paid to each eligible recipient Indian tribe during the fiscal year from the Indian Gaming Revenue Sharing Trust Fund.

(B) For each eligible recipient Indian tribe that received moneys for less than four quarters of the fiscal year, the difference between two hundred seventy-five thousand dollars (\$275,000) for each quarter in the fiscal year that a recipient Indian tribe was eligible to receive moneys



and the actual amount paid to each eligible recipient Indian tribe during the fiscal year from the Indian Gaming Revenue Sharing Trust Fund.

(2) For purposes of this section, "eligible recipient Indian tribe" means a noncompact tribe, as defined in Section 4.3.2(a)(i) of the tribal-state gaming compacts ratified and in effect as provided in subdivision (f) of Section 19 of Article IV of the California Constitution.

(b) The California Gambling Control Commission shall provide to the committee in the Senate and Assembly that considers the State Budget an estimate of the amount needed to backfill the Indian Gaming Revenue Sharing Trust Fund on or before the date of the May budget revision for each fiscal year.

(c) An eligible recipient Indian tribe may not receive an amount from the backfill appropriated following the estimate made pursuant to subdivision (b) that would give the eligible recipient Indian tribe an aggregate amount in excess of two hundred seventy-five thousand dollars (\$275,000) per eligible quarter. Any funds transferred from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund that result in a surplus shall revert back to the Indian Gaming Special Distribution Fund following the authorization of the final payment of the fiscal year.

(d) Upon a transfer of moneys from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund and appropriation from the trust fund, the California Gambling Control Commission shall distribute the moneys without delay to eligible recipient Indian tribes for each quarter that a tribe was eligible to receive a distribution during the fiscal year immediately preceding.

(e) For each fiscal year commencing with the 2005-06 fiscal year, all of the following shall apply and subdivisions (b) to (d), inclusive, shall not apply:

(1) On or before the day of the May budget revision for each fiscal year, the California Gambling Control Commission shall determine the anticipated total amount of shortfalls in payment likely to occur in the Indian Gaming Revenue Sharing Trust Fund for the upcoming fiscal year, and shall provide to the committee in the Senate and Assembly that considers the State Budget an estimate of the amount needed to transfer from the Indian Gaming Special Distribution Fund to backfill the Indian Gaming Revenue Sharing Trust Fund for the next fiscal year. The anticipated total amount of shortfalls to be transferred from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund shall be determined by the California Gambling Control Commission as follows:

(A) The anticipated number of eligible recipient tribes that will be eligible to receive payments for the next fiscal year, multiplied by one

million one hundred thousand dollars (\$1,100,000), with that product reduced by the amount anticipated to be paid by the tribes directly into the Indian Gaming Revenue Sharing Trust Fund for the fiscal year.

(B) This amount shall be based upon actual payments received into the Indian Gaming Revenue Sharing Trust Fund the previous fiscal year, with adjustments made due to amendments to existing tribal-state compacts or newly executed tribal-state compacts with respect to payments to be made to the Indian Gaming Revenue Sharing Trust Fund.

(2) The Legislature shall transfer from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund an amount sufficient for each eligible recipient tribe to receive a total not to exceed two hundred seventy-five thousand dollars (\$275,000) for each quarter in the upcoming fiscal year an eligible recipient tribe is eligible to receive moneys, for a total not to exceed one million, one hundred thousand dollars (\$1,100,000) for the entire fiscal year. The California Gambling Control Commission shall make quarterly payments from the Indian Gaming Revenue Sharing Trust Fund to each eligible recipient Indian tribe within 45 days of the end of each fiscal quarter.

(3) If the transfer of funds from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund results in a surplus, the funds shall remain in the Indian Gaming Revenue Sharing Trust Fund for disbursement in future years, and if necessary, adjustments shall be made to future distributions from the Indian Gaming Special Distribution Fund to the Revenue Sharing Trust Fund.

(4) In the event the amount appropriated for the fiscal year is insufficient to ensure each eligible recipient tribe receives the total of two hundred seventy-five thousand dollars (\$275,000) for each fiscal quarter, the Department of Finance, after consultation with the California Gambling Control Commission, shall submit to the Legislature a request for a budget augmentation for the current fiscal year with an explanation as to the reason why the amount appropriated for the fiscal year was insufficient.

(5) At the end of each fiscal quarter, the California Gambling Control Commission's Indian Gaming Revenue Sharing Trust Fund report shall include information that identifies each of the eligible recipient tribes eligible to receive a distribution for that fiscal quarter, the amount paid into the Indian Gaming Revenue Sharing Trust Fund by each of the tribes pursuant to the applicable sections of the tribal-state compact, and the amount necessary to backfill from the Indian Gaming Special Distribution Fund the shortfall in the Indian Gaming Revenue Sharing Trust Fund in order for each eligible recipient tribe to receive the total of two hundred seventy-five thousand dollars (\$275,000) for the fiscal quarter.

(6) Based upon the projected shortfall in the Indian Gaming Revenue Sharing Trust Fund, for the 2005-06 fiscal year, the sum of fifty million dollars (\$50,000,000) is hereby transferred from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund and is hereby appropriated from that fund to the California Gambling Control Commission for distribution to each eligible recipient tribe pursuant to this section.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order for eligible recipient Indian tribes to receive moneys from the Indian Gaming Revenue Sharing Trust Fund to provide needed benefits to their tribal members in a timely manner, it is necessary that this act take effect immediately.

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## CHAPTER 721

An act to amend Section 290.46 of the Penal Code, relating to sex offenders.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 290.46 of the Penal Code is amended to read:  
290.46. (a) On or before the dates specified in this section, the Department of Justice shall make available information concerning persons who are required to register pursuant to Section 290 to the public via an Internet Web site as specified in this section. The department shall update the Web site on an ongoing basis. All information identifying the victim by name, birth date, address, or relationship to the registrant shall be excluded from the Web site. The name or address of the person's employer and the listed person's criminal history, other than the specific crimes for which the person is required to register, the dates of conviction for those crimes, and the dates of release from incarceration for those crimes, shall not be included on the Web site. The Web site shall be translated into languages other than English as determined by the department.

(b) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any

of the offenses listed in this subdivision or the statutory predecessors of any of these offenses, or any offense which, if committed or attempted to be committed in this state, would have been punishable as one or more of the offenses listed in this subdivision, the Department of Justice shall make available to the public via the Internet Web site his or her names and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, including the dates of conviction for the crimes requiring registration and the dates of release from incarceration for those crimes, the address at which the person resides, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a).

(2) This subdivision shall apply to the following offenses:

(A) Subdivision (b) of Section 207.

(B) Subdivision (b) of Section 209, except kidnapping to commit robbery.

(C) Paragraph (2) or (6) of subdivision (a) of Section 261.

(D) Section 264.1.

(E) Section 269.

(F) Subdivision (c) or (d) of Section 286.

(G) Subdivision (a), (b), or (c) of Section 288, provided that the offense is a felony.

(H) Subdivision (c) or (d) of Section 288a.

(I) Section 288.5.

(J) Subdivision (a) or (j) of Section 289.

(3) This subdivision shall also apply to any person who has ever been adjudicated a sexually violent predator as defined in Section 6600 of the Welfare and Institutions Code.

(c) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any of the offenses listed in paragraph (2) or the statutory predecessors of any of these offenses, or any offense which, if committed or attempted to be committed in this state, would have been punishable as one or more of the offenses listed in this subdivision, the Department of Justice shall make available to the public via the Internet Web site his or her names and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, including the dates of conviction for the crimes requiring registration and the dates of release from incarceration for those crimes, the community of residence and ZIP Code in which the person resides, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a). However, the address at which the person resides shall not be disclosed until a determination is made that the person is, by virtue of his or her additional prior or subsequent conviction of an

offense listed in paragraph (2) of subdivision (a) of Section 290, subject to this subdivision. On or before July 1, 2006, the Department of Justice shall determine whether any person convicted of an offense listed in paragraph (2) also has one or more prior or subsequent convictions of an offense listed in paragraph (2) of subdivision (a) of Section 290, and, for those persons, the Department of Justice shall make available to the public via the Internet Web site the address at which the person resides.

(2) This subdivision shall apply to the following offenses, provided that the person has one or more prior or subsequent convictions of an offense listed in paragraph (2) of subdivision (a) of Section 290:

(A) Section 220, except assault to commit mayhem.

(B) Paragraph (1), (3), or (4) of subdivision (a) of Section 261.

(C) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 286.

(D) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 288a.

(E) Subdivision (b), (d), (e), or (i) of Section 289.

(d) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any of the offenses listed in this subdivision or the statutory predecessors of any of these offenses, or of any offense which, if committed or attempted to be committed in this state, would have been punishable as one or more of the offenses listed in this subdivision, the Department of Justice shall make available to the public via the Internet Web site his or her names and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, including the dates of conviction for the crimes requiring registration and the dates of release from incarceration for those crimes, the community of residence and ZIP Code in which the person resides, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a) or the address at which the person resides.

(2) This subdivision shall apply to the following offenses:

(A) Section 220, except assault to commit mayhem, with no prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290.

(B) Subdivision (a) of Section 243.4, provided that the offense is a felony.

(C) Paragraph (1), (3), or (4) of subdivision (a) of Section 261, with no prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290.

(D) Section 266, provided that the offense is a felony.

(E) Section 266c, provided that the offense is a felony.

(F) Section 266j.

(G) Section 267.

(H) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 286, with no prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290.

(I) Subdivision (c) of Section 288, provided that the offense is a misdemeanor.

(J) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 288a, with no prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290.

(K) Subdivision (b), (d), (e), or (i) of Section 289, with no prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290.

(L) Section 647.6.

(e) (1) If a person has been convicted of the commission or the attempted commission of any of the offenses listed in this subdivision or the statutory predecessors of any of these offenses, or of any offense which, if committed or attempted to be committed in this state, would have been punishable as one or more of the offenses listed in this subdivision, and he or she has been convicted of no other offense listed in subdivision (b), (c), or (d) other than those listed in this subdivision, that person may file an application for exclusion from the Internet Web site with the Department of Justice. If the department determines that the person meets the requirements of this subdivision, the department shall grant the exclusion and no information concerning him or her shall be made available via the Internet Web site described in this section. He or she bears the burden of proving the facts that make him or her eligible for exclusion from the Internet Web site. However, a person who has filed for or been granted an exclusion from the Internet Web site is not relieved of his or her duty to register as a sex offender pursuant to Section 290 nor from any otherwise applicable provision of law.

(2) This subdivision shall apply to the following offenses:

(A) A felony violation of subdivision (a) of Section 243.4.

(B) Section 647.6, provided the offense is a misdemeanor.

(C) An offense listed in subdivision (b), (c), or (d) if the offender is eligible for, granted, and successfully completes probation pursuant to Section 1203.066 of the Penal Code.

(f) The Department of Justice shall make a reasonable effort to provide notification to persons who have been convicted of the commission or attempted commission of an offense specified in subdivision (b), (c), or (d), that on or before July 1, 2005, the department is required to make information about him or her available to the public via an Internet Web site as specified in this section. The Department of Justice shall also make a reasonable effort to provide notice that he or she may be eligible

for exclusion from the Internet Web site if he or she may have been convicted of an offense for which exclusion is available pursuant to subdivision (e).

(g) Notwithstanding Section 6254.5 of the Government Code, disclosure of information pursuant to this section is not a waiver of exemptions under Chapter 3.5 (commencing with Section 6250) of Title 1 of Division 7 of the Government Code and does not affect other statutory restrictions on disclosure in other situations.

(h) (1) Any person who uses information disclosed pursuant to the Internet Web site to commit a misdemeanor shall be subject to, in addition to any other penalty or fine imposed, a fine of not less than ten thousand dollars (\$10,000) and not more than fifty thousand dollars (\$50,000).

(2) Any person who uses information disclosed pursuant to the Internet Web site to commit a felony shall be punished, in addition and consecutive to any other punishment, by a five-year term of imprisonment in the state prison.

(i) Any person who is required to register pursuant to Section 290 who enters the Web site is punishable by a fine not exceeding one thousand dollars (\$1,000), imprisonment in a county jail for a period not to exceed six months, or by both that fine and imprisonment.

(j) (1) A person is authorized to use information disclosed pursuant to this section only to protect a person at risk.

(2) Except as authorized under paragraph (1) or any other provision of law, use of any information that is disclosed pursuant to this section for purposes relating to any of the following is prohibited:

- (A) Health insurance.
- (B) Insurance.
- (C) Loans.
- (D) Credit.
- (E) Employment.
- (F) Education, scholarships, or fellowships.
- (G) Housing or accommodations.
- (H) Benefits, privileges, or services provided by any business establishment.

(3) This section shall not affect authorized access to, or use of, information pursuant to, among other provisions, Sections 11105 and 11105.3, Section 8808 of the Family Code, Sections 777.5 and 14409.2 of the Financial Code, Sections 1522.01 and 1596.871 of the Health and Safety Code, and Section 432.7 of the Labor Code.

(4) (A) Any use of information disclosed pursuant to this section for purposes other than those provided by paragraph (1) or in violation of paragraph (2) shall make the user liable for the actual damages, and any

amount that may be determined by a jury or a court sitting without a jury, not exceeding three times the amount of actual damage, and not less than two hundred fifty dollars (\$250), and attorney's fees, exemplary damages, or a civil penalty not exceeding twenty-five thousand dollars (\$25,000).

(B) Whenever there is reasonable cause to believe that any person or group of persons is engaged in a pattern or practice of misuse of the information available via the Internet Web site in violation of paragraph (2), the Attorney General, any district attorney, or city attorney, or any person aggrieved by the misuse is authorized to bring a civil action in the appropriate court requesting preventive relief, including an application for a permanent or temporary injunction, restraining order, or other order against the person or group of persons responsible for the pattern or practice of misuse. The foregoing remedies shall be independent of any other remedies or procedures that may be available to an aggrieved party under other provisions of law, including Part 2 (commencing with Section 43) of Division 1 of the Civil Code.

(k) On or before July 1, 2006, and every year thereafter, the Department of Justice shall make a report to the Legislature concerning the operation of this section.

(l) The Department of Justice and its employees shall be immune from liability for good faith conduct under this section.

(m) The Department of Justice shall not be required to add to the Web site information regarding the dates of conviction or dates of release from incarceration pursuant to this section unless sufficient funding is available for this purpose and the department has access to complete and accurate information on these dates.

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## CHAPTER 722

An act to amend Section 2079.10a of the Civil Code, to amend Section 1522.01 of the Health and Safety Code, and to amend Sections 290, 290.01, 290.4, 290.45, 290.46, 290.5, 290.6, 666.7, and 1170.11 of the Penal Code, relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 2079.10a of the Civil Code is amended to read:



2079.10a. (a) Every lease or rental agreement for residential real property entered into on or after July 1, 1999, and every contract for the sale of residential real property comprised of one to four dwelling units entered into on or after that date, shall contain, in not less than 8-point type, a notice as specified in paragraph (1), (2), or (3).

(1) A contract entered into by the parties on or after July 1, 1999, and before September 1, 2005, shall contain the following notice:

Notice: The California Department of Justice, sheriff's departments, police departments serving jurisdictions of 200,000 or more, and many other local law enforcement authorities maintain for public access a database of the locations of persons required to register pursuant to paragraph (1) of subdivision (a) of Section 290.4 of the Penal Code. The database is updated on a quarterly basis and is a source of information about the presence of these individuals in any neighborhood. The Department of Justice also maintains a Sex Offender Identification Line through which inquiries about individuals may be made. This is a "900" telephone service. Callers must have specific information about individuals they are checking. Information regarding neighborhoods is not available through the "900" telephone service.

(2) A contract entered into by the parties on or after September 1, 2005, and before April 1, 2006, shall contain either the notice specified in paragraph (1) or the notice specified in paragraph (3).

(3) A contract entered into by the parties on or after April 1, 2006, shall contain the following notice:

Notice: Pursuant to Section 290.46 of the Penal Code, information about specified registered sex offenders is made available to the public via an Internet Web site maintained by the Department of Justice at [www.meganslaw.ca.gov](http://www.meganslaw.ca.gov). Depending on an offender's criminal history, this information will include either the address at which the offender resides or the community of residence and ZIP Code in which he or she resides.

(b) Subject to subdivision (c), upon delivery of the notice to the lessee or transferee of the real property, the lessor, seller, or broker is not required to provide information in addition to that contained in the notice regarding the proximity of registered sex offenders. The information in the notice shall be deemed to be adequate to inform the lessee or transferee about the existence of a statewide database of the locations of registered sex offenders and information from the database regarding those locations. The information in the notice shall not give rise to any cause of action against the disclosing party by a registered sex offender.

(c) Notwithstanding subdivisions (a) and (b), nothing in this section shall alter any existing duty of the lessor, seller, or broker under any other statute or decisional law including, but not limited to, the duties

of a lessor, seller, or broker under this article, or the duties of a seller or broker under Article 1.5 (commencing with Section 1102) of Chapter 2 of Title 4 of Part 4 of Division 2.

SEC. 2. Section 1522.01 of the Health and Safety Code is amended to read:

1522.01. (a) Any person required to be registered as a sex offender under Section 290 of the Penal Code shall disclose this fact to the licensee of a community care facility before becoming a client of that facility. A community care facility client who fails to disclose to the licensee his or her status as a registered sex offender shall be guilty of a misdemeanor punishable pursuant to subdivision (a) of Section 1540. The community care facility licensee shall not be liable if the client who is required to register as a sex offender fails to disclose this fact to the community care facility licensee. However, this immunity does not apply if the community care facility licensee knew that the client was required to register as a sex offender.

(b) Any person or persons operating, pursuant to this chapter, a community care facility that accepts as a client an individual who is required to be registered as a sex offender under Section 290 of the Penal Code shall confirm or deny whether any client of the facility is a registered sex offender in response to any person who inquires whether any client of the facility is a registered sex offender and who meets any of the following criteria:

(1) The person is the parent, family member, or guardian of a child residing within a one-mile radius of the facility.

(2) The person occupies a personal residence within a one-mile radius of the facility.

(3) The person operates a business within a one-mile radius of the facility.

(4) The person is currently a client within the facility or a family member of a client within the facility.

(5) The person is applying for placement in the facility, or placement of a family member in the facility.

(6) The person is arranging for a client to be placed in the facility.

(7) The person is a law enforcement officer.

If the community care facility licensee indicates a client is a registered sex offender, the interested person may describe physical characteristics of a client and the facility shall disclose that client's name upon request, if the physical description matches the client. The facility shall also advise the interested person that information about registered sex offenders is available to the public via the Internet Web site maintained by the Department of Justice pursuant to Section 290.46 of the Penal Code.

(c) Any person who uses information disclosed pursuant to this section to commit a felony shall be punished, in addition and consecutive to, any other punishment, by a five-year term of imprisonment in the state prison.

(d) Any person who uses information disclosed pursuant to this section to commit a misdemeanor shall be subject to, in addition to any other penalty or fine imposed, a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000).

(e) Except as authorized under another provision of law, or to protect a child, use of any of the information disclosed pursuant to this section for the purpose of applying for, obtaining, or denying any of the following, is prohibited:

- (1) Health insurance.
- (2) Insurance.
- (3) Loans.
- (4) Credit.
- (5) Employment.
- (6) Education, scholarships, or fellowships.
- (7) Benefits, privileges, or services provided by any business establishment.

(8) Housing or accommodations.

(f) Any use of information disclosed pursuant to this section for purposes other than those provided by subdivisions (a) and (b) shall make the user liable for the actual damages, and any amount that may be determined by a jury or a court sitting without a jury, not exceeding three times the amount of actual damage, and not less than two hundred fifty dollars (\$250), and attorney's fees, exemplary damages, or a civil penalty not exceeding twenty-five thousand dollars (\$25,000).

(g) Whenever there is reasonable cause to believe that any person or group of persons is engaged in a pattern or practice of misuse of the information disclosed pursuant to this section, the Attorney General, any district attorney, or city attorney, or any person aggrieved by the misuse of that information is authorized to bring a civil action in the appropriate court requesting preventive relief, including an application for a permanent or temporary injunction, restraining order, or other order against the person or group of persons responsible for the pattern or practice of misuse. The foregoing remedies shall be independent of any other remedies or procedures that may be available to an aggrieved party under other provisions of law, including Part 2 (commencing with Section 43) of Division 1 of the Civil Code.

(h) The civil and criminal penalty moneys collected pursuant to this section shall be transferred to the Community Care Licensing Division

of the State Department of Social Services, upon appropriation by the Legislature.

SEC. 3. Section 290 of the Penal Code is amended to read:

290. (a) (1) (A) Every person described in paragraph (2), for the rest of his or her life while residing in California, or while attending school or working in California, as described in subparagraph (G), shall be required to register with the chief of police of the city in which he or she is residing, or the sheriff of the county if he or she is residing in an unincorporated area or city that has no police department, and, additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is residing upon the campus or in any of its facilities, within five working days of coming into, or changing his or her residence within, any city, county, or city and county, or campus in which he or she temporarily resides.

(B) If the person who is registering has more than one residence address at which he or she regularly resides, he or she shall register in accordance with subparagraph (A) in each of the jurisdictions in which he or she regularly resides, regardless of the number of nights spent there. If all of the addresses are within the same jurisdiction, the person shall provide the registering authority with all of the addresses where he or she regularly resides.

(C) Every person described in paragraph (2), for the rest of his or her life while living as a transient in California shall be required to register, as follows:

(i) A transient must register, or reregister if the person has previously registered, within five working days from release from incarceration, placement or commitment, or release on probation, pursuant to paragraph (1) of subdivision (a), except that if the person previously registered as a transient less than 30 days from the date of his or her release from incarceration, he or she does not need to reregister as a transient until his or her next required 30-day update of registration. If a transient is not physically present in any one jurisdiction for five consecutive working days, he or she must register in the jurisdiction in which he or she is physically present on the fifth working day following release, pursuant to paragraph (1) of subdivision (a). Beginning on or before the 30th day following initial registration upon release, a transient must reregister no less than once every 30 days thereafter. A transient shall register with the chief of police of the city in which he or she is physically present within that 30-day period, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, and additionally, with the chief of police of a campus of the University of California, the California State University, or community

college if he or she is physically present upon the campus or in any of its facilities. A transient must reregister no less than once every 30 days regardless of the length of time he or she has been physically present in the particular jurisdiction in which he or she reregisters. If a transient fails to reregister within any 30-day period, he or she may be prosecuted in any jurisdiction in which he or she is physically present.

(ii) A transient who moves to a residence shall have five working days within which to register at that address, in accordance with subparagraph (A) of paragraph (1) of subdivision (a). A person registered at a residence address in accordance with subparagraph (A) of paragraph (1) of subdivision (a), who becomes transient shall have five working days within which to reregister as a transient in accordance with clause (i).

(iii) Beginning on his or her first birthday following registration, a transient shall register annually, within five working days of his or her birthday, to update his or her registration with the entities described in clause (i). A transient shall register in whichever jurisdiction he or she is physically present on that date. At the 30-day updates and the annual update, a transient shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e), and the information specified in clause (iv).

(iv) A transient shall, upon registration and reregistration, provide current information as required on the Department of Justice registration forms, and shall also list the places where he or she sleeps, eats, works, frequents, and engages in leisure activities. If a transient changes or adds to the places listed on the form during the 30-day period, he or she does not need to report the new place or places until the next required reregistration.

(v) Failure to comply with the requirement of reregistering every 30 days following initial registration pursuant to clause (i) of this subparagraph shall be punished in accordance with paragraph (6) of subdivision (g). Failure to comply with any other requirement of this section shall be punished in accordance with either paragraph (1) or (2) of subdivision (g).

(vi) A transient who moves out of state shall inform, in person or in writing, the chief of police in the city in which he or she is physically present, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, within five working days, of his or her move out of state. The transient shall inform that registering agency of his or her planned destination, residence or transient location out of state, and any plans he or she has to return to California, if known. The law enforcement agency shall, within three

days after receipt of this information, forward a copy of the change of location information to the Department of Justice. The department shall forward appropriate registration data to the law enforcement agency having local jurisdiction of the new place of residence or location.

(vii) For purposes of this section, “transient” means a person who has no residence. “Residence” means a place where a person is living or temporarily staying for more than five days, such as a shelter or structure that can be located by a street address, including, but not limited to, houses, apartment buildings, motels, hotels, homeless shelters, and recreational and other vehicles.

(viii) The transient registrant’s duty to update his or her registration no less than every 30 days shall begin with his or her second transient update following the date this subdivision became effective.

(D) Beginning on his or her first birthday following registration or change of address, the person shall be required to register annually, within five working days of his or her birthday, to update his or her registration with the entities described in subparagraph (A). At the annual update, the person shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e).

(E) In addition, every person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, shall, after his or her release from custody, verify his or her address no less than once every 90 days and place of employment, including the name and address of the employer, in a manner established by the Department of Justice.

(F) No entity shall require a person to pay a fee to register or update his or her registration pursuant to this section. The registering agency shall submit registrations, including annual updates or changes of address, directly into the Department of Justice Violent Crime Information Network (VCIN).

(G) Persons required to register in their state of residence who are out-of-state residents employed, or carrying on a vocation in California on a full-time or part-time basis, with or without compensation, for more than 14 days, or for an aggregate period exceeding 30 days in a calendar year, shall register in accordance with subparagraph (A). Persons described in paragraph (2) who are out-of-state residents enrolled in any educational institution in California, as defined in Section 22129 of the Education Code, on a full-time or part-time basis, shall register in accordance with subparagraph (A). The place where the out-of-state resident is located, for purposes of registration, shall be the place where the person is employed, carrying on a vocation, or attending school. The

out-of-state resident subject to this subparagraph shall, in addition to the information required pursuant to subdivision (e), provide the registering authority with the name of his or her place of employment or the name of the school attended in California, and his or her address or location in his or her state of residence. The registration requirement for persons subject to this subparagraph shall become operative on November 25, 2000. The terms “employed or carries on a vocation” include employment whether or not financially compensated, volunteered, or performed for government or educational benefit.

(2) The following persons shall be required to register pursuant to paragraph (1):

(A) Any person who, since July 1, 1944, has been or is hereafter convicted in any court in this state or in any federal or military court of a violation of Section 207 or 209 committed with intent to violate Section 261, 286, 288, 288a, or 289, Section 220, except assault to commit mayhem, Section 243.4, paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, or paragraph (1) of subdivision (a) of Section 262 involving the use of force or violence for which the person is sentenced to the state prison, Section 264.1, 266, or 266c, subdivision (b) of Section 266h, subdivision (b) of Section 266i, Section 266j, 267, 269, 285, 286, 288, 288a, 288.5, or 289, Section 311.1, subdivision (b), (c), or (d) of Section 311.2, Section 311.3, 311.4, 311.10, 311.11, or 647.6, former Section 647a, subdivision (c) of Section 653f, subdivision 1 or 2 of Section 314, any offense involving lewd or lascivious conduct under Section 272, or any felony violation of Section 288.2; or any statutory predecessor that includes all elements of one of the above-mentioned offenses; or any person who since that date has been or is hereafter convicted of the attempt to commit any of the above-mentioned offenses.

(B) Any person who, since July 1, 1944, has been or hereafter is released, discharged, or paroled from a penal institution where he or she was confined because of the commission or attempted commission of one of the offenses described in subparagraph (A).

(C) Any person who, since July 1, 1944, has been or hereafter is determined to be a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code or any person who has been found guilty in the guilt phase of a trial for an offense for which registration is required by this section but who has been found not guilty by reason of insanity in the sanity phase of the trial.

(D) (i) Any person who, since July 1, 1944, has been, or is hereafter convicted in any other court, including any state, federal, or military court, of any offense that, if committed or attempted in this state, would

have been punishable as one or more of the offenses described in subparagraph (A).

(ii) Any person ordered by any other court, including any state, federal, or military court, to register as a sex offender for any offense, if the court found at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification.

(iii) Except as provided in clause (iv), any person who would be required to register while residing in the state of conviction for a sex offense committed in that state.

(iv) Clause (iii) shall not apply to a person required to register in the state of conviction if the conviction was for the equivalent of one of the following offenses, and the person is not subject to clause (i):

(I) Indecent exposure, pursuant to Section 314.

(II) Unlawful sexual intercourse, pursuant to Section 261.5.

(III) Incest, pursuant to Section 285.

(IV) Sodomy, pursuant to Section 286, or oral copulation, pursuant to Section 288a, provided that the offender notifies the Department of Justice that the sodomy or oral copulation conviction was for conduct between consenting adults, as described in subparagraph (F) of paragraph (2) of subdivision (a), and the department is able, upon the exercise of reasonable diligence, to verify that fact.

(E) Any person ordered by any court to register pursuant to this section for any offense not included specifically in this section if the court finds at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification. The court shall state on the record the reasons for its findings and the reasons for requiring registration.

(F) (i) Notwithstanding any other subdivision, a person who was convicted before January 1, 1976, under subdivision (a) of Section 286, or Section 288a, shall not be required to register pursuant to this section for that conviction if the conviction was for conduct between consenting adults that was decriminalized by Chapter 71 of the Statutes of 1975 or Chapter 1139 of the Statutes of 1976. The Department of Justice shall remove that person from the Sex Offender Registry, and the person is discharged from his or her duty to register pursuant to the following procedure:

(I) The person submits to the Department of Justice official documentary evidence, including court records or police reports, that demonstrate that the person's conviction pursuant to either of those sections was for conduct between consenting adults that was decriminalized; or



(II) The person submits to the department a declaration stating that the person's conviction pursuant to either of those sections was for consensual conduct between adults that has been decriminalized. The declaration shall be confidential and not a public record, and shall include the person's name, address, telephone number, date of birth, and a summary of the circumstances leading to the conviction, including the date of the conviction and county of the occurrence.

(III) The department shall determine whether the person's conviction was for conduct between consensual adults that has been decriminalized. If the conviction was for consensual conduct between adults that has been decriminalized, and the person has no other offenses for which he or she is required to register pursuant to this section, the department shall, within 60 days of receipt of those documents, notify the person that he or she is relieved of the duty to register, and shall notify the local law enforcement agency with which the person is registered that he or she has been relieved of the duty to register. The local law enforcement agency shall remove the person's registration from its files within 30 days of receipt of notification. If the documentary or other evidence submitted is insufficient to establish the person's claim, the department shall, within 60 days of receipt of those documents, notify the person that his or her claim cannot be established, and that the person shall continue to register pursuant to this section. The department shall provide, upon the person's request, any information relied upon by the department in making its determination that the person shall continue to register pursuant to this section. Any person whose claim has been denied by the department pursuant to this clause may petition the court to appeal the department's denial of the person's claim.

(ii) On or before July 1, 1998, the department shall make a report to the Legislature concerning the status of persons who may come under the provisions of this subparagraph, including the number of persons who were convicted before January 1, 1976, under subdivision (a) of Section 286 or Section 288a and are required to register under this section, the average age of these persons, the number of these persons who have any subsequent convictions for a registerable sex offense, and the number of these persons who have sought successfully or unsuccessfully to be relieved of their duty to register under this section.

(b) (1) Any person who is released, discharged, or paroled from a jail, state or federal prison, school, road camp, or other institution where he or she was confined because of the commission or attempted commission of one of the offenses specified in subdivision (a) or is released from a state hospital to which he or she was committed as a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and

Institutions Code, shall, prior to discharge, parole, or release, be informed of his or her duty to register under this section by the official in charge of the place of confinement or hospital, and the official shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to the person. The official in charge of the place of confinement or hospital shall obtain the address where the person expects to reside upon his or her discharge, parole, or release and shall report the address to the Department of Justice. The official shall at the same time forward a current photograph of the person to the Department of Justice.

(2) The official in charge of the place of confinement or hospital shall give one copy of the form to the person and shall send one copy to the Department of Justice and one copy to the appropriate law enforcement agency or agencies having jurisdiction over the place the person expects to reside upon discharge, parole, or release. If the conviction that makes the person subject to this section is a felony conviction, the official in charge shall, not later than 45 days prior to the scheduled release of the person, send one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon discharge, parole, or release; one copy to the prosecuting agency that prosecuted the person; and one copy to the Department of Justice. The official in charge of the place of confinement or hospital shall retain one copy.

(c) (1) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is released on probation, shall, prior to release or discharge, be informed of the duty to register under this section by the probation department, and a probation officer shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. The probation officer shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The probation officer shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(2) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is granted conditional release without supervised probation, or discharged upon payment of a fine, shall, prior to release or discharge,

be informed of the duty to register under this section in open court by the court in which the person has been convicted, and the court shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. If the court finds that it is in the interest of the efficiency of the court, the court may assign the bailiff to require the person to read and sign forms under this section. The court shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The court shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(d) (1) Any person who, on or after January 1, 1986, is discharged or paroled from the Department of the Youth Authority to the custody of which he or she was committed after having been adjudicated a ward of the juvenile court pursuant to Section 602 of the Welfare and Institutions Code because of the commission or attempted commission of any offense described in paragraph (3) shall be subject to registration under the procedures of this section.

(2) Any person who is discharged or paroled from a facility in another state that is equivalent to the Department of the Youth Authority, to the custody of which he or she was committed because of an offense which, if committed or attempted in this state, would have been punishable as one or more of the offenses described in paragraph (3), shall be subject to registration under the procedures of this section.

(3) Any person described in this subdivision who committed an offense in violation of any of the following provisions shall be required to register pursuant to this section:

(A) Assault with intent to commit rape, sodomy, oral copulation, or any violation of Section 264.1, 288, or 289 under Section 220.

(B) Any offense defined in paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, Section 264.1, 266c, or 267, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 286, Section 288 or 288.5, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 288a, subdivision (a) of Section 289, or Section 647.6.

(C) A violation of Section 207 or 209 committed with the intent to violate Section 261, 286, 288, 288a, or 289.

(4) Prior to discharge or parole from the Department of the Youth Authority, any person who is subject to registration under this subdivision shall be informed of the duty to register under the procedures set forth

in this section. Department of the Youth Authority officials shall transmit the required forms and information to the Department of Justice.

(5) All records specifically relating to the registration in the custody of the Department of Justice, law enforcement agencies, and other agencies or public officials shall be destroyed when the person who is required to register has his or her records sealed under the procedures set forth in Section 781 of the Welfare and Institutions Code. This subdivision shall not be construed as requiring the destruction of other criminal offender or juvenile records relating to the case that are maintained by the Department of Justice, law enforcement agencies, the juvenile court, or other agencies and public officials unless ordered by a court under Section 781 of the Welfare and Institutions Code.

(e) (1) On or after January 1, 1998, upon incarceration, placement, or commitment, or prior to release on probation, any person who is required to register under this section shall preregister. The preregistering official shall be the admitting officer at the place of incarceration, placement, or commitment, or the probation officer if the person is to be released on probation. The preregistration shall consist of all of the following:

(A) A preregistration statement in writing, signed by the person, giving information that shall be required by the Department of Justice.

(B) The fingerprints and a current photograph of the person.

(C) Any person who is preregistered pursuant to this subdivision is required to be preregistered only once.

(2) A person described in paragraph (2) of subdivision (a) shall register, or reregister if the person has previously registered, upon release from incarceration, placement, commitment, or release on probation pursuant to paragraph (1) of subdivision (a). The registration shall consist of all of the following:

(A) A statement in writing signed by the person, giving information as shall be required by the Department of Justice and giving the name and address of the person's employer, and the address of the person's place of employment if that is different from the employer's main address.

(B) The fingerprints and a current photograph of the person taken by the registering official.

(C) The license plate number of any vehicle owned by, regularly driven by, or registered in the name of the person.

(D) Notice to the person that, in addition to the requirements of paragraph (4), he or she may have a duty to register in any other state where he or she may relocate.

(E) Copies of adequate proof of residence, which shall be limited to a California driver's license, California identification card, recent rent

or utility receipt, printed personalized checks or other recent banking documents showing that person's name and address, or any other information that the registering official believes is reliable. If the person has no residence and no reasonable expectation of obtaining a residence in the foreseeable future, the person shall so advise the registering official and shall sign a statement provided by the registering official stating that fact. Upon presentation of proof of residence to the registering official or a signed statement that the person has no residence, the person shall be allowed to register. If the person claims that he or she has a residence but does not have any proof of residence, he or she shall be allowed to register but shall furnish proof of residence within 30 days of the date he or she is allowed to register.

(3) Within three days thereafter, the preregistering official or the registering law enforcement agency or agencies shall forward the statement, fingerprints, photograph, and vehicle license plate number, if any, to the Department of Justice.

(f) (1) If any person who is required to register pursuant to this section and who has a residence address changes his or her residence address, whether within the jurisdiction in which he or she is currently registered or to a new jurisdiction inside or outside the state, the person shall inform, in writing within five working days, the law enforcement agency or agencies with which he or she last registered of the new address or transient location and any plans he or she has to return to California, if known. If the person does not know the new residence address or location, the registrant shall inform the last registering agency or agencies that he or she is moving within five working days of the move, and shall later notify the agency or agencies of the new address or location within five working days of moving into the new residence address or location, whether temporary or permanent. The law enforcement agency or agencies shall, within three working days after receipt of this information, forward a copy of the change of address information to the Department of Justice. The Department of Justice shall forward appropriate registration data to the law enforcement agency or agencies having local jurisdiction of the new place of residence.

(2) If the person's new address is in a Department of the Youth Authority facility or a state prison or state mental institution, an official of the place of incarceration, placement, or commitment shall, within 90 days of receipt of the person, forward the registrant's change of address information to the Department of Justice. The agency need not provide a physical address for the registrant but shall indicate that he or she is serving a period of incarceration or commitment in a facility under the agency's jurisdiction. This paragraph shall apply to persons received in a Department of the Youth Authority facility or a state prison or state

mental institution on or after January 1, 1999. The Department of Justice shall forward the change of address information to the agency with which the person last registered.

(3) If any person who is required to register pursuant to this section changes his or her name, the person shall inform, in person, the law enforcement agency or agencies with which he or she is currently registered within five working days. The law enforcement agency or agencies shall forward a copy of this information to the Department of Justice within three working days of its receipt.

(g) (1) Any person who is required to register under this section based on a misdemeanor conviction or juvenile adjudication who willfully violates any requirement of this section is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding one year.

(2) Except as provided in paragraphs (5), (7), and (9), any person who is required to register under this section based on a felony conviction or juvenile adjudication who willfully violates any requirement of this section or who has a prior conviction or juvenile adjudication for the offense of failing to register under this section and who subsequently and willfully violates any requirement of this section is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

If probation is granted or if the imposition or execution of sentence is suspended, it shall be a condition of the probation or suspension that the person serve at least 90 days in a county jail. The penalty described in this paragraph shall apply whether or not the person has been released on parole or has been discharged from parole.

(3) Any person determined to be a mentally disordered sex offender or who has been found guilty in the guilt phase of trial for an offense for which registration is required under this section, but who has been found not guilty by reason of insanity in the sanity phase of the trial, or who has had a petition sustained in a juvenile adjudication for an offense for which registration is required under this section pursuant to subdivision (d), but who has been found not guilty by reason of insanity, who willfully violates any requirement of this section is guilty of a misdemeanor and shall be punished by imprisonment in a county jail not exceeding one year. For any second or subsequent willful violation of any requirement of this section, the person is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

(4) If, after discharge from parole, the person is convicted of a felony or suffers a juvenile adjudication as specified in this subdivision, he or she shall be required to complete parole of at least one year, in addition to any other punishment imposed under this subdivision. A person

convicted of a felony as specified in this subdivision may be granted probation only in the unusual case where the interests of justice would best be served. When probation is granted under this paragraph, the court shall specify on the record and shall enter into the minutes the circumstances indicating that the interests of justice would best be served by the disposition.

(5) Any person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, and who fails to verify his or her registration every 90 days as required pursuant to subparagraph (E) of paragraph (1) of subdivision (a), shall be punished by imprisonment in the state prison, or in a county jail not exceeding one year.

(6) Except as otherwise provided in paragraph (5), any person who is required to register or reregister pursuant to clause (i) of subparagraph (C) of paragraph (1) of subdivision (a) and willfully fails to comply with the requirement that he or she reregister no less than every 30 days is guilty of a misdemeanor and shall be punished by imprisonment in a county jail at least 30 days, but not exceeding six months. A person who willfully fails to comply with the requirement that he or she reregister no less than every 30 days shall not be charged with this violation more often than once for a failure to register in any period of 90 days. Any person who willfully commits a third or subsequent violation of the requirements of subparagraph (C) of paragraph (1) of subdivision (a) that he or she reregister no less than every 30 days shall be punished in accordance with either paragraph (1) or (2) of this subdivision.

(7) Any person who fails to provide proof of residence as required by subparagraph (E) of paragraph (2) of subdivision (e), regardless of the offense upon which the duty to register is based, is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding six months.

(8) Any person who is required to register under this section who willfully violates any requirement of this section is guilty of a continuing offense as to each requirement he or she violated.

(9) In addition to any other penalty imposed under this subdivision, the failure to provide information required on registration and reregistration forms of the Department of Justice, or the provision of false information, is a crime punishable by imprisonment in a county jail for a period not exceeding one year.

(h) Whenever any person is released on parole or probation and is required to register under this section but fails to do so within the time prescribed, the parole authority, the Youthful Offender Parole Board, or the court, as the case may be, shall order the parole or probation of the

person revoked. For purposes of this subdivision, “parole authority” has the same meaning as described in Section 3000.

(i) Except as otherwise provided by law, the statements, photographs, and fingerprints required by this section shall not be open to inspection by the public or by any person other than a regularly employed peace officer or other law enforcement officer.

(j) In any case in which a person who would be required to register pursuant to this section for a felony conviction is to be temporarily sent outside the institution where he or she is confined on any assignment within a city or county including firefighting, disaster control, or of whatever nature the assignment may be, the local law enforcement agency having jurisdiction over the place or places where the assignment shall occur shall be notified within a reasonable time prior to removal from the institution. This subdivision shall not apply to any person who is temporarily released under guard from the institution where he or she is confined.

(k) As used in this section, “mentally disordered sex offender” includes any person who has been determined to be a sexual psychopath or a mentally disordered sex offender under any provision which, on or before January 1, 1976, was contained in Division 6 (commencing with Section 6000) of the Welfare and Institutions Code.

(l) (1) Every person who, prior to January 1, 1997, is required to register under this section, shall be notified whenever he or she next reregisters of the reduction of the registration period from 14 to 5 working days. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notification shall be a defense against the penalties prescribed by subdivision (g) if the person did register within 14 days.

(2) Every person who, as a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, is required to verify his or her registration every 90 days, shall be notified wherever he or she next registers of his or her increased registration obligations. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notice shall be a defense against the penalties prescribed by paragraph (5) of subdivision (g).

(m) The registration provisions of this section are applicable to every person described in this section, without regard to when his or her crime or crimes were committed or his or her duty to register pursuant to this section arose, and to every offense described in this section, regardless of when it was committed.

SEC. 3.5. Section 290 of the Penal Code is amended to read:

290. (a) (1) (A) Every person described in paragraph (2), for the rest of his or her life while residing in California, or while attending



school or working in California, as described in subparagraph (G), shall be required to register with the chief of police of the city in which he or she is residing, or the sheriff of the county if he or she is residing in an unincorporated area or city that has no police department, and, additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is residing upon the campus or in any of its facilities, within five working days of coming into, or changing his or her residence within, any city, county, or city and county, or campus in which he or she temporarily resides.

(B) If the person who is registering has more than one residence address at which he or she regularly resides, he or she shall register in accordance with subparagraph (A) in each of the jurisdictions in which he or she regularly resides, regardless of the number of days or nights spent there. If all of the addresses are within the same jurisdiction, the person shall provide the registering authority with all of the addresses where he or she regularly resides.

(C) Every person described in paragraph (2), for the rest of his or her life while living as a transient in California shall be required to register, as follows:

(i) A transient must register, or reregister if the person has previously registered, within five working days from release from incarceration, placement or commitment, or release on probation, pursuant to paragraph (1) of subdivision (a), except that if the person previously registered as a transient less than 30 days from the date of his or her release from incarceration, he or she does not need to reregister as a transient until his or her next required 30-day update of registration. If a transient is not physically present in any one jurisdiction for five consecutive working days, he or she must register in the jurisdiction in which he or she is physically present on the fifth working day following release, pursuant to paragraph (1) of subdivision (a). Beginning on or before the 30th day following initial registration upon release, a transient must reregister no less than once every 30 days thereafter. A transient shall register with the chief of police of the city in which he or she is physically present within that 30-day period, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, and additionally, with the chief of police of a campus of the University of California, the California State University, or community college if he or she is physically present upon the campus or in any of its facilities. A transient must reregister no less than once every 30 days regardless of the length of time he or she has been physically present in the particular jurisdiction in which he or she reregisters. If a transient

fails to reregister within any 30-day period, he or she may be prosecuted in any jurisdiction in which he or she is physically present.

(ii) A transient who moves to a residence shall have five working days within which to register at that address, in accordance with subparagraph (A) of paragraph (1) of subdivision (a). A person registered at a residence address in accordance with subparagraph (A) of paragraph (1) of subdivision (a), who becomes transient shall have five working days within which to reregister as a transient in accordance with clause (i).

(iii) Beginning on his or her first birthday following registration, a transient shall register annually, within five working days of his or her birthday, to update his or her registration with the entities described in clause (i). A transient shall register in whichever jurisdiction he or she is physically present on that date. At the 30-day updates and the annual update, a transient shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e), and the information specified in clause (iv).

(iv) A transient shall, upon registration and reregistration, provide current information as required on the Department of Justice registration forms, and shall also list the places where he or she sleeps, eats, works, frequents, and engages in leisure activities. If a transient changes or adds to the places listed on the form during the 30-day period, he or she does not need to report the new place or places until the next required reregistration.

(v) Failure to comply with the requirement of reregistering every 30 days following initial registration pursuant to clause (i) of this subparagraph shall be punished in accordance with paragraph (6) of subdivision (g). Failure to comply with any other requirement of this section shall be punished in accordance with either paragraph (1) or (2) of subdivision (g).

(vi) A transient who moves out of state shall inform, in person, the chief of police in the city in which he or she is physically present, or the sheriff of the county if he or she is physically present in an unincorporated area or city that has no police department, within five working days, of his or her move out of state. The transient shall inform that registering agency of his or her planned destination, residence or transient location out of state, and any plans he or she has to return to California, if known. The law enforcement agency shall, within three days after receipt of this information, forward a copy of the change of location information to the Department of Justice. The department shall forward appropriate registration data to the law enforcement agency having local jurisdiction of the new place of residence or location.

(vii) For purposes of this section, “transient” means a person who has no residence. “Residence” means one or more addresses at which a person regularly resides, regardless of the number of days or nights spent there, such as a shelter or structure that can be located by a street address, including, but not limited to, houses, apartment buildings, motels, hotels, homeless shelters, and recreational and other vehicles.

(viii) The transient registrant’s duty to update his or her registration no less than every 30 days shall begin with his or her second transient update following the date this subdivision became effective.

(D) Beginning on his or her first birthday following registration or change of address, the person shall be required to register annually, within five working days of his or her birthday, to update his or her registration with the entities described in subparagraph (A). At the annual update, the person shall provide current information as required on the Department of Justice annual update form, including the information described in subparagraphs (A) to (C), inclusive, of paragraph (2) of subdivision (e).

(E) In addition, every person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, shall, after his or her release from custody, verify his or her address no less than once every 90 days and place of employment, including the name and address of the employer, in a manner established by the Department of Justice.

(F) No entity shall require a person to pay a fee to register or update his or her registration pursuant to this section. The registering agency shall submit registrations, including annual updates or changes of address, directly into the Department of Justice Violent Crime Information Network (VCIN).

(G) Persons required to register in their state of residence who are out-of-state residents employed, or carrying on a vocation in California on a full-time or part-time basis, with or without compensation, for more than 14 days, or for an aggregate period exceeding 30 days in a calendar year, shall register in accordance with subparagraph (A). Persons described in paragraph (2) who are out-of-state residents enrolled in any educational institution in California, as defined in Section 22129 of the Education Code, on a full-time or part-time basis, shall register in accordance with subparagraph (A). The place where the out-of-state resident is located, for purposes of registration, shall be the place where the person is employed, carrying on a vocation, or attending school. The out-of-state resident subject to this subparagraph shall, in addition to the information required pursuant to subdivision (e), provide the registering authority with the name of his or her place of employment or the name of the school attended in California, and his or her address or location

in his or her state of residence. The registration requirement for persons subject to this subparagraph shall become operative on November 25, 2000. The terms “employed or carries on a vocation” include employment whether or not financially compensated, volunteered, or performed for government or educational benefit.

(2) The following persons shall be required to register pursuant to paragraph (1):

(A) Any person who, since July 1, 1944, has been or is hereafter convicted in any court in this state or in any federal or military court of a violation of Section 207 or 209 committed with intent to violate Section 261, 286, 288, 288a, or 289, Section 220, except assault to commit mayhem, Section 243.4, paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, or paragraph (1) of subdivision (a) of Section 262 involving the use of force or violence for which the person is sentenced to the state prison, Section 264.1, 266, or 266c, subdivision (b) of Section 266h, subdivision (b) of Section 266i, Section 266j, 267, 269, 285, 286, 288, 288a, 288.5, or 289, Section 311.1, subdivision (b), (c), or (d) of Section 311.2, Section 311.3, 311.4, 311.10, 311.11, or 647.6, former Section 647a, subdivision (c) of Section 653f, subdivision 1 or 2 of Section 314, any offense involving lewd or lascivious conduct under Section 272, or any felony violation of Section 288.2; or any statutory predecessor that includes all elements of one of the above-mentioned offenses; or any person who since that date has been or is hereafter convicted of the attempt to commit any of the above-mentioned offenses.

(B) Any person who, since July 1, 1944, has been or hereafter is released, discharged, or paroled from a penal institution where he or she was confined because of the commission or attempted commission of one of the offenses described in subparagraph (A).

(C) Any person who, since July 1, 1944, has been or hereafter is determined to be a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code or any person who has been found guilty in the guilt phase of a trial for an offense for which registration is required by this section but who has been found not guilty by reason of insanity in the sanity phase of the trial.

(D) (i) Any person who, since July 1, 1944, has been, or is hereafter convicted in any other court, including any state, federal, or military court, of any offense that, if committed or attempted in this state, would have been punishable as one or more of the offenses described in subparagraph (A).

(ii) Any person ordered by any other court, including any state, federal, or military court, to register as a sex offender for any offense, if the court found at the time of conviction or sentencing that the person committed

the offense as a result of sexual compulsion or for purposes of sexual gratification.

(iii) Except as provided in clause (iv), any person who would be required to register while residing in the state of conviction for a sex offense committed in that state.

(iv) Clause (iii) shall not apply to a person required to register in the state of conviction if the conviction was for the equivalent of one of the following offenses, and the person is not subject to clause (i):

(I) Indecent exposure, pursuant to Section 314.

(II) Unlawful sexual intercourse, pursuant to Section 261.5.

(III) Incest, pursuant to Section 285.

(IV) Sodomy, pursuant to Section 286, or oral copulation, pursuant to Section 288a, provided that the offender notifies the Department of Justice that the sodomy or oral copulation conviction was for conduct between consenting adults, as described in subparagraph (F) of paragraph (2) of subdivision (a), and the department is able, upon the exercise of reasonable diligence, to verify that fact.

(E) Any person ordered by any court to register pursuant to this section for any offense not included specifically in this section if the court finds at the time of conviction or sentencing that the person committed the offense as a result of sexual compulsion or for purposes of sexual gratification. The court shall state on the record the reasons for its findings and the reasons for requiring registration.

(F) Any person required to register pursuant to any provision of this section, regardless of whether the person's conviction has been dismissed pursuant to Section 1203.4, unless the person obtains a certificate of rehabilitation and is entitled to relief from registration pursuant to Section 290.5.

(G) (i) Notwithstanding any other subdivision, a person who was convicted before January 1, 1976, under subdivision (a) of Section 286, or Section 288a, shall not be required to register pursuant to this section for that conviction if the conviction was for conduct between consenting adults that was decriminalized by Chapter 71 of the Statutes of 1975 or Chapter 1139 of the Statutes of 1976. The Department of Justice shall remove that person from the Sex Offender Registry, and the person is discharged from his or her duty to register pursuant to the following procedure:

(I) The person submits to the Department of Justice official documentary evidence, including court records or police reports, that demonstrate that the person's conviction pursuant to either of those sections was for conduct between consenting adults that was decriminalized; or

(II) The person submits to the department a declaration stating that the person's conviction pursuant to either of those sections was for consensual conduct between adults that has been decriminalized. The declaration shall be confidential and not a public record, and shall include the person's name, address, telephone number, date of birth, and a summary of the circumstances leading to the conviction, including the date of the conviction and county of the occurrence.

(III) The department shall determine whether the person's conviction was for conduct between consensual adults that has been decriminalized. If the conviction was for consensual conduct between adults that has been decriminalized, and the person has no other offenses for which he or she is required to register pursuant to this section, the department shall, within 60 days of receipt of those documents, notify the person that he or she is relieved of the duty to register, and shall notify the local law enforcement agency with which the person is registered that he or she has been relieved of the duty to register. The local law enforcement agency shall remove the person's registration from its files within 30 days of receipt of notification. If the documentary or other evidence submitted is insufficient to establish the person's claim, the department shall, within 60 days of receipt of those documents, notify the person that his or her claim cannot be established, and that the person shall continue to register pursuant to this section. The department shall provide, upon the person's request, any information relied upon by the department in making its determination that the person shall continue to register pursuant to this section. Any person whose claim has been denied by the department pursuant to this clause may petition the court to appeal the department's denial of the person's claim.

(ii) On or before July 1, 1998, the department shall make a report to the Legislature concerning the status of persons who may come under the provisions of this subparagraph, including the number of persons who were convicted before January 1, 1976, under subdivision (a) of Section 286 or Section 288a and are required to register under this section, the average age of these persons, the number of these persons who have any subsequent convictions for a registerable sex offense, and the number of these persons who have sought successfully or unsuccessfully to be relieved of their duty to register under this section.

(b) (1) Any person who is released, discharged, or paroled from a jail, state or federal prison, school, road camp, or other institution where he or she was confined because of the commission or attempted commission of one of the offenses specified in subdivision (a) or is released from a state hospital to which he or she was committed as a mentally disordered sex offender under Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and

Institutions Code, shall, prior to discharge, parole, or release, be informed of his or her duty to register under this section by the official in charge of the place of confinement or hospital, and the official shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to the person. The official in charge of the place of confinement or hospital shall obtain the address where the person expects to reside upon his or her discharge, parole, or release and shall report the address to the Department of Justice. The official shall at the same time forward a current photograph of the person to the Department of Justice.

(2) The official in charge of the place of confinement or hospital shall give one copy of the form to the person and shall send one copy to the Department of Justice and one copy to the appropriate law enforcement agency or agencies having jurisdiction over the place the person expects to reside upon discharge, parole, or release. If the conviction that makes the person subject to this section is a felony conviction, the official in charge shall, not later than 45 days prior to the scheduled release of the person, send one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon discharge, parole, or release; one copy to the prosecuting agency that prosecuted the person; and one copy to the Department of Justice. The official in charge of the place of confinement or hospital shall retain one copy.

(c) (1) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is released on probation, shall, prior to release or discharge, be informed of the duty to register under this section by the probation department, and a probation officer shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. The probation officer shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The probation officer shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(2) Any person who is convicted in this state of the commission or attempted commission of any of the offenses specified in subdivision (a) and who is granted conditional release without supervised probation, or discharged upon payment of a fine, shall, prior to release or discharge,

be informed of the duty to register under this section in open court by the court in which the person has been convicted, and the court shall require the person to read and sign any form that may be required by the Department of Justice, stating that the duty of the person to register under this section has been explained to him or her. If the court finds that it is in the interest of the efficiency of the court, the court may assign the bailiff to require the person to read and sign forms under this section. The court shall obtain the address where the person expects to reside upon release or discharge and shall report within three days the address to the Department of Justice. The court shall give one copy of the form to the person, send one copy to the Department of Justice, and forward one copy to the appropriate law enforcement agency or agencies having local jurisdiction where the person expects to reside upon his or her discharge, parole, or release.

(d) (1) Any person who, on or after January 1, 1986, is discharged or paroled from the Department of the Youth Authority to the custody of which he or she was committed after having been adjudicated a ward of the juvenile court pursuant to Section 602 of the Welfare and Institutions Code because of the commission or attempted commission of any offense described in paragraph (3) shall be subject to registration under the procedures of this section.

(2) Any person who is discharged or paroled from a facility in another state that is equivalent to the Department of the Youth Authority, to the custody of which he or she was committed because of an offense which, if committed or attempted in this state, would have been punishable as one or more of the offenses described in paragraph (3), shall be subject to registration under the procedures of this section.

(3) Any person described in this subdivision who committed an offense in violation of any of the following provisions shall be required to register pursuant to this section:

(A) Assault with intent to commit rape, sodomy, oral copulation, or any violation of Section 264.1, 288, or 289 under Section 220.

(B) Any offense defined in paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261, Section 264.1, 266c, or 267, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 286, Section 288 or 288.5, paragraph (1) of subdivision (b) of, or subdivision (c) or (d) of, Section 288a, subdivision (a) of Section 289, or Section 647.6.

(C) A violation of Section 207 or 209 committed with the intent to violate Section 261, 286, 288, 288a, or 289.

(4) Prior to discharge or parole from the Department of the Youth Authority, any person who is subject to registration under this subdivision shall be informed of the duty to register under the procedures set forth



in this section. Department of the Youth Authority officials shall transmit the required forms and information to the Department of Justice.

(5) All records specifically relating to the registration in the custody of the Department of Justice, law enforcement agencies, and other agencies or public officials shall be destroyed when the person who is required to register has his or her records sealed under the procedures set forth in Section 781 of the Welfare and Institutions Code. This subdivision shall not be construed as requiring the destruction of other criminal offender or juvenile records relating to the case that are maintained by the Department of Justice, law enforcement agencies, the juvenile court, or other agencies and public officials unless ordered by a court under Section 781 of the Welfare and Institutions Code.

(e) (1) On or after January 1, 1998, upon incarceration, placement, or commitment, or prior to release on probation, any person who is required to register under this section shall preregister. The preregistering official shall be the admitting officer at the place of incarceration, placement, or commitment, or the probation officer if the person is to be released on probation. The preregistration shall consist of all of the following:

(A) A preregistration statement in writing, signed by the person, giving information that shall be required by the Department of Justice.

(B) The fingerprints and a current photograph of the person.

(C) Any person who is preregistered pursuant to this subdivision is required to be preregistered only once.

(2) A person described in paragraph (2) of subdivision (a) shall register, or reregister if the person has previously registered, upon release from incarceration, placement, commitment, or release on probation pursuant to paragraph (1) of subdivision (a). The registration shall consist of all of the following:

(A) A statement in writing signed by the person, giving information as shall be required by the Department of Justice and giving the name and address of the person's employer, and the address of the person's place of employment if that is different from the employer's main address.

(B) The fingerprints and a current photograph of the person taken by the registering official.

(C) The license plate number of any vehicle owned by, regularly driven by, or registered in the name of the person.

(D) Notice to the person that, in addition to the requirements of paragraph (4), he or she may have a duty to register in any other state where he or she may relocate.

(E) Copies of adequate proof of residence, which shall be limited to a California driver's license, California identification card, recent rent

or utility receipt, printed personalized checks or other recent banking documents showing that person's name and address, or any other information that the registering official believes is reliable. If the person has no residence and no reasonable expectation of obtaining a residence in the foreseeable future, the person shall so advise the registering official and shall sign a statement provided by the registering official stating that fact. Upon presentation of proof of residence to the registering official or a signed statement that the person has no residence, the person shall be allowed to register. If the person claims that he or she has a residence but does not have any proof of residence, he or she shall be allowed to register but shall furnish proof of residence within 30 days of the date he or she is allowed to register.

(3) Within three days thereafter, the preregistering official or the registering law enforcement agency or agencies shall forward the statement, fingerprints, photograph, and vehicle license plate number, if any, to the Department of Justice.

(f) (1) (A) Any person who was last registered at a residence address pursuant to this section who changes his or her residence address, whether within the jurisdiction in which he or she is currently registered or to a new jurisdiction inside or outside the state, shall, in person, within five working days of the move, inform the law enforcement agency or agencies with which he or she last registered of the move, the new address or transient location, if known, and any plans he or she has to return to California.

(B) If the person does not know the new residence address or location at the time of the move, the registrant shall, in person, within five working days of the move, inform the last registering agency or agencies that he or she is moving. The person shall later notify the last registering agency or agencies, in writing, sent by certified or registered mail, of the new address or location within five working days of moving into the new residence address or location, whether temporary or permanent.

(C) The law enforcement agency or agencies shall, within three working days after receipt of this information, forward a copy of the change of address information to the Department of Justice. The Department of Justice shall forward appropriate registration data to the law enforcement agency or agencies having local jurisdiction of the new place of residence .

(2) If the person's new address is in a Department of the Youth Authority facility or a state prison or state mental institution, an official of the place of incarceration, placement, or commitment shall, within 90 days of receipt of the person, forward the registrant's change of address information to the Department of Justice. The agency need not provide a physical address for the registrant but shall indicate that he or

she is serving a period of incarceration or commitment in a facility under the agency's jurisdiction. This paragraph shall apply to persons received in a Department of the Youth Authority facility or a state prison or state mental institution on or after January 1, 1999. The Department of Justice shall forward the change of address information to the agency with which the person last registered.

(3) If any person who is required to register pursuant to this section changes his or her name, the person shall inform, in person, the law enforcement agency or agencies with which he or she is currently registered within five working days. The law enforcement agency or agencies shall forward a copy of this information to the Department of Justice within three working days of its receipt.

(g) (1) Any person who is required to register under this section based on a misdemeanor conviction or juvenile adjudication who willfully violates any requirement of this section is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding one year.

(2) Except as provided in paragraphs (5), (7), and (9), any person who is required to register under this section based on a felony conviction or juvenile adjudication who willfully violates any requirement of this section or who has a prior conviction or juvenile adjudication for the offense of failing to register under this section and who subsequently and willfully violates any requirement of this section is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

If probation is granted or if the imposition or execution of sentence is suspended, it shall be a condition of the probation or suspension that the person serve at least 90 days in a county jail. The penalty described in this paragraph shall apply whether or not the person has been released on parole or has been discharged from parole.

(3) Any person determined to be a mentally disordered sex offender or who has been found guilty in the guilt phase of trial for an offense for which registration is required under this section, but who has been found not guilty by reason of insanity in the sanity phase of the trial, or who has had a petition sustained in a juvenile adjudication for an offense for which registration is required under this section pursuant to subdivision (d), but who has been found not guilty by reason of insanity, who willfully violates any requirement of this section is guilty of a misdemeanor and shall be punished by imprisonment in a county jail not exceeding one year. For any second or subsequent willful violation of any requirement of this section, the person is guilty of a felony and shall be punished by imprisonment in the state prison for 16 months, or two or three years.

(4) If, after discharge from parole, the person is convicted of a felony or suffers a juvenile adjudication as specified in this subdivision, he or she shall be required to complete parole of at least one year, in addition to any other punishment imposed under this subdivision. A person convicted of a felony as specified in this subdivision may be granted probation only in the unusual case where the interests of justice would best be served. When probation is granted under this paragraph, the court shall specify on the record and shall enter into the minutes the circumstances indicating that the interests of justice would best be served by the disposition.

(5) Any person who has ever been adjudicated a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, and who fails to verify his or her registration every 90 days as required pursuant to subparagraph (E) of paragraph (1) of subdivision (a), shall be punished by imprisonment in the state prison, or in a county jail not exceeding one year.

(6) Except as otherwise provided in paragraph (5), any person who is required to register or reregister pursuant to clause (i) of subparagraph (C) of paragraph (1) of subdivision (a) and willfully fails to comply with the requirement that he or she reregister no less than every 30 days is guilty of a misdemeanor and shall be punished by imprisonment in a county jail at least 30 days, but not exceeding six months. A person who willfully fails to comply with the requirement that he or she reregister no less than every 30 days shall not be charged with this violation more often than once for a failure to register in any period of 90 days. Any person who willfully commits a third or subsequent violation of the requirements of subparagraph (C) of paragraph (1) of subdivision (a) that he or she reregister no less than every 30 days shall be punished in accordance with either paragraph (1) or (2) of this subdivision.

(7) Any person who fails to provide proof of residence as required by subparagraph (E) of paragraph (2) of subdivision (e), regardless of the offense upon which the duty to register is based, is guilty of a misdemeanor punishable by imprisonment in a county jail not exceeding six months.

(8) Any person who is required to register under this section who willfully violates any requirement of this section is guilty of a continuing offense as to each requirement he or she violated.

(9) In addition to any other penalty imposed under this subdivision, the failure to provide information required on registration and reregistration forms of the Department of Justice, or the provision of false information, is a crime punishable by imprisonment in a county jail for a period not exceeding one year.

(h) Whenever any person is released on parole or probation and is required to register under this section but fails to do so within the time prescribed, the parole authority, the Youthful Offender Parole Board, or the court, as the case may be, shall order the parole or probation of the person revoked. For purposes of this subdivision, "parole authority" has the same meaning as described in Section 3000.

(i) Except as otherwise provided by law, the statements, photographs, and fingerprints required by this section shall not be open to inspection by the public or by any person other than a regularly employed peace officer or other law enforcement officer.

(j) In any case in which a person who would be required to register pursuant to this section for a felony conviction is to be temporarily sent outside the institution where he or she is confined on any assignment within a city or county including firefighting, disaster control, or of whatever nature the assignment may be, the local law enforcement agency having jurisdiction over the place or places where the assignment shall occur shall be notified within a reasonable time prior to removal from the institution. This subdivision shall not apply to any person who is temporarily released under guard from the institution where he or she is confined.

(k) As used in this section, "mentally disordered sex offender" includes any person who has been determined to be a sexual psychopath or a mentally disordered sex offender under any provision which, on or before January 1, 1976, was contained in Division 6 (commencing with Section 6000) of the Welfare and Institutions Code.

(l) (1) Every person who, prior to January 1, 1997, is required to register under this section, shall be notified whenever he or she next reregisters of the reduction of the registration period from 14 to 5 working days. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notification shall be a defense against the penalties prescribed by subdivision (g) if the person did register within 14 days.

(2) Every person who, as a sexually violent predator, as defined in Section 6600 of the Welfare and Institutions Code, is required to verify his or her registration every 90 days, shall be notified wherever he or she next registers of his or her increased registration obligations. This notice shall be provided in writing by the registering agency or agencies. Failure to receive this notice shall be a defense against the penalties prescribed by paragraph (5) of subdivision (g).

(m) The registration provisions of this section are applicable to every person described in this section, without regard to when his or her crime or crimes were committed or his or her duty to register pursuant to this

section arose, and to every offense described in this section, regardless of when it was committed.

SEC. 4. Section 290.01 of the Penal Code is amended to read:

290.01. (a) (1) Commencing October 28, 2002, every person required to register under Section 290 who is enrolled as a student of any university, college, community college, or other institution of higher learning, or is, with or without compensation, a full-time or part-time employee of that university, college, community college, or other institution of higher learning, or is carrying on a vocation at the university, college, community college, or other institution of higher learning, for more than 14 days, or for an aggregate period exceeding 30 days in a calendar year, shall, in addition to the registration required by Section 290, register with the campus police department within five working days of commencing enrollment or employment at that university, college, community college, or other institution of higher learning, on a form as may be required by the Department of Justice. The terms "employed or carries on a vocation" include employment whether or not financially compensated, volunteered, or performed for government or educational benefit. The registrant shall also notify the campus police department within five working days of ceasing to be enrolled or employed, or ceasing to carry on a vocation, at the university, college, community college, or other institution of higher learning.

(2) For purposes of this section, a campus police department is a police department of the University of California, California State University, or California Community College, established pursuant to Section 72330, 89560, or 92600 of the Education Code, or is a police department staffed with deputized or appointed personnel with peace officer status as provided in Section 830.6 of the Penal Code and is the law enforcement agency with the primary responsibility for investigating crimes occurring on the college or university campus on which it is located.

(b) If the university, college, community college, or other institution of higher learning has no campus police department, the registrant shall instead register pursuant to subdivision (a) with the police of the city in which the campus is located or the sheriff of the county in which the campus is located if the campus is located in an unincorporated area or in a city that has no police department, on a form as may be required by the Department of Justice. The requirements of subdivisions (a) and (b) are in addition to the requirements of Section 290.

(c) A first violation of this section is a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000). A second violation of this section is a misdemeanor punishable by imprisonment in a county jail for not more than six months, by a fine not to exceed one thousand

dollars (\$1,000), or by both that imprisonment and fine. A third or subsequent violation of this section is a misdemeanor punishable by imprisonment in a county jail for not more than one year, by a fine not exceeding one thousand dollars (\$1,000), or by both that imprisonment and fine.

(d) (1) (A) The following information regarding a registered sex offender on campus as to whom information shall not be made available to the public via the Internet Web site as provided in Section 290.46 may be released to members of the campus community by any campus police department or, if the university, college, community college, or other institution of higher learning has no police department, the police department or sheriff's department with jurisdiction over the campus, and any employees of those agencies, as required by Section 1092(f)(1)(I) of Title 20 of the United States Code:

- (i) The offender's full name.
- (ii) The offender's known aliases.
- (iii) The offender's gender.
- (iv) The offender's race.
- (v) The offender's physical description.
- (vi) The offender's photograph.
- (vii) The offender's date of birth.
- (viii) Crimes resulting in registration under Section 290.
- (ix) The date of last registration or reregistration.

(B) The authority provided in this subdivision is in addition to the authority of a peace officer or law enforcement agency to provide information about a registered sex offender pursuant to Section 290.45, and exists notwithstanding subdivision (i) of Section 290 or any other provision of law.

(2) Any law enforcement entity and employees of any law enforcement entity listed in paragraph (1) shall be immune from civil or criminal liability for good faith conduct under this subdivision.

(3) Nothing in this subdivision shall be construed to authorize campus police departments or, if the university, college, community college, or other institution has no police department, the police department or sheriff's department with jurisdiction over the campus, to make disclosures about registrants intended to reach persons beyond the campus community.

(4) (A) Before being provided any information by an agency pursuant to this subdivision, a member of the campus community who requests that information shall sign a statement, on a form provided by the Department of Justice, stating that he or she is not a registered sex offender, that he or she understands the purpose of the release of information is to allow members of the campus community to protect

themselves and their children from sex offenders, and that he or she understands it is unlawful to use information obtained pursuant to this subdivision to commit a crime against any registrant or to engage in illegal discrimination or harassment of any registrant. The signed statement shall be maintained in a file in the agency's office for a minimum of five years.

(B) An agency disseminating printed information pursuant to this subdivision shall maintain records of the means and dates of dissemination for a minimum of five years.

(5) For purposes of this subdivision, "campus community" means those persons present at, and those persons regularly frequenting, any place associated with an institution of higher education, including campuses; administrative and educational offices; laboratories; satellite facilities owned or utilized by the institution for educational instruction, business, or institutional events; and public areas contiguous to any campus or facility that are regularly frequented by students, employees, or volunteers of the campus.

SEC. 5. Section 290.4 of the Penal Code is amended to read:

290.4. (a) The department shall operate a service through which members of the public may provide a list of at least six persons on a form approved by the Department of Justice and inquire whether any of those persons is required to register as a sex offender and is subject to public notification. The Department of Justice shall respond with information on any person as to whom information may be available to the public via the Internet Web site as provided in Section 290.46, to the extent that information may be disclosed pursuant to Section 290.46. The Department of Justice may establish a fee for requests, including all actual and reasonable costs associated with the service.

(b) The income from the operation of the service specified in subdivision (a) shall be deposited in the Sexual Predator Public Information Account within the Department of Justice for the purpose of the implementation of this section by the Department of Justice.

The moneys in the account shall consist of income from the operation of the service authorized by subdivision (a), and any other funds made available to the account by the Legislature. Moneys in the account shall be available to the Department of Justice upon appropriation by the Legislature for the purpose specified in subdivision (a).

(c) (1) Any person who uses information disclosed pursuant to this section to commit a felony shall be punished, in addition and consecutive to, any other punishment, by a five-year term of imprisonment in the state prison.

(2) Any person who, without authorization, uses information disclosed pursuant to this section to commit a misdemeanor shall be subject to, in



addition to any other penalty or fine imposed, a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000).

(d) (1) A person is authorized to use information disclosed pursuant to this section only to protect a person at risk.

(2) Except as authorized under paragraph (1) or any other provision of law, use of any information that is disclosed pursuant to this section for purposes relating to any of the following is prohibited:

- (A) Health insurance.
- (B) Insurance.
- (C) Loans.
- (D) Credit.
- (E) Employment.
- (F) Education, scholarships, or fellowships.
- (G) Housing or accommodations.
- (H) Benefits, privileges, or services provided by any business establishment.

(3) This section shall not affect authorized access to, or use of, information pursuant to, among other provisions, Sections 11105 and 11105.3 of this code, Section 226.55 of the Civil Code, Sections 777.5 and 14409.2 of the Financial Code, Sections 1522.01 and 1596.871 of the Health and Safety Code, and Section 432.7 of the Labor Code.

(4) (A) Any use of information disclosed pursuant to this section for purposes other than those provided by paragraph (1) or in violation of paragraph (2) shall make the user liable for the actual damages, and any amount that may be determined by a jury or a court sitting without a jury, not exceeding three times the amount of actual damage, and not less than two hundred fifty dollars (\$250), and attorney's fees, exemplary damages, or a civil penalty not exceeding twenty-five thousand dollars (\$25,000).

(B) Whenever there is reasonable cause to believe that any person or group of persons is engaged in a pattern or practice of misuse of the service specified in subdivision (a), in violation of paragraph (2), the Attorney General, any district attorney, or city attorney, or any person aggrieved by the misuse of the service is authorized to bring a civil action in the appropriate court requesting preventive relief, including an application for a permanent or temporary injunction, restraining order, or other order against the person or group of persons responsible for the pattern or practice of misuse. The foregoing remedies shall be independent of any other remedies or procedures that may be available to an aggrieved party under other provisions of law, including Part 2 (commencing with Section 43) of Division 1 of the Civil Code.

(e) The Department of Justice and its employees shall be immune from liability for good faith conduct under this section.

(f) The public notification provisions of this section are applicable to every person described in subdivision (a), without regard to when his or her crimes were committed or his or her duty to register pursuant to Section 290 arose, and to every offense subject to public notification pursuant to Section 290.46, regardless of when it was committed.

(g) On or before July 1, 2006, and every year thereafter, the Department of Justice shall make a report to the Legislature concerning the operation of this section.

SEC. 6. Section 290.45 of the Penal Code is amended to read:

290.45. (a) (1) Notwithstanding any other provision of law, and except as provided in paragraph (2), any designated law enforcement entity may provide information to the public about a person required to register as a sex offender pursuant to Section 290, by whatever means the entity deems appropriate, when necessary to ensure the public safety based upon information available to the entity concerning that specific person.

(2) The law enforcement entity shall include, with the disclosure, a statement that the purpose of the release of information is to allow members of the public to protect themselves and their children from sex offenders.

(3) Community notification by way of an Internet Web site shall be governed by Section 290.46, and a designated law enforcement entity may not post on an Internet Web site any information identifying an individual as a person required to register as a sex offender except as provided in that section unless there is a warrant outstanding for that person's arrest.

(b) Information that may be provided pursuant to subdivision (a) may include, but is not limited to, the offender's name, known aliases, gender, race, physical description, photograph, date of birth, address, which shall be verified prior to publication, description and license plate number of the offender's vehicles or vehicles the offender is known to drive, type of victim targeted by the offender, relevant parole or probation conditions, crimes resulting in classification under this section, and date of release from confinement, but excluding information that would identify the victim.

(c) (1) The designated law enforcement entity may authorize persons and entities who receive the information pursuant to this section to disclose information to additional persons only if the entity determines that disclosure to the additional persons will enhance the public safety and identifies the appropriate scope of further disclosure. A law enforcement entity may not authorize any disclosure of this information by its placement on an Internet Web site.

(2) A person who receives information from a law enforcement entity pursuant to paragraph (1) may disclose that information only in the manner and to the extent authorized by the law enforcement entity.

(d) (1) A designated law enforcement entity and its employees shall be immune from liability for good faith conduct under this section.

(2) Any public or private educational institution, day care facility, or any child care custodian described in Section 11165.7, or any employee of a public or private educational institution or day care facility which in good faith disseminates information as authorized pursuant to subdivision (c) shall be immune from civil liability.

(e) (1) Any person who uses information disclosed pursuant to this section to commit a felony shall be punished, in addition and consecutive to any other punishment, by a five-year term of imprisonment in the state prison.

(2) Any person who uses information disclosed pursuant to this section to commit a misdemeanor shall be subject to, in addition to any other penalty or fine imposed, a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000).

(f) For purposes of this section, “designated law enforcement entity” means the Department of Justice, every district attorney, the Department of Corrections, the Department of the Youth Authority, and every state or local agency expressly authorized by statute to investigate or prosecute law violators.

(g) The public notification provisions of this section are applicable to every person required to register pursuant to Section 290, without regard to when his or her crimes were committed or his or her duty to register pursuant to Section 290 arose, and to every offense described in Section 290, regardless of when it was committed.

SEC. 7. Section 290.46 of the Penal Code is amended to read:

290.46. (a) On or before the dates specified in this section, the Department of Justice shall make available information concerning persons who are required to register pursuant to Section 290 to the public via an Internet Web site as specified in this section. The department shall update the Internet Web site on an ongoing basis. All information identifying the victim by name, birth date, address, or relationship to the registrant shall be excluded from the Internet Web site. The name or address of the person’s employer and the listed person’s criminal history other than the specific crimes for which the person is required to register shall not be included on the Internet Web site. The Internet Web site shall be translated into languages other than English as determined by the department.

(b) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any

of the offenses listed in, or who is described in, paragraph (2), the Department of Justice shall make available to the public via the Internet Web site his or her name and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, the address at which the person resides, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a).

(2) This subdivision shall apply to the following offenses and offenders:

(A) Section 207 committed with intent to violate Section 261, 286, 288, 288a, or 289.

(B) Section 209 committed with intent to violate Section 261, 286, 288, 288a, or 289.

(C) Paragraph (2) or (6) of subdivision (a) of Section 261.

(D) Section 264.1.

(E) Section 269.

(F) Subdivision (c) or (d) of Section 286.

(G) Subdivision (a), (b), or (c) of Section 288, provided that the offense is a felony.

(H) Subdivision (c) or (d) of Section 288a.

(I) Section 288.5.

(J) Subdivision (a) or (j) of Section 289.

(K) Any person who has ever been adjudicated a sexually violent predator as defined in Section 6600 of the Welfare and Institutions Code.

(c) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any of the offenses listed in paragraph (2), the Department of Justice shall make available to the public via the Internet Web site his or her name and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, the community of residence and ZIP Code in which the person resides or the county in which the person is registered as a transient, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a). On or before July 1, 2006, the Department of Justice shall determine whether any person convicted of an offense listed in paragraph (2) also has one or more prior or subsequent convictions of an offense listed in paragraph (2) of subdivision (a) of Section 290, and, for those persons, the Department of Justice shall make available to the public via the Internet Web site the address at which the person resides. However, the address at which the person resides shall not be disclosed until a determination is made that the person is, by virtue of his or her additional prior or subsequent conviction of an offense listed in paragraph (2) of subdivision (a) of Section 290, subject to this subdivision.

- (2) This subdivision shall apply to the following offenses:
- (A) Section 220, except assault to commit mayhem.
  - (B) Paragraph (1), (3), or (4) of subdivision (a) of Section 261.
  - (C) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 286.
  - (D) Paragraph (2) of subdivision (b), or subdivision (f), (g), or (i), of Section 288a.
  - (E) Subdivision (b), (d), (e), or (i) of Section 289.
- (d) (1) On or before July 1, 2005, with respect to a person who has been convicted of the commission or the attempted commission of any of the offenses listed in, or who is described in, this subdivision, the Department of Justice shall make available to the public via the Internet Web site his or her name and known aliases, a photograph, a physical description, including gender and race, date of birth, criminal history, the community of residence and ZIP Code in which the person resides or the county in which the person is registered as a transient, and any other information that the Department of Justice deems relevant, but not the information excluded pursuant to subdivision (a) or the address at which the person resides.
- (2) This subdivision shall apply to the following offenses and offenders:
- (A) Subdivision (a) of Section 243.4, provided that the offense is a felony.
  - (B) Section 266, provided that the offense is a felony.
  - (C) Section 266c, provided that the offense is a felony.
  - (D) Section 266j.
  - (E) Section 267.
  - (F) Subdivision (c) of Section 288, provided that the offense is a misdemeanor.
  - (G) Section 647.6.
  - (H) Any person required to register pursuant to Section 290 based upon an out-of-state conviction, unless that person is excluded from the Internet Web site pursuant to subdivision (e). However, if the Department of Justice has determined that the out-of-state crime, if committed or attempted in this state, would have been punishable in this state as a crime described in subparagraph (A) of paragraph (2) of subdivision (a) of Section 290, the person shall be placed on the Internet Web site as provided in subdivision (b) or (c), as applicable to the crime.
- (e) (1) If a person has been convicted of the commission or the attempted commission of any of the offenses listed in this subdivision, and he or she has been convicted of no other offense listed in subdivision (b), (c), or (d) other than those listed in this subdivision, that person may file an application with the Department of Justice, on a form approved

by the department, for exclusion from the Internet Web site. If the department determines that the person meets the requirements of this subdivision, the department shall grant the exclusion and no information concerning the person shall be made available via the Internet Web site described in this section. He or she bears the burden of proving the facts that make him or her eligible for exclusion from the Internet Web site. However, a person who has filed for or been granted an exclusion from the Internet Web site is not relieved of his or her duty to register as a sex offender pursuant to Section 290 nor from any otherwise applicable provision of law.

(2) This subdivision shall apply to the following offenses:

(A) A felony violation of subdivision (a) of Section 243.4.

(B) Section 647.6, provided the offense is a misdemeanor.

(C) (i) An offense for which the offender successfully completed probation, provided that the offender submits to the department a certified copy of a probation report, presentencing report, report prepared pursuant to Section 288.1, or other official court document that clearly demonstrates both of the following:

(I) The offender was the victim's parent, stepparent, sibling, or grandparent.

(II) The crime did not involve either oral copulation or penetration of the vagina or rectum of either the victim or the offender by the penis of the other or by any foreign object.

(ii) An offense for which the offender is on probation at the time of his or her application, provided that the offender submits to the department a certified copy of a probation report, presentencing report, report prepared pursuant to Section 288.1, or other official court document that clearly demonstrates both of the following:

(I) The offender was the victim's parent, stepparent, sibling, or grandparent.

(II) The crime did not involve either oral copulation or penetration of the vagina or rectum of either the victim or the offender by the penis of the other or by any foreign object.

(iii) If, subsequent to his or her application, the offender commits a violation of probation resulting in his or her incarceration in county jail or state prison, his or her exclusion, or application for exclusion, from the Internet Web site shall be terminated.

(iv) For the purposes of this subparagraph, "successfully completed probation" means that during the period of probation the offender neither received additional county jail or state prison time for a violation of probation nor was convicted of another offense resulting in a sentence to county jail or state prison.

(f) The Department of Justice shall make a reasonable effort to provide notification to persons who have been convicted of the commission or attempted commission of an offense specified in subdivision (b), (c), or (d), that on or before July 1, 2005, the department is required to make information about specified sex offenders available to the public via an Internet Web site as specified in this section. The Department of Justice shall also make a reasonable effort to provide notice that some offenders are eligible to apply for exclusion from the Internet Web site.

(g) (1) A designated law enforcement entity, as defined in subdivision (f) of Section 290.45, may make available information concerning persons who are required to register pursuant to Section 290 to the public via an Internet Web site as specified in paragraph (2).

(2) The law enforcement entity may make available by way of an Internet Web site the information described in subdivision (c) if it determines that the public disclosure of the information about a specific offender by way of the entity's Internet Web site is necessary to ensure the public safety based upon information available to the entity concerning that specific offender.

(3) The information that may be provided pursuant to this subdivision may include the information specified in subdivision (b) of Section 290.45. However, that offender's address may not be disclosed unless he or she is a person whose address is on the Department of Justice's Internet Web site pursuant to subdivision (b) or (c).

(h) For purposes of this section, "offense" includes the statutory predecessors of that offense, or any offense committed in another jurisdiction that, if committed or attempted to be committed in this state, would have been punishable in this state as an offense listed in subparagraph (A) of paragraph (2) of subdivision (a) of Section 290.

(i) Notwithstanding Section 6254.5 of the Government Code, disclosure of information pursuant to this section is not a waiver of exemptions under Chapter 3.5 (commencing with Section 6250) of Title 1 of Division 7 of the Government Code and does not affect other statutory restrictions on disclosure in other situations.

(j) (1) Any person who uses information disclosed pursuant to this section to commit a misdemeanor shall be subject to, in addition to any other penalty or fine imposed, a fine of not less than ten thousand dollars (\$10,000) and not more than fifty thousand dollars (\$50,000).

(2) Any person who uses information disclosed pursuant to this section to commit a felony shall be punished, in addition and consecutive to any other punishment, by a five-year term of imprisonment in the state prison.

(k) Any person who is required to register pursuant to Section 290 who enters an Internet Web site established pursuant to this section shall be punished by a fine not exceeding one thousand dollars (\$1,000),

imprisonment in a county jail for a period not to exceed six months, or by both that fine and imprisonment.

(l) (1) A person is authorized to use information disclosed pursuant to this section only to protect a person at risk.

(2) Except as authorized under paragraph (1) or any other provision of law, use of any information that is disclosed pursuant to this section for purposes relating to any of the following is prohibited:

- (A) Health insurance.
- (B) Insurance.
- (C) Loans.
- (D) Credit.
- (E) Employment.
- (F) Education, scholarships, or fellowships.
- (G) Housing or accommodations.
- (H) Benefits, privileges, or services provided by any business establishment.

(3) This section shall not affect authorized access to, or use of, information pursuant to, among other provisions, Sections 11105 and 11105.3, Section 8808 of the Family Code, Sections 777.5 and 14409.2 of the Financial Code, Sections 1522.01 and 1596.871 of the Health and Safety Code, and Section 432.7 of the Labor Code.

(4) (A) Any use of information disclosed pursuant to this section for purposes other than those provided by paragraph (1) or in violation of paragraph (2) shall make the user liable for the actual damages, and any amount that may be determined by a jury or a court sitting without a jury, not exceeding three times the amount of actual damage, and not less than two hundred fifty dollars (\$250), and attorney's fees, exemplary damages, or a civil penalty not exceeding twenty-five thousand dollars (\$25,000).

(B) Whenever there is reasonable cause to believe that any person or group of persons is engaged in a pattern or practice of misuse of the information available via an Internet Web site established pursuant to this section in violation of paragraph (2), the Attorney General, any district attorney, or city attorney, or any person aggrieved by the misuse is authorized to bring a civil action in the appropriate court requesting preventive relief, including an application for a permanent or temporary injunction, restraining order, or other order against the person or group of persons responsible for the pattern or practice of misuse. The foregoing remedies shall be independent of any other remedies or procedures that may be available to an aggrieved party under other provisions of law, including Part 2 (commencing with Section 43) of Division 1 of the Civil Code.



(m) The public notification provisions of this section are applicable to every person described in this section, without regard to when his or her crimes were committed or his or her duty to register pursuant to Section 290 arose, and to every offense described in this section, regardless of when it was committed.

(n) On or before July 1, 2006, and every year thereafter, the Department of Justice shall make a report to the Legislature concerning the operation of this section.

(o) A designated law enforcement entity and its employees shall be immune from liability for good faith conduct under this section.

SEC. 8. Section 290.5 of the Penal Code is amended to read:

290.5. (a) (1) A person required to register under Section 290 for an offense not listed in paragraph (2), upon obtaining a certificate of rehabilitation under Chapter 3.5 (commencing with Section 4852.01) of Title 6 of Part 3, shall be relieved of any further duty to register under Section 290 if he or she is not in custody, on parole, or on probation.

(2) A person required to register under Section 290, upon obtaining a certificate of rehabilitation under Chapter 3.5 (commencing with Section 4852.01) of Title 6 of Part 3, shall not be relieved of the duty to register under Section 290, or of the duty to register under Section 290 for any offense subject to that section of which he or she is convicted in the future, if his or her conviction is for one of the following offenses:

(A) Section 207 or 209 committed with the intent to violate Section 261, 286, 288, 288a, or 289.

(B) Section 220, except assault to commit mayhem.

(C) Section 243.4, provided that the offense is a felony.

(D) Paragraph (1), (2), (3), (4), or (6) of subdivision (a) of Section 261.

(E) Section 264.1.

(F) Section 266, provided that the offense is a felony.

(G) Section 266c, provided that the offense is a felony.

(H) Section 266j.

(I) Section 267.

(J) Section 269.

(K) Paragraph (1) of subdivision (b) of Section 286, provided that the offense is a felony.

(L) Paragraph (2) of subdivision (b) of, or subdivision (c), (d), (f), (g), (i), (j), or (k) of, Section 286.

(M) Section 288.

(N) Paragraph (1) of subdivision (b) of Section 288a, provided that the offense is a felony.

(O) Paragraph (2) of subdivision (b) of, or subdivision (c), (d), (f), (g), (i), (j), or (k) of, Section 288a.

(P) Section 288.5.

(Q) Subdivision (a), (b), (d), (e), (f), (g), or (h) of Section 289, provided that the offense is a felony.

(R) Subdivision (i) or (j) of Section 289.

(S) Section 647.6.

(T) The attempted commission of any of the offenses specified in this paragraph.

(U) The statutory predecessor of any of the offenses specified in this paragraph.

(V) Any offense which, if committed or attempted in this state, would have been punishable as one or more of the offenses specified in this paragraph.

(b) (1) Except as provided in paragraphs (2) and (3), a person described in paragraph (2) of subdivision (a) shall not be relieved of the duty to register until that person has obtained a full pardon as provided in Chapter 1 (commencing with Section 4800) or Chapter 3 (commencing with Section 4850) of Title 6 of Part 3.

(2) This subdivision does not apply to misdemeanor violations of Section 647.6.

(3) The court, upon granting a petition for a certificate of rehabilitation pursuant to Chapter 3.5 (commencing with Section 4852.01) of Title 6 of Part 3, if the petition was granted prior to January 1, 1998, may relieve a person of the duty to register under Section 290 for a violation of Section 288 or 288.5, provided that the person was granted probation pursuant to subdivision (c) of Section 1203.066, has complied with the provisions of Section 290 for a continuous period of at least 10 years immediately preceding the filing of the petition, and has not been convicted of a felony during that period.

SEC. 9. Section 290.6 of the Penal Code is amended to read:

290.6. (a) Fifteen days before the scheduled release date of a person described in subdivision (b), the Department of Corrections shall provide to local law enforcement all of the following information regarding the person:

(1) Name.

(2) Community residence and address, including ZIP Code.

(3) Physical description.

(4) Conviction information.

(b) This subdivision shall apply to any person sentenced to the state prison who is required to register pursuant to Section 290 for a conviction of an offense specified in subdivision (b), (c), or (d) of Section 290.46 and to any person described in those subdivisions.

(c) For the purpose of this section, "law enforcement" includes any agency with which the person will be required to register upon his or

her release pursuant to Section 290 based upon the person's community of residence upon release.

(d) If it is not possible for the Department of Corrections to provide the information specified in subdivision (a) on a date that is 15 days before the scheduled release date, the information shall be provided on the next business day following that date.

(e) The Department of Corrections shall notify local law enforcement within 36 hours of learning of the change if the scheduled release date or any of the required information changes prior to the scheduled release date.

SEC. 10. Section 666.7 of the Penal Code is amended to read:

666.7. It is the intent of the Legislature that this section serve merely as a nonsubstantive comparative reference of current sentence enhancement provisions. Nothing in this section shall have any substantive effect on the application of any sentence enhancement contained in any provision of law, including, but not limited to, all of the following: omission of any sentence enhancement provision, inclusion of any obsolete sentence enhancement provision, or inaccurate reference or summary of a sentence enhancement provision.

It is the intent of the Legislature to amend this section as necessary to accurately reflect current sentence enhancement provisions, including the addition of new provisions and the deletion of obsolete provisions.

For the purposes of this section, the term "sentence enhancement" means an additional term of imprisonment in the state prison added to the base term for the underlying offense. A sentence enhancement is imposed because of the nature of the offense at the time the offense was committed or because the defendant suffered a qualifying prior conviction before committing the current offense.

(a) The provisions listed in this subdivision imposing a sentence enhancement of one year imprisonment in the state prison may be referenced as Schedule A.

(1) Money laundering when the value of transactions exceeds fifty thousand dollars (\$50,000), but is less than one hundred fifty thousand dollars (\$150,000) (subpara. (A), para. (1), subd. (c), Sec. 186.10, Pen. C.).

(2) Commission of two or more related felonies, a material element of which is fraud or embezzlement, which involve a pattern of related felony conduct, involving the taking of more than one hundred thousand dollars (\$100,000) (para. (3), subd. (a), Sec. 186.11, Pen. C.).

(3) Felony conviction of willful harm or injury to a child, involving female genital mutilation (subd. (a), Sec. 273.4, Pen. C.).

(4) Prior conviction of felony hate crime with a current conviction of felony hate crime (subd. (e), Sec. 422.75, Pen. C.).

(5) Harming, obstructing, or interfering with any horse or dog being used by any peace officer in the discharge or attempted discharge of his or her duties and, with the intent to so harm, obstruct, or interfere, personally causing the death, destruction, or serious physical injury of any horse or dog (subd. (c), Sec. 600, Pen. C.).

(6) Prior prison term with current felony conviction (subd. (b), Sec. 667.5, Pen. C.).

(7) Commission of any specified offense against a person who is 65 years of age or older, blind, a paraplegic or quadriplegic, or under 14 years of age (subd. (a), Sec. 667.9, Pen. C.).

(8) Showing child pornography to a minor prior to or during the commission or attempted commission of any lewd or lascivious act with the minor (subd. (a), Sec. 667.15, Pen. C.).

(9) Felony conviction of forgery, grand theft, or false pretenses as part of a plan or scheme to defraud an owner in connection with repairs to a structure damaged by a natural disaster (subd. (a), Sec. 667.16, Pen. C.).

(10) Impersonating a peace officer during the commission of a felony (Sec. 667.17, Pen. C.).

(11) Felony conviction of any specified offense, including, but not limited to, forgery, grand theft, and false pretenses, as part of a plan or scheme to defraud an owner in connection with repairs to a structure damaged by natural disaster with a prior felony conviction of any of those offenses (subd. (c), Sec. 670, Pen. C.).

(12) Commission or attempted commission of a felony while armed with a firearm (para. (1), subd. (a), Sec. 12022, Pen. C.).

(13) Personally using a deadly or dangerous weapon in the commission or attempted commission of a felony (para. (1), subd. (b), Sec. 12022, Pen. C.).

(14) Taking, damaging, or destroying any property in the commission or attempted commission of a felony with the intent to cause that taking, damage, or destruction when the loss exceeds fifty thousand dollars (\$50,000) (para. (1), subd. (a), Sec. 12022.6, Pen. C.).

(15) Transferring, lending, selling, or giving any assault weapon to a minor (para. (2), subd. (a), Sec. 12280, Pen. C.).

(16) Manufacturing, causing to be manufactured, distributing, transporting, importing, keeping for sale, offering or exposing for sale, giving, or lending any assault weapon while committing another crime (subd. (d), Sec. 12280, Pen. C.).

(17) Inducing, employing, or using a minor to commit a drug offense involving heroin, cocaine, or cocaine base, or unlawfully furnishing one of these controlled substances to a minor, upon the grounds of, or within, a church, playground, youth center, child day care facility, or public

swimming pool during business hours or whenever minors are using the facility (para. (1), subd. (a), Sec. 11353.1, H.& S.C.).

(18) Inducing another person to commit a drug offense as part of the drug transaction for which the defendant is convicted when the value of the controlled substance involved exceeds five hundred thousand dollars (\$500,000) (para. (1), subd. (a), Sec. 11356.5, H.& S.C.).

(19) Manufacturing, compounding, converting, producing, deriving, processing, or preparing methamphetamine or phencyclidine (PCP), or attempting to commit any of those acts, or possessing specified combinations of substances with the intent to manufacture either methamphetamine or phencyclidine (PCP), when the commission or attempted commission of the offense causes the death or great bodily injury of another person other than an accomplice (subd. (a), Sec. 11379.9, H.& S.C.).

(20) Using a minor to commit a drug offense involving phencyclidine (PCP), methamphetamine, or lysergic acid diethylamide (LSD), or unlawfully furnishing one of these controlled substances to a minor, when the commission of the offense occurs upon the grounds of, or within, a church, playground, youth center, child day care facility, or public swimming pool during business hours or whenever minors are using the facility (para. (1), subd. (a), Sec. 11380.1, H.& S.C.).

(21) Causing bodily injury or death to more than one victim in any one instance of driving under the influence of any alcoholic beverage or drug (Sec. 23558, Veh. C.).

(22) Fraudulently appropriating food stamps, electronically transferred benefits, or authorizations to participate in the federal Food Stamp Program entrusted to a public employee, or knowingly using, transferring, selling, purchasing, or possessing any of the same in an unauthorized manner, when the offense is committed by means of an electronic transfer of benefits in an amount exceeding fifty thousand dollars (\$50,000), but less than one hundred fifty thousand dollars (\$150,000) (subpara. (A), para. (1), subd. (h), Sec. 10980, W.& I.C.).

(b) The provisions listed in this subdivision imposing a sentence enhancement of one, two, or three years' imprisonment in the state prison may be referenced as Schedule B.

(1) Commission or attempted commission of a felony hate crime (subd. (a), Sec. 422.75, Pen. C.).

(2) Commission or attempted commission of a felony against the property of a public or private institution because the property is associated with a person or group of identifiable race, color, religion, nationality, country of origin, ancestry, gender, disability, or sexual orientation (subd. (b), Sec. 422.75, Pen. C.).

(3) Felony conviction of unlawfully causing a fire of any structure, forest land, or property when the defendant has been previously convicted of arson or unlawfully causing a fire, or when a firefighter, peace officer, or emergency personnel suffered great bodily injury, or when the defendant proximately caused great bodily injury to more than one victim, or caused multiple structures to burn (subd. (a), Sec. 452.1, Pen. C.).

(4) Carrying a loaded or unloaded firearm during the commission or attempted commission of any felony street gang crime (subd. (a), Sec. 12021.5, Pen. C.).

(5) Personally using a deadly or dangerous weapon in the commission of carjacking or attempted carjacking (para. (2), subd. (b), Sec. 12022, Pen. C.).

(6) Being a principal in the commission or attempted commission of any specified drug offense, knowing that another principal is personally armed with a firearm (subd. (d), Sec. 12022, Pen. C.).

(7) Furnishing or offering to furnish a firearm to another for the purpose of aiding, abetting, or enabling that person or any other person to commit a felony (Sec. 12022.4, Pen. C.).

(8) Selling, supplying, delivering, or giving possession or control of a firearm to any person within a prohibited class or to a minor when the firearm is used in the subsequent commission of a felony (para. (4), subd. (g), Sec. 12072, Pen. C.).

(9) Inducing, employing, or using a minor who is at least four years younger than the defendant to commit a drug offense involving any specified controlled substance, including, but not limited to, heroin, cocaine, and cocaine base, or unlawfully providing one of these controlled substances to a minor (para. (3), subd. (a), Sec. 11353.1, H.& S.C.).

(10) Prior conviction of inducing, employing, or using a minor to commit a drug offense involving cocaine base, or unlawfully providing cocaine base to a minor that resulted in a prison sentence with a current conviction of the same offense (subd. (a), Sec. 11353.4, H.& S.C.).

(11) Prior conviction of inducing, employing, or using a minor to commit a drug offense involving cocaine base, or unlawfully providing cocaine base to a minor with a current conviction of the same offense involving a minor who is 14 years of age or younger (subd. (b), Sec. 11353.4, H.& S.C.).

(12) Inducing, employing, or using a minor who is at least four years younger than the defendant to commit a drug offense involving any specified controlled substance, including, but not limited to, phencyclidine (PCP), methamphetamine, and lysergic acid diethylamide (LSD), or unlawfully providing one of these controlled substances to a minor (para. (3), subd. (a), Sec. 11380.1, H.& S.C.).

(13) Causing great bodily injury or a substantial probability that death could result by the knowing disposal, transport, treatment, storage, burning, or incineration of any hazardous waste at a facility without permits or at an unauthorized point (subd. (e), Sec. 25189.5, and subd. (c), Sec. 25189.7, H.& S.C.).

(c) The provisions listed in this subdivision imposing a sentence enhancement of one, two, or five years' imprisonment in the state prison may be referenced as Schedule C.

(1) Wearing a bullet-resistant body vest in the commission or attempted commission of a violent offense (subd. (b), Sec. 12022.2, Pen. C.).

(2) Commission or attempted commission of any specified sex offense while armed with a firearm or deadly weapon (subd. (b), Sec. 12022.3, Pen. C.).

(d) The provisions listed in this subdivision imposing a sentence enhancement of 16 months, or two or three years' imprisonment in the state prison may be referenced as Schedule D.

Knowing failure to register pursuant to Section 186.30 and subsequent conviction or violation of Section 186.30, as specified (para. (1), subd. (b), Sec. 186.33, Pen. C.).

(e) The provisions listed in this subdivision imposing a sentence enhancement of two years' imprisonment in the state prison may be referenced as Schedule E.

(1) Money laundering when the value of the transactions exceeds one hundred fifty thousand dollars (\$150,000), but is less than one million dollars (\$1,000,000) (subpara. (B), para. (1), subd. (c), Sec. 186.10, Pen. C.).

(2) Commission of two or more related felonies, a material element of which is fraud or embezzlement, which involve a pattern of related felony conduct, involving the taking of more than one hundred fifty thousand dollars (\$150,000) (para. (3), subd. (a), Sec. 186.11, Pen. C.).

(3) Conviction of any specified felony sex offense that is committed after fleeing to this state under specified circumstances (subd. (d), Sec. 289.5, Pen. C.).

(4) Prior conviction of any specified insurance fraud offense with a current conviction of willfully injuring, destroying, secreting, abandoning, or disposing of any property insured against loss or damage by theft, embezzlement, or any casualty with the intent to defraud or prejudice the insurer (subd. (b), Sec. 548, Pen. C.).

(5) Prior conviction of any specified insurance fraud offense with a current conviction of knowingly presenting any false or fraudulent insurance claim or multiple claims for the same loss or injury, or knowingly causing or participating in a vehicular collision for the purpose

of presenting any false or fraudulent claim, or providing false or misleading information or concealing information for purpose of insurance fraud (subd. (e), Sec. 550, Pen. C.).

(6) Causing serious bodily injury as a result of knowingly causing or participating in a vehicular collision or accident for the purpose of presenting any false or fraudulent claim (subd. (g), Sec. 550, Pen. C.).

(7) Harming, obstructing, or interfering with any horse or dog being used by any peace officer in the discharge or attempted discharge of his or her duties and, with the intent to cause great bodily injury, personally causing great bodily injury to any person other than an accomplice (subd. (d), Sec. 600, Pen. C.).

(8) Prior conviction of any specified offense with a current conviction of any of those offenses committed against a person who is 65 years of age or older, blind, a paraplegic or quadriplegic, or under 14 years of age (subd. (b), Sec. 667.9, Pen. C.).

(9) Prior conviction for sexual penetration with a current conviction of the same offense committed against a person who is 65 years of age or older, blind, deaf, developmentally disabled, a paraplegic or quadriplegic, or under 14 years of age (subd. (a), Sec. 667.10, Pen. C.).

(10) Showing child pornography to a minor prior to or during the commission or attempted commission of continuous sexual abuse of the minor (subd. (b), Sec. 667.15, Pen. C.).

(11) Primary care provider in a day care facility committing any specified felony sex offense against a minor entrusted to his or her care (subd. (a), Sec. 674, Pen. C.).

(12) Commission of a felony offense while released from custody on bail or own recognizance (subd. (b), Sec. 12022.1, Pen. C.).

(13) Taking, damaging, or destroying any property in the commission or attempted commission of a felony with the intent to cause that taking, damage, or destruction when the loss exceeds one hundred fifty thousand dollars (\$150,000) (para. (2), subd. (a), Sec. 12022.6, Pen. C.).

(14) Inducing, employing, or using a minor to commit a drug offense involving heroin, cocaine, or cocaine base, or unlawfully furnishing one of these controlled substances to a minor, upon, or within 1,000 feet of, the grounds of a school during school hours or whenever minors are using the facility (para. (2), subd. (a), Sec. 11353.1, H. & S.C.).

(15) Inducing another person to commit a drug offense as part of the drug transaction for which the defendant is convicted when the value of the controlled substance involved exceeds two million dollars (\$2,000,000) (para. (2), subd. (a), Sec. 11356.5, H. & S.C.).

(16) Manufacturing, compounding, converting, producing, deriving, processing, or preparing methamphetamine or phencyclidine (PCP), or attempting to commit any of those acts, or possessing specified



combinations of substances with the intent to manufacture either methamphetamine or phencyclidine (PCP), when the commission or attempted commission of the crime occurs in a structure where any child under 16 years of age is present (subd. (a), Sec. 11379.7, H.& S.C.).

(17) Using a minor to commit a drug offense involving phencyclidine (PCP), methamphetamine, or lysergic acid diethylamide (LSD), or unlawfully furnishing one of these controlled substances to a minor, upon, or within 1,000 feet of, the grounds of a school during school hours or whenever minors are using the facility (para. (2), subd. (a), Sec. 11380.1, H.& S.C.).

(18) Prior felony conviction of any specified insurance fraud offense with a current conviction of making false or fraudulent statements concerning a workers' compensation claim (subd. (c), Sec. 1871.4, Ins. C.).

(19) Prior felony conviction of making or causing to be made any knowingly false or fraudulent statement of any fact material to the determination of the premium, rate, or cost of any policy of workers' compensation insurance for the purpose of reducing the premium, rate, or cost of the insurance with a current conviction of the same offense (subd. (b), Sec. 11760, Ins. C.).

(20) Prior felony conviction of making or causing to be made any knowingly false or fraudulent statement of any fact material to the determination of the premium, rate, or cost of any policy of workers' compensation insurance issued or administered by the State Compensation Insurance Fund for the purpose of reducing the premium, rate, or cost of the insurance with a current conviction of the same offense (subd. (b), Sec. 11880, Ins. C.).

(21) Fraudulently appropriating food stamps, electronically transferred benefits, or authorizations to participate in the federal Food Stamp Program entrusted to a public employee, or knowingly using, transferring, selling, purchasing, or possessing, any of the same in an unauthorized manner, when the offense is committed by means of an electronic transfer of benefits in an amount exceeding one hundred fifty thousand dollars (\$150,000), but less than one million dollars (\$1,000,000) (subpara. (B), para. (1), subd. (h), Sec. 10980, W.& I.C.).

(f) The provisions listed in this subdivision imposing a sentence enhancement of two, three, or four years' imprisonment in the state prison may be referenced as Schedule F.

(1) Commission of a felony, other than a serious or violent felony, for the benefit of, at the direction of, or in association with, any criminal street gang, with the specific intent to promote, further, or assist in any criminal conduct by gang members (subpara. (A), para. (1), subd. (b), Sec. 186.22, Pen. C.).

(2) Acting in concert with another person or aiding or abetting another person in committing or attempting to commit a felony hate crime (subd. (c), Sec. 422.75, Pen. C.).

(3) Carrying a loaded or unloaded firearm together with a detachable shotgun magazine, a detachable pistol magazine, a detachable magazine, or a belt-feeding device during the commission or attempted commission of any felony street gang crime (subd. (b), Sec. 12021.5, Pen. C.).

(g) The provisions listed in this subdivision imposing a sentence enhancement of two, three, or five years' imprisonment in the state prison may be referenced as Schedule G.

Commission of two or more related felonies, a material element of which is fraud or embezzlement, which involve a pattern of related felony conduct, involving the taking of more than five hundred thousand dollars (\$500,000) (para. (2), subd. (a), Sec. 186.11, Pen. C.).

(h) The provisions listed in this subdivision imposing a sentence enhancement of three years' imprisonment in the state prison may be referenced as Schedule H.

(1) Money laundering when the value of transactions exceeds one million dollars (\$1,000,000), but is less than two million five hundred thousand dollars (\$2,500,000) (subpara. (C), para. (1), subd. (c), Sec. 186.10, Pen. C.).

(2) Solicitation, recruitment, or coercion, of a minor to actively participate in a criminal street gang (subd. (d), Sec. 186.26, Pen. C.).

(3) Willfully mingling any poison or harmful substance which may cause death if ingested, or which causes the infliction of great bodily injury on any person, with any food, drink, medicine, or pharmaceutical product or willfully placing that poison or harmful substance in any spring, well, reservoir, or public water supply (para. (2), subd. (a), Sec. 347, Pen. C.).

(4) Causing great bodily injury by willfully causing or permitting any elder or dependent adult to suffer, or inflicting pain or mental suffering upon, or endangering the health of, an elder or dependent adult when the victim is under 70 years of age (subpara. (A), para. (2), subd. (b), Sec. 368, Pen. C.).

(5) Maliciously driving or placing, in any tree, saw-log, shingle-bolt, or other wood, any iron, steel, ceramic, or other substance sufficiently hard to injure saws and causing bodily injury to another person other than an accomplice (subd. (b), Sec. 593a, Pen. C.).

(6) Prior prison term for a violent felony with a current violent felony conviction (subd. (a), Sec. 667.5, Pen. C.).

(7) Commission of any specified felony sex offense by a primary care provider in a day care facility against a minor entrusted to his or her care

while voluntarily acting in concert with another (subd. (b), Sec. 674, Pen. C.).

(8) Commission or attempted commission of a felony while armed with an assault weapon or a machinegun (para. (2), subd. (a), Sec. 12022, Pen. C.).

(9) Taking, damaging, or destroying any property in the commission or attempted commission of a felony with the intent to cause that taking, damage, or destruction when the loss exceeds one million dollars (\$1,000,000) (para. (3), subd. (a), Sec. 12022.6, Pen. C.).

(10) Personally inflicting great bodily injury on any person other than an accomplice in the commission or attempted commission of a felony (subd. (a), Sec. 12022.7, Pen. C.).

(11) Administering by injection, inhalation, ingestion, or any other means, any specified controlled substance against the victim's will by means of force, violence, or fear of immediate and unlawful bodily injury to the victim or another person for the purpose of committing a felony (Sec. 12022.75, Pen. C.).

(12) Commission of any specified sex offense with knowledge that the defendant has acquired immunodeficiency syndrome (AIDS) or with the knowledge that he or she carries antibodies of the human immunodeficiency virus at the time of the commission of the offense (subd. (a), Sec. 12022.85, Pen. C.).

(13) Inducing another person to commit a drug offense as part of the drug transaction for which the defendant is convicted when the value of the controlled substance involved exceeds five million dollars (\$5,000,000) (para. (3), subd. (a), Sec. 11356.5, H. & S.C.).

(14) Prior conviction of any specified drug offense with a current conviction of any specified drug offense (subs. (a), (b), and (c), Sec. 11370.2, H. & S.C.).

(15) Commission of any specified drug offense involving a substance containing heroin, cocaine base, cocaine, methamphetamine, amphetamine, or phencyclidine (PCP), when the substance exceeds one kilogram or 30 liters (para. (1), subd. (a), and para. (1), subd. (b), Sec. 11370.4, H. & S.C.).

(16) Manufacturing, compounding, converting, producing, deriving, processing, or preparing any substance containing amphetamine, methamphetamine, or phencyclidine (PCP) or its analogs or precursors, or attempting to commit any of those acts, when the substance exceeds three gallons or one pound (para. (1), subd. (a), Sec. 11379.8, H. & S.C.).

(17) Four or more prior convictions of specified alcohol-related vehicle offenses with a current conviction of driving under the influence and causing great bodily injury (subd. (c), Sec. 23566, Veh. C.).

(18) Fraudulently appropriating food stamps, electronically transferred benefits, or authorizations to participate in the federal Food Stamp Program entrusted to a public employee, or knowingly using, transferring, selling, purchasing, or possessing, any of the same in an unauthorized manner, when the offense is committed by means of an electronic transfer of benefits in an amount exceeding one million dollars (\$1,000,000), but less than two million five hundred thousand dollars (\$2,500,000) (subpara. (C), para. (1), subd. (h), Sec. 10980, W.& I.C.).

(i) The provisions listed in this subdivision imposing a sentence enhancement of three, four, or five years' imprisonment in the state prison may be referenced as Schedule I.

(1) Commission of felony arson with a prior conviction of arson or unlawfully starting a fire, or causing great bodily injury to a firefighter, peace officer, other emergency personnel, or multiple victims, or causing the burning of multiple structures, or using an accelerator or ignition delay device (subd. (a), Sec. 451.1, Pen. C.).

(2) Commission or attempted commission of any specified drug offense while personally armed with a firearm (subd. (c), Sec. 12022, Pen. C.).

(3) Personally inflicting great bodily injury under circumstances involving domestic violence in the commission or attempted commission of a felony (subd. (e), Sec. 12022.7, Pen. C.).

(4) Commission of any specified drug offense involving cocaine base, heroin, or methamphetamine, or a conspiracy to commit any of those offenses, upon the grounds of, or within 1,000 feet of, a school during school hours or when minors are using the facility (subd. (b), Sec. 11353.6, H.& S.C.).

(5) Commission of any specified drug offense involving cocaine base, heroin, or methamphetamine, or a conspiracy to violate any of those offenses, involving a minor who is at least four years younger than the defendant (subd. (c), Sec. 11353.6, H.& S.C.).

(j) The provisions listed in this subdivision imposing a sentence enhancement of 3, 4, or 10 years' imprisonment in the state prison may be referenced as Schedule J.

(1) Commission or attempted commission of any felony while armed with a firearm and in the immediate possession of ammunition for the firearm designed primarily to penetrate metal or armor (subd. (a), Sec. 12022.2, Pen. C.).

(2) Commission or attempted commission of any specified sex offense while using a firearm or deadly weapon (subd. (a), Sec. 12022.3, Pen. C.).

(3) Commission or attempted commission of a felony while personally using a firearm (subd. (a), Sec. 12022.5, Pen. C.).

(k) The provisions listed in this subdivision imposing a sentence enhancement of four years' imprisonment in the state prison may be referenced as Schedule K.

(1) Money laundering when the value of transactions exceeds two million five hundred thousand dollars (\$2,500,000) (subpara. (D), para. (1), subd. (c), Sec. 186.10, Pen. C.).

(2) Prior conviction of willfully inflicting upon a child any cruel or inhuman corporal punishment or injury resulting in a traumatic condition with a current conviction of that offense (subd. (b), Sec. 273d, Pen. C.).

(3) Taking, damaging, or destroying any property in the commission or attempted commission of a felony with the intent to cause that taking, damage, or destruction when the loss exceeds two million five hundred thousand dollars (\$2,500,000) (para. (4), subd. (a), Sec. 12022.6, Pen. C.).

(4) Willfully causing or permitting any child to suffer, or inflicting on the child unjustifiable physical pain or injury that results in death under circumstances or conditions likely to produce great bodily harm or death, or, having the care or custody of any child, willfully causing or permitting that child to be injured or harmed under circumstances likely to produce great bodily harm or death, when that injury or harm results in death (Sec. 12022.95, Pen. C.).

(5) Fraudulently appropriating food stamps, electronically transferred benefits, or authorizations to participate in the federal Food Stamp Program entrusted to a public employee, or knowingly using, transferring, selling, purchasing, or possessing, any of the same in an unauthorized manner, when the offense is committed by means of an electronic transfer of benefits in an amount exceeding two million five hundred thousand dollars (\$2,500,000) (subpara. (D), para. (1), subd. (h), Sec. 10980, W.& I.C.).

(6) Execution of a scheme or artifice to defraud the Medi-Cal program or any other health care program administered by the State Department of Health Services or its agents or contractors, or to obtain under false or fraudulent pretenses, representations, or promises any property owned by or under the custody of the Medi-Cal program or any health care program administered by the department, its agents, or contractors under circumstances likely to cause or that do cause two or more persons great bodily injury (subd. (d), Sec. 14107, W.& I.C.).

(l) The provisions listed in this subdivision imposing a sentence enhancement of four, five, or six years' imprisonment in the state prison may be referenced as Schedule L.

Personally inflicting great bodily injury on a child under the age of five years in the commission or attempted commission of a felony (subd. (d), Sec. 12022.7, Pen. C.).

(m) The provisions listed in this subdivision imposing a sentence enhancement of five years' imprisonment in the state prison may be referenced as Schedule M.

(1) Commission of a serious felony for the benefit of, at the direction of, or in association with, any criminal street gang, with the specific intent to promote, further, or assist in any criminal conduct by gang members (subpara. (B), para. (1), subd. (b), Sec. 186.22, Pen. C.).

(2) Using sex offender registration information to commit a felony (para. (1), subd. (c), Sec. 290.4, para. (1), subd. (e), Sec. 290.45, and para. (2), subd. (j), Sec. 290.46, Pen. C.).

(3) Causing great bodily injury by willfully causing or permitting any elder or dependent adult to suffer, or inflicting pain or mental suffering upon, or endangering the health of, an elder or dependent adult when the victim is 70 years of age or older (subpara. (B), para. (2), subd. (b), Sec. 368, Pen. C.).

(4) Causing death by willfully causing or permitting any elder or dependent adult to suffer, or inflicting pain or mental suffering upon, or endangering the health of, an elder or dependent adult when the victim is under 70 years of age (subpara. (A), para. (3), subd. (b), Sec. 368, Pen. C.).

(5) Two prior felony convictions of knowingly causing or participating in a vehicular collision or accident for the purpose of presenting any false or fraudulent claim with a current conviction of the same (subd. (f), Sec. 550, Pen. C.).

(6) Prior conviction of a serious felony with a current conviction of a serious felony (para. (1), subd. (a), Sec. 667, Pen. C.).

(7) Prior conviction of any specified sex offense with a current conviction of lewd and lascivious acts with a child under 14 years of age (subd. (a), Sec. 667.51, Pen. C.).

(8) Prior conviction of any specified sex offense with a current conviction of any of those sex offenses (subd. (a), Sec. 667.6, Pen. C.).

(9) Kidnapping or carrying away any child under 14 years of age with the intent to permanently deprive the parent or legal guardian custody of that child (Sec. 667.85, Pen. C.).

(10) Personally inflicting great bodily injury on any person other than an accomplice in the commission or attempted commission of a felony that causes the victim to become comatose due to a brain injury or to suffer paralysis of a permanent nature (subd. (b), Sec. 12022.7, Pen. C.).

(11) Personally inflicting great bodily injury on another person who is 70 years of age or older other than an accomplice in the commission or attempted commission of a felony (subd. (c), Sec. 12022.7, Pen. C.).

(12) Inflicting great bodily injury on any victim in the commission or attempted commission of any specified sex offense (Sec. 12022.8, Pen. C.).

(13) Personally and intentionally inflicting injury upon a pregnant woman during the commission or attempted commission of a felony that results in the termination of the pregnancy when the defendant knew or reasonably should have known that the victim was pregnant (Sec. 12022.9, Pen. C.).

(14) Using information disclosed to the licensee of a community care facility by a prospective client regarding his or her status as a sex offender to commit a felony (subd. (c), Sec. 1522.01, H.& S.C.).

(15) Commission of any specified drug offense involving a substance containing heroin, cocaine base, cocaine, methamphetamine, amphetamine, or phencyclidine (PCP), when the substance exceeds four kilograms or 100 liters (para. (2), subd. (a), and para. (2), subd. (b), Sec. 11370.4, H.& S.C.).

(16) Manufacturing, compounding, converting, producing, deriving, processing, or preparing methamphetamine or phencyclidine (PCP), or attempting to commit any of those acts, or possessing specified combinations of substances with the intent to manufacture either methamphetamine or phencyclidine (PCP), when the commission of the crime causes any child under 16 years of age to suffer great bodily injury (subd. (b), Sec. 11379.7, H.& S.C.).

(17) Manufacturing, compounding, converting, producing, deriving, processing, or preparing any substance containing amphetamine, methamphetamine, or phencyclidine (PCP) or its analogs or precursors, or attempting to commit any of those acts, when the substance exceeds 10 gallons or three pounds (para. (2), subd. (a), Sec. 11379.8, H.& S.C.).

(18) Fleeing the scene of the crime after the commission of vehicular manslaughter (subd. (c), Sec. 20001, Veh. C.).

(n) The provisions listed in this subdivision imposing a sentence enhancement of 5, 6, or 10 years' imprisonment in the state prison may be referenced as Schedule N.

(1) Commission or attempted commission of a felony while personally using an assault weapon or a machinegun (subd. (b), Sec. 12022.5, Pen. C.).

(2) Discharging a firearm from a motor vehicle in the commission or attempted commission of a felony with the intent to inflict great bodily injury or death and causing great bodily injury or death (Sec. 12022.55, Pen. C.).

(o) The provisions listed in this subdivision imposing a sentence enhancement of seven years' imprisonment in the state prison may be referenced as Schedule O.

Causing death by willfully causing or permitting any elder or dependent adult to suffer, or inflicting pain or mental suffering upon, or endangering the health of, an elder or dependent adult when the victim is 70 years of age or older (subpara. (B), para. (3), subd. (b), Sec. 368, Pen. C.).

(p) The provisions listed in this subdivision imposing a sentence enhancement of nine years' imprisonment in the state prison may be referenced as Schedule P.

Kidnapping a victim for the purpose of committing any specified felony sex offense (subd. (a), Sec. 667.8, Pen. C.).

(q) The provisions listed in this subdivision imposing a sentence enhancement of 10 years' imprisonment in the state prison may be referenced as Schedule Q.

(1) Commission of a violent felony for the benefit of, at the direction of, or in association with, any criminal street gang, with the specific intent to promote, further, or assist in any criminal conduct by gang members (subpara. (C), para. (1), subd. (b), Sec. 186.22, Pen. C.).

(2) Two or more prior prison terms for any specified sex offense with a current conviction of any of those sex offenses (subd. (b), Sec. 667.6, Pen. C.).

(3) Commission or attempted commission of any specified felony offense while personally using a firearm (subd. (b), Sec. 12022.53, Pen. C.).

(4) Commission of any specified drug offense involving a substance containing heroin, cocaine base, cocaine, methamphetamine, amphetamine, or phencyclidine (PCP), when the substance exceeds 10 kilograms or 200 liters (para. (3), subd. (a), and para. (3), subd. (b), Sec. 11370.4, H.& S.C.).

(5) Manufacturing, compounding, converting, producing, deriving, processing, or preparing any substance containing amphetamine, methamphetamine, or phencyclidine (PCP) or its analogs or precursors, or attempting to commit any of those acts, when the substance exceeds 25 gallons or 10 pounds (para. (3), subd. (a), Sec. 11379.8, H.& S.C.).

(r) The provisions listed in this subdivision imposing a sentence enhancement of 15 years' imprisonment in the state prison may be referenced as Schedule R.

(1) Kidnapping a victim under 14 years of age for the purpose of committing any specified felony sex offense (subd. (b), Sec. 667.8, Pen. C.).

(2) Commission of any specified drug offense involving a substance containing heroin, cocaine base, cocaine, methamphetamine, amphetamine, or phencyclidine (PCP), when the substance exceeds 20



kilograms or 400 liters (para. (4), subd. (a), and para. (4), subd. (b), Sec. 11370.4, H.& S.C.).

(3) Manufacturing, compounding, converting, producing, deriving, processing, or preparing any substance containing amphetamine, methamphetamine, or phencyclidine (PCP) or its analogs or precursors, or attempting to commit any of those acts, when the substance exceeds 105 gallons or 44 pounds (para. (4), subd. (a), Sec. 11379.8, H.& S.C.).

(s) The provisions listed in this subdivision imposing a sentence enhancement of 20 years' imprisonment in the state prison may be referenced as Schedule S.

(1) Intentionally and personally discharging a firearm in the commission or attempted commission of any specified felony offense (subd. (c), Sec. 12022.53, Pen. C.).

(2) Commission of any specified drug offense involving a substance containing heroin, cocaine base, or cocaine, when the substance exceeds 40 kilograms (para. (5), subd. (a), Sec. 11370.4, H.& S.C.).

(t) The provisions listed in this subdivision imposing a sentence enhancement of 25 years' imprisonment in the state prison may be referenced as Schedule T.

Commission of any specified drug offense involving a substance containing heroin, cocaine base, or cocaine, when the substance exceeds 80 kilograms (para. (6), subd. (a), Sec. 11370.4, H.& S.C.).

(u) The provisions listed in this subdivision imposing a sentence enhancement of 25 years to life imprisonment in the state prison may be referenced as Schedule U.

Intentionally and personally discharging a firearm in the commission or attempted commission of any specified felony offense and proximately causing great bodily injury to any person other than an accomplice (subd. (d), Sec. 12022.53, Pen. C.).

SEC. 11. Section 1170.11 of the Penal Code is amended to read:

1170.11. As used in Section 1170.1, the term "specific enhancement" means an enhancement that relates to the circumstances of the crime. It includes, but is not limited to, the enhancements provided in Sections 186.10, 186.11, 186.22, 186.26, 186.33, 273.4, 289.5, 290.4, 290.45, 290.46, 347, and 368, subdivisions (a) and (b) of Section 422.75, paragraphs (2), (3), (4), and (5) of subdivision (a) of Section 451.1, paragraphs (2), (3), and (4) of subdivision (a) of Section 452.1, subdivision (g) of Section 550, Sections 593a, 600, 667.8, 667.85, 667.9, 667.10, 667.15, 667.16, 667.17, 674, 675, 12021.5, 12022, 12022.2, 12022.3, 12022.4, 12022.5, 12022.53, 12022.55, 12022.6, 12022.7, 12022.75, 12022.8, 12022.85, 12022.9, 12022.95, 12072, and 12280 of this code, and in Sections 1522.01 and 11353.1, subdivision (b) of Section 11353.4, Sections 11353.6, 11356.5, 11370.4, 11379.7, 11379.8, 11379.9,

11380.1, 25189.5, and 25189.7 of the Health and Safety Code, and in Sections 20001 and 23558 of the Vehicle Code, and in Sections 10980 and 14107 of the Welfare and Institutions Code.

SEC. 12. The Legislature finds and declares the following:

(a) The findings and declarations made by the Legislature in Section 1 of Chapter 908 of the Statutes of 1996, which enacted California's law relating to public notification regarding registered sex offenders, also apply to public notification made via the Internet Web site mandated by this section.

(b) Releasing the home addresses and other information pertaining to specified registered sex offenders is not intended to further punish them for their offenses, but to allow the public to be aware of their presence in the community and take appropriate and lawful safety precautions on behalf of themselves and their children.

(c) The notice concerning sex offender information required by Section 2079.10a of the Civil Code is not expected to change immediately upon the effective date of this act or immediately upon the notification to the Secretary of State pursuant to Section 290.47 of the Penal Code, as added by this act. It is expected that forms accompanying real estate transactions may reflect the notice in the prior law for a reasonable period following those dates.

SEC. 13. Section 3.5 of this bill incorporates amendments to Section 290 of the Penal Code proposed by both this bill and AB 439. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, but this bill becomes operative first, (2) each bill amends Section 290 of the Penal Code, and (3) this bill is enacted after AB 439, in which case Section 290 of the Penal Code, as amended by Section 3 of this bill, shall remain operative only until the operative date of AB 439, at which time Section 3.5 of this bill shall become operative.

SEC. 14. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

SEC. 15. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to assure that members of the public have adequate information about the identities and locations of sex offenders who may put them and their families at risk, it is necessary that this act take effect immediately.

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## CHAPTER 723

An act to amend Sections 10123.13, 10123.147, 12921.1, and 12921.3 of, and to add Sections 10123.137, 10133.66, and 10133.67 to, the Insurance Code, relating to health care coverage.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. (a) The Legislature finds and declares the following:

(1) Health care services must be available to Californians without unnecessary administrative procedures, interruptions, or delays.

(2) As of May 2002, the Department of Insurance estimated that it regulated insurers covering 28.79 percent of the total accident and health care market and that, with respect to those commercial products that are comparable between the Department of Insurance and the Department of Managed Health Care regulated products, the Department of Insurance regulated 16.8 percent of the comprehensive commercial health insurance provided to Californians.

(3) With two separate departments responsible for regulating entities that provide health care coverage, patients and their health care providers are often confused about the identity of the appropriate regulator.

(b) It is the intent of the Legislature to reduce confusion about the identity of the appropriate regulator, to provide all patients who have health care coverage and their health care providers with an easy and effective mechanism within the Department of Insurance to effectively resolve complaints as already intended for health care providers through the Department of Managed Health Care, and to assure the public that the law is properly implemented.

SEC. 2. This act shall be known and may be cited as the Patient and Provider Protection Act.

SEC. 3. Section 10123.13 of the Insurance Code is amended to read:

10123.13. (a) Every insurer issuing group or individual policies of health insurance that covers hospital, medical, or surgical expenses, including those telemedicine services covered by the insurer as defined

in subdivision (a) of Section 2290.5 of the Business and Professions Code, shall reimburse claims or any portion of any claim, whether in state or out of state, for those expenses as soon as practical, but no later than 30 working days after receipt of the claim by the insurer unless the claim or portion thereof is contested by the insurer, in which case the claimant shall be notified, in writing, that the claim is contested or denied, within 30 working days after receipt of the claim by the insurer. The notice that a claim is being contested or denied shall identify the portion of the claim that is contested or denied and the specific reasons including for each reason the factual and legal basis known at that time by the insurer for contesting or denying the claim. If the reason is based solely on facts or solely on law, the insurer is required to provide only the factual or the legal basis for its reason for contesting or denying the claim. The insurer shall provide a copy of the notice to each insured who received services pursuant to the claim that was contested or denied and to the insured's health care provider that provided the services at issue. The notice shall advise the provider who submitted the claim on behalf of the insured or pursuant to a contract for alternative rates of payment and the insured that either may seek review by the department of a claim that the insurer contested or denied, and the notice shall include the address, Internet Web site address, and telephone number of the unit within the department that performs this review function. The notice to the provider may be included on either the explanation of benefits or remittance advice and shall also contain a statement advising the provider of its right to enter into the dispute resolution process described in Section 10123.137. The notice to the insured may also be included on the explanation of benefits.

(b) If an uncontested claim is not reimbursed by delivery to the claimant's address of record within 30 working days after receipt, interest shall accrue and shall be payable at the rate of 10 percent per annum beginning with the first calendar day after the 30-working day period.

(c) For purposes of this section, a claim, or portion thereof, is reasonably contested when the insurer has not received a completed claim and all information necessary to determine payer liability for the claim, or has not been granted reasonable access to information concerning provider services. Information necessary to determine liability for the claims includes, but is not limited to, reports of investigations concerning fraud and misrepresentation, and necessary consents, releases, and assignments, a claim on appeal, or other information necessary for the insurer to determine the medical necessity for the health care services provided to the claimant. If an insurer has received all of the information necessary to determine payer liability for a contested claim and has not reimbursed a claim determined to be payable within 30 working days

of receipt of that information, interest shall accrue and be payable at a rate of 10 percent per annum beginning with the first calendar day after the 30-working day period.

(d) The obligation of the insurer to comply with this section shall not be deemed to be waived when the insurer requires its contracting entities to pay claims for covered services.

SEC. 4. Section 10123.137 is added to the Insurance Code, to read:

10123.137. (a) Each contract between a health insurer and a provider shall contain provisions requiring a fast, fair, and cost-effective dispute resolution mechanism under which providers may submit disputes to the insurer, and requiring the insurer to inform its providers, upon contracting with the insurer, or upon change to these provisions, of the procedures for processing and resolving disputes, including the location and telephone number where information regarding disputes may be submitted.

(b) An insurer shall also ensure that a dispute resolution mechanism is accessible to noncontracting providers for the purpose of resolving billing and claims disputes.

(c) Disputes are to be submitted to the insurer in writing and shall include provider name, provider tax identification number, patient name, insurer's identification information, dates of service, description of dispute, and, if applicable, billed and paid amounts. The insurer shall resolve each provider dispute consistent with applicable law and issue a written determination within 45 working days after the date of receipt of the provider dispute.

(d) On and after July 1, 2007, an insurer shall annually submit a report to the department regarding its dispute resolution mechanism. The report shall be public information and include, at a minimum, information on the number of providers that utilized the dispute resolution mechanism and a summary of the disposition of those disputes. To the extent the commissioner requires detailed information disclosing emerging or established patterns of provider disputes or corrective action by the insurer, the commissioner may maintain the confidentiality of any information found to be proprietary, upon written request of the insurer. In no event shall the commissioner find the required minimum information described in this subdivision to be proprietary.

(e) If an insurer has an affiliated or subsidiary company that is licensed as a health care service plan under Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code, the insurer may use the same procedures relating to the provider dispute resolution process established by the affiliated or subsidiary entity pursuant to subdivision (h) of Section 1367 of the Health and Safety Code.

SEC. 5. Section 10123.147 of the Insurance Code is amended to read:

10123.147. (a) Every insurer issuing group or individual policies of health insurance that covers hospital, medical, or surgical expenses, including those telemedicine services covered by the insurer as defined in subdivision (a) of Section 2290.5 of the Business and Professions Code, shall reimburse each complete claim, or portion thereof, whether in state or out of state, as soon as practical, but no later than 30 working days after receipt of the complete claim by the insurer. However, an insurer may contest or deny a claim, or portion thereof, by notifying the claimant, in writing, that the claim is contested or denied, within 30 working days after receipt of the complete claim by the insurer. The notice that a claim, or portion thereof, is contested shall identify the portion of the claim that is contested, by revenue code, and the specific information needed from the provider to reconsider the claim. The notice that a claim, or portion thereof, is denied shall identify the portion of the claim that is denied, by revenue code, and the specific reasons for the denial, including the factual and legal basis known at that time by the insurer for each reason. If the reason is based solely on facts or solely on law, the insurer is required to provide only the factual or legal basis for its reason to deny the claim. The insurer shall provide a copy of the notice required by this subdivision to each insured who received services pursuant to the claim that was contested or denied and to the insured's health care provider that provided the services at issue. The notice required by this subdivision shall include a statement advising the provider who submitted the claim on behalf of the insured or pursuant to a contract for alternative rates of payment and the insured that either may seek review by the department of a claim that was contested or denied by the insurer and the address, Internet Web site address, and telephone number of the unit within the department that performs this review function. The notice to the provider may be included on either the explanation of benefits or remittance advice and shall also contain a statement advising the provider of its right to enter into the dispute resolution process described in Section 10123.137. An insurer may delay payment of an uncontested portion of a complete claim for reconsideration of a contested portion of that claim so long as the insurer pays those charges specified in subdivision (b).

(b) If a complete claim, or portion thereof, that is neither contested nor denied, is not reimbursed by delivery to the claimant's address of record within the 30 working days after receipt, the insurer shall pay the greater of fifteen dollars (\$15) per year or interest at the rate of 10 percent per annum beginning with the first calendar day after the 30-working-day period. An insurer shall automatically include the fifteen dollars (\$15)

per year or interest due in the payment made to the claimant, without requiring a request therefor.

(c) For the purposes of this section, a claim, or portion thereof, is reasonably contested if the insurer has not received the completed claim. A paper claim from an institutional provider shall be deemed complete upon submission of a legible emergency department report and a completed UB 92 or other format adopted by the National Uniform Billing Committee, and reasonable relevant information requested by the insurer within 30 working days of receipt of the claim. An electronic claim from an institutional provider shall be deemed complete upon submission of an electronic equivalent to the UB 92 or other format adopted by the National Uniform Billing Committee, and reasonable relevant information requested by the insurer within 30 working days of receipt of the claim. However, if the insurer requests a copy of the emergency department report within the 30 working days after receipt of the electronic claim from the institutional provider, the insurer may also request additional reasonable relevant information within 30 working days of receipt of the emergency department report, at which time the claim shall be deemed complete. A claim from a professional provider shall be deemed complete upon submission of a completed HCFA 1500 or its electronic equivalent or other format adopted by the National Uniform Billing Committee, and reasonable relevant information requested by the insurer within 30 working days of receipt of the claim. The provider shall provide the insurer reasonable relevant information within 15 working days of receipt of a written request that is clear and specific regarding the information sought. If, as a result of reviewing the reasonable relevant information, the insurer requires further information, the insurer shall have an additional 15 working days after receipt of the reasonable relevant information to request the further information, notwithstanding any time limit to the contrary in this section, at which time the claim shall be deemed complete.

(d) This section shall not apply to claims about which there is evidence of fraud and misrepresentation, to eligibility determinations, or in instances where the plan has not been granted reasonable access to information under the provider's control. An insurer shall specify, in a written notice to the provider within 30 working days of receipt of the claim, which, if any, of these exceptions applies to a claim.

(e) If a claim or portion thereof is contested on the basis that the insurer has not received information reasonably necessary to determine payer liability for the claim or portion thereof, then the insurer shall have 30 working days after receipt of this additional information to complete reconsideration of the claim. If a claim, or portion thereof, undergoing reconsideration is not reimbursed by delivery to the claimant's address

of record within the 30 working days after receipt of the additional information, the insurer shall pay the greater of fifteen dollars (\$15) per year or interest at the rate of 10 percent per annum beginning with the first calendar day after the 30-working-day period. An insurer shall automatically include the fifteen dollars (\$15) per year or interest due in the payment made to the claimant, without requiring a request therefor.

(f) An insurer shall not delay payment on a claim from a physician or other provider to await the submission of a claim from a hospital or other provider, without citing specific rationale as to why the delay was necessary and providing a monthly update regarding the status of the claim and the insurer's actions to resolve the claim, to the provider that submitted the claim.

(g) An insurer shall not request or require that a provider waive its rights pursuant to this section.

(h) This section shall apply only to claims for services rendered to a patient who was provided emergency services and care as defined in Section 1317.1 of the Health and Safety Code in the United States on or after September 1, 1999.

(i) This section shall not be construed to affect the rights or obligations of any person pursuant to Section 10123.13.

(j) This section shall not be construed to affect a written agreement, if any, of a provider to submit bills within a specified time period.

SEC. 6. Section 10133.66 is added to the Insurance Code, to read:

10133.66. On or before July 1, 2006, the commissioner, pursuant to his or her authority under Section 12921.1, shall also complete all of the following duties:

(a) Provide announcements that inform health insurance consumers and their health care providers of the department's toll-free telephone number that is dedicated to the handling of complaints and of the availability of the Internet Web page established under this section, and the process to register a complaint with the department and to submit an inquiry to it.

(b) Establish an Internet Web page located on the department's public Internet Web site dedicated exclusively to processing complaints and inquiries relating to health insurance issues from insureds and their health care providers. The Web page shall provide insureds and their health care providers with information concerning filing a complaint and making an inquiry concerning a health insurer and, at a minimum, shall provide the following information:

- (1) The department's toll-free telephone number.
- (2) A list of all health insurers licensed by the department.
- (3) Educational and informational guides for health insurance consumers and health care providers describing their rights under this



code. The guides shall be easy to read and understand and shall be made available to the public, including access on the department's Internet Web site.

(4) A separate, standardized complaint form for health care providers to file a complaint.

(c) An insured or health care provider may file a written complaint with the department with respect to the handling of a claim or other obligation under a health insurance policy by a health insurer or production agency, or with respect to the alleged misconduct by a health insurer or production agency. The commissioner shall notify the complainant of the receipt of the complaint within 10 business days of its receipt. The commissioner shall make a determination on the complaint within 60 calendar days of the date of its receipt, unless the commissioner, in his or her discretion, determines that additional time is reasonably necessary to fully and fairly evaluate the complaint. The commissioner shall notify the complainant of the final action taken on his or her complaint within 30 days of the final action. The notification shall include a summary explaining the commissioner's reasons for the final action.

SEC. 7. Section 10133.67 is added to the Insurance Code, to read:

10133.67. Pursuant to Section 12921, the commissioner may also agree to payment to a health care provider who submitted a claim for health care benefits provided to an insured that are covered under the insured's health insurance policy.

SEC. 8. Section 12921.1 of the Insurance Code is amended to read:

12921.1. (a) The commissioner shall establish a program on or before July 1, 1991, to investigate complaints and respond to inquiries received pursuant to Section 12921.3, to comply with Section 12921.4, and, when warranted, to bring enforcement actions against insurers. The program shall include, but not be limited to, the following:

(1) A toll-free telephone number published in telephone books throughout the state, dedicated to the handling of complaints and inquiries.

(2) Public service announcements to inform consumers of the toll-free telephone number and how to register a complaint or make an inquiry to the department.

(3) A simple, standardized complaint form designed to assure that complaints will be properly registered and tracked.

(4) Retention of records on complaints for at least three years after the complaint has been closed.

(5) Guidelines to disseminate complaint and enforcement information on individual insurers to the public, that shall include, but not be limited to, the following:

(A) License status.

(B) Number and type of complaints closed within the last full calendar year, with analogous statistics from the prior two years for comparison. The proportion of those complaints determined by the department to require that corrective action be taken against the insurer, or leading to insurer compromise, or other remedy for the complainant, as compared to those that are found to be without merit. This information shall be disseminated in a fashion that will facilitate identification of meritless complaints and discourage their consideration by consumers and others interested in the records of insurers.

(C) Number and type of violations found, by reference to the line of insurance and the law violated. For the purposes of this subparagraph, the department shall separately report this information for health insurers.

(D) Number and type of enforcement actions taken.

(E) Ratio of complaints received to total policies in force, or premium dollars paid in a given line, or both. Private passenger automobile insurance ratios shall be calculated as the number of complaints received to total car years earned in the period studied.

(F) Any other information the department deems is appropriate public information regarding the complaint record of the insurer that will assist the public in selecting an insurer. However, nothing in this section shall be construed to permit disclosure of information or documents in the possession of the department to the extent that the information and those documents are protected from disclosure under any other provision of law.

(6) Procedures and average processing times for each step of complaint mediation, investigation, and enforcement. These procedures shall be consistent with those in Article 6.5 (commencing with Section 790) of Chapter 1 of Part 2 of Division 1 for complaints within the purview of that article, consistent with those in Article 7 (commencing with Section 1858) of Chapter 9 of Part 2 of Division 1 for complaints within the purview of that article, and consistent with any other provisions of law requiring certain procedures to be followed by the department in investigating or prosecuting complaints against insurers.

(7) A list of criteria to determine which violations should be pursued through enforcement action, and enforcement guidelines that set forth appropriate penalties for violations based on the nature, severity, and frequency of the violations.

(8) Referral of complaints not within the department's jurisdiction to appropriate public and private agencies.

(9) Complaint handling goals that can be tested against surveys carried out pursuant to subdivision (a) of Section 12921.4.

(10) Inclusion in its annual report to the Governor, required by Section 12922, detailed information regarding the program required by this section, that shall include, but not be limited to: a description of the operation of the complaint handling process, listing civil, criminal, and administrative actions taken pursuant to complaints received; the percentage of the department's personnel years devoted to the handling and resolution of complaints; and suggestions for legislation to improve the complaint handling apparatus and to increase the amount of enforcement action undertaken by the department pursuant to complaints if further enforcement is deemed necessary to ensure proper compliance by insurers with the law.

(b) The commissioner shall promulgate a regulation that sets forth the criteria that the department shall apply to determine if a complaint is deemed to be justified prior to the public release of a complaint against a specifically named insurer.

(c) The commissioner shall provide to the insurer a description of any complaint against the insurer that the commissioner has received and has deemed to be justified at least 30 days prior to public release of a report summarizing the information required by this section. This description shall include all of the following:

- (1) The name of the complainant.
- (2) The date the complaint was filed.
- (3) A succinct description of the facts of the complaint.
- (4) A statement of the department's rationale for determining that the complaint was justified that applies the department's criteria to the facts of the complaint.

(d) An insurer shall provide to the department the name, mailing address, telephone number, and facsimile number of a person whom the insurer designates as the recipient of all notices, correspondence, and other contacts from the department concerning complaints described in this section. The insurer may change the designation at any time by providing written notice to the Consumer Services Division of the department.

(e) For the purposes of this section, notices, correspondence, and other contacts with the designated person shall be deemed contact with the insurer.

SEC. 8.5. Section 12921.1 of the Insurance Code is amended to read:

12921.1. (a) The commissioner shall establish a program on or before July 1, 1991, to investigate complaints and respond to inquiries received pursuant to Section 12921.3, to comply with Section 12921.4, and, when warranted, to bring enforcement actions against insurers or production agencies, as those terms are defined in subdivision (a) of Section 1748.5. The program shall include, but not be limited to, the following:

(1) A toll-free telephone number published in telephone books throughout the state, dedicated to the handling of complaints and inquiries.

(2) Public service announcements to inform consumers of the toll-free telephone number and how to register a complaint or make an inquiry to the department.

(3) A simple, standardized complaint form designed to assure that complaints will be properly registered and tracked.

(4) Retention of records on complaints for at least three years after the complaint has been closed.

(5) Guidelines to disseminate complaint and enforcement information on individual insurers to the public, that shall include, but not be limited to, the following:

(A) License status.

(B) Number and type of complaints closed within the last full calendar year, with analogous statistics from the prior two years for comparison. The proportion of those complaints determined by the department to require that corrective action be taken against the insurer, or leading to insurer compromise, or other remedy for the complainant, as compared to those that are found to be without merit. This information shall be disseminated in a fashion that will facilitate identification of meritless complaints and discourage their consideration by consumers and others interested in the records of insurers.

(C) Number and type of violations found, by reference to the line of insurance and the law violated. For the purposes of this subparagraph, the department shall separately report this information for health insurers.

(D) Number and type of enforcement actions taken.

(E) Ratio of complaints received to total policies in force, or premium dollars paid in a given line, or both. Private passenger automobile insurance ratios shall be calculated as the number of complaints received to total car years earned in the period studied.

(F) Any other information the department deems is appropriate public information regarding the complaint record of the insurer that will assist the public in selecting an insurer. However, nothing in this section shall be construed to permit disclosure of information or documents in the possession of the department to the extent that the information and those documents are protected from disclosure under any other provision of law.

(6) Procedures and average processing times for each step of complaint mediation, investigation, and enforcement. These procedures shall be consistent with those in Article 6.5 (commencing with Section 790) of Chapter 1 of Part 2 of Division 1 for complaints within the purview of that article, consistent with those in Article 7 (commencing with Section

1858) of Chapter 9 of Part 2 of Division 1 for complaints within the purview of that article, and consistent with any other provisions of law requiring certain procedures to be followed by the department in investigating or prosecuting complaints against insurers or production agencies.

(7) A list of criteria to determine which violations should be pursued through enforcement action, and enforcement guidelines that set forth appropriate penalties for violations based on the nature, severity, and frequency of the violations.

(8) Referral of complaints not within the department's jurisdiction to appropriate public and private agencies.

(9) Complaint handling goals that can be tested against surveys carried out pursuant to subdivision (a) of Section 12921.4.

(10) Inclusion in its annual report to the Governor, required by Section 12922, detailed information regarding the program required by this section, that shall include, but not be limited to: a description of the operation of the complaint handling process, listing civil, criminal, and administrative actions taken pursuant to complaints received; the percentage of the department's personnel years devoted to the handling and resolution of complaints; and suggestions for legislation to improve the complaint handling apparatus and to increase the amount of enforcement action undertaken by the department pursuant to complaints if further enforcement is deemed necessary to ensure proper compliance by insurers or production agencies with the law.

(b) The commissioner shall promulgate a regulation that sets forth the criteria that the department shall apply to determine if a complaint is deemed to be justified prior to the public release of a complaint against a specifically named insurer or production agency.

(c) The commissioner shall provide to the insurer or production agency a description of any complaint against the insurer or production agency that the commissioner has received and has deemed to be justified at least 30 days prior to public release of a report summarizing the information required by this section. This description shall include all of the following:

- (1) The name of the complainant.
- (2) The date the complaint was filed.
- (3) A succinct description of the facts of the complaint.
- (4) A statement of the department's rationale for determining that the complaint was justified that applies the department's criteria to the facts of the complaint.

(d) An insurer shall provide to the department the name, mailing address, telephone number, and facsimile number of a person whom the insurer designates as the recipient of all notices, correspondence, and

other contacts from the department concerning complaints described in this section. The insurer may change the designation at any time by providing written notice to the Consumer Services Division of the department.

(e) For the purposes of this section, notices, correspondence, and other contacts with the designated person shall be deemed contact with the insurer.

SEC. 9. Section 12921.3 of the Insurance Code is amended to read:

12921.3. (a) The commissioner, in person or through employees of the department, shall receive complaints and inquiries, investigate complaints, prosecute insurers when appropriate and according to guidelines determined pursuant to Section 12921.1, and respond to complaints and inquiries by members of the public concerning the handling of insurance claims, including, but not limited to, violations of Article 10 (commencing with Section 1861) of Chapter 9 of Part 2 of Division 1, by insurers, or alleged misconduct by insurers or production agencies.

(b) The commissioner shall not decline to investigate complaints for any of the following reasons:

(1) The insured is represented by an attorney in a dispute with an insurer, or is in mediation or arbitration.

(2) The insured has a civil action against an insurer.

(3) The complaint is from an attorney, if the complaint is based upon evidence or reasonable beliefs about violations of law known to an attorney because of a civil action.

(c) The commissioner may defer the investigation until the finality of a dispute, mediation, arbitration, or civil action involving the claim is known.

(d) The commissioner, as he or she deems appropriate, and pursuant to Section 12921.1, shall provide for the education of, and dissemination of information to, members of the general public or licensees of the department concerning insurance matters.

SEC. 9.5. Section 12921.3 of the Insurance Code is amended to read:

12921.3. (a) The commissioner, in person or through employees of the department, shall receive complaints and inquiries, investigate complaints, prosecute insurers or production agencies when appropriate and according to guidelines determined pursuant to Section 12921.1, and respond to complaints and inquiries by members of the public concerning the handling of insurance claims, including, but not limited to, violations of Article 10 (commencing with Section 1861) of Chapter 9 of Part 2 of Division 1, by insurers or production agencies, or alleged misconduct by insurers or production agencies.

(b) The commissioner shall not decline to investigate complaints for any of the following reasons:

(1) The insured is represented by an attorney in a dispute with an insurer, or is in mediation or arbitration.

(2) The insured has a civil action against an insurer.

(3) The complaint is from an attorney, if the complaint is based upon evidence or reasonable beliefs about violations of law known to an attorney because of a civil action.

(c) The commissioner may defer the investigation until the finality of a dispute, mediation, arbitration, or civil action involving the claim is known.

(d) The commissioner, as he or she deems appropriate, and pursuant to Section 12921.1, shall provide for the education of, and dissemination of information to, members of the general public or licensees of the department concerning insurance matters.

SEC. 10. Section 8.5 of this bill incorporates amendments to Section 12921.1 of the Insurance Code proposed by both this bill and AB 729. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12921.1 of the Insurance Code, and (3) this bill is enacted after AB 729, in which case Section 8 of this bill shall not become operative.

SEC. 11. Section 9.5 of this bill incorporates amendments to Section 12921.3 of the Insurance Code proposed by both this bill and AB 729. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 12921.3 of the Insurance Code, and (3) this bill is enacted after AB 729, in which case Section 9 of this bill shall not become operative.

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## CHAPTER 724

An act to amend Section 15627 of, and to add Section 19253 to, the Elections Code, relating to elections.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 15627 of the Elections Code is amended to read:

15627. (a) If in the election which is to be recounted the votes were recorded by means of a punchcard voting system or by electronic or

electromechanical vote tabulating devices, the voter who files the declaration requesting the recount may select whether the recount shall be conducted manually, or by means of the voting system used originally, or both.

(b) For purposes of direct recording electronic voting systems, “conducted manually” means that either the paper record copies or the voter verified paper audit trail of the electronically recorded vote are counted manually, as selected by the voter who requests the recount.

SEC. 2. Section 19253 is added to the Elections Code, to read:

19253. (a) On a direct recording electronic voting system, the electronic record of each vote shall be considered the official record of the vote, except as provided in subdivision (b).

(b) (1) The voter verified paper audit trail shall be considered the official paper audit record and shall be used for the required 1-percent manual tally described in Section 15360 and any full recount.

(2) The voter verified paper audit trail shall govern if there is any difference between it and the electronic record during a 1-percent manual tally or full recount.

SEC. 3. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 725

An act to add and repeal Article 15.2 (commencing with Section 8335) to Chapter 2 of Part 6 of the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Article 15.2 (commencing with Section 8335) is added to Chapter 2 of Part 6 of the Education Code, to read:



Article 15.2. Child Care Subsidy Plan for the City and County of San Francisco

8335. The City and County of San Francisco may, as a pilot project, develop and implement an individualized county child care subsidy plan. The plan shall ensure that child care subsidies received by the city and county are used to address local needs, conditions, and priorities of working families in the community.

8335.1. Prior to implementing the local subsidy plan, the City and County of San Francisco, in consultation with the department, shall develop an individualized county child care subsidy plan for the city and county that includes the following four elements:

(a) An assessment to identify the city and county's goal for its subsidized child care system. The assessment shall examine whether the current structure of subsidized child care funding adequately supports working families in the city and county and whether the city and county's child care goals coincide with the state's requirements for funding, eligibility, priority, and reimbursement. The assessment shall also identify barriers in the state's child care subsidy system that inhibit the city and county from meeting its child care goals. In conducting the assessment, the city and county shall consider all of the following:

(1) The general demographics of families who are in need of child care, including employment, income, language, ethnic, and family composition.

(2) The current supply of available subsidized child care.

(3) The level of need for various types of subsidized child care services including, but not limited to, infant care, after-hours care, and care for children with exceptional needs.

(4) The city and county's self-sufficiency income level.

(5) Income eligibility levels for subsidized child care.

(6) Family fees.

(7) The cost of providing child care.

(8) The regional market rates, as established by the department, for different types of child care.

(9) The standard reimbursement rate or state per diem for centers operating under contracts with the department.

(10) Trends in the county's unemployment rate and housing affordability index.

(b) Development of a local policy to eliminate state-imposed regulatory barriers to the city and county's achievement of its desired outcomes for subsidized child care.

(1) The local policy shall do all of the following:

(A) Prioritize lowest income families first.

(B) Follow the family fee schedule established pursuant to subdivision (f) of Section 8263 for those families that are income eligible, as defined by Section 8263.1.

(C) Meet local goals that are consistent with the state's child care goals.

(D) Identify existing policies that would be affected by the city and county's child care subsidy plan.

(E) (i) Authorize any agency that provides child care and development services in the city and county through a contract with the department to apply to the department to amend existing contracts in order to benefit from the local policy once it is adopted.

(ii) The department shall approve an application to amend an existing contract if the child care subsidy plan is approved pursuant to subdivision (b) of Section 8335.3, or modified pursuant to subdivision (c) of Section 8335.3.

(iii) The contract of a department contractor who does not elect to request an amendment to its contract remains operative and enforceable.

(2) (A) The city and county shall, by the end of the first fiscal year of operation under the approved child care subsidy plan, demonstrate an increase in the aggregate child days of enrollment in the county as compared to the enrollment in the final quarter of the 2004-05 fiscal year.

(B) The amount of the increase shall be at least equal to the aggregate child days of enrollment in the final quarter of the 2004-05 fiscal year for all contracts amended as provided in subparagraph (E) of paragraph (1), under which the contractor receives an increase in its reimbursement rate, times 2 percent.

(3) The local policy may supersede state law concerning child care subsidy programs with regard only to the following factors:

(A) Eligibility criteria including, but not limited to, age, family size, time limits, income level, inclusion of former and current CalWORKs participants, and special needs considerations, except that the local policy may not deny or reduce eligibility of a family that qualifies for child care pursuant to Section 8353. Under the local policy, a family that qualifies for child care pursuant to Section 8354 shall be treated for purposes of eligibility and fees in the same manner as a family that qualifies for subsidized child care on another basis pursuant to the local policy.

(B) Fees including, but not limited to, family fees, sliding scale fees, and copayments for those families that are not income eligible, as defined by Section 8263.1.

(C) Reimbursement rates.

(D) Methods of maximizing the efficient use of subsidy funds, including, but not limited to, multiyear contracting with the department for center-based child care, and interagency agreements that allow for flexible and temporary transfer of funds among agencies.

(c) Recognition that all funding sources utilized by direct service contractors that provide child care and development services in the city and county are eligible to be included in the child care subsidy plan of the city and county.

(d) Establishment of measurable outcomes to evaluate the success of the plan to achieve the city and county's child care goals and to overcome any barriers identified in the state's child care subsidy system. The State Department of Social Services shall have an opportunity to review and comment on the proposed measurable outcomes before they are submitted to the local child care planning council for approval pursuant to Section 8335.3.

8335.2. To ensure that the annual and final reports required pursuant to Section 8335.4 provide useful comparative information, the Legislative Analyst and the Senate Office of Research shall review the evaluation design, the baseline data, and the data collection proposed in the child care subsidy plan of the City and County of San Francisco before the plan is submitted to the local planning council as defined in subdivision (g) of Section 8499, for approval pursuant to Section 8335.3.

8335.3. (a) The plan shall be submitted to the local planning council as defined in subdivision (g) of Section 8499, for approval. Upon approval of the plan by the local planning council, the Board of Supervisors of the City and County of San Francisco shall hold at least one public hearing on the plan. Following the hearing, if the board of supervisors votes in favor of the plan, the plan shall be submitted to the Child Development Division of the department for review.

(b) Within 30 days of receiving the plan, the Child Development Division shall review and either approve or disapprove the plan.

(c) Within 30 days of receiving any modification to the plan, the Child Development Division shall review and either approve or disapprove that modification to the plan.

(d) The Child Development Division may disapprove only those portions of the plan or modifications to the plan that are not in conformance with this article or that are in conflict with federal law.

8335.4. (a) Upon approval of the plan by the Child Development Division of the department, the City and County of San Francisco shall annually prepare and submit to the Legislature, the State Department of Social Services, and the department a report that summarizes the success of the pilot project and the city and county's ability to maximize the use of funds and to improve and stabilize child care in the city and county.

(b) On or before December 31, 2010, the City and County of San Francisco shall submit a final report to the Legislature, the State Department of Social Services, and the department summarizing the impact of the plan on the child care needs of working families in the city and county.

8335.5. The City and County of San Francisco may implement its individualized child care subsidy plan until January 1, 2011, at which date the city and county shall terminate the plan. Between January 1, 2011, and January 1, 2013, the city and county shall phase out the individualized county child care subsidy plan and, as of January 1, 2013, shall implement the state's requirements for child care subsidies. A child enrolling for the first time for subsidized child care in the city and county after January 1, 2011, may not be enrolled in the pilot program established pursuant to this article and is subject to existing state laws and regulations regarding child care eligibility and priority.

8335.6. A participating contractor shall receive any increase or decrease in funding that the contractor would have received if the contractor had not participated in the local subsidy plan established by this article.

8335.7. This article shall remain in effect only until January 1, 2013, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, 2013, deletes or extends that date.

SEC. 2. Due to the unique circumstances concerning the City and County of San Francisco, the Legislature finds and declares that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the Constitution. Therefore, this act is necessarily applicable only to the City and County of San Francisco.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to maintain the integrity of the child care funding system in San Francisco, it is necessary for this act to take effect immediately.

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## CHAPTER 726

An act to amend Sections 2150, 2157, 2160, 2194, and 2202 of, and to add Sections 2157.1, 2157.2, 2188.1, 9607, 9608, 9609, and 9610 to, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter information.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 2150 of the Elections Code is amended to read:  
2150. (a) The affidavit of registration shall show:

- (1) The facts necessary to establish the affiant as an elector.
- (2) The affiant's name at length, including his or her given name, and a middle name or initial, or if the initial of the given name is customarily used, then the initial and middle name. The affiant's given name may be preceded, at affiant's option, by the designation of Miss, Ms., Mrs., or Mr. A person shall not be denied the right to register because of his or her failure to mark a prefix to the given name and shall be so advised on the voter registration card. This subdivision shall not be construed as requiring the printing of prefixes on an affidavit of registration.
- (3) The affiant's place of residence, residence telephone number, if furnished, and e-mail address, if furnished. No person shall be denied the right to register because of his or her failure to furnish a telephone number or e-mail address, and shall be so advised on the voter registration card.
- (4) The affiant's mailing address, if different from the place of residence.
- (5) The affiant's date of birth to establish that he or she will be at least 18 years of age on or before the date of the next election.
- (6) The state or country of the affiant's birth.
- (7) (A) In the case of an applicant who has been issued a current and valid driver's license, the applicant's driver's license number.  
(B) In the case of any other applicant, other than an applicant to whom subparagraph (C) applies, the last four digits of the applicant's social security number.  
(C) If an applicant for voter registration has not been issued a current and valid driver's license or a social security number, the state shall assign the applicant a number which will serve to identify the applicant for voter registration purposes. To the extent that the state has a computerized list in effect under this subdivision and the list assigns unique identifying numbers to registrants, the number assigned under this subparagraph shall be the unique identifying number assigned under the list.
- (8) The affiant's political party affiliation.
- (9) That the affiant is currently not imprisoned or on parole for the conviction of a felony.

(10) A prior registration portion indicating whether the affiant has been registered at another address, under another name, or as intending to affiliate with another party. If the affiant has been so registered, he or she shall give an additional statement giving that address, name, or party.

(b) The affiant shall certify the content of the affidavit as to its truth and correctness, under penalty of perjury, with the signature of his or her name and the date of signing. If the affiant is unable to write he or she shall sign with a mark or cross.

(c) The affidavit of registration shall also contain a space that would enable the affiant to state his or her ethnicity or race, or both. An affiant may not be denied the ability to register because he or she declines to state his or her ethnicity or race.

(d) If any person, including a deputy registrar, assists the affiant in completing the affidavit, that person shall sign and date the affidavit below the signature of the affiant.

SEC. 2. Section 2157 of the Elections Code is amended to read:

2157. (a) Subject to this chapter, the affidavit of registration shall be in a form prescribed by regulations adopted by the Secretary of State. The affidavit shall:

- (1) Contain the information prescribed in Section 2150.
- (2) Be sufficiently uniform among the separate counties to allow for the processing and use by one county of an affidavit completed in another county.
- (3) Allow for the inclusion of informational language to meet the specific needs of that county, including, but not limited to, the return address of the elections official in that county, and a telephone number at which a voter can obtain elections information in that county.
- (4) Be included on one portion of a multipart card, to be known as a voter registration card, the other portions of which shall include information sufficient to facilitate completion and mailing of the affidavit. The affidavit portion of the multipart card shall be numbered according to regulations adopted by the Secretary of State. For purposes of facilitating the distribution of voter registration cards as provided in Section 2158, there shall be attached to the affidavit portion a receipt. The receipt shall be separated from the body of the affidavit by a perforated line.
- (5) Contain, in a type size and color of ink that is clearly distinguishable from surrounding text, a statement identical or substantially similar to the following:

“Certain voters facing life-threatening situations may qualify for confidential voter status. For more information, please contact the

Secretary of State's Safe At Home program or visit the Secretary of State's Web site at [www.ss.ca.gov](http://www.ss.ca.gov)."

(6) Contain, in a type size and color of ink that is clearly distinguishable from surrounding text, a statement that the use of voter registration information for commercial purposes is a misdemeanor pursuant to subdivision (a) of Section 2194, and any suspected misuse shall be reported to the Secretary of State.

(7) Contain a toll-free fraud hotline telephone number maintained by the Secretary of State that the public may use to report suspected fraudulent activity concerning misuse of voter registration information.

(8) Be returnable to the county elections official as a self-enclosed mailer with postage prepaid by the Secretary of State.

(b) Nothing contained in this division shall prevent the use of voter registration cards and affidavits of registration in existence on the effective date of this section and produced pursuant to regulations of the Secretary of State, and all references to voter registration cards and affidavits in this division shall be applied to the existing voter registration cards and affidavits of registration.

(c) The Secretary of State may continue to supply existing affidavits of registration prior to printing new or revised forms that reflect the changes required pursuant to this section, Section 2150, or Section 2160.

SEC. 3. Section 2157.1 is added to the Elections Code, to read:

2157.1. It is the intent of the Legislature that a voter be fully informed of the permissible uses of personal information supplied by him or her for the purpose of completing a voter registration affidavit.

SEC. 4. Section 2157.2 is added to the Elections Code, to read:

2157.2. In order that a voter be fully informed of the permissible uses of personal information supplied by him or her for the purpose of completing a voter registration affidavit, local elections officials shall post on any local elections official Web site relating to voter information, and the Secretary of State shall print in the state ballot pamphlet and post on his or her Web site, a statement identical or substantially similar to the following:

"Information on your voter registration affidavit will be used by elections officials to send you official information on the voting process, such as the location of your polling place and the issues and candidates that will appear on the ballot. Commercial use of voter registration information is prohibited by law and is a misdemeanor. Voter information may be provided to a candidate for office, a ballot measure committee, or other person for election, scholarly, journalistic, political, or governmental purposes, as determined by the Secretary of State. Driver's license and social security numbers, or your signature as shown on your voter registration card, cannot be released for these purposes. If you have

any questions about the use of voter information or wish to report suspected misuse of such information, please call the Secretary of State's Voter Protection and Assistance Hotline.

"Certain voters facing life-threatening situations may qualify for confidential voter status. For more information, please contact the Secretary of State's Safe At Home program or visit the Secretary of State's Web site at [www.ss.ca.gov](http://www.ss.ca.gov)."

SEC. 5. Section 2160 of the Elections Code is amended to read:

2160. (a) Each affidavit of registration issued to a deputy registrar of voters shall meet the requirements prescribed by Section 2157, except that the voter registration card shall be modified, pursuant to regulations adopted by the Secretary of State, to reflect the use of a deputy registrar of voters in lieu of mail delivery. A stub, separated from the body of the voter registration card by a perforated line, shall be attached to each affidavit. Upon the stub shall be printed the following:

- (1) The number of the affidavit.
- (2) Blank lines for the following information:
  - (A) The name of the voter.
  - (B) The residence of the voter.
  - (C) The political affiliation of the voter.
  - (D) The signature of the voter.
  - (E) The signature of the deputy taking the registration.
  - (F) The date.

At the time of registering the voter, the deputy shall fill in the blanks in the stub, and require the voter to sign the stub in the place provided. The deputy shall then detach the stub and the informational portion of the voter registration form from the affidavit and hand the stub and information to the voter.

(b) The Secretary of State may continue to supply existing affidavits of registration prior to printing new or revised forms that reflect the changes required pursuant to this section, Section 2150, or Section 2157.

SEC. 6. Section 2188.1 is added to the Elections Code, to read:

2188.1. The Secretary of State shall study the feasibility of inserting fictitious names of voters into the voter registration information database as a possible investigative and enforcement tool for determining inappropriate or unauthorized uses of voter registration information.

SEC. 7. Section 2194 of the Elections Code is amended to read:

2194. (a) The voter registration card information identified in subdivision (a) of Section 6254.4 of the Government Code:

(1) Shall be confidential and shall not appear on any computer terminal, list, affidavit, duplicate affidavit, or other medium routinely available to the public at the county elections official's office.



(2) Shall not be used for any personal, private, or commercial purpose, including, but not limited to:

(A) The harassment of any voter or voter's household.

(B) The advertising, solicitation, sale, or marketing of products or services to any voter or voter's household.

(C) Reproduction in print, broadcast visual or audio, or display on the Internet or any computer terminal unless pursuant to paragraph (3).

(3) Shall be provided with respect to any voter, subject to the provisions of Section 2188, to any candidate for federal, state, or local office, to any committee for or against any initiative or referendum measure for which legal publication is made, and to any person for election, scholarly, journalistic, or political purposes, or for governmental purposes, as determined by the Secretary of State.

(b) (1) Notwithstanding any other provision of law, the California driver's license number, the California identification card number, the social security number, and any other unique identifier used by the State of California for purposes of voter identification shown on a voter registration card of a registered voter, or added to voter registration records to comply with the requirements of the Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and shall not be disclosed to any person.

(2) Notwithstanding any other provision of law, the signature of the voter shown on the voter registration card is confidential and shall not be disclosed to any person, except as provided in subdivision (c).

(c) (1) The home address or signature of any voter shall be released whenever the person's vote is challenged pursuant to Sections 15105 to 15108, inclusive, or Article 3 (commencing with Section 14240) of Chapter 3 of Division 14. The address or signature shall be released only to the challenger, to elections officials, and to other persons as necessary to make, defend against, or adjudicate the challenge.

(2) An elections official shall permit a person to view the signature of a voter for the purpose of determining whether the signature matches a signature on an affidavit of registration or a petition, but shall not permit a signature to be copied.

(d) A governmental entity, or officer or employee thereof, may not be held civilly liable as a result of disclosure of the information referred to in this section, unless by a showing of gross negligence or willfulness.

(e) For the purposes of this section, "voter's household" is defined as the voter's place of residence or mailing address or any persons who reside at the place of residence or use the mailing address as supplied on the affidavit of registration pursuant to paragraphs (3) and (4) of subdivision (a) of Section 2150.

SEC. 7.5. Section 2194 of the Elections Code is amended to read:

2194. (a) The voter registration card information identified in subdivision (a) of Section 6254.4 of the Government Code:

(1) Shall be confidential and shall not appear on any computer terminal, list, affidavit, duplicate affidavit, or other medium routinely available to the public at the county elections official's office.

(2) Shall not be used for any personal, private, or commercial purpose, including, but not limited to:

(A) The harassment of any voter or voter's household.

(B) The advertising, solicitation, sale, or marketing of products or services to any voter or voter's household.

(C) Reproduction in print, broadcast visual or audio, or display on the Internet or any computer terminal unless pursuant to paragraph (3).

(3) Shall be provided with respect to any voter, subject to the provisions of Sections 2166.5, 2166.7, and 2188, to any candidate for federal, state, or local office, to any committee for or against any initiative or referendum measure for which legal publication is made, and to any person for election, scholarly, journalistic, or political purposes, or for governmental purposes, as determined by the Secretary of State.

(b) (1) Notwithstanding any other provision of law, the California driver's license number, the California identification card number, the social security number, and any other unique identifier used by the State of California for purposes of voter identification shown on a voter registration card of a registered voter, or added to voter registration records to comply with the requirements of the Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and shall not be disclosed to any person.

(2) Notwithstanding any other provision of law, the signature of the voter shown on the voter registration card is confidential and shall not be disclosed to any person, except as provided in subdivision (c).

(c) (1) The home address or signature of any voter shall be released whenever the person's vote is challenged pursuant to Sections 15105 to 15108, inclusive, or Article 3 (commencing with Section 14240) of Chapter 3 of Division 14. The address or signature shall be released only to the challenger, to elections officials, and to other persons as necessary to make, defend against, or adjudicate the challenge.

(2) An elections official shall permit a person to view the signature of a voter for the purpose of determining whether the signature matches a signature on an affidavit of registration or a petition, but shall not permit a signature to be copied.

(d) A governmental entity, or officer or employee thereof, shall not be held civilly liable as a result of disclosure of the information referred to in this section, unless by a showing of gross negligence or willfulness.

(e) For the purposes of this section, “voter’s household” is defined as the voter’s place of residence or mailing address or any persons who reside at the place of residence or use the mailing address as supplied on the affidavit of registration pursuant to paragraphs (3) and (4) of subdivision (a) of Section 2150.

SEC. 8. Section 2202 of the Elections Code is amended to read:

2202. (a) The county elections official shall preserve all uncanceled affidavits of registration in a secure manner that will protect the confidentiality of the voter information consistent with Section 2194.

The affidavits of registration shall constitute the register required to be kept by Article 5 (commencing with Section 2180) of Chapter 2.

(b) In lieu of maintaining uncanceled affidavits of registration, the county elections official may, following the first general election after the date of registration, microfilm, record on optical disc, or record on any other electronic medium that does not permit additions, deletions, or changes to the original document, the uncanceled affidavits of registration. Any such use of an electronic medium to record uncanceled affidavits shall protect the security and confidentiality of the voter information. The county elections official may dispose of any uncanceled affidavits of registration transferred pursuant to this section. The disposal of any uncanceled affidavits shall be performed in a manner that does not compromise the security or confidentiality of the voter information contained therein. Any medium utilized by the county elections official shall meet the minimum standards, guidelines, or both, as recommended by the American National Standards Institute or the Association of Information and Image Management. For purposes of this section, a duplicate copy of an affidavit of registration shall be deemed an original.

SEC. 9. Section 9607 is added to the Elections Code, to read:

9607. The proponents of an initiative measure shall ensure that any person, company, or other organization that is paid, or who volunteers, to solicit signatures to qualify the proposed measure for the ballot shall receive instruction on the requirements and prohibitions imposed by state law with respect to circulation of the petition and signature gathering thereon, with an emphasis on the prohibition on the use of signatures on an initiative petition for a purpose other than qualification of the proposed measure for the ballot.

SEC. 10. Section 9608 is added to the Elections Code, to read:

9608. (a) A proponent of an initiative measure shall execute and submit, along with the request for a title and summary for the proposed measure, a signed statement that reads as follows:

I, \_\_\_\_, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures

on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

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(Signature of Proponent)

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

(b) The certification required by subdivision (a) shall be kept on file by the agency authorized to prepare the title and summary for the proposed initiative measure for not less than eight months after the certification of the results of the election for which the measure qualified, or if the measure, for any reason, is not submitted to the voters, eight months after the deadline for submission of the petition to the elections official.

(c) Failure to comply with this section shall not invalidate any signatures on a state or local initiative petition.

SEC. 11. Section 9609 is added to the Elections Code, to read:

9609. (a) Prior to allowing a person to circulate an initiative petition for signatures, the person, company official, or other organizational officer who is in charge of signature gathering shall execute and submit to the proponents a signed statement that reads as follows:

I, \_\_\_\_, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

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(Signature of Official)

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

(b) The certification required by subdivision (a) shall be kept on file by the proponents of the proposed initiative measure for not less than eight months after the certification of the results of the election for which the measure qualified, or if the measure, for any reason, is not submitted to the voters, eight months after the deadline for submission of the petition to the elections official.

(c) Failure to comply with this section shall not invalidate any signatures on a state or local initiative petition.

SEC. 12. Section 9610 is added to the Elections Code, to read:

9610. (a) Prior to soliciting signatures on an initiative petition, a circulator shall execute and submit to the person, company official, or other organizational officer who is in charge of signature gathering a signed statement that reads as follows:

I, \_\_\_\_, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

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(Signature of Circulator)

Dated this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_

(b) The certification required by subdivision (a) shall be kept on file by the person, company official, or other organizational officer who is in charge of signature gathering for the proposed initiative measure for not less than eight months after the certification of the results of the election for which the measure qualified, or if the measure, for any reason, is not submitted to the voters, eight months after the deadline for submission of the petition to the elections official.

(c) This section shall not apply to unpaid circulators of state or local initiative petitions.

(d) Failure to comply with this section shall not invalidate any signatures on a state or local initiative petition.

SEC. 13. Section 6254.4 of the Government Code is amended to read:

6254.4. (a) The home address, telephone number, e-mail address, precinct number, or other number specified by the Secretary of State for voter registration purposes, and prior registration information shown on the voter registration card for all registered voters, are confidential and shall not be disclosed to any person, except pursuant to Section 2194 of the Elections Code.

(b) For purposes of this section, "home address" means street address only, and does not include an individual's city or post office address.

(c) The California driver's license number, the California identification card number, the social security number, and any other unique identifier used by the State of California for purposes of voter identification shown on a voter registration card of a registered voter, or added to the voter registration records to comply with the requirements of the Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and shall not be disclosed to any person.

(d) The signature of the voter that is shown on the voter registration card is confidential and shall not be disclosed to any person.

SEC. 14. Section 7.5 of this bill incorporates amendments to Section 2194 of the Elections Code proposed by both this bill and SB 506. It shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2006, (2) each bill amends Section 2194 of the Elections Code, and (3) this bill is enacted after SB 506, in which case Section 7 of this bill shall not become operative.

SEC. 15. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution for certain costs that may be incurred by a local agency or school district because, in that regard, this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

However, if the Commission on State Mandates determines that this act contains other costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 727

An act to amend Section 65589.7 of the Government Code, and to add Section 10631.1 to the Water Code, relating to housing.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. Section 65589.7 of the Government Code is amended to read:

65589.7. (a) The housing element adopted by the legislative body and any amendments made to that element shall be immediately delivered to all public agencies or private entities that provide water or sewer services for municipal and industrial uses, including residential, within the territory of the legislative body. Each public agency or private entity providing water or sewer services shall grant a priority for the provision of these services to proposed developments that include housing units affordable to lower income households.

(b) A public agency or private entity providing water or sewer services shall adopt written policies and procedures, not later than July 1, 2006, and at least once every five years thereafter, with specific objective standards for provision of services in conformance with this section. For private water and sewer companies regulated by the Public Utilities Commission, the commission shall adopt written policies and procedures for use by those companies in a manner consistent with this section. The policies and procedures shall take into account all of the following:

(1) Regulations and restrictions adopted pursuant to Chapter 3 (commencing with Section 350) of Division 1 of the Water Code, relating to water shortage emergencies.

(2) The availability of water supplies as determined by the public agency or private entity pursuant to an urban water management plan adopted pursuant to Part 2.6 (commencing with Section 10610) of Division 6 of the Water Code.

(3) Plans, documents, and information relied upon by the public agency or private entity that is not an "urban water supplier," as defined in Section 10617 of the Water Code, or that provides sewer service, that provide a reasonable basis for making service determinations.

(c) A public agency or private entity that provides water or sewer services shall not deny or condition the approval of an application for services to, or reduce the amount of services applied for by, a proposed development that includes housing units affordable to lower income households unless the public agency or private entity makes specific written findings that the denial, condition, or reduction is necessary due to the existence of one or more of the following:

(1) The public agency or private entity providing water service does not have "sufficient water supply," as defined in paragraph (2) of subdivision (a) of Section 66473.7, or is operating under a water shortage emergency as defined in Section 350 of the Water Code, or does not have sufficient water treatment or distribution capacity, to serve the needs of the proposed development, as demonstrated by a written engineering analysis and report.

(2) The public agency or private entity providing water service is subject to a compliance order issued by the State Department of Health Services that prohibits new water connections.

(3) The public agency or private entity providing sewer service does not have sufficient treatment or collection capacity, as demonstrated by a written engineering analysis and report on the condition of the treatment or collection works, to serve the needs of the proposed development.

(4) The public agency or private entity providing sewer service is under an order issued by a regional water quality control board that prohibits new sewer connections.

(5) The applicant has failed to agree to reasonable terms and conditions relating to the provision of service generally applicable to development projects seeking service from the public agency or private entity, including, but not limited to, the requirements of local, state, or federal laws and regulations or payment of a fee or charge imposed pursuant to Section 66013.

(d) The following definitions apply for purposes of this section:

(1) "Proposed developments that include housing units affordable to lower income households" means that dwelling units shall be sold or rented to lower income households, as defined in Section 50079.5 of the Health and Safety Code, at an affordable housing cost, as defined in Section 50052.5 of the Health and Safety Code, or an affordable rent, as defined in Section 50053 of the Health and Safety Code.

(2) "Water or sewer services" means supplying service through a pipe or other constructed conveyance for a residential purpose, and does not include the sale of water for human consumption by a water supplier to another water supplier for resale. As used in this section, "water service" provided by a public agency or private entity applies only to water supplied from public water systems subject to Chapter 4 (commencing with Section 116275) of Part 12 of Division 104 of the Health and Safety Code.

(e) This section is intended to neither enlarge nor diminish the existing authority of a city, county, or city and county in adopting a housing element. Failure to deliver a housing element adopted by the legislative body or amendments made to that element, to a public agency or private entity providing water or sewer services shall neither invalidate any action or approval of a development project nor exempt a public agency or private entity from the obligations under this section. The special districts which provide water or sewer services related to development, as defined in subdivision (e) of Section 56426, are included within this section.

(f) The Legislature finds and declares that this section shall be applicable to all cities and counties, including charter cities, because the Legislature finds that the lack of affordable housing is a matter of vital statewide importance.

SEC. 2. Section 10631.1 is added to the Water Code, to read:

10631.1. (a) The water use projections required by Section 10631 shall include projected water use for single-family and multifamily residential housing needed for lower income households, as defined in Section 50079.5 of the Health and Safety Code, as identified in the housing element of any city, county, or city and county in the service area of the supplier.



(b) It is the intent of the Legislature that the identification of projected water use for single-family and multifamily residential housing for lower income households will assist a supplier in complying with the requirement under Section 65589.7 of the Government Code to grant a priority for the provision of service to housing units affordable to lower income households.

SEC. 3. The Legislature finds and declares that Sections 65104 and 66014 of the Government Code provide local agencies with authority to levy fees sufficient to pay for the program or level of service mandated by this act.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code.

However, if the Commission on State Mandates determines that this act contains other costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

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## CHAPTER 728

An act to amend Section 19605.51 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION. 1. Section 19605.51 of the Business and Professions Code is amended to read:

19605.51. Notwithstanding subdivision (a) of Section 19605, and Section 19605.1, any fair in San Joaquin, San Bernardino, Humboldt, or Fresno County may, with the approval of the Department of Food and Agriculture and the authorization of the board, subject to the conditions specified in Section 19605.3, operate a satellite wagering facility on

leased premises within the boundaries of that fair, but may only operate one such facility.

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## CHAPTER 729

An act to add Article 3.5 (commencing with Section 111791) to Chapter 7 of Part 5 of Division 104 of the Health and Safety Code, relating to cosmetics.

[Approved by Governor October 7, 2005. Filed with  
Secretary of State October 7, 2005.]

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares all of the following:

(a) Independent testing in the United States and the European Union has determined that some cosmetic products contain substances known or suspected to cause cancer and reproductive toxicity that can harm the mother, fetus, and nursing children.

(b) Neither the federal Food and Drug Administration (FDA) nor the State Department of Health Services (DHS) require premarket safety testing, review, or approval of cosmetic products. According to the FDA, the regulatory requirements governing the sale of cosmetics are not as stringent as those that apply to other FDA-regulated products.

(c) Under the federal Food, Drug and Cosmetic Act (21 U.S.C. Sec. 301), cosmetics and their ingredients are not required to be approved before they are sold to the public and the FDA does not have the authority to require manufacturers to file health and safety data on cosmetic ingredients or to order a recall of a dangerous cosmetic product.

(d) Under the state Sherman Food, Drug, and Cosmetic Act, DHS has no authority to identify, review, or regulate ingredients in cosmetic products that may cause chronic health effects, such as cancer and reproductive toxicity.

(e) Cosmetic products are most heavily used by women of childbearing age, increasing the likelihood of exposing mothers, fetuses, and nursing children to substances that can cause cancer and reproductive toxicity.

(f) Beauty care workers, including cosmetologists and manicurists, are most exposed to the potentially harmful effects of carcinogens and reproductive toxins in cosmetics. Cosmetologists and manicurists are dominated by women and minorities, particularly from Southeast Asia. In California, an estimated 80 percent of nail salons are operated by Vietnamese women.

(g) Federal law exempts chemicals used as fragrances or flavoring from being identified as ingredients on the labels of cosmetic products. Laboratory analyses of cosmetic products sold in California have found products that contain substances known to or likely to cause cancer or reproductive toxicity and not identified as an ingredient on the product's label. The law also does not require any ingredient labeling on cosmetic products sold for commercial use, thereby denying any information on ingredients to beauty care workers.

(h) The Division of Environmental and Occupational Disease Control in DHS conducts investigations of toxic materials in the workplace and analyzes data on workplace exposures to toxic materials. The Division of Occupational Safety and Health in the Department of Industrial Relations enforces occupational safety and health standards adopted by the Occupational Safety and Health Standards Board.

(i) Alternatives to substances that cause cancer or reproductive toxicity are readily available for use in cosmetic products. A number of manufacturers, including both small domestic producers and large multinational corporations, have eliminated substances that cause cancer or reproductive toxicity from their products.

(j) Given the presence of substances in cosmetic products that cause cancer and reproductive toxicity, the heavy use of these products by women of childbearing age, the significant exposure to these products in occupational settings such as nail and beauty salons, the adverse impacts of these substances on human health, the inadequate information about the presence of these substances in products or the extent of their impacts, and the availability of alternatives to the use of these substances, it is in the interest of the people of the State of California to take steps to ensure that cosmetic products sold and used in the state can be used safely.

SEC. 2. Article 3.5 (commencing with Section 111791) is added to Chapter 7 of Part 5 of Division 104 of the Health and Safety Code, to read:

### Article 3.5. Chronic Health Effects of Cosmetics

111791. This article shall be known, and may be cited, as the California Safe Cosmetics Act of 2005.

111791.5. For purposes of this article, the following terms have the following meanings:

(a) "Authoritative body" means any agency or formally organized program or group recognized pursuant to Section 12306 of Title 22 of the California Code of Regulations as being authoritative for the purpose of identifying chemicals that cause cancer or reproductive toxicity.

(b) “Chemical identified as causing cancer or reproductive toxicity” means a chemical identified pursuant to Section 25249.8 or identified by an authoritative body as any of the following:

(1) A substance listed as known or reasonably anticipated to be a human carcinogen in a National Toxicology Report on carcinogens.

(2) A substance given an overall carcinogenicity evaluation of Group 1, Group 2A, or Group 2B by the International Agency for Research on Cancer.

(3) A substance identified as a Group A, Group B1, or Group B2 carcinogen, or as a known or likely carcinogen by the United States Environmental Protection Agency.

(4) A substance identified as having some or clear evidence of adverse developmental, male reproductive, or female reproductive toxicity effects in a report by an expert panel of the National Toxicology Program’s Center for the Evaluation of Risks to Human Reproduction.

(c) “Division” means the Division of Environmental and Occupational Disease Control within the State Department of Health Services.

(d) “Ingredient” has the same meaning as that term is defined in subdivision (e) of Section 700.3 of Part 700 of Chapter 1 of Title 21 of the Code of Federal Regulations and does not include any incidental ingredient as defined in subdivision (l) of Section 701.3 of Part 701 of Chapter 1 of Title 21 of the Code of Federal Regulations.

(e) “Manufacturer” means any person whose name appears on the label of a cosmetic product pursuant to the requirements of Section 701.12 of Title 21 of the Code of Federal Regulations.

111792. (a) Commencing January 1, 2007, the manufacturer of any cosmetic product subject to regulation by the federal Food and Drug Administration that is sold in this state shall, on a schedule and in electronic or other format, as determined by the division, provide the division with a complete and accurate list of its cosmetic products that, as of the date of submission, are sold in the state and that contain any ingredient that is a chemical identified as causing cancer or reproductive toxicity, including any chemical that meets either of the following conditions:

(1) A chemical contained in the product for purposes of fragrance or flavoring.

(2) A chemical identified by the phrase “and other ingredients” and determined to be a trade secret pursuant to the procedure established in Part 20 and Section 720.8 of Part 720 of Title 21 of the Code of Federal Regulations. Any ingredient identified pursuant to this paragraph shall be considered to be a trade secret and shall be treated by the division in a manner consistent with the requirements of Part 20 and Part 720 of Title 21 of the Code of Federal Regulations. Any ingredients considered

to be a trade secret shall not be subject to the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code) for the purposes of this section.

(b) Any information submitted pursuant to subdivision (a) shall identify each chemical both by name and Chemical Abstract Service number and shall specify the product or products in which the chemical is contained.

(c) If an ingredient identified pursuant to this section subsequently is removed from the product in which it was contained, is removed from the list of chemicals known to cause cancer or reproductive toxicity published under Section 25249.8, or is no longer a chemical identified as causing cancer or reproductive toxicity by an authoritative body, the manufacturer of the product containing the ingredient shall submit the new information to the division. Upon receipt of new information, the division, after verifying the accuracy of that information, shall revise the manufacturer's information on record with the division to reflect the new information. The manufacturer shall not be under obligation to submit subsequent information on the presence of the ingredient in the product unless subsequent changes require submittal of the information.

(d) This section shall not apply to any manufacturer of cosmetic products with annual aggregate sales of cosmetic products, both within and outside of California, of less than one million dollars (\$1,000,000), based on the manufacturer's most recent tax year filing.

111792.5. (a) In order to determine potential health effects of exposure to ingredients in cosmetics sold in the state, the division may conduct an investigation of one or more cosmetic products that contain chemicals identified as causing cancer or reproductive toxicity or other ingredients of concern to the division.

(b) An investigation conducted pursuant to subdivision (a) may include, but not be limited to, a review of available health effects data and studies, worksite health hazard evaluations, epidemiological studies to determine the health effects of exposures to chemicals in various subpopulations, and exposure assessments to determine total exposures to individuals in various settings.

(c) If an investigation is conducted pursuant to subdivision (a), the manufacturer of any product subject to the investigation may submit relevant health effects data and studies to the division.

(d) In order to further the purposes of an investigation, the division may require manufacturers of products subject to the investigation to submit to the division relevant health effects data and studies available to the manufacturer and other available information as requested by the division, including, but not limited to, the concentration of the chemical in the product, the amount by volume or weight of the product that

comprises the average daily application or use, and sales and use data necessary to determine where the product is used in the occupational setting.

(e) The division shall establish reasonable deadlines for the submittal of information required pursuant to subdivision (d). Failure by a manufacturer to submit the information in compliance with the requirements of the division shall constitute a violation of this part.

111793. (a) If the division determines pursuant to an investigation that an ingredient in a cosmetic product is potentially toxic at the concentrations present in the product or under the conditions used, the division shall immediately refer the results of its investigation to the Division of Occupational Safety and Health in the Department of Industrial Relations and the Office of Environmental Health Hazard Assessment.

(b) Within 180 days after it receives the results of an investigation pursuant to subdivision (b), the Division of Occupational Safety and Health shall, pursuant to Section 147.1 of the Labor Code, develop and present one or more proposed occupational health standards to the Occupational Safety and Health Standards Board in the Department of Industrial Relations, unless the Division of Occupational Safety and Health affirmatively determines, in a written finding within 90 days, that a standard is not necessary to protect the health of an employee who has regular exposure to the hazard for the period of his or her working life. The written finding shall identify the reasons for determining the standard is not necessary and the factual basis for the finding.

111793.5. (a) The Legislature finds and declares the following:

(1) The Cosmetic Ingredient Review (CIR) panel is a nongovernmental body established and funded by the cosmetics industry to review the safety of cosmetic ingredients.

(2) According to a 2004 analysis of the 2003 CIR Compendium by the Environmental Working Group, 54 cosmetic products violate the CIR's own safe use recommendations to manufacturers by containing an ingredient that the CIR has found is not safe for the specific use indicated on the product's label.

(3) Federal regulations (21 C.F.R. 740.10) require every ingredient in a cosmetic product and every finished cosmetic product to be adequately substantiated for safety prior to marketing, and state that any ingredient or product whose safety has not been adequately substantiated prior to marketing is misbranded unless it displays a warning statement declaring, "The safety of this product has not been determined."

(b) The division may, as early as feasible within existing resources, determine whether the products identified in paragraph (2) of subdivision (a) have been adequately substantiated for safety pursuant to Section

740.10 of Title 21 of the Code of Federal Regulations. For any product adequately substantiated for safety, the division shall determine if the product contains any ingredient that the CIR has found is not safe for the specific use indicated on the product's label.

(c) If the division finds that a product has been adequately substantiated for safety despite containing an ingredient that the CIR has found is not safe for the specific use indicated on the product's label, the division shall refer its findings to the Attorney General and the federal Food and Drug Administration for possible enforcement action pursuant to this part and the federal Food, Drug and Cosmetic Act (21 U.S.C. Sec. 301 et seq.).

SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

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**CONCURRENT AND JOINT RESOLUTIONS**

2005 – 06

**REGULAR SESSION**

2005 RESOLUTION CHAPTERS

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## RESOLUTION CHAPTER 1

Senate Concurrent Resolution No. 3—Relative to Dr. Martin Luther King, Jr. Day.

[Filed with Secretary of State January 13, 2005.]

WHEREAS, Renowned civil rights leader Martin Luther King, Jr. was born in Atlanta, Georgia on January 15, 1929; and

WHEREAS, In 1948, Martin Luther King, Jr. received his bachelor of arts degree in sociology from Morehouse College, in 1951, he received his bachelor of divinity degree from Crozer Theological Seminary, as valedictorian and student body president, and in 1955, he was awarded a doctorate in systematic theology from Boston University; and

WHEREAS, Dr. King married Coretta Scott on June 18, 1953; and

WHEREAS, Dr. King was ordained pastor of Dexter Avenue Baptist Church in Montgomery, Alabama in 1954; and

WHEREAS, Five days after Rosa Parks' arrest for refusing to comply with segregation on buses in Montgomery, on December 5, 1955, Dr. King was elected president of the Montgomery Improvement Association and the Montgomery Bus Boycott began; and

WHEREAS, During the boycott, Dr. King gained national prominence as an exceptional leader with extraordinary oratorical skills and personal courage; and

WHEREAS, On December 20, 1956, the United States Supreme Court declared Alabama's segregation laws unconstitutional and Montgomery buses were desegregated; and

WHEREAS, In 1957, Dr. King and other southern African-American ministers founded the Southern Christian Leadership Conference, and elected Dr. King as their president; and

WHEREAS, Dr. King led the 1957 Prayer Pilgrimage for Freedom in Washington, DC, and subsequently published his first book, "Stride Toward Freedom: The Montgomery Story"; and

WHEREAS, In 1959, Dr. King toured India, where he learned more about Gandhian strategies of nonviolence and developed his own theories about achieving social change through nonviolent resistance; and

WHEREAS, During mass demonstrations in 1963 organized by Dr. King and his staff in Birmingham, Alabama, images of brutality inflicted on African-American demonstrators by police using police dogs and firehoses shocked the world; and

WHEREAS, Dr. King delivered his famous "I Have a Dream" speech on August 28, 1963, at the "March on Washington for Jobs and Freedom"; and

WHEREAS, Dr. King received the Nobel Peace Prize in Oslo, Norway in 1964, and the Civil Rights Act of 1964 was enacted as a direct result of his efforts; and

WHEREAS, In 1965, Dr. King led the march from Selma, Alabama to Montgomery, and President Lyndon B. Johnson signed the first Voting Rights Act; and

WHEREAS, On April 4, 1968, while in Memphis, Tennessee assisting striking sanitation workers, Dr. King was assassinated; and

WHEREAS, United States Representative John Conyers introduced legislation in Congress four days later proposing Dr. King's birthday as a holiday; and

WHEREAS, On April 10, 1970, California became the first state to pass legislation making Dr. King's birthday a school holiday; and

WHEREAS, Despite resistance to the creation of a new national holiday, the diligence and perseverance of United States Representative John Conyers and numerous others in pursuing this goal culminated when on November 2, 1983, President Ronald Reagan signed legislation making Dr. King's birthday a national holiday; and

WHEREAS, January 20, 1986, marked the first observance of Dr. Martin Luther King, Jr. Day; and

WHEREAS, The Rev. Dr. Martin Luther King, Jr. devoted his life to fight segregation and injustice by nonviolent means, and is an outstanding example of courageous leadership in the face of unrelenting violence and harassment by individuals and government institutions; and

WHEREAS, The Rev. Dr. Martin Luther King, Jr. is a source of inspiration for all Americans; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the California Legislature honors the late Rev. Dr. Martin Luther King, Jr., and commemorates the observance of his birthday, January 17, 2005, as Dr. Martin Luther King, Jr. Day.

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## RESOLUTION CHAPTER 2

Senate Concurrent Resolution No. 9—Relative to heart disease.

[Filed with Secretary of State February 11, 2005.]

WHEREAS, Cardiovascular disease (CVD) is the nation's number one killer, and

WHEREAS, CVD claims the lives of more women than men each year; and

WHEREAS, Since 1984, more than 500,000 women per year die from CVD, equal to nearly one death every minute; and

WHEREAS, Within six years after a recognized heart attack: 35 percent of women will have another heart attack, 14 percent will develop chest pain, 11 percent will have a stroke, 46 percent will be disabled with heart failure, and 6 percent will experience sudden cardiac death; and

WHEREAS, African-American and Mexican-American women have higher heart disease and stroke risk factors than White women of comparable socioeconomic status; and

WHEREAS, Most women do not realize that CVD is their greatest health threat; and

WHEREAS, Stroke is the nation's number three killer and the number one cause of permanent, long-term disability; and

WHEREAS, Each year approximately 40,000 more women than men have a stroke; and

WHEREAS, Eleven percent of women will have a stroke within six months after a heart attack, 25 percent of women die within one year of their first stroke, and 53 percent of women under 65 years of age who have a stroke die within eight years; and

WHEREAS, Symptoms of CVD in women generally are recognized later in life when other health challenges may also be present; and

WHEREAS, In women, one out of 2.5 deaths are due to CVD and only 38 percent of women report that their doctors have discussed CVD with them when discussing their health; and

WHEREAS, Sixty-three percent of women who die suddenly from coronary heart disease had no previous symptoms of the disease; and

WHEREAS, Each year the economic burden due to CVD is estimated to be over \$360 billion nationwide and the economic burden in California is estimated to be over \$45 billion; and

WHEREAS, The public does not recognize the fact that each year CVD claims more lives than the next seven causes of death combined; and

WHEREAS, The American Heart Association is the largest voluntary, not-for-profit organization whose mission is to reduce disability and death from heart disease and stroke; and

WHEREAS, The American Heart Association is committed to conducting and supporting medical research that advances knowledge in the areas of prevention and treatment of CVD; and

WHEREAS, The American Heart Association strives to inform all citizens about the critical importance of tools and skills that will increase the survival rate of women from heart disease and stroke; and

WHEREAS, The American Heart Association launched the Go Red for Women initiative to help raise awareness of women and heart disease and will focus on that theme during American Heart Month in February and on National Wear Red for Women Day, Friday, February 4, 2005; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the month of February 2005, be recognized as American Heart Month in California in order to raise awareness of the effect of heart disease on women; and be it further

*Resolved,* That the Legislature recognizes February 4, 2005, as Wear Red for Women Day in California and urges all citizens to become aware of the vital issues of women's heart health by wearing and displaying the color red on that day; and be it further

*Resolved,* That the Legislature urges public support for Go Red for Women events planned in their community during American Heart Month; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 3

Senate Concurrent Resolution No. 6—Relative to the 60th anniversary of the World War II invasion of the Island of Iwo Jima.

[Filed with Secretary of State February 17, 2005.]

WHEREAS, February 19, 2005, marks the 60th anniversary of the World War II invasion of the Island of Iwo Jima; and

WHEREAS, On February 19, 1945, 72,000 U.S. Marines assaulted heavily fortified Iwo Jima Island and engaged in the bloodiest battle the United States Marine Corps has ever fought. More than 6,000 Marines and 900 Navy Corpsmen and other Navy personnel were killed, and nearly 24,000 servicemen suffered casualties in the battle to seize air strips in support of the strategic air war against the Japanese Empire; and

WHEREAS, Major General Harry Schmidt lead the largest contingent of Marines ever to fight a battle. The 3rd, 4th, and 5th Marine Divisions, supported by Force Troops units, provided the landing force, the United States Navy delivered powerful broadsides against the Japanese caves and pillboxes, and two squadrons of Marine F-4U Corsairs swept in low, unleashing rockets and machine gun bullets against the Rock Quarry; and

WHEREAS, When the Japanese army began the bloodiest bombardment the Marines ever suffered in the World War II, the Marines did not panic; the veterans in the ranks steadied the rookies, junior officers took over for fallen leaders, and shot-up units merged quickly to maintain the attack. A veteran Marine combat correspondent reported: "At Tarawa, Saipan, and Tinian, I saw Marines killed and wounded in a shocking manner, but I saw nothing like the ghastliness that hung over the Iwo beachhead"; and

WHEREAS, On the fourth day of the battle, Lieutenant Harold Schrier's combat patrol reached the top of Mount Suribachi and raised a 54-by-28 inch American flag. Several hours later a larger flag was erected, and Associated Press photographer Joe Rosenthal immortalized the second flag-raising scene in the heralded picture that won the Pulitzer Prize and was reproduced around the world as a symbol of Marine fighting tenacity and skill during World War II. However, raising the flag represented only the "end of the beginning," as the bloody battle would rage on without respite for another month; and

WHEREAS, Iwo Jima took such a toll on leaders that junior officers and enlisted men assumed roles of responsibility unimaginable in garrison. The ratio of 1.25 Marine casualties (killed, wounded, missing) for every Japanese killed was the highest in the war. It was the first and only time a Marine landing force suffered greater casualties than they inflicted on the defending garrison; and

WHEREAS, Major General Graves Erskine stated at the dedication of his 3rd Marine Division cemetery at Iwo Jima after the battle: "Victory was never in doubt. Its cost was. What was in doubt was whether there would be any of us left to dedicate our cemetery at the end, or whether the last Marine would die knocking out the last Japanese gunner." Admiral Chester Nimitz's accolade endured longest, now chiseled into the granite base of the enormous bronze statue of the Suribachi Marines and their faithful corpsman at Arlington Cemetery: "Uncommon valor was a common virtue..."; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That in recognition of the historic 60th Anniversary of the World War II invasion of the Island of Iwo Jima on February 19, 1945, the Legislature of the State of California recognizes and honors the thousands of veterans of the United States Marine Corps and Navy who served their country so valiantly and distinguished themselves above the call of duty, and recognizes the integral part they played in helping the Allies to victory in World War II; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 4

Assembly Concurrent Resolution No. 13—Relative to Spay Day USA 2005.

[Filed with Secretary of State February 24, 2005.]

WHEREAS, At least a quarter million dogs and possibly twice as many cats are euthanized in California each year; and

WHEREAS, In most instances these dogs and cats are young, healthy, and friendly animals who are euthanized simply because there are not enough good homes for them; and

WHEREAS, An additional unknown number of animals die each year due to abandonment, neglect, abuse, starvation, or cruelty because they are unwanted; and

WHEREAS, The spaying or neutering of dogs and cats helps solve this tragic problem by reducing the number of unwanted animals; and

WHEREAS, Californians can contribute to this effort by spaying or neutering their own companion animals and by supporting programs in their communities that offer spay and neuter services; and

WHEREAS, Veterinarians, humane societies, animal control agencies, and national and local animal welfare organizations will join together to advocate the spaying or neutering of dogs and cats on “Spay Day USA 2005”; and

WHEREAS, In particular, the Sacramento area has become a leader in coordination of Spay Day USA events, spaying or neutering nearly 1,000 dogs and cats on Spay Day USA 2004, with over 1,400 dogs and cats scheduled for Spay Day USA 2005; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature of the State of California declares February 22, 2005, to be Spay Day USA 2005 and that Californians are requested to observe the day by having their dogs or cats spayed or neutered and by contributing to those organizations that provide spay and neuter services, and that California veterinarians are requested to work with animal shelters and rescue groups that provide spay and neuter services; and be it further



*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 5

Senate Concurrent Resolution No. 2—Relative to Arts Education Month.

[Filed with Secretary of State March 7, 2005.]

WHEREAS, Arts education, which includes dance, music, theater, literature, visual arts, and multimedia, is an essential part of the basic education important to provide balanced learning for all pupils in prekindergarten, kindergarten, and grades 1 to 12, inclusive; and

WHEREAS, Arts education is vital to develop the full potential of young minds; and

WHEREAS, Arts educators recognize that a program of arts education is defined as a comprehensive, balanced, sequential, in-school program of instruction in the arts, taught by qualified teachers, designed to provide pupils of all ages with skills and knowledge in the arts in accordance with high national, state, and local standards; and

WHEREAS, The adoption of arts education standards to guide the development and implementation of arts instruction facilitates a well-planned arts education program and enhances a pupil's opportunity to develop his or her initiative, creative ability, self-expression, thinking skills, discipline, and cross-cultural understanding; and

WHEREAS, For 20 years the State of California, through the California Arts Council, has provided support and assistance to artists and professional arts service organizations and, in partnership with the State Department of Education, provided resources to schools; and

WHEREAS, National standards have been adopted for the visual and performing arts; and

WHEREAS, For 20 years the State of California has recognized the adopted visual and performing arts framework as the definition of arts education; and

WHEREAS, The professional arts education associations of the California Dance Education Association, the California Association of Music Education, the California Educational Theatre Association, the California Arts Education Association, and the California Humanities Association each contribute to the betterment of arts education together and each in their own subject area; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California proclaim the month of March 2005 as Arts Education Month, as a symbol of their support to the value that arts education brings to the pupils' education and to their future contributions as productive citizens within each community of this state; and be it further

*Resolved,* That the Secretary of the Senate transmit a copy of this resolution to each school district in the State of California and to the professional arts education associations for their individual action in support of March 2005 as Arts Education Month.

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## RESOLUTION CHAPTER 6

Assembly Concurrent Resolution No. 6—Relative to Financial Literacy Month.

[Filed with Secretary of State March 14, 2005.]

WHEREAS, Californians' total personal income is 60 percent higher than any other state and accounts for 13 percent of all personal income in the United States; and

WHEREAS, During the past two decades the proportion of households with outstanding debt has risen dramatically, and this increase has been the greatest for the bottom 40 percent of the income distribution; and

WHEREAS, Sixty percent of American households carry forward some portion of their credit card debt every month, with an average balance of more than \$4,000, and 20 percent of families with an annual income below \$50,000 spend close to one-half of their net income on debt payments; and

WHEREAS, Seventy percent of American households are living paycheck to paycheck; and

WHEREAS, More than 75 percent of all college students have at least one credit card with an average debt of almost \$3,000, and some university administrators state that more students drop out due to credit card debt rather than to academic failure; and

WHEREAS, More young adults filed for bankruptcy than graduated from college in 2001, and personal bankruptcy filings increased in 2003 to 1.7 million, with personal nonbusiness bankruptcies accounting for 97.6 percent of all bankruptcy cases, thereby contributing to an alarming decade-long increase in personal bankruptcies of more than 70 percent; and

WHEREAS, Approximately 15 percent of workers in the United States report they are experiencing stress from financial problems that negatively impacts their productivity on the job, more than one-third of the workforce reports that financial worries sometimes hamper job performance, and 34 percent of workers rate their financial stress as high to extreme, while 54 percent worry about the amount they owe; and

WHEREAS, The net worth of the average middle-class American household, excluding equity in a house, is less than \$15,000; and

WHEREAS, The average life expectancy in the United States recently reached a record high of 74.1 years for men and 79.5 years for women, 25 percent of women currently retire on an income below the poverty level, and over the next 40 years the number of women over 85 is expected to triple; and

WHEREAS, The United States reportedly has the lowest individual savings rate in the industrialized world, almost one-half of all workers have accumulated less than \$50,000 for their retirement, and one-third have saved less than \$10,000; and

WHEREAS, Nearly 40 percent of older Baby Boomers are not confident about a secure retirement that is predicted to last up to 35 years; and

WHEREAS, More older Americans will be confronted with the inadequate funding of a much longer retirement, and are going to be relying on second careers, family contributions, charity, or government programs to subsidize retirement programs and savings; and

WHEREAS, High school seniors taking part in a national survey of financial knowledge scored an average of 50.2 percent, a failing grade, continuing a declining trend in scores since 1977; and

WHEREAS, Increasing the financial literacy of all economic and ethnic groups has proven successful in improving attitudes, leading to improved decisionmaking, and providing a more secure future for individuals who have been educated in financial literacy and their families; and

WHEREAS, Financial literacy training may easily be integrated as a valuable component for elementary and secondary schools, colleges and universities, community groups, and citizen town hall meetings; and

WHEREAS, Many groups are dedicated to increasing the financial literacy of Americans and a broad range of quality personal finance instructional materials and curricula have been created for this purpose, but the audience to which this information is vital is not being reached; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby declares the month of April

2005 as Financial Literacy Month, in order to raise public awareness about the need for increased financial literacy; and be it further

*Resolved*, That legislators, employers, schools, service groups, community organizations, libraries, financial institutions, and the media, be encouraged to provide opportunities for financial literacy education for all Californians through a variety of means, including collaboration with members of the California Society of Certified Public Accountants, California Jump\$tart Coalition, and others, in order to provide outreach and education; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 7

Assembly Concurrent Resolution No. 9—Relative to California Girls and Women in Sports Day.

[Filed with Secretary of State March 14, 2005.]

WHEREAS, National Girls and Women in Sports Day was created in 1987 to honor Flo Hyman, a volleyball legend, and her dedication to the advancement of equality for women in sports; and

WHEREAS, Since that time women have been making considerable advances in professional, collegiate, club, intramural, masters, high school, junior high school, youth, and recreational sports; and

WHEREAS, Many female athletes have distinguished themselves as representatives of California and the nation in the Olympic games; and

WHEREAS, Childhood obesity has soared, and 26 percent of children statewide and 50 percent in some California school districts are overweight or obese; and

WHEREAS, Overweight and physical inactivity account for 300,000 premature preventable deaths per year in the United States, and cost California an estimated \$24.6 billion annually; and

WHEREAS, Participation in sports is acknowledged to be a positive force in developing and promoting the physical, mental, moral, social, and emotional well-being of individuals; and

WHEREAS, The bonds built between girls and women through athletics helps to break down the social barriers of racism and prejudice, and the communication and cooperation skills learned play a key role in the athlete's contributions at home, at work, and to society; and

WHEREAS, There is a continuing need to encourage women of all ages to compete and contribute to sports at all levels of competition and

recreation and help to prepare the next generation of female sports leaders; and

WHEREAS, Girls' and womens' athletics at all levels is one of the most effective avenues available through which women in America may develop self-discipline, initiative, confidence, and leadership skills; and

WHEREAS, The combined efforts of Girls Incorporated, the National Association for Girls and Women in Sport (NAGWS), the Women's Sports Foundation, the Girl Scouts of the United States, and the Young Women's Christian Association (YWCA) of the United States have served to bring needed information and important recognition of this day; and

WHEREAS, The continued support of the NAGWS mission statement by the California Association of Health, Physical Education, Recreation and Dance, the athletic programs for the California Community College Commission on Athletics, and the California Interscholastic Federation have furthered the dreams and inspired today's female athletes; and

WHEREAS, The theme of this year's 19th annual national celebration, "More than a Game," supports the ongoing struggle for access and equality, both on and off the field; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature commemorates the accomplishments of female athletes, coaches, officials, and sports administrators for their important contribution in promoting the value of sports participation in the achievement of full human potential and hereby proclaims February 9, 2005, as California Girls and Women in Sports Day; and be it further

*Resolved,* That the National Association for Girls and Women in Sport support actions by state and local governments and local educational agencies that will provide for high-quality daily physical education programs, physical activity programs, and sports programs for all children in kindergarten through grade 12; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 8

Assembly Concurrent Resolution No. 10—Relative to a Day of Remembrance.

[Filed with Secretary of State March 14, 2005.]

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt signed Executive Order 9066, pursuant to which 120,000 Americans

and resident aliens of Japanese ancestry were incarcerated in internment camps during World War II; and

WHEREAS, Executive Order 9066 deferred the American dream for 120,000 Americans and resident aliens of Japanese ancestry by inflicting a great human cost of abandoned homes, businesses, careers, and professional advancements, and disruption to family life; and

WHEREAS, Despite their families being incarcerated behind barbed wire in the United States, approximately 33,000 veterans of Japanese ancestry fought bravely for our country during World War II, serving in the 100th Battalion, the 442nd Regimental Combat Team, and the 522nd Field Artillery Battalion; and

WHEREAS, The 100th Battalion, the 442nd Regimental Combat Team, and the 522nd Field Artillery Battalion heroically suffered nearly 10,000 casualties and are honored as being among World War II's most decorated combat teams, having received seven Presidential Distinguished Unit Citations, 52 Distinguished Service Crosses, 588 Silver Stars, 5,200 Bronze Stars, and 9,486 Purple Hearts; and

WHEREAS, On June 21, 2000, President William Jefferson Clinton elevated 20 Japanese Americans who served in the 100th Battalion and the 442nd Regimental Combat Team and were among 52 individuals who received the nation's second highest award—the Distinguished Service Cross—to receive the nation's highest military honor—the Medal of Honor—bringing the total number of recipients who so received the Medal of Honor to 21; and

WHEREAS, Nearly 6,000 veterans of Japanese ancestry served with the Military Intelligence Service and have been credited for shortening the war by two years by translating enemy battle plans, defense maps, tactical orders, intercepted messages and diaries, and interrogating enemy prisoners; and

WHEREAS, Nearly 40 years subsequent to the United States Supreme Court decisions upholding the convictions of Fred Korematsu, Min Yasui, and Gordon Hirabayashi for violations of curfew and Executive Order 9066, it was discovered that the United States War Department and Department of Justice officials had altered and destroyed evidence regarding the loyalty of Americans and resident aliens of Japanese ancestry and withheld information from the United States Supreme Court; and

WHEREAS, Dale Minami, Peggy Nagae, Rod Kawakami, and many attorneys and interns contributed innumerable hours to win a reversal in 1983 of the original convictions of Korematsu, Yasui, and Hirabayashi by filing a petition for writ of error coram nobis on the grounds that fundamental errors and injustice occurred; and

WHEREAS, On August 10, 1988, President Ronald Reagan signed into law the Civil Liberties Act of 1988, finding that Executive Order 9066 was not justified by military necessity and, hence, was caused by racial prejudice, war hysteria, and a failure of political leadership; and

WHEREAS, February 19, 2005, marks 63 years since the signing of Executive Order 9066 and a policy of grave injustice against American citizens and resident aliens of Japanese ancestry; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature of the State of California declares February 19, 2005, as a Day of Remembrance in this state to increase public awareness of the events surrounding the internment of Americans of Japanese ancestry during World War II; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor, the Superintendent of Public Instruction, the State Library, and the State Archives.

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#### RESOLUTION CHAPTER 9

Assembly Concurrent Resolution No. 14—Relative to the recent election in Ukraine.

[Filed with Secretary of State March 14, 2005.]

WHEREAS, Since 1993, the State of California, through the State Partnership Program, a program funded by the United States Departments of State and Defense, has enjoyed close cooperation with Ukraine, engaging in civilian-to-civilian, military-to-civilian, and military-to-military interaction designed to build democratic institutions and values, interoperability of military forces, and foster free markets; and

WHEREAS, The California National Guard has actively trained with the armed forces of Ukraine to reinforce military respect for civilian control and rule of law while improving the professionalism of military personnel from both Ukraine and the State of California; and

WHEREAS, A democratic and fair election process for the 2004 presidential election in Ukraine and of a truly democratic political system were crucial for that country's full integration into the world community of democracies; and

WHEREAS, A free and fair election requires the equal treatment before the law of candidates and political parties without government resources being used to the advantage of candidates or political parties; and

WHEREAS, On October 31, 2004, Ukraine held the first round of its presidential election and on November 21, 2004, Ukraine held a runoff presidential election between the two leading candidates, Prime Minister Viktor Yanukovich and opposition leader Viktor Yushchenko; and

WHEREAS, The November 21, 2004, runoff election was marked by illegal voting by absentee ballot, multiple voting, assaults on electoral observers and journalists, and the widespread use of counterfeit ballots with government resources being abused in support of Viktor Yanukovich, in addition to tremendous outside pressure being brought to bear on behalf of Mr. Yanukovich; and

WHEREAS, Following the runoff presidential election, hundreds of thousands of Ukrainian citizens engaged in peaceful rallies in Kiev and other cities to protest the unfair election, with the Ukrainian Supreme Court and Parliament blocking the inauguration of the next president and calling for a new runoff presidential election on December 26, 2004, with new procedures to close loopholes for fraud in preparation for the new election; and

WHEREAS, On December 26, 2004, the people of Ukraine again went to the polls to elect the next president of Ukraine in an election that was more democratic, transparent, and fair leading to the certification, two days later, of the victory of opposition leader Viktor Yushchenko; and

WHEREAS, The runoff presidential election on December 26, 2004, signifies a turning point for Ukraine which offers new hope and opportunity to the people of Ukraine; Now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California:

(1) Commends the people and Government of Ukraine for their peaceful commitment to democracy in the face of challenge and crisis; and

(2) Congratulates the people and Government of Ukraine for a free and fair runoff presidential election representing the choice of the Ukrainian people; and

(3) Congratulates Viktor Yushchenko on his election as President of Ukraine; and

(4) Congratulates Yulia Timoshenko on her selection as Prime Minister of the Government of Ukraine; and

(5) Welcomes the strong relationship formed between both the citizens and military personnel of Ukraine and the State of California through the tens of thousands of expatriate Ukrainians living in the State of California as well as through California's civilian and National Guard participation in the State Partnership Program since 1993 and expresses its strong and continuing support for the efforts of the Ukrainian people



and the new Government of Ukraine to establish an enduring democracy, the rule of law, and respect for the inalienable rights of all people; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of Ukraine, the Governor of the State of California, the United States Secretary of State and the United States Secretary of Defense.

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## RESOLUTION CHAPTER 10

Senate Concurrent Resolution No. 26—Relative to National Agriculture Week and National Agriculture Day.

[Filed with Secretary of State April 5, 2005.]

WHEREAS, March 20, 2005, is National Agriculture Day, a day set aside to honor the men and women of agriculture, and to promote an understanding of America's agricultural industry; and

WHEREAS, March 15, 2005, is California Agriculture Day, a day of celebration to commemorate agriculture's vital role in keeping California bountiful and strong; and

WHEREAS, California's agricultural production fuels the state's economy and helps feed the nation and the world; and

WHEREAS, California agriculture provides a vital infrastructure that aids in the exclusion and early detection of plant and animal pests and diseases that impact our human health, commerce, and environment; and

WHEREAS, For approximately 56 consecutive years, California has been the number one agricultural state in the nation, producing more than 350 crop and livestock products and accounting for 40 percent of the nation's supply of fruits, vegetables, and nuts; and

WHEREAS, The tireless efforts of approximately 800,000 farmworkers have contributed greatly to the success of the agricultural industry; and

WHEREAS, With less than 1 percent of California's 33 million people engaged in farming and ranching, each agricultural worker today provides for more than 100 other people, compared to just 13 in 1947; and

WHEREAS, Today's agricultural industry offers over 200 challenging and rewarding career opportunities, from on-farm cultivation, to food science and engineering; and

WHEREAS, Over the past 5 decades, advances in production agriculture have resulted in a drop of consumer spending on food

products from 24 percent of disposable income in 1949 to approximately 9 percent today; and

WHEREAS, California is the nation's leader in agricultural exports, annually shipping more than 6.5 billion dollars worth of food and agricultural commodities to regions ranging from Europe to Asia, and from Africa to Latin America; and

WHEREAS, California's agricultural industry constantly seeks to incorporate the latest scientific and technological production and marketing techniques to meet the demands of changing consumer needs and complex world markets; and

WHEREAS, Government-industry partnerships are continually being developed to improve quality and ensure safe handling practices on the farm, in transit, and during processing; and

WHEREAS, "California Grown" is a true public-private partnership campaign that was created to work with hundreds of stores throughout the state to promote California products. The campaign was also created to emphasize our strong ties to the land and to our neighbors; to restore pride in our homegrown products and our work; and to help our economy and our California way of life; and

WHEREAS, A broad approach to agricultural education is vital to ensure that California agriculture continues to flourish; and

WHEREAS, The California 5 A Day For Better Health Campaign, launched in 1988, was the precursor for the National 5 A Day Program, which spreads the message that healthy eating through the consumption of fruits and vegetables can reduce the risk of heart disease and cancer by as much as 30 percent; and

WHEREAS, As our national and global population grows, it is important to recognize the vital role that agriculture plays in our daily lives; and

WHEREAS, It is appropriate for all Californians to recognize our farmers, farmworkers, and others involved in providing such a bounty to our nation and the entire world; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That it takes great pleasure in honoring the men and women of California agriculture for their dedication and productivity by observing the week of March 20 to March 26, 2005, as National Agriculture Week and Sunday, March 20, 2005, as National Agriculture Day; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 11

Senate Concurrent Resolution No. 27—Relative to drowsy driver awareness day.

[Filed with Secretary of State April 12, 2005.]

WHEREAS, From 1993 to 2003, according to statistics compiled by the Department of the California Highway Patrol, approximately 100 people were killed each year in California in collisions where a drowsy driver was involved; and

WHEREAS, In that 10-year period, 41,228 people have been injured in California in collisions where a drowsy driver was involved; and

WHEREAS, In that 10-year period, there were 28,533 collisions involving a drowsy driver where no one was injured, but significant property damage occurred; and

WHEREAS, All of these fatalities, injuries, and property damage could have been avoided; and

WHEREAS, A 1999 poll by the National Sleep Foundation discovered that 62 percent of all adults surveyed reported driving a car or other motor vehicle while feeling drowsy in the prior year; and

WHEREAS, The same poll revealed that 27 percent of the adults reported that they had, at some time, dozed off while driving; and

WHEREAS, This poll also found that 23 percent of adults stated that they know someone who experienced a fall-asleep crash within the past year; and

WHEREAS, The United States National Highway Traffic Safety Administration (NHTSA) estimates that approximately 100,000 police-reported crashes annually, that is about 1.5 percent of all crashes, involve drowsiness or fatigue as a principal causal factor; and

WHEREAS, At least 71,000 people are injured in fall-asleep crashes each year; and, NHTSA estimates these crashes represent \$12,500,000 in monetary losses each year; and

WHEREAS, Many more people die each year from crashes related to drowsy, sleepy, or fatigued drivers than from many serious illnesses; and

WHEREAS, Many California residents die each year, including Robyn Meryl Amsel Mellon Konstantin, who died in a collision on April 6, 1999, while driving when she was drowsy; and

WHEREAS, This problem can affect every person who operates or rides in a motor vehicle, or who walks, stands, or sits near a roadway; and

WHEREAS, This problem can be solved by making drivers aware of the risks of driving without adequate rest; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That April 6, 2005, is hereby proclaimed by the Legislature as Drowsy Driver Awareness Day; and be it further

*Resolved,* That the Governor is requested to make a similar proclamation; and be it further

*Resolved,* That this measure be adopted with urgency as this April 6th marks the sixth anniversary of the death of California resident Robyn Meryl Amsel Mellon Konstantin who died in 1999 on that date; and be it further

*Resolved,* That April 6th of every year after this resolution is enacted be designated as a memorial day to observe the importance of educating the public on drowsy driving, and to remember those thousands of Californians who have died in collisions related to drowsy driving; and be it further

*Resolved,* That the observance of Drowsy Driver Awareness Day emphasize the preventability of all crashes related to drowsy driving; and be it further

*Resolved,* That the Secretary of the Senate transmit a copy of this resolution to the author for appropriate distribution and to the Governor.

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## RESOLUTION CHAPTER 12

Assembly Concurrent Resolution No. 19—Relative to Irish-American Heritage Month.

[Filed with Secretary of State April 14, 2005.]

WHEREAS, Millions of Irish people, faced with severe hardship due to famine and poverty in their nation, immigrated to the United States over the last several centuries in search of a more promising future for themselves and their families; and

WHEREAS, Irish-Americans initially suffered prejudice and discrimination upon first arriving in the United States. As the years went on, Irish-Americans became very involved in the community and made numerous contributions in all aspects of American society and culture, especially in California; and

WHEREAS, Irish-Americans played vital roles in the development of the United States. Nine Irish-Americans were signers of the Declaration of Independence, and 19 Presidents of the United States have been of Irish heritage, including John F. Kennedy, Ronald Reagan, and Bill Clinton; and

WHEREAS, Many people of Irish descent have contributed to great movements that have helped to shape our country and its role in the world, including Mother Jones, labor activist; Lucy Burns, activist in the Women's Movement; and Senator George Mitchell, negotiator of the Irish Peace Accord; and

WHEREAS, Irish-Americans have also played a major role in California politics. Many governors, legislative leaders, city mayors, and other public officials who have shaped the development of California over the years have been of Irish descent; and

WHEREAS, Irish-Americans were very involved in the development of infrastructure throughout the United States and especially in California. This included work on railroads and bridges that connected the West to the East. The Irish were also instrumental in the building of dams, roads, canals, and buildings that expanded greatly in the late 1800s; and

WHEREAS, Many Irish-Americans have made their mark in pursuit of public safety and have risked or lost their lives on countless occasions in carrying out their duties; and

WHEREAS, Irish-Americans have served with distinction in every war that this nation has fought. Many of the outstanding soldiers who fought for American freedom in the Revolutionary War were of Irish descent. Since then, Irish-Americans have sacrificed their lives in every other war in which the United States has fought; and

WHEREAS, Many Irish-Americans have contributed greatly to the United States economy in business, including Henry Ford; Alexander Stewart, the inventor of the American department store; and Cathleen Black, president, Hearst Publishing; and

WHEREAS, Irish-Americans have contributed to the American literary tradition through great authors including Flannery O'Connor, Eugene O'Neill, F. Scott Fitzgerald, Mary McCarthy, Tom Clancy, and Frank McCourt; and

WHEREAS, Irish-Americans have contributed to American entertainment with such stars as actors Jack Nicholson, John Wayne, and George Clooney, actor and comedian Bill Murray, actress Grace Kelly, actress and comedian Rosie O'Donnell, actor and singer Bing Crosby, actress and singer Rosemary Clooney, and actor and director Edward Burns being of Irish heritage; and

WHEREAS, Today, over 44 million Americans claim Irish heritage, and they continue to contribute to American and California politics, economy, and culture; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature, in honor of the multitude of contributions that Irish-Americans have made to make this a better country and state for all people, designates March 2005 and March 2006

to be Irish-American Heritage Month in California and calls upon the people of the state to observe the month of March with appropriate ceremonies, programs, and activities, especially on March 17, since everyone is Irish on St. Patrick's Day; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 13

Assembly Concurrent Resolution No. 25—Relative to Rotary International Day.

[Filed with Secretary of State April 14, 2005.]

WHEREAS, Rotary International, founded on February 23, 1905, in Chicago, Illinois, is the world's first, and one of the largest, nonprofit service organizations; and

WHEREAS, There are over 1.2 million Rotary club members consisting of professional and business leaders in over 31,000 clubs in more than 165 countries; and

WHEREAS, The Rotary motto "Service Above Self" inspires members to provide humanitarian service, encourage high ethical standards, and promote good will and peace in the world; and

WHEREAS, Rotary funds club projects and sponsors volunteers with community expertise to provide medical supplies, health care, clean water, food production, job training, and education to millions in need, particularly in developing countries; and

WHEREAS, Rotary in 1985 launched Polio Plus and spearheaded efforts with the World Health Organization, the United States Centers for Disease Control and Prevention, and UNICEF to immunize the children of the world against polio; and

WHEREAS, Polio cases have dropped by 99 percent since 1988 and the world stands on the threshold of eradicating the disease; and

WHEREAS, Rotary is the world's largest privately funded source of international scholarships, and promotes international understanding through those scholarships, as well as exchange programs and humanitarian grants; and

WHEREAS, More than 35,000 students from 110 countries have studied abroad since 1947 as Rotary Ambassadorial Scholars; and

WHEREAS, Rotary's Group Study Exchange program has helped more than 46,000 young professionals explore their career fields in other countries; and

WHEREAS, Eight thousand secondary-school students each year experience life in another country through Rotary's Youth Exchange Program; and

WHEREAS, There are 38,672 Rotary club members in 738 clubs throughout California sponsoring service projects to address such critical issues as poverty, health, hunger, illiteracy, and the environment in their local communities, and abroad; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California hereby proclaims February 23, 2005, as Rotary International Day in California, and encourages all residents of the state to join it in recognizing Rotary International for 100 years of service to improving the human condition in communities around the world; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 14

Assembly Concurrent Resolution No. 31—Relative to Financial Empowerment Month.

[Filed with Secretary of State April 14, 2005.]

WHEREAS, Only 30 percent of those individuals surveyed in a 2004 Employee Benefit Trend Study are confident in their ability to make the right financial decisions for themselves and their families; and

WHEREAS, Between 25 million and 56 million adults are unbanked, i.e., not using mainstream, insured financial institutions for their financial transactions; and

WHEREAS, Today, more than 42 million people in the United States and over 5 million people in California participate in 401(k) plans; and

WHEREAS, A 2003 Retirement Confidence Survey found that only 32 percent of workers surveyed have calculated how much money they will need to save for retirement; and

WHEREAS, Millions of people in California derive great benefits from the wide variety of products and services offered by the financial services industry in California, and those financial products and services allow individuals and families to buy homes, start businesses, finance an education, buy cars, and meet their needs of everyday life; and

WHEREAS, Expanding access to the mainstream financial system provides individuals with lower cost, safer options for managing their finances, and building wealth; and

WHEREAS, A greater understanding and familiarity with financial markets and institutions will lead to increased economic activity and growth; and

WHEREAS, Financial empowerment has been linked to lower delinquency rates for mortgage borrowers, higher participation and contribution rates in retirement plans, improved spending and saving habits, higher net worth, and positive knowledge, attitude, and behavior changes; and

WHEREAS, Financial empowerment helps an individual make wise financial decisions and reduces the confusion of an increasingly complex economy; and

WHEREAS, An individual who is financially empowered is aware of the availability and significance of credit reports and credit scores in obtaining credit, correcting inaccuracies, and the effect common financial decisions may have on credit scores; and

WHEREAS, Personal financial empowerment is essential to ensure that individuals are prepared to manage money, credit, and debt, and become responsible workers, heads of households, investors, entrepreneurs, business leaders, and citizens; and

WHEREAS, A financial empowerment program is necessary to provide information to individuals who need guidance on making educated financial decisions; and

WHEREAS, A financial empowerment program will cover such important issues as savings and budgeting, investing, obtaining and using credit, home mortgages, repairing credit, saving for retirement, and sending money to relatives abroad; and

WHEREAS, Information about financial empowerment is presented in the most appropriate manner to all audiences, taking age, preferred language, and stage in life into consideration when communicating to various audiences; and

WHEREAS, An effective and long-sustaining financial empowerment program requires the collaborative effort of elected officials, community-based organizations, and financial institutions to provide materials and services that educate individuals about using financial services for immediate and future financial needs; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby proclaims the month of April 2005 as Financial Empowerment Month, during which time the Legislature encourages the people of the state to raise their awareness of the importance of financial empowerment and the serious consequences that may be associated with a lack of understanding about personal finances; and be it further



*Resolved*, That the Legislature encourages financial institutions and consumer groups to work together to provide written materials and services to individuals on an ongoing basis that will allow them to further educate themselves and avail themselves of the financial opportunities and resources that are currently available and further encourages financial institutions and consumer groups to make the goals of financial empowerment a reality by working with community groups throughout the state to assist in the distribution of these materials to the greatest possible audience; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a copy of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 15

Senate Concurrent Resolution No. 5—Relative to the Deputy Bruce Lee Memorial Highway.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, The dedicated men and women who have chosen law enforcement as a career face extraordinary risk and danger in preserving our freedom and security; and

WHEREAS, On May 13, 2003, Deputy Bruce Lee of the Riverside County Sheriff's Department died while responding to a domestic disturbance call. His untimely death at 45 years of age, in pursuit of the highest ideals of public safety, has brought immense sorrow to the people of the community and the state, and to countless individuals whose lives he touched; and

WHEREAS, It is appropriate at this time to recognize the hazardous work, serious responsibilities, and strong commitment that Deputy Bruce Lee willingly accepted during his nearly 23 years as a law enforcement officer; and

WHEREAS, Deputy Bruce Lee was recognized throughout the community as a fair man who treated people with respect and always went out of his way to help others, as the friendly officer on the beat, and as the officer who enjoyed his job and liked working for and serving the community; and

WHEREAS, Deputy Bruce Lee began his career with the Riverside County Sheriff's Department on September 2, 1980, and in his assignment to the Indio Station, he demonstrated the highest standards of law enforcement; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby designates the portion of State Highway Route 111 from its starting point at Washington Street in the City of La Quinta to its terminus at Jefferson Street in the City of La Quinta as the Deputy Bruce Lee Memorial Highway; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signage requirements for the state highway system, showing these special designations, and, upon receiving donations from nonstate sources covering the cost, to erect those signs; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 16

Senate Concurrent Resolution No. 13—Relative to Child Abuse Prevention Month.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, Child abuse and neglect continue to pose a serious threat to our nation's children; and

WHEREAS, In 1996, more than 3,000,000 children were reported to child protective agencies in the United States as having suffered abuse and neglect; and

WHEREAS, It is estimated that for every three dollars spent on the prevention of child abuse and neglect, at least six dollars are saved that might be spent on child welfare services, special education services, medical care, foster care, counseling, and the housing of juvenile offenders; and

WHEREAS, Child abuse and neglect is a community problem and finding solutions depends on the involvement of people throughout the community; and

WHEREAS, The first organized statewide Blue Ribbon Campaign was originated in Norfolk, Virginia, by the grandmother of Bubba Dickinson, a child who was murdered by his mother's abusive boyfriend; and

WHEREAS, In recent years, the National Committee to Prevent Child Abuse, the California chapter and other local affiliates, United States military bases, and other groups have organized Blue Ribbon Campaigns to increase public awareness of child abuse and to promote ways to prevent child abuse; and

WHEREAS, The National Committee to Prevent Child Abuse, in all its forms, has proclaimed April as National Child Abuse Prevention Month; and

WHEREAS, Blue ribbons are displayed to increase awareness of child abuse and as a strategy for Child Abuse Prevention Month; and

WHEREAS, This year's campaign is entitled Safe Children and Healthy Families are a Shared Responsibility; and

WHEREAS, The flexibility of this program offers numerous opportunities to be innovative and to create partnerships within business, professional, and community organizations; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature does hereby acknowledge the month of April 2005 as Child Abuse Prevention Month, and encourage the people of the State of California to work together to support youth-serving child abuse prevention activities in their communities and schools during that month and throughout the year; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 17

Senate Concurrent Resolution No. 14—Relative to California Space Day.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, The satellite industry has been the largest and fastest growing segment of the overall space industry, having tripled in size from over \$15 billion in 1996 to over \$49 billion in 2002, according to a recent statistics study of the Satellite Industries Association; and

WHEREAS, California's share of this global market is approximately 20 percent, and it is forecasted to be over 30 percent by 2010; and

WHEREAS, Transmission from more than 3,500 satellites currently orbiting in operation above the earth's atmosphere are increasingly making a greater contribution to the everyday lives of consumers and transforming our world into a truly global neighborhood; and

WHEREAS, Satellite technology is an enabler and partner with many other key California industries such as information technology, telecommunications, entertainment, environmental studies, and agricultural management; and

WHEREAS, Average citizens are using satellite based global positioning systems to map themselves to destinations, while businesses

are using the same systems to manage trucking fleets and railroad cars; and

WHEREAS, Scientists are using remote earth sensing satellites to monitor erosion and environmental degradation, and for ocean and forest management; and

WHEREAS, Average American families across the country are enjoying television and radio programming brought to them through direct satellite broadcasting; and

WHEREAS, Farmers use satellites to monitor animal herds and to manage crop moisture and pest infestation; and

WHEREAS, Many other applications of satellite technology are being used each and every day; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature acknowledges the growth and contributions of the satellite industry to California and urges the public to recognize the growth of this sector as an important economic and job creation engine that deserves to be nurtured and encouraged to remain and expand in California; and be it further

*Resolved,* That the Legislature recognizes April 12, 2005, as California Space Day, in special recognition of how the satellite industry has found a consumer market and is improving the lives of our citizens; and be it further

*Resolved,* That suitable copies of this resolution be provided to the author for appropriate distribution.

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## RESOLUTION CHAPTER 18

Senate Concurrent Resolution No. 16—Relative to Motorcycle Awareness Month.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, Motorcycle riding is a popular form of efficient transportation and recreation for more than 1,000,000 people in California; and

WHEREAS, It is important that drivers of all vehicles be aware of one another and learn to share the road and practice courtesy; and

WHEREAS, Motorcycles provide a means of transportation that uses fewer resources, causes less wear and tear on public roadways, and increases available parking areas; and

WHEREAS, The safety hazards created by automobile operators who have not been educated to watch for motorcyclists on the streets and highways of California are of prime concern to motorcyclists; and

WHEREAS, It is especially important that the citizens of California be aware of motorcycles on the streets and highways and recognize the importance of motorcycle safety; and

WHEREAS, The American Brotherhood Aimed Toward Education (ABATE) of California is an organization that is actively promoting the safe operation, increased rider training, and increased motorist awareness of motorcycles; and

WHEREAS, It is important to recognize the need for awareness on the part of all drivers, especially with regard to sharing the road with motorcycles, and to honor motorcyclists' many contributions to the communities in which they live and ride; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the month of May 2005, is hereby officially designated Motorcycle Awareness Month; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 19

Senate Concurrent Resolution No. 21—Relative to nonprofit and philanthropic organizations.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, One of the great strengths of California is the presence of vigorous nonprofit and philanthropic organizations that provide a private means to pursue public purposes outside the confines of either the marketplace or the state; and

WHEREAS, Residents of California have joined together to form over 139,000 nonprofit organizations, including more than 101,000 active charitable nonprofit organizations under Section 501(c)(3) of the Internal Revenue Code, 5,900 private foundations, and 26,000 religious groups, that employ over 900,000 people and receive and spend over \$100 billion per year; and

WHEREAS, Nonprofit and philanthropic organizations touch the lives of every person in California by serving people from all walks of life, socioeconomic groups, political orientations, ethnicities, ages, genders, and cultural backgrounds; and

WHEREAS, Embraced within the nonprofit sector are some of our state's premier universities, hospitals, symphonies, museums, theaters, and grassroots groups as well as thousands of community organizations that channel our impulses for charity, justice, and compassion to serve the common good and support and empower those in greatest need; and

WHEREAS, One-half of all hospital care, most human services, a significant share of higher education, most low-cost housing, almost all arts and culture, and most social justice and environmental programs are provided by nonprofit organizations; and

WHEREAS, Over 15 million California residents volunteer three to five hours per week with nonprofit organizations; and

WHEREAS, The 5,900 independent foundations, including 15 of the nation's largest independent foundations; 100 corporate foundations; and 29 community foundations, including seven of the nation's largest community foundations, with assets of more than \$60 billion, annually give \$3.6 billion in grants to California nonprofit organizations; and

WHEREAS, Nonprofit social service and philanthropic organizations have helped millions of Americans get back on their feet, enabling them to become active, productive citizens; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature recognizes the importance and value of nonprofit and philanthropic organizations; and be it further

*Resolved,* That the Legislature hereby proclaims March 6 to 12, 2005, as California Nonprofit Organizations and Philanthropy Week as presented by the California Association of Nonprofits and its Policy Council; and be it further

*Resolved,* That the Secretary of the Senate transmits copies of this resolution to the author for appropriation distribution.

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## RESOLUTION CHAPTER 20

Senate Concurrent Resolution No. 23—Relative to Lyme Disease Awareness Week.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, Lyme disease is caused by the spirochete (a corkscrew-shaped bacteria) called *Borrelia burgdorferi* and is transmitted by the western black-legged tick. Lyme disease was first identified in North America in the 1970s in Lyme, Connecticut, the town for which it was then named. This disease has since been reported from many areas of the country, including 54 counties in California. Its spread is

essentially global, having been reported in 30 countries on 6 continents and several islands. Lyme disease is, thus, not “rare” and 25% of its victims are under 15 years of age; and

WHEREAS, Lyme disease mimics many other diseases and is called the second “great imitator” after syphilis. Patients are often misdiagnosed with more familiar conditions, including chronic fatigue, fibromyalgia, multiple sclerosis, amyotrophic lateral sclerosis (Lou Gehrig’s disease), or Parkinson’s disease, for which there is no cure, only palliative remedies. Manifestations of cognitive and memory impairment from neurological Lyme disease are commonly misdiagnosed as depression or other mental conditions; and

WHEREAS, Prompt treatment with antibiotics during early Lyme disease can cure the infection and prevent complications of progressive Lyme disease. If treatment is delayed, treatment can be difficult and accompanied by progressive debilitation, and recovery will take much longer. Lyme disease inadequately treated can lead to death; and

WHEREAS, In California, the western black-legged tick (*Ixodes pacificus*) transmits the bacteria that cause Lyme disease. Western black-legged ticks are most common in the coastal regions and along the western slope of the Sierra Nevada range. Ticks prefer cool moist environments such as shaded grasses, shrubs, and leaf litter under trees in oak woodlands; and

WHEREAS, Ticks have three life stages. The larvae and nymphs are found in low, moist vegetation such as in leaf litter. Adults are found on the tips of grasses and shrubs, often along trails. Nymphs and adult females of the western black-legged tick can transmit Lyme disease bacterium to humans. Because nymphs are tiny and difficult to see, they may not be removed promptly. Nymphs are most active in spring and early summer, when people are most likely to be outdoors. Adult ticks are most active from fall through early spring. A blood engorged female tick looks somewhat like a chocolate covered raisin and should be promptly removed by being pulled out and straight up with tweezers from underneath; and

WHEREAS, There are fewer than 40 “Lyme literate” physicians in clinical practice in California, resulting in frequent misdiagnosis and under-treatment of patients. This marginalization has led to broken families, financial hardship, job losses, increased numbers of people on disability or welfare, and even death. We have a hidden public health epidemic in need of being addressed promptly; and

WHEREAS, The Centers for Disease Control and Prevention (CDC) made Lyme disease a nationally notifiable condition in 1982. Over 125,000 cases have since been reported nationwide, making Lyme disease the most frequently reported vector-borne disease. In 2002, the number

of cases reported increased by 40% over the prior year to 23,763 cases. The CDC estimates that only 10% of Lyme disease cases are actually reported; and

WHEREAS, The first recognized human case in California occurred in 1978 in a hiker from Sonoma County. Passive surveillance for Lyme disease cases began at the State Department of Health Services in 1989. As of 2002, over 1,700 cases have been reported from 54 of 58 counties, exceeding all other vector transmitted diseases in California; and

WHEREAS, Title 17 of the California Code of Regulations requires that physicians report all newly diagnosed cases of Lyme disease to their local health department. Laboratory reporting of positive Lyme disease tests will begin in early 2005 and is expected to increase the number of patients identified; and

WHEREAS, In 2004, the International Lyme and Associated Diseases Society developed "Evidence-based Guidelines for the Management of Lyme Disease," published in *Expert Review and Anti-infective Ther.*: 2(1), 2004. These guidelines should be required reading for practitioners treating infectious diseases and a key reference for training future physicians, nurse practitioners, and school nurses. It is now clear that long-term antibiotic treatment of chronic Lyme disease can be effective; and

WHEREAS, In 1999, Senate Bill No. 1115 (Chesbro; Chapter 668 of the Statutes of 1999) established the Lyme Disease Advisory Committee (LDAC) to provide information and service to the Lyme patient community; and

WHEREAS, In 2004, Assembly Bill No. 1091 (Negrete McLeod; Chapter 262 of the Statutes of 2004) revised the method by which the State Department of Health Services may modify the list of reportable diseases. This bill, cosponsored by the Health Officers Association of California and the California Lyme Disease Association, was originally designed to make Lyme disease laboratory reportable but broadened to modernize the existing reporting system; and

WHEREAS, The Legislature finds that this disease is a hidden epidemic that presents a major health threat to all Californians; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California proclaims May 4 through May 10, 2005, as Lyme Disease Awareness Week.

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## RESOLUTION CHAPTER 21

Senate Concurrent Resolution No. 35—Relative to Polio Awareness Day.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, Anyone over the age of 50 years is likely to remember the terror of polio. Beaches were closed at the height of summer because the crippling, contagious disease seemed to spread through contact with water. Adults and children saw their lives become a nightmare of isolation wards, spinal taps, braces, orthopedic surgeries, social stigma, and confinement inside an iron lung — sometimes for years — just to breathe; and

WHEREAS, At the time, polio was seen as a disease of immigrants in primitive, filthy living conditions. Public health officials enacted strict sanitation policies. But as the 20th century progressed, polio (once called “infantile paralysis”) began striking older children and adults, and disproportionately hit the middle class. Scientists now believe that improved sanitation was to blame. When water supplies were consistently contaminated with the poliovirus, as they were in impoverished areas, people were typically infected during infancy, but most suffered little more than diarrhea, and then had lifelong immunity against polio. In contrast, middle-class people with access to clean drinking water might not encounter the virus until later in childhood, when the virus was more likely to spread to the brain and spinal cord and cause paralysis; and

WHEREAS, The so-called iron lung was the first effective treatment for patients so severely paralyzed they couldn’t breathe. First used in 1928 on an 8-year-old girl with polio at Children’s Hospital Boston, it consisted of a tank made by a local tinsmith and a pair of vacuum cleaner blowers. As the machine breathed for her, the girl revived and later asked for ice cream. Later, as demand grew, hospitals moved to room-sized respirators. Former patients can describe living in respirators for months on end, never leaving to be bathed or changed, eating flat on their backs, relying on nurses to feed them and mirrors to see around them. During power outages, hospital staff, including doctors, took turns pumping the respirators with a bellows; and

WHEREAS, A vaccine was desperately needed, but before Dr. Jonas Salk could create one there needed to be a practical way to grow poliovirus in quantity in the lab. In the late 1940s, the virus could only be grown in nerve tissue, which is difficult to maintain, or in live monkeys, a laborious and costly approach. Although Dr. Salk is famous for developing the polio vaccine, John Enders, Thomas Weller, and Frederick Robbins of Children’s Hospital Boston were the first to culture

poliovirus in a variety of tissues — under primitive lab conditions — earning them a Nobel Prize in 1954; and

WHEREAS, This critical step, which enabled Salk to develop a vaccine, was accomplished on a shoestring budget in a makeshift lab. John Enders and colleagues initially had no protective apparatus, had no sterile hoods for working with viruses, and had to book glassware for experiments in advance since there was not enough to go around. They made do by being creative: Thomas Weller purchased a \$15,000 autoclave at auction for \$25, and two craftsmen in the building built them some primitive equipment; and

WHEREAS, On April 12, 1955, the Salk polio vaccine was announced. Within a few years, polio virtually disappeared. Polio was declared eradicated in the United States in 1979. Yet according to the World Health Organization, polio cases worldwide rose by one-third in 2004, due in part to a vaccine boycott; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature declares April 12, 2005, to be Polio Awareness Day, a day to commemorate the development of the polio vaccine and to acknowledge polio survivors; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 22

Senate Joint Resolution No. 2—Relative to the Armenian Genocide.

[Filed with Secretary of State April 22, 2005.]

WHEREAS, The Armenian people, living in their 3,000 year historic homeland in eastern Asia Minor and throughout the Ottoman Empire, were subjected to severe persecution and brutal injustice by the rulers of the Ottoman Empire before and after the turn of the 20th century, including widespread massacres, usurpation of land and property, and acts of wanton destruction during the period from 1894 to 1896, and again in 1909; and

WHEREAS, The horrible experience of the Armenians at the hands of their oppressors culminated in 1915 in what is known by historians as the “First Genocide of the Twentieth Century,” and as the prototype of modern-day mass killing; and

WHEREAS, The Armenian Genocide began with the arrest, exile, and murder of hundreds of Armenian intellectuals, and political, religious, and business leaders, starting on April 24, 1915; and

WHEREAS, The regime then in control of the empire, known as the “Young Turks,” planned and executed the unspeakable atrocities committed against the Armenian people from 1915 through 1923, which included the torture, starvation, and murder of 1,500,000 Armenians, death marches into the Syrian desert, the forced exile of more than 500,000 innocent people, and the loss of the traditional Armenian homelands; and

WHEREAS, While there were some Turks and others who jeopardized their safety in order to protect Armenians from the crimes being perpetrated by the Young Turk regime, the genocide of the Armenian people constituted one of the most egregious violations of human rights in the history of the world; and

WHEREAS, The United States Ambassador to the Ottoman Empire, Henry Morgenthau, Sr., stated “Whatever crimes the most perverted instincts of the human mind can devise, and whatever refinements of persecutions and injustice the most debased imagination can conceive, became the daily misfortunes of this devoted people. I am confident that the whole history of the human race contains no such horrible episode as this. The great massacres and persecutions of the past seem almost insignificant when compared to the sufferings of the Armenian race in 1915. The killing of the Armenian people was accompanied by the systematic destruction of churches, schools, libraries, treasures of art, and cultural monuments in an attempt to eliminate all traces of a noble civilization with a history of more than 3,000 years”; and

WHEREAS, Winston Churchill wrote: “As for Turkish atrocities: ... massacring uncounted thousands of helpless Armenians, men, women, and children together, whole districts blotted out in one administrative holocaust—these were beyond human redress”; and

WHEREAS, Contemporary newspapers like the New York Times commonly carried headlines such as “Tales of Armenian Horrors Confirmed,” “Million Armenians Killed or in Exile,” and “Wholesale Massacre of Armenians by Turks”; and

WHEREAS, Adolph Hitler, in persuading his army commanders on the eve of World War II that the merciless persecution and killing of Poles, Jews, and other peoples would bring no retribution, declared, “Who, after all, speaks today of the annihilation of the Armenians”; and

WHEREAS, Unlike other peoples and governments that have admitted and denounced the abuses and crimes of predecessor regimes, and despite the overwhelming weight of evidence, the Republic of Turkey has inexplicably and adamantly denied the occurrence of the crimes against humanity committed by the Young Turk rulers, and those denials compound the grief of the few remaining survivors of the atrocities,

desecrate the memory of the victims, and cause continuing trauma and pain to the descendants of the victims; and

WHEREAS, Nations that have officially recognized the Armenian Genocide have been subjected to retaliation and condemnation by Turkey; and

WHEREAS, There have been concerted efforts to revise history through the dissemination of propaganda suggesting that Armenians were responsible for their fate in the period from 1915 through 1923 and by the funding of programs at American educational institutions for the purpose of furthering the cause of this revisionism; and

WHEREAS, Leaders of nations with strategic, commercial, and cultural ties to the Republic of Turkey should be reminded of their duty to encourage Turkish officials to desist from efforts to distort facts and deny the history of events surrounding the Armenian Genocide; and

WHEREAS, The accelerated level and scope of denial and revisionism, coupled with the passage of time and the fact that few survivors remain who serve as reminders of indescribable brutality and torment, compel a sense of urgency in efforts to solidify recognition and reaffirmation of historical truth; and

WHEREAS, By honoring the survivors and consistently remembering and forcefully condemning the atrocities committed against the Armenian people as well as the persecution of the Assyrian and Greek populations of the Ottoman Empire, we guard against repetition of the crime of genocide; and

WHEREAS, California has become home to the largest population of Armenians in the United States, and those citizens have enriched our state through leadership in the fields of academia, medicine, business, agriculture, government, and the arts and are proud and patriotic practitioners of American citizenship; and

WHEREAS, The State of California has been at the forefront in encouraging and promoting a curriculum relating to human rights and genocide in order to empower future generations to prevent recurrence of the crime of genocide; now, therefore, be it

*Resolved by the Senate and Assembly of the State of California, jointly,* That the Legislature of the State of California hereby designates April 24, 2005, as the “California Day of Remembrance for the Armenian Genocide of 1915-1923”; and be it further

*Resolved,* That the State of California commends its conscientious educators who teach about human rights and genocide; and be it further

*Resolved,* That the State of California respectfully memorializes the Congress of the United States to act likewise to commemorate the Armenian Genocide; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the President of the United States, Members of the United States Congress, and the Governor.

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## RESOLUTION CHAPTER 23

Assembly Concurrent Resolution No. 4—Relative to Korean-American Day.

[Filed with Secretary of State April 25, 2005.]

WHEREAS, On January 13, 1903, the history of Korean immigration to America began as 102 courageous Korean men, women, and children ventured across the vast Pacific Ocean aboard the S.S. Gaelic to land in Hawaii; and

WHEREAS, The hopes of these Koreans for the promised land of opportunity was quickly frustrated by social, economic, and language barriers of unforeseen magnitude; and

WHEREAS, They did not falter in their pursuit of the American dream, but through tenacious effort and sacrifice, established a new home in a new land and educated their Korean–American children; and

WHEREAS, While the first Korean immigrants fought for the freedom and independence of their motherland, their children grew up to be patriotic American citizens, served in the Armed Forces of the United States during World War II, and made other important contributions to mainstream America; and

WHEREAS, While the first wave of immigrants gradually made inroads into California society, a timely enactment of the federal Immigration Act of 1965 opened wide doors for a second wave of Korean immigration; and

WHEREAS, Beginning in the 1970s, in search of better opportunities for their children, a multitude of dynamic Koreans joined the increasing flow of immigration to California; and

WHEREAS, With diligence, fortitude, and a strong belief in the American dream, these immigrants turned emergent areas into thriving and respectable California communities while raising children as productive Korean-Americans; and

WHEREAS, Korean-Americans have become an integral part of the State of California and have made important contributions to mainstream American society; and

WHEREAS, In a quarter century, young Korean-Americans joined mainstream society and began to make significant contributions as

Californians in the fields of finance, technology, law, medicine, education, sports, media, the arts, the military, and government, as well as in other areas; and

WHEREAS, As the Korean-American community, with a population of nearly two million, prepares for a new era and creates new history, we must instill in the upcoming generations proper appreciation for the courage and value of their forefathers, a deep sense of their roots, and pride in their own cultural heritage so that they may better contribute to the great State of California, rich with ethnic and cultural diversity; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California hereby proclaims January 13, 2005, as Korean-American Day; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 24

Assembly Concurrent Resolution No. 32—Relative to West Nile Virus and Mosquito and Vector Control Awareness Week.

[Filed with Secretary of State April 25, 2005.]

WHEREAS, West Nile virus is a mosquito-borne disease that can result in debilitating cases of meningitis and encephalitis and death to humans, horses, avian species, and other wildlife; and

WHEREAS, In 2004, West Nile virus killed 27 people in California and sickened over 800 individuals; and

WHEREAS, The State Department of Health Services and the Centers for Disease Control predict West Nile virus poses a grave public health threat in California in 2005; and

WHEREAS, Adequately funded mosquito and vector control, disease surveillance, and public awareness programs are the best ways to prevent outbreaks of West Nile virus and other diseases borne by mosquitoes and other vectors; and

WHEREAS, Mosquitoes and other vectors, including, but not limited to, ticks, Africanized honeybees, rats, fleas, and flies, continue to be a source of human suffering, illness, death, and a public nuisance in California and around the world; and

WHEREAS, Excess numbers of mosquitoes and other vectors spread diseases of humans, livestock, and wildlife, reduce enjoyment of public

and private outdoor living spaces, reduce property values, hinder outdoor work, and reduce livestock productivity; and

WHEREAS, Mosquitoes and other vectors can disperse or be transported long distances from their sources and are, therefore, a health risk and public nuisance; and

WHEREAS, Professional mosquito and vector control based on scientific research has made great advances in reducing mosquito and vector populations and the diseases they transmit; and

WHEREAS, Mosquito and vector-borne viruses that can cause human illness or even death have been routinely found in mosquitoes and other vectors in over one-half of the counties in California; and

WHEREAS, Mosquitoes that are commonly found within California are known vectors of the West Nile virus, which has struck with deadly force throughout the United States in recent years; and

WHEREAS, Established mosquito and vector-borne diseases such as plague, Lyme disease, and encephalitis, and new and emerging vector-borne diseases such as hantavirus, arenavirus, babesiosis, and ehrlichiosis cause illness and sometimes death every year in California; and

WHEREAS, Mosquito and vector control districts throughout the State of California work closely with the United States Environmental Protection Agency and the State Department of Health Services to reduce pesticide risks to humans, animals, and the environment while protecting human health from mosquito and vector-borne diseases and nuisance attacks; and

WHEREAS, The public's awareness of the health benefits associated with safe, professionally applied mosquito and vector control methods will support these efforts, as well as motivate the public to eliminate mosquito and vector breeding sites on private property; and

WHEREAS, Educational programs have been developed to include schools, civic groups, private industry, and government agencies, in order to meet the public's need for information about West Nile virus, other diseases, and mosquito and vector biology and control; and

WHEREAS, Adequate funding for mosquito and vector control and for surveillance of vector-borne disease organisms is not being provided in many areas of the state; and

WHEREAS, Public awareness can result in reduced production of mosquitoes and other vectors on private, commercial, and public lands by responsible parties, avoidance of the bites of mosquitoes and other vectors when the risk of West Nile virus and other disease transmission is high, detection of human cases of mosquito and vector-borne diseases that may otherwise be misdiagnosed for lack of appropriate laboratory

testing, and the formation of mosquito or vector control agencies where needed; and

WHEREAS, Public awareness can result in action to provide adequate funding for existing mosquito and vector control agencies or to create control agencies in areas where there are no existing controls; and

WHEREAS, “West Nile Virus and Mosquito and Vector Control Awareness Week” will increase the public’s awareness of the threat of West Nile virus and other diseases and the activities of the various mosquito and vector research and control agencies working to minimize the health threat within California, and will highlight the educational programs currently available; and

WHEREAS, The Mosquito and Vector Control Association of California has designated the week of April 25 through May 1, 2005, as “West Nile Virus and Mosquito and Vector Control Awareness Week” in the State of California; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby declares that the week of April 25 through May 1, 2005, be designated as West Nile Virus and Mosquito and Vector Control Awareness Week; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a copy of this resolution to the Governor and the Director of Health Services.

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## RESOLUTION CHAPTER 25

Assembly Concurrent Resolution No. 35—Relative to youth organizations.

[Filed with Secretary of State April 25, 2005.]

WHEREAS, The California Police Activities League was founded in 1971 as a 501(c)(3) Public Benefit Corporation by a group of police officers from Long Beach, Sacramento, San Diego, San Francisco, and San Jose whose initial idea was to organize a statewide organization to serve the youth of California through athletic programs; and

WHEREAS, For the first 20 years, these officers, with others from various cities and municipalities around the state, met biannually to share ideas, information, and procedures from their local PAL programs and promote the PAL concept; and

WHEREAS, In 1991, The California Police Activities League, expanded its mission to engage youth by bringing together youth teams from local PAL and Sheriff’s Activities League (SAL) chapters throughout the state and holding its first annual California Police



Activities League Basketball tournament; and building from that successful event, California PAL now sponsors 19 boys and girls youth sporting events and other enriching youth activities that are conducted in a safe, supervised environment; and

WHEREAS, California PAL events are held at various locations throughout the state giving youth the opportunity to visit new places and broaden their horizons; and

WHEREAS, Over the years, California PAL has continued to expand into the largest nonprofit police youth organization in the state, and represents the leading juvenile delinquency prevention effort in California; and

WHEREAS, Thanks to the hard work and efforts of countless police officers and civilians coming together to focus on providing the youth of California with positive alternatives to negative lifestyles, California PAL now includes 130 local Police and Sheriff's Activities Leagues from throughout the State of California, serving over 300,000 California youth annually; making California PAL the largest state PAL in the country; and

WHEREAS, Recently, California PAL has made a concerted effort to provide high-tech opportunities for its local PAL chapter members to communicate, exchange ideas, track, and report data and outcome measures and manage their PAL/SAL chapters more effectively; and

WHEREAS, Those efforts also include providing youth with opportunities to gain essential technology-based training and skills for the 21st century workplace; and

WHEREAS, California PAL, at the request of the youth, instituted a youth leadership program, the Youth Directors Council, to develop youth leaders for each of the member chapters, so they can propose strategy and programming for their PAL/SAL chapters, and a five-day Life After High School experience held at California State University Monterey Bay, which instructs the students about college, careers, life skills, and other important factors necessary for successful entry into adult society; and

WHEREAS, For the past six years, California PAL has annually introduced 200 to 300 youth to Sacramento by holding its annual Sacramento Experience in which youth see the government of California in operation by meeting their local legislators, touring the Capitol, and even going on the Senate or Assembly floor; and

WHEREAS, From its humble beginnings, California PAL has grown into an organization that makes a lasting difference in the lives of California youth and continues to make a strong contribution in reducing juvenile crime and creating a safer environment within the State of California; and

WHEREAS, California PAL's mission is to effect a substantial reduction of juvenile crime in California through proactive community policing, and California PAL's primary goal is to assist Police and Sheriff's departments in establishing and developing PAL/SAL chapters in every community in California, thereby ensuring that all California youth have the opportunity to participate in California PAL programs; and

WHEREAS, California PAL has become California's largest juvenile crime prevention program in the State of California, with the active participation of over 300,000 youth; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, that April 11, 2005, is hereby recognized as California Police Activities League Day in the State of California.

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## RESOLUTION CHAPTER 26

Assembly Concurrent Resolution No. 17—Relative to language education.

[Filed with Secretary of State April 27, 2005.]

WHEREAS, Americans are exhibiting increased social, cultural, and economic ties to the global community, which presents new opportunities as we seek to communicate with and understand nations and people who have different languages and cultural backgrounds; and

WHEREAS, Studying other languages has been shown to contribute to increased cognitive skills and academic performance and to a greater understanding of others by providing lifelong learning opportunities for people beyond school age; and

WHEREAS, Proficiency in several languages enhances people's careers and provides employers with a workforce with the necessary skills for an international marketplace; and

WHEREAS, Developing skills in a different language fosters personal and intellectual growth of pupils in our schools, while contributing to economic prosperity and world stability; and

WHEREAS, Maintaining proficiency in a heritage language benefits both the pupils in our schools and the people in our nation by ensuring the availability of a pool of potential employees with communicative skills in languages other than English and with the cultural understanding necessary to an increased level of understanding between people of different cultural backgrounds, both at home and abroad; and

WHEREAS, Language educators are working cooperatively to promote the benefits of teaching different languages to pupils, parents, and policymakers, and to business, industry, health, and social service leaders, throughout the nation; and

WHEREAS, Language educators are urging the public to recognize the value of delivering a better education to our pupils, and of expanding the cultural and literary horizons for adult citizens; and

WHEREAS, Language education in the 21st century includes a commitment to the study of world languages, beginning in the primary grades, to enable pupils to develop the levels of proficiency needed to effectively communicate with people from other cultures, whether at home or abroad; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby recognizes 2005 as the Year of Languages, and encourages all educational communities to celebrate languages and cultures with meaningful pupil activities and programs that demonstrate learning and understanding of the diversity of languages and cultures in California, and urges all citizens to become interested in, and to give full support to, quality language and cultural programs for all pupils in California schools; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 27

Assembly Concurrent Resolution No. 27—Relative to National Engineers Week.

[Filed with Secretary of State April 27, 2005.]

WHEREAS, The week of February 20 to 26 is being observed by state and national engineering organizations as National Engineers Week, during which time a number of observances will be taking place throughout California and the nation; and

WHEREAS, During National Engineers Week, students in elementary and high schools are introduced to many facets of the engineering profession through special educational programs; and

WHEREAS, There are approximately 120,000 registered professional engineers in California; and

WHEREAS, Professional engineers have used their scientific and technical knowledge and skills in creative and innovative ways to fulfill society's needs; and

WHEREAS, Engineers practice in a number of important specialties, including aerospace, chemical, metallurgical, civil, industrial, geotechnical, structural, mechanical, and electrical; and

WHEREAS, Engineers are on the leading edge of technology and have helped conquer many frontiers in space, in the operating room, in factories, on the ocean floor, and inside the earth; and

WHEREAS, Society will begin to look more and more to engineers and their knowledge and skills to meet the challenges of the future; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature recognizes the services bestowed upon the citizens of California by engineers; and be it further

*Resolved,* That the week of February 20 to 26, 2005, is hereby recognized as National Engineers Week; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author of this resolution for appropriate distribution.

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## RESOLUTION CHAPTER 28

Assembly Concurrent Resolution No. 8—Relative to Elder and Dependent Adult Abuse Awareness Month.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, Elder and dependent adult abuse is a serious and growing problem throughout California; and

WHEREAS, Elder and dependent adult abuse is a crime that is indiscriminate in choosing whom it strikes, and factors such as one's socioeconomic status, gender, race, ethnicity, educational background, and geographic location do not provide an impregnable barrier against its broad, horrible reach; and

WHEREAS, Nearly 225,000 Californians are victims of elder and dependent adult abuse every year, including neglect and physical, psychological, emotional, and financial abuse; and

WHEREAS, Victimization levels promise to significantly increase, as the United States Census Bureau projects that California's elderly population will nearly double in the next 20 years, from 3.7 million to over 6.4 million; and

WHEREAS, It has been estimated that only one in five cases of elder and dependent adult abuse is reported because the victims are ashamed, helpless, or afraid of the abuser; and

WHEREAS, Recognizing suspected elder and dependent adult abuse through increased awareness is the first step toward the prevention of this type of abuse; and

WHEREAS, Elder and dependent adults are deserving of special consideration and protection, not unlike the special protections provided for minor children, because they are a vulnerable population that is often targeted by criminal predators; and

WHEREAS, Elder and dependent adults have the right to live safely, whether in their homes or in health care facilities, and to enjoy an optimum quality of life, while being protected from all forms of abuse; and

WHEREAS, Private citizens and public agencies must work both independently and collaboratively to combat crime and violence against elder and dependent adults; and

WHEREAS, The State of California has the responsibility to ensure that our “Greatest Generation,” which has given us so much, can live their lives with the dignity and respect they deserve; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature proclaims the month of May this year and every year thereafter as Elder and Dependent Adult Abuse Awareness Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 29

Assembly Concurrent Resolution No. 12—Relative to California Museum Month.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, Museums significantly enhance the quality of life for California residents; and

WHEREAS, California museums provide their communities with many services and activities that add to and enhance those provided by the public sector; and

WHEREAS, California is home to over 1,300 museums that serve every community and region throughout the state; and

WHEREAS, There is at least one museum in every county of the state, serving a total of over 26 million visitors annually; and

WHEREAS, California museums represent a multitude of disciplines, including art museums, zoos, aquaria, historical societies, science centers, botanical gardens, children's museums, and cultural centers; and

WHEREAS, Museums do important work that helps the state meet its obligations to residents in the field of education; and

WHEREAS, Museums contribute to formal and informal learning at every stage of life, from the education of children in preschool through secondary school, to the continuing education of adults; and

WHEREAS, The vast majority of museums provide invaluable school visits or school programs to millions of children each year; and

WHEREAS, Museums are a significant resource for in-service training of California teachers; and

WHEREAS, Museums act as a repository for California natural and cultural history, and are an important means of making available the best of our society's art, science, history, and culture to California residents; and

WHEREAS, Museums contribute significantly to California's economic activity by providing a huge economic boost to their communities by attracting tourists and local visitors, all of whom create a demand for services; and

WHEREAS, California's museums are a major industry for the state; and

WHEREAS, Museums serve as a source of community pride in a state of rich diversity; and

WHEREAS, Museums are the part of a community that provides a common experience and a safe place that people from all backgrounds can share; and

WHEREAS, California's museums are one of the best bargains around, with half of the state's museums providing free admission to adults; and

WHEREAS, The California Association of Museums will bring important recognition to the diversity of community services that museums provide, by hosting an eclectic array of public programming during the month of May 2005; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature recognizes the important role that museums have in the state, and proclaims May 2005, as California Museum Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 30

Assembly Concurrent Resolution No. 21—Relative to Watershed Awareness Month.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, California treasures its spectacular landscapes, from the Sierra Nevada to the Pacific Coast, from the big cities to the small towns, from agricultural lands to wilderness; and

WHEREAS, The state's lands, rivers, streams, lakes, wetlands and groundwater resources are interconnected to form a rich mosaic of watersheds; and

WHEREAS, These treasured water resources provide citizens, communities, cities, and the state with clean drinking water and recreation, habitat for rare and endangered species, scenic values, and business opportunities; and

WHEREAS, The State of California contains 194,000 miles of rivers and streams for all to enjoy and treasure; and

WHEREAS, There are significant river basins in California, from the Colorado River in the south to the Klamath in the north, from the Owens in the eastern Sierra to the Salinas flowing into the Pacific Ocean, and including many smaller, but equally important, river basins; and

WHEREAS, There are 1,428 watersheds that serve as the basic building blocks of our natural environment and that influence development throughout the state; and

WHEREAS, The State of California is committed to a watershed approach to the protection and restoration of water quality, wildlife habitat, fish and aquatic habitat, scenic resources, and recreation opportunity; and

WHEREAS, The State of California invests in watershed restoration through voluntary community-based groups in the majority of its watersheds; and

WHEREAS, This voluntary, community-based approach to environmental protection provides cleaner rivers and streams; and

WHEREAS, There are more than 500 active watershed groups in the State of California, and new groups are forming every week; and

WHEREAS, Many voluntary watershed groups designate "creek and watershed days" for volunteer workers and educational forums, both of which connect adults and children to their watersheds, and lead to a commitment to long-term protection for these important and valuable ecosystem resources; and

WHEREAS, The State of California hereby recognizes and celebrates the efforts of hardworking volunteers within watershed groups who

improve their communities today and for future generations; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the month of May 2005, be proclaimed “Watershed Awareness Month”; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit sufficient copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 31

Assembly Concurrent Resolution No. 49—Relative to Caltrans Workers Memorial Day.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, A total of 161 California Department of Transportation (Caltrans) employees have died in work-related injuries since 1924; and

WHEREAS, William J. Calloway, a Caltrans structural steel painter in the San Francisco Bay Area, fell last year from the Benicia Bridge and died; and

WHEREAS, Chester R. Hawkins, a Caltrans equipment operator II in the Stockton area, was killed a year ago after the truck he was driving left the highway and plunged into the Merced River; and

WHEREAS, Caltrans will remember its fallen colleagues April 14 at 2 p.m. on the west steps of the State Capitol; and

WHEREAS, Caltrans will honor its dead by featuring 161 cones shaped in a 60-foot caution sign; and

WHEREAS, Each of those cones represent a Caltrans worker who has died on the job the last 81 years; and

WHEREAS, An honor guard from Caltrans District 3 (Marysville) will conduct a ceremony around the cones; and

WHEREAS, For the first time in history, the solemn event will include the National Work Zone Memorial Wall, which identifies and recognizes highway workers who have been killed in maintenance or construction across the country; and

WHEREAS, Caltrans workers, their friends, and families across the state will stop for a moment at 2:30 p.m. to remember the need for safety on the job and the sacrifices that so many colleagues have made over the years; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature acknowledges the sacrifice that all



Caltrans highway workers make on a daily basis to protect and serve the traveling public; and be it further

*Resolved*, That the Legislature designates the 15th annual Caltrans Workers Memorial Day on April 14, 2005; and be it further

*Resolved*, That the Legislature directs the Department of General Services to place a plaque commemorating the sacrifice of Caltrans workers under the Virginia Live Oak planted on the Capitol grounds; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 32

Senate Concurrent Resolution No. 4—Relative to public health awareness.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, California is experiencing an epidemic of obesity and diabetes, costing the state financially and causing suffering, illness, and death for many Californians; and

WHEREAS, The new year provides an opportunity for individuals and organizations to assess the challenges ahead and make commitments for improvement in their personal and professional lives; and

WHEREAS, State leaders in all branches of government have recognized the problems of the epidemic, and through a bipartisan, inclusive commitment can lead the state toward increased physical activity and improved nutrition and wellness; and

WHEREAS, Cities, towns, counties, and special districts have opportunities to affect the epidemic positively through the built environment through planning and programs that may include the provision of safe and accessible walking and bicycling facilities and infrastructure; and

WHEREAS, Children spend a significant amount of time in school settings, and schools have opportunities to affect the epidemic positively by offering nutritious food and snacks, quality physical education and health studies, after-school programs, and school-based recreational activities; and

WHEREAS, Workplaces can improve productivity, promote health, and reduce liability costs by making available healthy food service and vending choices, increasing access to safe stairways, encouraging

bicycling and walking for commuters, and making other changes related to employee health; and

WHEREAS, The state's unique climate and geography provides opportunities for all Californians to engage in recreational and physical activities in neighborhoods and communities, and local, state, and national parks and recreation facilities; and

WHEREAS, The state has widespread access to fresh and healthy food because of its great agricultural production, fine restaurants, creative chefs, and health food advocates; and

WHEREAS, Being overweight or obese is associated with an increased risk of developing serious disease, including diabetes, heart disease, and cancers of the breast, colon, endometrium, gallbladder, esophagus, pancreas, and kidney; and

WHEREAS, Health costs of the epidemic are dramatic, costing the state at least \$21.7 billion annually. Efforts to remedy the problem will pay for themselves by reducing these costs; and

WHEREAS, California is a leader in cultural trends throughout the nation and the world, and addressing the epidemic can provide a valuable model for other states and countries; and

WHEREAS, By establishing goals for reversing the epidemic, the state can account for progress by measuring the resources devoted to the problem along with the results of improved health and wellness; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature encourages leadership in all branches and levels of government, local action by communities, initiatives by schools and workplaces, increased recreation and physical activity that is accessible for all Californians, expanded healthy food options in restaurants, markets, and homes, and increased emphasis on health education and prevention of obesity and diabetes; and be it further

*Resolved,* That the Legislature recognizes that the state can be a role model for increased physical activity and improved nutrition and wellness throughout the nation and the world; and be it further

*Resolved,* That the results of the efforts to reverse the obesity and diabetes epidemic be measured in the years to come; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 33

Senate Concurrent Resolution No. 38—Relative to Crime Victims’ Rights Week.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, Violent crime continues to exist in California and crime in one part of the state, or against one person, affects our entire sense of well-being; and

WHEREAS, All Californians are affected by crime, not just the victims of violent crime; and

WHEREAS, The most effective aid that can be provided to victims of crime is to prevent crime from taking place in the first place; and

WHEREAS, The National Crime Victims’ Rights Week is celebrating its silver anniversary from April 10 through April 16, 2005; and

WHEREAS, For the 25 years since 1981, National Crime Victims’ Rights Week has raised awareness of the special needs of crime victims; and

WHEREAS, The theme for this 25th commemoration of National Crime Victims’ Rights Week is “Justice Isn’t Served Until Crime Victims Are”; and

WHEREAS, 2005 is a landmark year for crime victims and survivors and those who serve them; and

WHEREAS, The respect and protection of victims’ rights within the legal process is one of the most critical components of an effective criminal justice system; and

WHEREAS, Victims and witnesses of crime require special attention to ensure that they are thoroughly informed about, and participate effectively in, the criminal justice system; and

WHEREAS, To the maximum extent allowed by law, victims of violent crime should receive compensation for their losses; and

WHEREAS, Each day, thousands of victims and witnesses receive assistance from victim support organizations, victim-witness assistance centers, private service providers, and state and local governments; and

WHEREAS, The criminal justice system in this state must persist in its effort to better coordinate and improve the quality of services provided to victims and witnesses; and

WHEREAS, California has been a pioneer in victims’ rights and is observing the 40th anniversary of California’s Victim Compensation Program, the first, oldest, and largest in the nation; and

WHEREAS, Since 1965, California has awarded over \$1 billion to help crime victims; and

WHEREAS, California citizens enshrined victims' rights in the California Constitution in 1982 through the passage of Proposition 8, the Crime Victims' Bill of Rights; and

WHEREAS, Each year, the observance of the National Crime Victims' Rights Week focuses on the problems confronting victims of crime and the services available to support these victims; and

WHEREAS, The remembrances observed during National Crime Victims' Rights Week promote awareness of victim issues and acknowledge the combined efforts of citizens, government, and the criminal justice system to improve victims' services in California; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the week of April 10 through April 16, 2005, be recognized as Crime Victims' Rights Week in California; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 34

Senate Joint Resolution No. 1—Relative to the Lemoore Military Operations Area (MOA) Initiative.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, The United States Navy at Naval Air Station (NAS) Lemoore in joint partnership with the California Air National Guard (CANG) 144th Fighter Wing, Fresno, have proposed the establishment of a new Military Operations Area (MOA) over NAS Lemoore to satisfy many critical national defense training requirements, the Lemoore MOA Initiative; and

WHEREAS, The current price of military aircraft training in the existing training environment is substantial. The cost per flight hour of military aircraft is high. The current need to travel long distances to secure needed training requires large amounts of fuel and time to transit to and from the training location. Current training locations are increasingly crowded with other joint users of the training airspaces, which interferes with the quality of training and the safety of these training events. The current need of our military personnel to travel within the United States to secure needed training unavailable in the current training environment increases their time away from home, in a time where they are already overtaxed with overseas commitments; and

WHEREAS, The benefits of training in the new Lemoore MOA would be substantial because pilots would train closer to home base and reduce the costs of longer transits to existing training locations. The establishment of an additional, new training airspace location would relieve the pressure on the existing training locations increasing their training quality and safety. Our military personnel would have reduced requirements to travel away from home to secure needed training. It is estimated that up to 30 million taxpayer dollars annually could be saved or better utilized in training for national defense requirements. The increase in military service member morale resulting from fewer training deployments from home would also be significant; and

WHEREAS, The existing NAS Lemoore Air Traffic Control (ATC) airspace already exists and is approximately 30 nautical miles by 70 nautical miles to support current NAS Lemoore airport operations. The Lemoore MOA Initiative would allow tactical training flights inside this existing airspace. No supersonic, weapons employment, or aggressive maneuvering flights over populated areas will be allowed in the new airspace; and

WHEREAS, It is estimated that the high altitudes of the desired training flights and the sparsely populated rural environment of the land below the Lemoore MOA will have minimal environmental impact. To ensure this, the Navy in cooperation with the Federal Aviation Administration (FAA) is completing an Environmental Assessment (EA). The Lemoore MOA would not increase air emissions for the State Implementation Plan. Military training flights over the Sierra Nevada Mountains, including wilderness areas and the Sequoia and Kings Canyon National Parks, could be reduced if some of these flights were redirected to the Lemoore MOA; and

WHEREAS, The impact of the Lemoore MOA Initiative on the current civilian air traffic environment is considered minimal. The Navy in conjunction with the FAA is completing an operational analysis on both military and civilian air traffic patterns within the vicinity of NAS Lemoore. The footprint of the Lemoore MOA does not impact most air traffic flows; and

WHEREAS, Both the Navy and FAA are conducting outreach programs to the civilian aviation community to explain that the Lemoore MOA Initiative will allow for simultaneous military and civilian use of designated training airspace. These outreach programs are also informing civilian pilots that the Lemoore MOA will be managed in real time in an effort to prevent a conflict between military and civilian aircraft; now, therefore, be it

*Resolved by the Senate and Assembly of the State of California, jointly,*  
That the Legislature of the State of California urges the President and

the Congress of the United States to support the establishment of the Lemoore Military Operations Area for joint use by military aircraft from both the Naval Air Station Lemoore and the California Air National Guard, Fresno; and be it further

*Resolved*, That the California Legislature requests that the Federal Aviation Administration approve the creation of the Lemoore MOA as quickly as possible and that the California Congressional delegation pursue all efforts to ensure that the Lemoore MOA is established; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, each Senator and Representative from California in the Congress of the United States, the Administrator of the Federal Aviation Administration, the Secretary of Defense, the Secretary of the Navy, the Secretary of the Air Force, and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 35

Senate Joint Resolution No. 7—Relative to Equal Pay Day.

[Filed with Secretary of State May 3, 2005.]

WHEREAS, Forty-two years after the passage of the Federal Equal Pay Act of 1963 and forty-one years after the passage of Title VII of the Federal Civil Rights Act of 1964, American women continue to suffer disparities in wages that cannot be accounted for by age, education, or work experience; and

WHEREAS, According to statistics released in 2004 by the U.S. Census Bureau, year-round, full-time working women in 2003 earned only 76% of the earnings of year-round, full-time working men, indicating little change or progress in pay equity; and

WHEREAS, A General Accounting Office report on women's earnings shows that there exists an inexplicable wage gap of approximately 20 percent between men and women, even after taking into account work experience, education, occupation, industry of current employment, and other demographic and job characteristics; and

WHEREAS, Since the passage of the Equal Pay Act, the gap has narrowed by less than half, from 41 cents per dollar to 22 cents, and research by the Institute for Women's Policy Research finds that recent change is due in large part to men's real wages falling, not women's wages rising; and

WHEREAS, California ranks fifth among all states in equal pay, yet it ranks 39th among all states in progress in closing the hourly wage gap, and at the current rate of change California working women will not have equal pay for another 40 years; and

WHEREAS, The consequences of the wage gap reach beyond working women and extend to their families and the economy to the extent that, in 1999, even after accounting for differences in education, age, location, and the number of hours worked, America's working families lost \$200 billion of annual income to the wage gap, with an average of \$4,000 per family; and

WHEREAS, Women play a crucial role in maintaining the financial well-being of their families by providing a significant percentage of their household incomes and, in many cases, women head their own households; and

WHEREAS, Pay inequity results in a higher poverty rate for women, particularly in women-headed households, as evidenced by figures from the McAuley Institute which indicate that for families that are headed by a woman and have children under the age of five years, the poverty rate is an astonishing 46.4 percent; and

WHEREAS, Women currently comprise 48 percent of the labor force; and

WHEREAS, Educated women are not exempt from pay disparity; and

WHEREAS, In 2001 the average income for a woman with a bachelor's degree was 24% lower than that of a man with the same level of education—\$32,238 versus \$42,292; and

WHEREAS, The wage gap is also prevalent within minority communities, as shown by a 2002 report that African-American women earned 91 percent of what African-American men earned, and Hispanic women earned 88 percent of what Hispanic men earned; and

WHEREAS, Even in professions in which women comprise a majority of workers, such as nursing and teaching, men earn an average of 20 percent more than women working in these same occupations; and

WHEREAS, According to the data analysis of over 300 job classifications provided by the United States Department of Labor, Bureau of Labor Statistics, women are paid less in every occupational classification for which sufficient information is available; and

WHEREAS, The average 25-year-old woman who works full time, year round, is projected to earn \$523,000 less over the course of her career than the average 25-year-old man who works full time, year round; and

WHEREAS, If women were paid the same as men who work the same number of hours, have the same education and same union status, are the same age, and live in the same region of the country, then the annual

family income of each of these women would rise by \$4,000, and the number of families who live below the poverty line would be reduced by half; and

WHEREAS, The wage gap continues to affect women in their senior years as lower wages result in lower pensions and incomes after retirement, and affect a woman's ability to save, thereby contributing to a higher poverty rate for elderly women; and

WHEREAS, Half of all older women with income from a private pension receive less than \$5,600 per year, as compared with \$10,340 per year for older men; and

WHEREAS, Men live an average of 77 years and women live an average of 81.7 years; and

WHEREAS, Assuming men and women retire at age 65, men will rely on their state pensions to help them through 12 years of life, while a woman's pension will have to last 16.7 years; and

WHEREAS, There is a greater likelihood that a female worker would outlive her defined contribution plan; and

WHEREAS, It is estimated that it would cost a man \$654,000 to purchase an annuity based on 25 years of service and a \$6,000 final-month salary, while it would cost a woman over \$700,000 to purchase the same annuity with the same monthly benefits; and

WHEREAS, If both a man and a woman invested \$750,000 in this same annuity, it is estimated the woman would receive a little under \$3,420 per month while the man would receive \$3,670, or a 7-percent difference; now, therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature hereby declares April 19, 2004, to be "Equal Pay Day" in California and urges California citizens to recognize the full value and worth of women and their contributions to the California workforce; and be it further

*Resolved,* That the Legislature respectfully urges the Congress of the United States to protect the fundamental right of all American women to receive equal pay for equal work, and to continue to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to the Majority Leader of the Senate, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 36

Senate Concurrent Resolution No. 33—Relative to California Fitness Month.

[Filed with Secretary of State May 11, 2005.]

WHEREAS, Exercise and fitness activities can increase self-esteem, boost energy, strengthen the heart and muscles, burn calories, and improve cholesterol levels; and

WHEREAS, Exercise and fitness activities are excellent ways to relieve stress, lower the risk of heart disease and diabetes, prevent bone loss, and decrease the risk of some cancers; and

WHEREAS, A person's fitness level has a dramatic effect on the body's ability to produce energy and to reduce fat; and

WHEREAS, A fit person burns a higher percentage of fat not only during activity, but also at rest, fit people have a higher proportion of muscle tissue, which burns more calories than fat, and those with more muscle mass can eat more calories and still maintain a healthy weight; and

WHEREAS, To lose weight and keep it off, one should do an enjoyable, moderate-intensity aerobic activity for 30 to 60 minutes, three to five times a week; and

WHEREAS, A person should also do muscle-strengthening exercises two or three times a week and should concentrate on maintaining a balanced diet; and

WHEREAS, Most popular diet programs cannot produce long-lasting weight reduction results without exercise; and

WHEREAS, There is no age limit for physical activity. Among the elderly, exercise provides cardiovascular, respiratory, neuromuscular, metabolic, and mental health benefits; and

WHEREAS, Fitness activities have been shown to sharpen mental ability in all people and to retard the aging process; and

WHEREAS, Maximizing one's energy level, increasing muscle mass, and reducing body fat increases one's chances of living a longer, healthier life; and

WHEREAS, More than 60 percent of American adults do not get the recommended amount of physical activity, and 25 percent of American adults are not active; and

WHEREAS, Nearly all American youths from 12 to 21 years of age are not vigorously active on a regular basis; and

WHEREAS, The rate of Type 2 diabetes has tripled among American children during the last five years; and

WHEREAS, The United States Surgeon General recently spoke about the “cultural transformation” necessary to reverse the negative health effects of childhood obesity, and the threat to national security that obesity poses for the country; and

WHEREAS, The State Department of Education reports that a majority of California’s children are not physically fit; and

WHEREAS, Along with California Fitness Month, the American Heart Association has declared May 2005 to be Stroke Awareness Month and will be collaborating in engaging Californians in fitness and health-related activities; and

WHEREAS, The California Bicycle Coalition, the Sacramento Area Council of Governments, and numerous local organizations are coordinating public awareness events to promote Bike-to-Work Week, May 16-20; and

WHEREAS, Health care providers, insurance companies, fitness clubs, and others in the private sector will be collaborating to promote fit living and health improvement activities during May of 2005; and

WHEREAS, The Legislature seeks to advance the physical fitness of all Californians by educating them about the benefits of exercise and a balanced diet; and

WHEREAS, The Legislature will increase public awareness about the benefits of exercise and physical fitness by encouraging its members to host events in their districts that stimulate physical fitness and increase participation by Californians in activities that promote physical health and benefit both mental and physical well-being; and

WHEREAS, The Legislature encourages its members, as well as organizations, businesses, and individuals, to sponsor and attend physical fitness events that are informative, fun, and result in a number of Californians becoming physically fit; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby proclaims the month of May 2005, as California Fitness Month, and encourages all Californians to enrich their lives through proper diet and exercise; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 37

Assembly Concurrent Resolution No. 7—Relative to space travel.

[Filed with Secretary of State May 12, 2005.]

WHEREAS, Paul G. Allen, founder and chairman of Vulcan, Inc., in the spirit of generosity as a forward thinking philanthropist, fully financed the SpaceShipOne rocket plane to give a boost to the space tourism industry so that private citizens will be able to explore space firsthand; and

WHEREAS, Burt Rutan, designer of the SpaceShipOne rocket plane and his research team at his company, Scaled Composites, LLC, built the vehicle for the Ansari X Prize flight that took place on October 4, 2004, using a hybrid engine that burns a mixture of rubber and nitrous oxide; and

WHEREAS, SpaceShipOne successfully launched its rocket plane into space, approximately 367,442 feet, or 69.6 miles, above the earth's surface twice within one week from California's Mojave Desert and returned the space vehicle to the ground in about 90 minutes; and

WHEREAS, Mike Melvill, SpaceShipOne's first of two pilots participating in the Ansari X Prize, reached into space at 337,500 feet, passing the internationally recognized boundary of space on September 29, 2004; and

WHEREAS, Brian Binnie, the second pilot to man SpaceShipOne, not only met the altitude requirement to win the Ansari X Prize but also broke the August 22, 1963 record of Joseph A. Walker who flew the X-15 rocket plane to an unofficial world altitude of 354,200 feet; and

WHEREAS, SpaceShipOne, as the first privately built, manned spacecraft, won the \$10 million Ansari X Prize and a five foot trophy, further fueling the inspiration of Paul Allen, Burt Rutan, and the space tourism industry to focus on developing spaceships dedicated to carrying commercial passengers into space; and

WHEREAS, The space tourism industry in California has now been elevated into a viable industry that will encourage peoples' desire for space exploration through Paul Allen's and Burt Rutan's dreams, dedication, and hard work and Mike Melvill and Brian Binnie's bravery; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature congratulates and expresses its appreciation for the achievements of SpaceShipOne and the efforts of the team of Paul Allen, Burt Rutan, and pilots Mike Melvill and Brian Binnie in making privately funded manned space flight a commercial reality; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 38

Assembly Concurrent Resolution No. 41—Relative to California Peace Officers' Memorial Day.

[Filed with Secretary of State May 12, 2005.]

WHEREAS, May 6, 2005, is California Peace Officers' Memorial Day, a day Californians observe in commemoration of those noble officers who have tragically sacrificed their lives in the line of duty; and

WHEREAS, Although California citizens are indebted to our California peace officers each day of the week, we make particular note of their bravery and dedication and we share in their losses on California Peace Officers' Memorial Day; and

WHEREAS, California peace officers have a job second in importance to none, and it is a job that is as difficult and dangerous as it is important; and

WHEREAS, The peace officers of California have worked dutifully and selflessly on behalf of the people of this great state, regardless of the peril or hazard to themselves; and

WHEREAS, By the enforcement of our laws, these same officers have safeguarded the lives and property of the citizens of California and have given their full measure to ensure those citizens the right to be free from crime and violence; and

WHEREAS, Special ceremonies and observations on behalf of California peace officers provide all Californians with the opportunity to appreciate the heroic men and women who have dedicated their lives to preserving public safety; now, therefore, be it

*Resolved*, That California's peace officers who were killed in defense of their communities in 2004 be recognized;

Police Officer Steven Phillips

Westminster Police Department, End of Watch: January 29, 2004

Police Officer Ricardo Lizarraga

Los Angeles Police Department, End of Watch: February 20, 2004

Police Officer Isaac A. Espinoza

San Francisco Police Department, End of Watch: April 10, 2004

Police Officer Stephan Gray

Merced Police Department, End of Watch: April 15, 2004

Officer Thomas Steiner

California Highway Patrol-Santa Fe Springs, End of Watch: April 21, 2004

Reserve Deputy John Sandlin

Solano County Sheriff's Department, End of Watch: April 23, 2004

Deputy David P. Grant

Tuolumne County Sheriff's Department, End of Watch: May 31, 2004  
Officer James Goodman  
California Highway Patrol-San Bernardino, End of Watch: June 3,  
2004  
Deputy Michael R. Arruda  
Los Angeles County Sheriff's Department, End of Watch: June 15,  
2004  
Police Officer William L. Seuis  
Oakland Police Department, End of Watch: July 22, 2004  
Captain Michael L. Sparkes  
County of Los Angeles, Office of Public Safety, End of Watch: August  
10, 2004  
Deputy Ronald Ives  
San Bernardino County Sheriff's Department, End of Watch:  
September 1, 2004  
Deputy Daniel L. Archuleta  
Kern County Sheriff's Department, End of Watch: September 12,  
2004; and be it further  
*Resolved by the Assembly of the State of California, the Senate thereof  
concurring, that the Members designate Friday, May 6, 2005, as  
California Peace Officers' Memorial Day, and urge all Californians to  
remember those individuals who gave their lives for our safety and  
express appreciation to those who continue to dedicate themselves to  
making California a safer place in which to live and raise our families.*

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#### RESOLUTION CHAPTER 39

Assembly Concurrent Resolution No. 53—Relative to organ donation.

[Filed with Secretary of State May 12, 2005.]

WHEREAS, Organ and tissue transplantation offers us the extraordinary opportunity to share with others one of our most precious gifts—life; and

WHEREAS, By donating tissues and organs, living donors and the families who have lost loved ones are rewarded with the knowledge that they have saved and enhanced many lives; and

WHEREAS, Thanks to the generosity and compassion of donors, transplant recipients across our country are able to work, care for their families, and look forward to a brighter future; and

WHEREAS, Statistics show that approximately 60 Americans receive a transplant every day, however, at the same time, another 17 people die because not enough organs are available; and

WHEREAS, There are more than 87,000 patients waiting for an organ transplant and another person joins the waiting list every 13 minutes; and

WHEREAS, According to the United Network of Organ Sharing (UNOS), in 2001, there were 12,528 deceased and living organ donors, 24,076 lifesaving organ transplants, 84,798 registrations on the waiting list at the end of the year, and 6,439 people who died while waiting; and

WHEREAS, According to Patricia Adams, M.D., the President of UNOS, “We have the know-how to save tens of thousands of lives. What we don’t have is enough donated organs to make it possible”; and

WHEREAS, Minorities make up 46 percent of the waiting list, 26 percent black, 13 percent Hispanic, 5 percent Asian, and 2 percent identified as other, while only 25 percent of all organ donors are minorities; and

WHEREAS, Each person who decides to become an organ donor has the potential of saving and enhancing up to 50 lives and taking up to eight people off the waiting list; and

WHEREAS, Approximately 10,000 Californians need organ transplants, and thousands more need tissue transplants; and

WHEREAS, The future of the thousands of Americans awaiting transplants depends on the willingness of their fellow citizens to become organ and tissue donors; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature proclaims its support for, and observes, National Organ and Tissue Donor Awareness Week during the week of April 20 through 26, 2005, urges every Californian to consider becoming an organ donor, which requires indicating that intention on their driver’s license, or on a donor card that is available from a number of organizations by mail or on the Internet, and notifying their family and friends of their wish to donate, and encourages organ and tissue recipients to tell others how their lives and health have changed because of the generosity of a donor; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 40

Assembly Concurrent Resolution No. 55—Relative to the Day of the Teacher.

[Filed with Secretary of State May 12, 2005.]

WHEREAS, An educated citizenry serves as the very foundation of our democracy; and

WHEREAS, Today's teachers mold the minds and train the workforce of the future; and

WHEREAS, No other profession touches as many persons with such a lasting effect; and

WHEREAS, Good teaching grows in value and pays dividends far beyond the classroom; and

WHEREAS, California long ago recognized the immeasurable value of our teachers, and the second Wednesday in May has traditionally been recognized as the Day of the Teacher, a special observance that honors teachers and the teaching profession; and

WHEREAS, The Day of the Teacher has been sponsored by the California Teachers' Association and the Association of Mexican American Educators and was first recognized in 1982; and

WHEREAS, California has patterned its celebration after the traditional El Dia del Maestro festivities observed in Mexico and other Latin American countries; and

WHEREAS, The Day of the Teacher should be a day for school districts, parents, public officials, and the community to recognize the dedication and commitment of teachers who are educating our children; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the day of May 11, 2005, be proclaimed the Day of the Teacher; and be it further

*Resolved,* That the Legislature hereby urges all Californians to observe the Day of the Teacher by taking the time to remember and honor all individuals who give the gift of knowledge through teaching; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 41

Senate Concurrent Resolution No. 39—Relative to Sexual Assault Awareness Month.

[Filed with Secretary of State May 17, 2005.]

WHEREAS, The American Medical Association has stated that a “woman is raped every 46 seconds in the United States” and that sexual assault is a “silent epidemic”; and

WHEREAS, In California, there were 9,918 forcible rapes reported in 2003; and

WHEREAS, It is estimated by the Bureau of Justice Statistics that over 70 percent of rapes are never reported to police; and

WHEREAS, Sixty-seven percent of all victims of sexual assault reported to law enforcement agencies were under 18 years of age, and 34 percent of all victims were under 12 years of age; and

WHEREAS, One of every seven victims of sexual assault reported to law enforcement agencies were under six years of age, and 40 percent of the offenders who victimized children under six years of age were under 18 years of age; and

WHEREAS, Women, children, and men are all victims of sexual assault and it is estimated that one in three women, one in four girls, one in six boys, and one in 11 men will be victims at least once in their lifetimes; and

WHEREAS, Rape and sexual assault impacts women, children, and men of all racial, cultural, and economic backgrounds; and

WHEREAS, Women, children, and men suffer multiple types of sexual violence, including acquaintance rape, stranger rape, sexual assault by an intimate partner, gang rape, incest, stalking, serial rape, ritual abuse, sexual harassment, child sexual molestation, prostitution, pornography, and stalking; and

WHEREAS, In addition to the immediate physical and emotional costs, sexual assault may also have associated severe and long-lasting consequences of posttraumatic stress disorder, substance abuse, major depression, homelessness, eating disorders, and suicide; and

WHEREAS, The Centers for Disease Control and Prevention have identified sexual assault as a significant, costly, and preventable health issue; and

WHEREAS, Women, children, and men in our state have the right to be safe from sexual violence in their homes, at school, at work, and on the streets; and

WHEREAS, It is our responsibility to support rape survivors by treating them with dignity, compassion, and respect; and



WHEREAS, It is crucially important to hold perpetrators responsible for sexual attacks, and to prevent sexual violence at every opportunity; and

WHEREAS, A coalition of rape crisis centers, known as the California Coalition Against Sexual Assault, has emerged to directly confront this crisis with the cooperation of law enforcement agencies, churches, health care providers, and other helping professionals from California's diverse communities; and

WHEREAS, It is important to recognize the compassion and dedication of the individuals involved in this effort, applaud their commitment, and increase public understanding of this significant problem; and

WHEREAS, It is important to recognize the strength, courage, and challenges of the victims and survivors of sexual assault and their families and friends as they struggle to cope with the reality of sexual assault; and

WHEREAS, It is important to recognize that not all victims of sexual assault survive, either at the time of the assault or later, due to the horrific long-term trauma that sexual assault often inflicts upon victims; and

WHEREAS, There are rape prevention and education efforts underway throughout California to challenge the societal myths and behaviors that perpetuate rape and to engage communities in a common goal of ending sexual assault; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That, henceforth, the month of April shall be designated as Sexual Assault Awareness Month; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President of the United States, to the Governor, to the Director of the United States Justice Department's Office for Victims of Crime, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 42

Assembly Concurrent Resolution No. 3—Relative to California Holocaust Memorial Week.

[Filed with Secretary of State May 18, 2005.]

WHEREAS, The Holocaust was a tragedy of proportions the world had never before witnessed; and

WHEREAS, More than 60 years have passed since the tragic events we now call the Holocaust transpired, in which the dictatorship of Nazi

Germany murdered six million Jews as part of a systematic program of genocide known as “The Final Solution of the Jewish Question”; and

WHEREAS, Jews were the primary victims, but they were not alone. Five million others were murdered in Nazi concentration camps as part of a carefully orchestrated, state-sponsored program of cultural, social, and political annihilation under Nazi tyranny; and

WHEREAS, We must teach our children and future generations that the individual and communal acts of heroism during the Holocaust serve as a powerful example of how our nation and its citizens can, and must, respond to acts of hatred and inhumanity; and

WHEREAS, We must always remind ourselves of the horrible events of the Holocaust and remain vigilant against hatred, persecution, and tyranny lest these atrocities be repeated; and

WHEREAS, We, the people of California, should actively rededicate ourselves to the principles of human rights, individual freedom, and equal protection under the laws of a just and democratic society; and

WHEREAS, Each person in California should set aside moments of his or her time every year to give remembrance to those who lost their lives in the Holocaust; and

WHEREAS, The United States Holocaust Memorial Council has designated the time period of May 2 through May 8, 2005, as the Days of Remembrance of the Victims of the Holocaust, including the International Day of Remembrance, known as Yom HaShoah on May 5, 2005; and

WHEREAS, According to Elie Wiesel, a Holocaust survivor and nationally recognized scholar, “... a memorial unresponsive to the future would violate the memory of the past”; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the time period of May 2 through May 8, 2005, be proclaimed “California Holocaust Memorial Week,” and that Californians are urged to observe these days of remembrance for victims of the Holocaust in an appropriate manner; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit sufficient copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 43

Assembly Concurrent Resolution No. 18—Relative to American Stroke Month 2005.

[Filed with Secretary of State May 18, 2005.]

WHEREAS, On average, someone in the United States has a stroke every 45 seconds; and

WHEREAS, On average, every three minutes someone in the United States dies of a stroke; and

WHEREAS, Stroke is the third leading cause of death in the United States striking approximately 700,000 Americans each year; and

WHEREAS, Stroke leads to the death of more than 18,000 Californians each year; and

WHEREAS, In 2004, the direct and indirect costs attributable to stroke in the United States exceeded \$53 billion; and

WHEREAS, The majority of Americans are unaware of their risk factors for a stroke, nor are they aware of the signs and symptoms of an impending stroke; and

WHEREAS, Warning signs of stroke include sudden numbness or weakness of the face, arm, or leg, especially on one side of the body, sudden confusion, trouble speaking or understanding, sudden trouble seeing in one or both eyes, sudden trouble walking, dizziness, loss of balance or coordination, and sudden severe headache with no known cause; and

WHEREAS, The American Stroke Association, a division of the American Heart Association, strives to reduce disability and death from stroke through research, education, fundraising, and advocacy; and

WHEREAS, The American Stroke Association is celebrating May 2005 as American Stroke Month in California; and

WHEREAS, The theme for American Stroke Month 2005 is "Time Lost = Brain Lost" to offer advocates for stroke awareness an opportunity to educate the public and policymakers about the devastating effects of stroke; and

WHEREAS, New and effective treatments have been developed to treat and minimize the severity and damaging effects of stroke, but much more research is needed; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the month of May 2005 shall be recognized as American Stroke Month in California in order to raise awareness of the effects of stroke; and be it further

*Resolved,* That the Legislature urges all California citizens to familiarize themselves with the warning signs, symptoms, and risk factors associated with stroke so that we might begin to reduce the devastating effects strokes have on our population; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 44

Assembly Concurrent Resolution No. 54—Relative to Mental Health Occupations Week.

[Filed with Secretary of State May 18, 2005.]

WHEREAS, The month of May is Mental Health Month and mental health is critical for our individual well-being and vitality as well as that of our families, communities, and society at large; and

WHEREAS, Mental disorders affect people of all backgrounds, at all stages of life, and across all socioeconomic, ethnic, cultural, and religious groups; and

WHEREAS, An estimated 20 percent of the population, or one in five people, has some form of serious mental illness during their lifetime; and

WHEREAS, About 18.8 million American adults suffer from a depressive illness and as many as 14 million American children and adolescents age 9 to 17 years have a diagnosable mental or emotional illness; and

WHEREAS, The current shortage of mental health professionals contributes to an inability to screen and treat these disorders early, and symptoms of mental illness in children may persist and lead to a downward spiral of school failure, poor employment opportunities, and poverty in adulthood; and

WHEREAS, The California Mental Health Planning Council has documented vacancy rates of approximately 20 percent in county mental health programs for the following occupations: psychiatrists, licensed psychologists, licensed clinical social workers, registered nurses, and psychiatric technicians; and

WHEREAS, The University of San Francisco Center for the Health Professions has documented the critical shortage of mental health professionals in its report entitled, “The Mental Health Workforce: Who’s Meeting California’s Needs,” in which it states that California will need an additional 13,000 to 20,000 mental health professionals by the year 2010; and

WHEREAS, California businesses lose an estimated \$5.2 billion every year to employee behavioral health problems, including losses from absenteeism, sick leave, substance abuse, health insurance claims, accidents, overtime pay, disability payments, and diverted supervisor time; and

WHEREAS, Mental health practitioners provide compassionate, culturally appropriate, and comprehensive care to an increasingly diverse population, but there is a lack of awareness about mental health

occupations, especially among ethnically diverse youth, and a critical need to increase the diversity of the mental health workforce; and

WHEREAS, Mental health occupations are stigmatized, and public awareness and educational campaigns are an effective response to overcoming barriers to individuals choosing to pursue mental health occupations; and

WHEREAS, Mental health professionals, persons with mental illness, family members, schools, academic institutions, and policymakers must work together to develop outreach and education programs during this special week in May to promote and encourage the pursuit of mental health occupations by all residents; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature of the State of California does hereby recognize the week of May 15 through May 21, 2005, and every third week of May of every year thereafter, as Mental Health Occupations Week.

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 45

Assembly Concurrent Resolution No. 60—Relative to National Day of Prayer.

[Filed with Secretary of State May 24, 2005.]

WHEREAS, The National Day of Prayer is an annual event established by an act of Congress that encourages Americans to pray for our nation, its people, and its leaders; and

WHEREAS, The first National Day of Prayer was called for in 1775, when the Continental Congress designated a time to seek wisdom and guidance in the founding of the United States; and

WHEREAS, This tradition continued when President Abraham Lincoln, in 1863, called for a day of “humiliation, fasting, and prayer”; and

WHEREAS, The official National Day of Prayer was established as an annual event by an act of Congress in 1952 and was signed into law by President Harry Truman. The law was amended in 1988 and signed by President Ronald Reagan, establishing the first Thursday of May each year as the National Day of Prayer; and

WHEREAS, The National Day of Prayer has great significance for us as a nation, enabling us to recall and to teach the way in which our founding fathers sought wisdom when faced with critical decisions; and

WHEREAS, The National Day of Prayer stands as a call to us to humbly come before God, seeking His guidance for our leaders and His grace upon us as a people; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby recognizes May 5, 2005, as a National Day of Prayer; and be it further

*Resolved,* That all the people of California are encouraged to gather together in homes and places of worship to pray, each according to his or her own faith, for their God's blessings upon our state and our nation; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor of the State of California and to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 46

Assembly Concurrent Resolution No. 61—Relative to the National Law Enforcement Museum.

[Filed with Secretary of State May 24, 2005.]

WHEREAS, On November 9, 2000, President Clinton signed into law (P.L. 106-492), legislation passed by the United States Congress authorizing a National Law Enforcement Museum to be built on federal property in Washington, D.C.; and

WHEREAS, The National Law Enforcement Museum will be privately funded and will be designed, constructed, and operated by the National Law Enforcement Officers Memorial Fund (NLEOMF); and

WHEREAS, The State of California has lost nearly 1,400 law enforcement officers in the line of duty, which is more than any other state in the nation; and

WHEREAS, More than 17,000 federal, state, and local law enforcement officers have been killed in the line of duty nationwide dating back to the first death in 1792; and

WHEREAS, More than 800,000 law enforcement officers are courageously serving across the United States, and putting themselves in harm's way for the safety and protection of others; and

WHEREAS, The National Law Enforcement Museum will be conveniently located directly across the street from the National Law

Enforcement Officers Memorial and will be the perfect complement to that memorial in commemorating law enforcement's extraordinary record of service and sacrifice; and

WHEREAS, The National Law Enforcement Museum will greatly enhance the public's understanding and appreciation of law enforcement; and

WHEREAS, The National Law Enforcement Museum will include a research repository devoted to promoting law enforcement safety; and

WHEREAS, The National Law Enforcement Museum is expected to include 90,000 square feet of space and cost approximately \$80 million; and

WHEREAS, The National Law Enforcement Museum will be funded solely through private donations; and

WHEREAS, It is fitting at this time to recognize and support the National Law Enforcement Museum because of two major law enforcement memorial events taking place in May: National Police Week, May 15 - 21, 2005, which includes May 15, National Peace Officers Memorial Day, and the 29th Annual California Peace Officers Memorial Ceremony, May 5 and 6, 2005; and

WHEREAS, Law enforcement organizations throughout the State of California and around the nation have provided vital leadership and raised substantial funds to establish the National Law Enforcement Museum; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature fully endorses the effort to build the National Law Enforcement Museum and encourages individuals and organizations throughout the State of California to support this worthy cause.

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#### RESOLUTION CHAPTER 47

Assembly Concurrent Resolution No. 62—Relative to recognizing May 2005 as Asian and Pacific Islander American Heritage Month.

[Filed with Secretary of State May 24, 2005.]

WHEREAS, The earliest Asian Americans immigrated to the United States in the 1800s; and

WHEREAS, Asian and Pacific Islander Americans have played a critical role in the social, economic, and political development of California throughout its history; and

WHEREAS, The 4.22 million Asian and Pacific Islander Americans in California are one of the fastest growing ethnic populations in the state; and

WHEREAS, Asian and Pacific Islander Americans represent over 12 percent of California's population and represent ancestries that include Burmese, Cambodian, Chinese, East Indian, Filipino, Guamanian, Hawaiian, Hmong, Indonesian, Iu-Mien, Japanese, Korean, Laotian, Singaporean, Thai, Tongan, and Vietnamese; and

WHEREAS, Asian and Pacific Islander American entrepreneurs have led many of California's businesses to the pinnacle of their respective industries; and

WHEREAS, Asian and Pacific Islander American communities throughout California actively promote their cultural heritage and promote cross-cultural understanding; and

WHEREAS, Asian and Pacific Islander Americans will continue to be an important part of California's diverse tapestry of cultures and ideas; and

WHEREAS, Asian and Pacific Islander American immigrants have contributed greatly to California's economic success, rural growth, and urban development; and

WHEREAS, Asian and Pacific Islander American refugees have revitalized many of California's communities, while bringing in new ideas and economic opportunities; and

WHEREAS, Asian and Pacific Islander American immigrants and refugees had to overcome tremendous odds and cultural barriers to establish a better life for their families; and

WHEREAS, Asian and Pacific Islander Americans have a proud legacy of service and dedication to the state and to the United States; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature commends Asian and Pacific Islander Americans for their notable accomplishments and outstanding service to the state, and recognizes the month of May 2005 as Asian and Pacific Islander American Heritage Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution

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#### RESOLUTION CHAPTER 48

Assembly Concurrent Resolution No. 44—Relative to Minority Health Awareness Month.



[Filed with Secretary of State June 16, 2005.]

WHEREAS, Overall life expectancy for minorities is less than the general population by approximately five and one-half years; and

WHEREAS, The current state of medical practice, education, research, and leadership in the United States is problematic for minorities because of its tradition of ignoring the unique and widespread health needs of minorities; and

WHEREAS, Obstacles for minority men and women include inadequate numbers of primary care physicians; and

WHEREAS, These physicians tend not to practice in either rural or urban low income areas in which many minorities live; and

WHEREAS, There is an absence of nearby health care facilities; and

WHEREAS, There exist communication barriers presented by physicians who do not speak or understand the native language of their patients; and

WHEREAS, Minority men and women who live in poverty face additional problems such as receiving care in community health centers, hospital outpatient clinics, or other facilities with high-volume practices thus having less one-on-one time with physicians, and therefore less preventative care counseling; and

WHEREAS, Medical training offers little in the way of providing for cultural competence and traditions, from which a proper diagnosis and appropriate treatment can be made; and

WHEREAS, Only recently has medical education promoted community-based training and focused its attention on primary care, a much-needed service in underserved communities; and

WHEREAS, Few minorities participate in research studies thereby resulting in inadequate or inaccurate data; and

WHEREAS, Too few minorities become physicians, administrators, or other health care providers, which can lead to a lessened sensitivity of minority patients and increased stereotyping; and

WHEREAS, More minorities are low-income, which is strongly associated with the decreased use of health services and poor health outcomes. Oftentimes, the economically disadvantaged population wait to seek treatment which then further stresses the need for early prevention efforts; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby proclaims the month of August of each year as Minority Health Awareness Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a copy of this resolution to the President of the United States, the Governor of the State of California, the Director of the United States Department of

Health and Human Services, and to each Senator and Representative from California in the Congress of the United States.

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RESOLUTION CHAPTER 49

Assembly Concurrent Resolution No. 66—Relative to California Wetlands Month.

[Filed with Secretary of State June 16, 2005.]

WHEREAS, Wetlands are wonderlands and a part of our wilderness; and

WHEREAS, Wetlands are homes for several endangered species; and

WHEREAS, Wetlands provide calm water and protected areas that are used as nurseries by many type of fish that live in the ocean; and

WHEREAS, Many birds use wetlands to rest and feed as they migrate along the Pacific Coast from Alaska to South America while other birds live there year round; and

WHEREAS, More than a third of Americans hunt, fish, crab, hike, walk, and boat in wetlands, and even more birdwatch and photograph wildlife there; and

WHEREAS, Wetland plants help provide air for people and animals to breathe; and

WHEREAS, Wetland plants and bacteria work together to remove waste and pollutants in the water, thereby maintaining a healthier habitat for fish and other tidal creatures; and

WHEREAS, The root systems of wetland plants work like a sponge to absorb large amounts of water and hold the soil in place; and

WHEREAS, By soaking up water during heavy rains, wetlands help the surrounding areas to avoid flooding and erosion damage; and

WHEREAS, Over 90 percent of the wetlands in California have been destroyed; and

WHEREAS, Wetlands throughout California have been severely threatened by a variety of factors; and

WHEREAS, The preservation of our wetlands resources depends on us as citizens; and

WHEREAS, California Wetlands Month celebrates the vital role that California's and the nation's wetlands play in our ecological and economic systems; and

WHEREAS, The observance of California Wetlands Month can do more than any other single event to raise the public consciousness about

wetland values, and broaden our understanding and appreciation of our natural resources; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature recognizes the importance of California wetlands to the state's ecological, environmental, and economic health; and be it further

*Resolved,* That May of 2005 is hereby proclaimed by the Legislature as California Wetlands Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 50

Assembly Concurrent Resolution No. 71—Relative to Yellow Ribbon Day.

[Filed with Secretary of State June 16, 2005.]

WHEREAS, May 31, 2005, is being recognized as Yellow Ribbon Day in California, in support of military families and our troops who are defending our country; and

WHEREAS, It is very difficult for military families who have loved ones in the very dangerous conflict in Iraq and Afghanistan who are fighting for freedom for all; and

WHEREAS, Because of the importance of demonstrating support for military families and troops during this very difficult time, May 31, 2005, has been designated to publicly show support for these individuals; and

WHEREAS, Ceremonial activities have been planned to bring people together to commemorate Yellow Ribbon Day in support of our military families and our troops; and

WHEREAS, Californians are proud of our troops and their families, and appreciate the great sacrifice they are making to assure freedom for all; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California, in support of military families and their loved ones who are defending our country and fighting for the preservation of freedom for all, does hereby proclaim May 31, 2005, Yellow Ribbon Day, a special day for Californians to extend their sincerest appreciation for the sacrifices military families and our troops are making and to commemorate our troops and their families with ceremonial activities; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 51

Senate Concurrent Resolution No. 36—Relative to the Alzheimer’s Association.

[Filed with Secretary of State June 17, 2005.]

WHEREAS, On April 10, 1980, the Alzheimer’s Association was legally incorporated in New York with seven groups nationwide, including volunteers in San Francisco, and established as its mission the elimination of Alzheimer’s disease through the advancement of research and the enhancement of care and support for individuals, their families and caregivers; and

WHEREAS, Since its founding, the association has been the largest private funder of Alzheimer’s disease research in the country, having awarded \$165 million to more than 1300 research investigations; and

WHEREAS, The association created the Safe Return program to assist in the identification and safe, timely return of individuals with Alzheimer’s disease who wander and become lost; and

WHEREAS, The association operates an awareness campaign that identifies 10 warning signs for families to help recognize symptoms of Alzheimer’s disease that should prompt consultation with their physician; and

WHEREAS, The association maintains a Medicare Advocacy Project with the American Bar Association’s Commission on the Legal Problems of the Elderly to improve Medicare coverage of care and treatment for beneficiaries with dementia; and

WHEREAS, The association maintains a 24-hour national contact center that enables families living with Alzheimer’s to always have access to trained staff; and

WHEREAS, The association has 300 points of service nationwide where families living with Alzheimer’s disease and other dementia disorders receive information and referral, education, care consultation, and access to support groups; and

WHEREAS, The association began its work targeting those already diagnosed with Alzheimer’s disease, and has since broadened its activities to targeting those showing early symptoms of the disease and to prevention. In fact, the association will convene in June 2005 the

first-of-its-kind conference on prevention—International Conference on Prevention of Dementia: Early Diagnosis and Intervention; and

WHEREAS, The association has provided a voice for people with Alzheimer’s and their families and, through its advocacy in California, has fostered the development, expansion, and continued funding of the Alzheimer’s Day Care Resource Centers, a national model for preventing the institutionalization of persons with moderate to severe Alzheimer’s; and

WHEREAS, Through its advocacy in California, the association has created statutory authority for a tax checkoff for research in Alzheimer’s disease and related dementia disorders that has raised more than \$7 million to fund California-based research and generated millions in federal research dollars that have enabled Alzheimer’s research centers to be established throughout California; and

WHEREAS, The California chapters of the association, through the leadership of the Los Angeles/Riverside/San Bernardino chapter, developed for physicians, “Guidelines for Alzheimer’s Disease Management” and for families, “Working with Your Doctor When You Suspect Memory Problems,” which became a national model for creating family partnerships with physicians and promoting appropriate treatment and family support; and

WHEREAS, The California chapters of the association have taken a leadership role in developing model programs to provide services to people living with dementia in diverse and underserved communities; and

WHEREAS, Through its advocacy in California, the association has created statutory requirements for dementia training in long-term care settings, developed model training guidelines, and provided training to long-term care staff throughout California in order to improve the quality of care for people with Alzheimer’s and other dementia disorders; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature commends the Alzheimer’s Association for its many accomplishments and service to families living with Alzheimer’s disease and other dementia disorders on the occasion of the Association’s 25th anniversary; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 52

Senate Concurrent Resolution No. 43—Relative to Autism Awareness Month.

[Filed with Secretary of State June 17, 2005.]

WHEREAS, The Autism Society of America, Cure Autism Now, the National Alliance for Autism Research, Unlocking Autism, and numerous other organizations commemorate April as National Autism Awareness Month; and

WHEREAS, Autism is a developmental disorder that is typically diagnosed during the first three years of life and limits an individual's ability to communicate and interact with others; and

WHEREAS, Autism is four times more likely to occur in boys than in girls, but can affect anyone, regardless of race, ethnicity, or other factors; and

WHEREAS, The number of persons with autism in California doubled between 1998 and 2002, and approximately 3,000 individuals with autism are newly diagnosed and served by regional centers each year. The State Department of Developmental Services has developed and published Autistic Spectrum Disorders: Best Practice Guidelines for Screening, Diagnosis and Assessment to address the needs of this population; and

WHEREAS, Early intervention behavior analysis programs have shown that a program of intensive early intervention treatment that focuses on a multidisciplinary approach, relying in large part on family and community participation, can produce a positive outcome; and

WHEREAS, There is a significantly greater proportion of families with young children with autism requesting intervention services, and there is a great need for qualified professionals capable of diagnosing autism in a timely and accurate manner. The State Department of Developmental Services developed and implemented its Learning Collaborative model to efficiently promote diagnostic best practices through the 21 regional centers; and

WHEREAS, Current research being conducted into the biological causes and treatment regimens for autism, like that being undertaken at the Medical Investigation of Neurodevelopmental Disorders (M.I.N.D.) Institute at the University of California, Davis, is showing great promise and should be encouraged and supported; and

WHEREAS, The California Center for Autism and Developmental Disabilities Research and Epidemiology (CADDRE) in the Environmental Health Investigations Branch of the State Department of Health Services is working in partnership with the State Department of Developmental Services (DDS), Regional Centers, Northern California

Kaiser Permanente, clinics, and other providers throughout California to build a comprehensive surveillance system to count children with autism spectrum disorders (ASDs). California CADDRE also conducts studies in California to investigate possible causes and risk factors associated with autism; and

WHEREAS, People with autism need additional special education teachers, curriculum, behavioral specialists, occupational speech therapists, and medical professionals to ultimately enable them to function in the least restrictive environment; and

WHEREAS, Parental involvement, community integration, early intervention, increased acceptance of people with special needs, and systematic treatment are all key components that would help make a more favorable future likely for people with autism; and

WHEREAS, Heightened awareness of and education about autism helps to achieve these components; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby proclaims the month of April 2005 as Autism Awareness Month and acknowledges the contributions made in the area of early autism intervention treatment by experts in the field as well as the families involved; and be it further

*Resolved,* That the Legislature recognizes and commends the parents and relatives of children with autism for their sacrifice and dedication in providing for the special needs of children with autism and for absorbing significant financial costs for specialized education and support services; and be it further

*Resolved,* That the Legislature supports the goal of increasing federal funding for aggressive research to learn the root causes of autism, identify the best methods of early intervention and treatment, expand programs for individuals with autism across their lifespan, and promote understanding of the special needs of people with autism; and be it further

*Resolved,* That the Legislature continues to support research into the causes and treatment of autism by the University of California, Davis M.I.N.D. Institute, as well as the work of California CADDRE and others; and be it further

*Resolved,* That the Legislature commends the United States Department of Health and Human Services for the swift implementation of the Children's Health Act of 2000, particularly for establishing four "Centers of Excellence" at the Centers for Disease Control and Prevention to study the epidemiology of autism and related disorders and the proposed "Centers of Excellence" at the National Institutes of Health for autism research; and be it further

*Resolved,* That the Legislature stresses the need to begin early intervention services soon after a child has been diagnosed with autism,

noting that early intervention strategies are the primary therapeutic options for young people with autism, and early intervention significantly improves outcomes for people with autism and can reduce the level of funding and services needed later in life; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, the State Department of Developmental Services, the State Department of Health Services, Area Boards V and VIII, the State Department of Education, local chapters of the Autism Society, regional centers, the Association of Regional Center Agencies, Protection and Advocacy, Inc., the University of California, Davis M.I.N.D. Institute, the United States Department of Health and Human Services, the National Institutes of Health, the Centers for Disease Control and Prevention, the California School Boards Association, the State Council on Developmental Disabilities, and to each Senator and Representative from California in the Congress of the United States.

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### RESOLUTION CHAPTER 53

Senate Concurrent Resolution No. 45—Relative to International Building Safety Week.

[Filed with Secretary of State June 17, 2005.]

WHEREAS, The safety of the buildings we occupy daily is essential to the health, safety, and welfare of the residents of California; and

WHEREAS, Among the world's most fundamental laws and ordinances are those which provide standards for the safe construction of buildings in which people live, work, and play; and

WHEREAS, Local building departments are engaged in an ongoing effort to ensure that residents and individuals patronizing business within California are afforded the highest construction standards available; and

WHEREAS, Building Safety Week emphasizes the important role local building departments play in the development and maintenance of safe buildings in our communities; and

WHEREAS, Local building departments are helping to ensure the public's health, safety, and general well-being by reviewing building construction plans, issuing building permits, inspecting buildings during and after construction to ensure that they comply with the minimum necessary health and safety regulations, and enforcing the preventative work that contributes to the success of keeping the occupants of the structure safe during an emergency; and



WHEREAS, For construction and building codes to be effective and enforced, understanding and cooperation must exist between code officials and the people they serve; and

WHEREAS, Through the efforts of code officials worldwide and their cooperative relationship with the construction industry, the administration of these health and life-safety standards is assured; and

WHEREAS, Cities and counties across California are joining to promote building safety through the observation of International Building Safety Week; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature does hereby proclaim the week of May 8 to 14, 2005, as International Building Safety Week and urges all residents to participate in International Building Safety Week activities to help promote building safety, to create awareness as to the importance of construction and building codes, and to spotlight the role of the dedicated code official in administering those codes; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 54

Assembly Concurrent Resolution No. 30—Relative to the civic mission of schools.

[Filed with Secretary of State June 22, 2005.]

WHEREAS, Preparing each generation to understand and support democratic principles is the responsibility of all of our institutions and was a primary reason for the creation of public schools; and

WHEREAS, Our citizens have overwhelmingly agreed over the course of 33 years of Gallup polling that “educating young people for responsible citizenship” should be the primary purpose of our schools; and

WHEREAS, Research demonstrates that our schools are an effective place to provide systematic and sustained instruction in and opportunities for the application of democratic principles and that early adolescence is a particularly critical time for civic education; and

WHEREAS, The democratic principles that underlie our society, the structure, and functions of government, and the rights, responsibilities, and participation of citizens should be a continual and meaningful part of instruction throughout every child's education; and

WHEREAS, The importance of pupils' grasp of the concepts of civic responsibility and respect for others cannot be underestimated; and

WHEREAS, The history-social science framework goals now guiding California schools call for the integration of knowledge and cultural understanding, democratic understanding, civic values and skills attainment, and social participation at every grade; and

WHEREAS, State law requires that secondary pupils complete only a single semester-long course in government/civics; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature urges the State Board of Education and all local school governing bodies to examine current practice and develop plans to increase and broaden emphasis on principles and practices of democracy in the schools of this state; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the State Board of Education and to the author for distribution.

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#### RESOLUTION CHAPTER 55

Assembly Concurrent Resolution No. 40—Relative to the 85th Anniversary of the League of Women Voters.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, In the year 1911, California became the sixth state to give women the right to vote; and

WHEREAS, In the year 1920, after decades of fighting for the right to vote, women believed they had a responsibility to participate in public debate, and to educate voters about the important issues of the day; and

WHEREAS, On February 14, 1920, at the final convention of the National American Woman Suffrage Association in Chicago, the League of Women Voters was born, in anticipation of the ratification of the 19th Amendment to the United States Constitution, which would provide a constitutional guarantee of a woman's right to vote; and

WHEREAS, In the 1920's, the League of Women Voters secured passage of the first federal maternal and infant health care program, the Sheppard-Towner Act; and

WHEREAS, In the 1930's, the League worked diligently on American foreign policy and received an award for its efforts from the Woodrow Wilson Foundation; and

WHEREAS, In the 1960's and 1970's the League fought against discrimination in education, employment, and housing and built citizen support for economic opportunities; and

WHEREAS, The League is a nonpartisan organization that has fought for a wide-variety of issues, from free trade and the creation of the United Nations to civil rights and compulsory public education; and

WHEREAS, Other causes the League has championed include education programs to counter attacks on civil liberties, nuclear arms control, environmental regulation, a responsible state budgeting process, and protection of the rights of voters; and

WHEREAS, The League continues to battle for campaign finance reform, United States support of emerging democracies, universal healthcare, and reform of the electoral system; and

WHEREAS, The League may best be known for its sponsorship of political debates, and providing voters with a nonpartisan, issue-oriented forum from which they may make informed decisions; and

WHEREAS, In California, the League of Women Voters has continually provided reliable nonpartisan information to voters through its printed Pros & Cons on ballot measures, through its debates for certain elected offices, through its forums held throughout the state on critical topics such as state and local finance, growth and infrastructure, and constitutional revision, and through its creation of the internationally honored online election guide, Smart Voter, promoting informed citizen participation at all levels of government; and

WHEREAS, Across the United States, the League has 900 local and state Leagues, including 69 local Leagues and more than 11,000 members in California; and

WHEREAS, The commitment of its members has transformed the League of Women Voters from "the mighty political experiment" that began in 1920, when it was designed to help 20 million newly enfranchised women carry out their voting responsibilities, to what it is today: a unique, nonpartisan organization of men and women recognized as a force in mentoring political leaders, shaping public policy, and promoting informed citizen participation at all levels of government; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the people of California hereby recognize the important and unique contributions of the League of Women Voters during its 85-year history as a nonpartisan organization dedicated to increasing voter awareness and participation; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit sufficient copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 56

Assembly Concurrent Resolution No. 48—Relative to the Girl Scouts.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, Wednesday, March 12, 2005, marks the 93rd anniversary of the Girl Scouts of the United States of America; and

WHEREAS, In 1912, Juliette Gordon Low founded the Girl Scouts with just 18 girls and a dream in which she envisioned “something for all the girls,” to enable them to better serve their communities, experience the outdoors, and contribute to national and international social development; and

WHEREAS, Ninety-three years later, her efforts are responsible for creating the largest girl-serving organization in the world with membership surpassing 2.8 million nationally, of which 343,000 are girls in California; and

WHEREAS, Nationwide 233,000 troops provide opportunities for girls between 5 and 17 years of age to discover the fun, friendship, and power of girls together, as Daisy Girl Scouts, Brownie Girl Scouts, Junior Girl Scouts, Cadette Girl Scouts, and Senior Scouts; and

WHEREAS, During the 1960s, the Girl Scouts began programs and projects focused on overcoming prejudice and building relationships with those of all ages, religions, classes, and races; and

WHEREAS, That same social consciousness continues today as the Girl Scouts promote the ideals of acceptance, understanding, cultural awareness, and tolerance; and

WHEREAS, The Girl Scouts is an organization with a proud history of inclusion and acceptance, and has historically promoted diversity in its membership by accepting all girls and women, regardless of their religion, nationality, economic background, or sexual orientation; and

WHEREAS, In addition to their focus on the world around them, the Girl Scouts strive to develop each girl’s potential through skill building, technological awareness, self-esteem and image promotion, and countless other opportunities that motivate and empower girls to grow and become leaders in their own right; and

WHEREAS, Because of this focus, Girl Scouts will lead businesses and communities and take active roles in mathematics, science,

technology, and the arts and are striving to fulfill our country's economic needs; and

WHEREAS, One in four American women has been a Girl Scout and the organization is committed to outreach efforts reflective of their theme "Girl Scouting: For Every Girl, Everywhere"; and

WHEREAS, Some 50 million women have enjoyed the benefits of the Girl Scout program, as an American tradition, for 93 years; and

WHEREAS, Of the 37 women currently serving in the California Legislature, at least 11 were members of, or leaders in, the Girl Scouts of the United States of America, including Assembly Members Chu, Daucher, Karnette, Lieber, Pavley, and Runner, and Senators Alquist, Bowen, Escutia, Migden, and Romero; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature acknowledges with pride the significant role the Girl Scouts has played in mentoring young women throughout California and the nation, as an organization "where girls grow strong"; and be it further

*Resolved,* That the Legislature commends the Girl Scouts of the United States of America for 93 years of service and for inspiring millions of girls with the highest ideals of character, conduct, and patriotism; and be it further

*Resolved,* That the Legislature encourages the people of California to participate in activities and celebrations appropriate to this occasion; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 57

Assembly Joint Resolution No. 6—Relative to Darfur.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, Sudan's government and southern rebels have come to an historic, long-awaited agreement that ends Africa's longest civil war and brings hope to millions of exiled Sudanese yearning to return home; and

WHEREAS, Continued violence in the troubled region of Darfur, Sudan, previously described by the Bush administration as genocide, cast a shadow over the agreement, which does not cover the Darfur conflict; and

WHEREAS, Darfur, an area of 256,000 square kilometers constituting the western region of the Sudan, is home to an estimated five million people, a population made up of a complex tribal mix; and

WHEREAS, Large swathes of Darfur have been prone to drought and desertification, intensifying demands on its more fertile lands, making areas of Darfur subject to sporadic intertribal clashes over use of resources in recent decades; and

WHEREAS, The government of the Sudan appears to have sponsored a militia composed of a loose collection of fighters, apparently of Arab background, known as the “Janjaweed”; and

WHEREAS, With the active support of the regular army, the Janjaweed have attacked villages, targeting those suspected of supporting the rebels and committing numerous human rights violations; and

WHEREAS, The humanitarian consequences of the situation in Darfur are grave, with an estimated 70,000 innocent civilians brutally murdered, and according to the Office of the United Nations High Commissioner for Refugees, an estimated 1,600,000 people internally displaced, and more than 200,000 people forced from their homes and fleeing to neighboring Chad; and

WHEREAS, The government of the Sudan should, at the highest levels, publicly and unequivocally condemn all violations of human rights and international humanitarian law, investigate those violations, and bring the perpetrators to justice; and

WHEREAS, The Janjaweed and other militias should be immediately disarmed and disbanded, and humanitarian workers must be given full and unimpeded access to Darfur; and

WHEREAS, Refugees and displaced persons should be permitted to return to their lands and homes voluntarily, and should receive restitution or fair compensation for their losses; and

WHEREAS, Fundamental human rights must be respected in times of peace and in times of armed conflict; and

WHEREAS, The Sudan is a party to several core human rights treaties, including the International Covenant on Civil and Political Rights (ICCPR), the International Convention on the Elimination of All Forms of Racial Discrimination (ICERD), the Convention on the Rights of the Child (CRC), and the African Charter on Human and Peoples’ Rights; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That it is the sense of the Legislature of the State of California that the government of the Sudan should, at the highest levels, publicly and unequivocally condemn all actions and crimes committed by the Janjaweed, ensure that all militias are immediately disarmed and disbanded, and pursue a policy of national reconciliation, ending impunity

and ensuring the rule of law and the protection of minorities; and be it further

*Resolved*, That it is the further sense of the Legislature that humanitarian workers must be given full and unimpeded access to Darfur in order to ensure that there is no blockage in the delivery of much-needed humanitarian assistance; and be it further

*Resolved*, That it is the further sense of the Legislature that the government of the Sudan should put in place measures to ensure that human rights abuses, war crimes, and crimes against humanity are not repeated in the future and that the rule of law is restored in Darfur in conformity with internationally agreed standards; and be it further

*Resolved*, That the Legislature respectfully requests that the President and Congress of the United States continue to take all prudent and necessary steps to ensure that these matters are addressed at the highest levels of the federal government; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to each Senator and Representative from California in the Congress of the United States, to the United States Secretary of State, and to the Secretary General of the United Nations.

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## RESOLUTION CHAPTER 58

Assembly Joint Resolution No. 7—Relative to ZIP Codes.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, Many communities in California have the advantage and convenience of possessing ZIP Codes that are unique to their respective communities; and

WHEREAS, The private development sector measures economic feasibility for investing in local communities based on data collected by ZIP Codes; and

WHEREAS, Sales taxes, franchise fees, federal funding, and other city revenue sources are traced through ZIP Codes; and

WHEREAS, Cities who share ZIP Codes may lose a portion of their revenue stream to other jurisdictions which the post office recognizes as the primary geographic area for that particular ZIP Code; and

WHEREAS, Unique ZIP Codes help to develop a city's identity so that citizens can rightfully participate in their local election processes holding their own elected officials accountable; and

WHEREAS, Local political and fiscal accountability is the cornerstone of democracy; and

WHEREAS, The ZIP Codes have a wider application than the delivery of mail to the cities in California; and

WHEREAS, The United States Postal Service advises residents and businesses to identify their address by post office address rather than city address to ensure proper mail delivery; and

WHEREAS, Several cities in California also contain shared ZIP Codes and may not be aware of the negative impact such an arrangement may have on their community; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature urges the United States Postmaster to create ZIP Codes that do not encompass more than one municipality; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to the Majority Leader of the Senate, to the Minority Leader of the Senate, to each Senator and Representative from California in the Congress of the United States, and the United States Postmaster.

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## RESOLUTION CHAPTER 59

Assembly Joint Resolution No. 16—Relative to fair and equitable treatment for truck and bus drivers.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, Through the enactment of Assembly Bill No. 3049 of the 2003–04 Regular Session (Chapter 952, Statutes of 2004), California has adopted legislation that places strict standards on the holders of commercial driver’s licenses; and

WHEREAS, These state-adopted standards were approved in an effort to remain in compliance with federal requirements, but these standards may place an undue burden on commercial truck and bus drivers in certain settings; and

WHEREAS, Other states have imposed their own sets of regulations to conform with federal law, and there is no uniformity among these sets of regulations, even though uniformity should exist insofar as disqualification of commercial truck and bus drivers is concerned; and

WHEREAS, One of these “conformance/compliance” provisions of California state law is a requirement that a person who holds a



commercial driver's license, and drives a passenger car on a highway at a speed exceeding 15 miles per hour above the posted speed limit, be considered to have committed a serious traffic violation under the new law and be subject to having his or her commercial driver's license revoked, thus taking away the person's livelihood; and

WHEREAS, Until recently, all drivers had the option of attending traffic violator school or a court-supervised program of traffic safety instruction to mitigate traffic offenses, but this law does not provide that option to persons holding a commercial driver's license to attend those schools or programs for minor traffic infractions; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress and the President of the United States to take into account the adverse impact this law has on the livelihoods of commercial drivers and take the action necessary to amend the federal statutes in an expeditious manner to allow for the equal treatment of commercial drivers who are off duty and using a private vehicle when they incur minor traffic infractions; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the Speaker of the House of Representatives, to the Minority Leader of the House of Representatives, to the Senate Majority Leader, to the Senate Minority Leader, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 60

Assembly Joint Resolution No. 19—Relative to reauthorization of the federal Voting Rights Act of 1965.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, The federal Voting Rights Act of 1965 is one of the Nation's most important civil and human rights victories leading to political empowerment and voter enfranchisement; and

WHEREAS, Section 5 of the act requires specified local jurisdictions to obtain approval from the United States Department of Justice or from the United States District Court for the District of Columbia before effectuating any changes to voting practices or procedures, based on historical patterns of discrimination in those specified jurisdictions; and

WHEREAS, Sections 6 to 9, inclusive, of the act authorize the federal government to send federal election examiners and observers to the

specified jurisdictions when there is evidence of attempts to deny minority voters the right to vote; and

WHEREAS, Section 203 of the act requires certain jurisdictions to provide bilingual language assistance to voters, based on those jurisdictions having a specified concentration of citizens with limited proficiency in English; and

WHEREAS, The foregoing provisions of the act are designed to periodically expire and be renewed after the United States Congress holds hearings and makes legislative findings that the provisions remain necessary to protect the voting rights of historically disenfranchised groups; and

WHEREAS, Those provisions of the act are currently scheduled to expire in 2007 unless Congress extends them; and

WHEREAS, There is concern that making those provisions of the act permanent or applicable to all local jurisdictions equally may make it vulnerable to constitutional challenge on the grounds that the act is no longer “narrowly tailored” to address the specific injuries it was designed to remedy; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the President and Congress of the United States to declare their public support for reauthorizing the Voting Rights Act of 1965 as written, with jurisdiction-specific provisions designed to expire after a set period of time subject to renewal; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 61

Senate Concurrent Resolution No. 24—Relative to wildfire protection.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, Southern California experienced devastating wildfires in the fall of 2003 that consumed nearly 750,000 acres, destroyed nearly 3,700 dwellings, and resulted in the tragic deaths of 24 persons. Property losses in excess of \$2 billion dollars made the fires the most costly natural disaster in the state’s history. Compounding the damage caused by wildfire were the mudslides that took human life, caused significant property damage, and polluted rivers and reservoirs with tons of sediment

and other material. The fires reinforced the importance, for public safety, of adequate early warning of the approach of fire, and the need for evacuation, especially in remote areas; and

WHEREAS, California has the highest population in the United States that is situated in fire-prone wildland and urban-interface areas, of which 31 million acres are located in southern California. Large numbers of isolated communities, many of which have limited firefighting capability, remain particularly at risk; and

WHEREAS, Numerous well-known factors contributed to the devastating loss of life and property. Particularly in the autumn, dry winds, blowing coastward from the desert, and accelerating through narrow passes in the southern California mountain ranges, undergo compressional heating. Furthermore, a seven-year drought has caused the chaparral and forested areas to become tinder dry. Drought-stressed pine trees have succumbed to bark beetle infestation. Only 7 percent of the dead trees were burned in 2003, so these remain a major fire hazard in several southern California counties. Ignitions, whether initiated by arson, accident, or act of nature could result in a complex of large-area fires, which could spread across the typically hilly terrain, at a catastrophically rapid rate; and

WHEREAS, The rains of 2004 and early 2005, if sustained over time, may relieve drought conditions, even as they will certainly regenerate the very types of vegetation that burned in the 2003 fires. Accordingly, the fire season that ravaged southern California in 2003 should be viewed as cyclical, and part of the natural system. However, whereas major fires occurred once in a score of years during the early and mid 20th century, they now are experienced much more frequently. Thus, unlike other natural disasters, a return of investment in wildfire-loss mitigation is anticipated to be realized frequently, even annually; and

WHEREAS, To help deploy resources to fight wildland fires, a key decision is how optimally to deploy manpower, ground equipment, and aerial resources. This decision centers on anticipating where the fire perimeter will be at specific times in the future based on its condition, size, and predicted rate of advance. The local rate of firefront advance depends on the local topography, which changes very slowly the local vegetation, which changes, mainly seasonally, and the local meteorology, which changes often in minutes. The expanded use of remote-sensing technologies, such as unmanned aerial vehicles (UAV's) with infrared-imaging capability, in conjunction with the use of Geographic Information Systems (GIS) that can identify the current firefront position has already been recommended by the Governor's Blue Ribbon Commission. It is also critical to focus on the meteorological parameters

that affect the deployment of resources, because these are the factors that change the most rapidly; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That, in light of the annual losses in the state of life, property, and natural resources resulting from wildland fire, the California Legislature urges the federal government to provide California with federal financial assistance to be used to predict wildfire behavior. This assistance should entail the development of frequently updated, high-spatial-resolution weather forecasting during periods when disastrous large-scale fires are imminent or already burning, and would provide benefits not only to California, but to the many other states with significant risk from wildland fire; and be it further

*Resolved,* That the California Legislature respectfully requests that the National Oceanic and Atmospheric Administration (NOAA) undertake the development of a National Fire Weather Center, which would allocate resources to provide rapid and accurate meteorological information that is useful for predicting the movement of wildfire perimeters, guiding evacuations, and enabling government officials to make informed decisions about how to most effectively attack a wildfire and deploy resources. The California Legislature strongly believes that this federal investment, in conjunction with the steps underway at the state level, is a wise allocation of resources that will provide multiple long-term benefits in the future; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 62

Senate Joint Resolution No. 14—Relative to the Ben Clark Public Safety Training Center.

[Filed with Secretary of State June 27, 2005.]

WHEREAS, The Ben Clark Public Safety Training Center (BCTC) was established in 1996, and is the first operational joint public safety training center in California, located on 375 acres adjacent to March Air Reserve Base in Central Riverside County, the center of the Inland Empire and home to the first Peace Officer Standards and Training Commission peace officer training academy; and

WHEREAS, The BCTC's current training facilities include over 100,000 square feet of classroom and office space, onsite food and lodging facilities, an emergency dispatch and communications center,

a physical training complex, and interactive driving and force simulators; and

WHEREAS, The BCTC is fully operational and has been providing public safety training for over eight years, including advanced training to over 6,000 first responders from federal, state, county, and municipal governments as well as military and specialized personnel; and

WHEREAS, The BCTC has an approved Phased Master Plan complete with an approved Environmental Impact Report for the expansion of its existing campus into an area of undeveloped land which provides a natural buffer from civilian uses; and

WHEREAS, Construction is underway for a multimillion dollar Force Continuum Center, and the approved Master Plan includes training complexes for underwater dive, rescue and recovery, canine training, emergency driver training, fire rescue, corrections training, equine training, and scenario training for large scale incidents like train derailment and aircraft disasters; and

WHEREAS, The BCTC has established a series of interrelated and joint-use training partnerships with adjacent county agencies, to include the Sheriffs' Offices of San Bernardino, Orange, and San Diego Counties, that provide specialized training in a number of key security missions; and

WHEREAS, The BCTC has a strong working relationship with each branch of the Armed Forces, including the guard and reserve components. The BCTC has been utilized as a scenario village and training center by the Department of the Navy-United States Marine Corps. This training provided for timely and tailor-made combat training of our Armed Forces deploying to Afghanistan and Iraq; and

WHEREAS, The BCTC is the home of Riverside Community College and Southern Illinois University, providing fully accredited institutions of higher learning to staff and students; and

WHEREAS, Riverside Community College currently operates a state-of-the-art facility at the BCTC for the training of public safety and criminal justice professionals, including the Basic Law Enforcement Academy, Fire Technology Academy, Emergency Dispatcher Academy, Probation Officer Academy, and Correctional Officer Academy; and

WHEREAS, The BCTC and March Hospital are well located for the training of first responder personnel to terrorist attacks and other public disasters; and

WHEREAS, This training of first responder personnel benefits from convenient access to a fully equipped medical facility, a central location for the staging of interagency drills and public emergency response and training scenarios, advanced training facilities that meet time-critical

needs and continuing education requirements, and onsite health professionals and educators; and

WHEREAS, These amenities provide the federal and state government the unique opportunity to implement training mandates with minimal cost; and

WHEREAS, The BCTC, and its many active assets and surrounding training centers within the Inland Empire, can partner with the California Office of Emergency Services, the State Office of Homeland Security, and the United States Department of Homeland Security's Office of Domestic Preparedness, to receive state-directed federal funding available for national scope training initiatives that prepare the nation to prevent, deter, respond to, and recover from incidents of terrorism; now, therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature of the State of California urges the President and the Congress of the United States to recognize the Ben Clark Public Safety Training Center, located at March Air Reserve Base in Riverside County, as a leader in homeland security training throughout southern California; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, each Senator and Representative from California in the Congress of the United States, the Secretary and Deputy Secretary of the United States Office of Homeland Security, the Secretary of Defense, and to the author for appropriate distribution.

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### RESOLUTION CHAPTER 63

Assembly Joint Resolution No. 21—Relative to port customs revenue.

[Filed with Secretary of State June 30, 2005.]

WHEREAS, The State of California is committed to protecting and preserving its ports, and those employed in and around the ports; and

WHEREAS, The state supports the safe and reliable transportation of goods into and through the state; and

WHEREAS, California is home to more than 12 percent of the nation's population; and

WHEREAS, The Ports of Los Angeles and Long Beach, which together transport 43 percent of the nation's trade, 1 million cruise passengers, and more than \$200,000,000,000 in trade annually, comprise

the largest port complex in the United States and the Western Hemisphere; and

WHEREAS, California serves as an international commerce gateway between the nation and most of its trade partners and, according to the California Transportation Commission, California moves over \$400,000,000,000 in goods annually with a source or destination outside of California; and

WHEREAS, Forecasts predict that the amount of trade transported through the state's ports will triple by 2020 if adequate infrastructure improvements are completed; and

WHEREAS, California is the single largest trading entity in the United States, and three of the four largest volume container ports in the United States are located in California; and

WHEREAS, California ports, harbors, and businesses that depend on federal channels and breakwaters contribute more than \$40,000,000,000 per year to national economic output, 1.6 million jobs, and approximately \$21,000,000,000 annual personal income to the United States economy; and

WHEREAS, Federal grants for security upgrades mandated by the United States Department of Homeland Security amount to just over \$51,000,000, while it is estimated that these security upgrades will cost California's three major container ports an estimated \$200,000,000 to install; and

WHEREAS, The American Association of Port Authorities has called for the federal government to provide \$400,000,000 in port security funds annually; and

WHEREAS, The United States Coast Guard has additionally estimated that it will require \$7,300,000,000 in federal funds for its own maritime security duties during the 10-year period of 2003 to 2012, inclusive; and

WHEREAS, Limited federal port security funds have fallen short of fully funding port security needs throughout the nation; and

WHEREAS, On August 25, 2004, Stephen E. Flynn, the Jeanne J. Kirkpatrick Senior Fellow for National Security Studies at the Council on Foreign Relations testified to the House Subcommittee on Coast Guard and Maritime Transportation on the risk of terrorist attacks, stating that "the risk of harm is great or greater in the maritime and surface transportation modes"; and

WHEREAS, An internal audit report produced by the United States Department of Homeland Security entitled "Review of the Port Security Grant Program" criticized the ineffectiveness of the federal port security grant program stating, in part, that the "current design of the program compromises the program's ability to direct resources toward the nation's highest priorities"; and

WHEREAS, A Public Policy Institute of California study entitled, "Federal Formula Grants and California: Homeland Security," has found that California receives only \$5 per person to distribute to first responders in the state, while other states, such as Wyoming, received more than \$38 per capita in 2004; and

WHEREAS, California received only \$23.71 per capita in Homeland Security grant funding during fiscal years 2002-03 and 2003-04, ranking 44th in the nation; and

WHEREAS, Federal port security grants cannot be used for maintenance and operations expenditures related to security, thereby complicating emergency communications and operations duties expected of first responders; and

WHEREAS, A number of ports are located on state tidelands and, therefore, must act as stewards of the land and manage those lands in a manner that benefits all Californians; and

WHEREAS, A shut down of the ports can result in an estimated loss to the national economy of more than \$1,000,000,000 per day, as demonstrated during the shutdown of the west coast ports in 2002; and

WHEREAS, California ports are responsible for \$8,000,000,000 of the \$20,000,000,000 that the United States Customs Service collects annually in fees and duties, and none of that revenue is reinvested in the state's or country's system for moving goods because customs fees are deposited into the General Fund; now, therefore, be it

*Resolved, by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California respectfully memorializes the President and the Congress of the United States to increase federal funding for California's ports for infrastructure and security improvements; and be it further

*Resolved,* That legislation be enacted, in recognition of the unique role served by ports in California, to ensure a return of an equitable share of the customs revenues generated by, and collected from, this state; and be it further

*Resolved,* That the Legislature supports efforts by California's congressional and senate representatives to obtain an equitable share of federal port security and goods movement infrastructure funding and encourages those representatives to support measures that will guarantee that California has the funds necessary to secure and facilitate commercial activity at its many ports; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to the Majority Leader of the Senate, to each Senator and Representative from California in the



Congress of the United States, and to the Director of the Department of Homeland Security.

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RESOLUTION CHAPTER 64

Assembly Concurrent Resolution No. 5—Relative to the Abiel Barron Memorial Highway.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, The calling to be a peace officer is one of the highest vocations of public service, and any individual who accepts this calling is worthy of the highest respect and honor the community, state, and nation can provide; and

WHEREAS, Los Angeles Police Department Detective Abiel Barron, Serial Number 24314, was killed in the line of duty during the evening hours of June 25, 2003. Detective Barron was conducting a followup investigation in the Palmdale/Lancaster area and was traveling on State Highway Route 138 near its junction with State Highway Route 15 at Mormon Rocks when a driver attempting to pass slower moving vehicles on the two-lane highway collided head-on with Detective Barron's police vehicle; and

WHEREAS, Abiel Barron succumbed to injuries as a result of the collision; and

WHEREAS, Abiel Barron is survived by his wife Anne Marie Barron, daughter Lauren Barron, mother Magda Barron, brothers Sam and Arnold Barron, sister Magda Barron, and many beloved family members and friends; and

WHEREAS, Abiel Barron was born November 27, 1953, and lived in the Fontana area with his wife. Abiel Barron attended and graduated from high school in the southern California area and after high school worked as an auditor for a financial institution in San Francisco; and

WHEREAS, Abiel Barron began his career with the Los Angeles Police Department after graduating from the police academy in 1983, and after successfully completing probation was assigned to field duties in Newton Street Division in South Los Angeles; and

WHEREAS, Abiel Barron made significant contributions to public safety while assigned to the Newton Street Division for the next 12 years; and

WHEREAS, Abiel Barron was promoted to the rank of detective in 1995 and served in the capacity of an investigator in the Los Angeles Police Department's Gun Detail. After successfully completing his

detective probationary period, Detective Barron returned to his assignment of choice, that of a homicide investigator in the Newton Street Division; and

WHEREAS, Abiel Barron provided distinguished service to that community until he attained a new assignment as a detective at the Los Angeles Police Department's northeast area in 2000; and

WHEREAS, Abiel Barron continued to serve with distinction as a sex crimes investigator until his assignment to the Northeast Area homicide detail in 2001; and

WHEREAS, Abiel Barron distinguished himself as a superior homicide investigator in 2002, and was nominated for an award for bravery in saving the life of a despondent woman attempting to commit suicide by jumping from a bridge at the Los Angeles River. Detective Barron was awarded the Los Angeles Police Department's "Police Medal" for bravery that was presented to his wife posthumously; and

WHEREAS, Abiel Barron served 19 years and 7 months as a sworn peace officer for the Los Angeles Police Department and was known and respected by his fellow peace officers for his dedication to the Los Angeles Police Department and to the citizens of our state; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby designates, in acknowledgment of the many years of dedicated public service to the citizens of California provided by Abiel Barron, that portion of State Highway Route 138 from Lone Pine Canyon Road to Kruse Road as the Abiel Barron Memorial Highway; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs at those mile markers on State Highway Route 138, consistent with the signing requirements for the state highway system, showing this special designation, and, upon receiving donations from nonstate sources sufficient to cover the cost, to erect those signs; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 65

Assembly Concurrent Resolution No. 20—Relative to CHP Officer Merle L. Andrews Memorial Interchange.

WHEREAS, The calling to be a peace officer is one of the highest vocations of public service and any individual who accepts this calling is worthy of the highest respect and honor the community, state, and nation can provide; and

WHEREAS, California Highway Patrol Officer Merle L. Andrews was killed in the line of duty on December 20, 1967. Officer Andrews was attempting to arrest a man wanted in connection with a stolen vehicle, robbery, and kidnapping when the man opened fire on Officer Andrews; and

WHEREAS, Merle L. Andrews succumbed to his injuries as a result of the shooting; and

WHEREAS, At the time of his death, Merle L. Andrews was survived by his wife, Sandy Andrews, son, Carl J. Andrews, father, Carl J. Andrews, mother, Margaret C. Andrews, brother, Neil Andrews, niece, Margaret A. Cady, nephew Peter Beaver, and many beloved friends; and

WHEREAS, Merle L. Andrews was born on February 4, 1928, in Redondo Beach, California, to Carl and Margaret Andrews. His family settled in Compton where he graduated from Compton High School and attended Compton Junior College; and

WHEREAS, Merle L. Andrews took great pride in serving the United States of America by enlisting in the United States Navy serving from 1945 through 1949; and

WHEREAS, Prior to beginning his career with the California Highway Patrol, Merle L. Andrews followed in the footsteps of his father and brother by joining the Compton Police Department; and

WHEREAS, Merle L. Andrews joined the California Highway Patrol on July 8, 1958. After successfully completing his academy training, he reported to the South Los Angeles area on October 3, 1958; and

WHEREAS, During his CHP career, Merle L. Andrews made significant contributions to traffic safety and assisting the motoring public and was known by his fellow officers for his dedication to the department and to the protection of the citizens of our state; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby designates the interchange of Interstate 405 and Interstate 110 in the City of Carson in the County of Los Angeles, as the CHP Officer Merle L. Andrews Memorial Interchange; and be it further

*Resolved,* That the Department of Transportation is requested to determine the costs of erecting the appropriate signs, consistent with the signing requirements for the state highway system, showing these special designations, and upon receiving donations from nonstate sources covering the cost, to erect those signs; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 66

Assembly Concurrent Resolution No. 46—Relative to California Highway Patrol Officer David W. Copleman Memorial Highway.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, David W. Copleman was born March 7, 1958, in Little Rock, California; and

WHEREAS, His parents were Ron and Betty Copleman; and

WHEREAS, David W. Copleman attended elementary and middle school in Little Rock and attended high school in Palmdale, California; and

WHEREAS, David W. Copleman entered the California Highway Patrol Academy on the 18th of October, 1982, and graduated and was assigned to the Ventura Area Highway Patrol on the 3rd of March, 1983; and

WHEREAS, David W. Copleman was killed in the line of duty on the 6th of April, 1985, when he was in pursuit on State Highway Route 126 and was struck head-on by an uninvolved vehicle; and

WHEREAS, David W. Copleman was married to Arlene Copleman and had two children, Lajetta and Brandon; and

WHEREAS, David W. Copleman was a dedicated officer who loved his job and enjoyed the people he worked with. He was a wonderful father and husband and his greatest joy was spending time with his family. In his spare time, David W. Copleman served the community of Little Rock, California, as a volunteer firefighter; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature hereby designates the portion of State Highway Route 126 from Hallock Drive to the city limit of the City of Fillmore in the County of Ventura as the California Highway Patrol Officer David W. Copleman Memorial Highway; and be it further

*Resolved*, That the Department of Transportation is requested to determine the costs of erecting the appropriate signs, consistent with the signing requirements for the state highway system, showing these special designations, and upon receiving donations from nonstate sources covering the cost, to erect those signs; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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RESOLUTION CHAPTER 67

Assembly Joint Resolution No. 1—Relative to Dr. Dalip S. Saund.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, Dr. Dalip S. Saund immigrated to the United States from India at a time when Indian nationals were denied eligibility for American citizenship; and

WHEREAS, Thanks to his initiative and the help of Indians in California and New York, Congresswoman Clare Booth Luce and Congressman Emanuel Celler were convinced to jointly introduce a bill in the United States Congress to allow Indian nationals to become American citizens, and after a long and hard struggle the bill was signed by President Truman on July 3, 1946; and

WHEREAS, Though Dr. Saund had started as a farmhand, he obtained a Ph.D. from the University of California at Berkeley, and as a naturalized citizen started taking an active role in the political process of his adopted homeland; and

WHEREAS, In June 1950, he won his first political battle when he ran for and won a seat on the Imperial County Democratic Central Committee; and

WHEREAS, In November 1950, he was elected as a judge in Westmorland due to his exemplary grassroots campaign, but because he had not been a citizen for one full year the judgeship was denied him; and

WHEREAS, In 1952, he ran again for the judgeship against the incumbent and won, serving as judge in Westmorland for four years; and

WHEREAS, In October 1955, Dr. Saund became a candidate for Congress from the 29th Congressional District, facing a highly celebrated opponent who had rich supporters and who was a personal friend of the then President of the United States; and

WHEREAS, With the help of dedicated volunteers, Dr. Saund carried out an intensive campaign of voter registration, passed out thousands of “Saund circulars,” visited thousands of homes, and thus made a definite impact on voters, resulting in the election of the “first native of Asia” to the United States Congress on November 6, 1956; and

WHEREAS, Today, the population of Asian Americans in the United States is in excess of 10 million, and Asian Americans, and particularly Indian Americans, seeking political office invoke Dr. Saund's name, much the same way as Dr. Saund himself invoked President Lincoln's name, as a source of inspiration and a worthy role model; and

WHEREAS, November 6, 2006, marks the 50th anniversary of the historic election of Dr. Saund to the United States Congress; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California respectfully memorializes the President and Congress of the United States to urge the Citizens' Stamp Advisory Committee and the United States Postal Service to issue a commemorative stamp to honor the first Asian member of Congress, Dr. Dalip S. Saund; and be it further

*Resolved,* That the Legislature urges all Californians to celebrate September 20 of each year, Dalip S. Saund's birthday, in recognition of his outstanding achievement as the first native of Asia to be elected to Congress; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to the Majority Leader of the Senate, and to each Senator and Representative from California in the Congress of the United States, to the Citizens' Stamp Advisory Committee, and to the United States Postal Service.

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## RESOLUTION CHAPTER 68

Assembly Joint Resolution No. 10—Relative to foster care services.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, Funds available under Title IV-E of the federal Social Security Act are the largest source of federal funding for our state's foster care system, accounting for over one-third of all federal foster care funding in California; and

WHEREAS, Title IV-E funds may only be accessed when a child has been removed from his or her home and placed in foster care; and

WHEREAS, Under the current funding structure, a state has no ability to use Title IV-E dollars to provide services that will work to prevent child abuse, protect children within their homes, strengthen fragile families, and divert families from the foster care system; and

WHEREAS, Existing federal funding eligibility requirements, which tie monetary allocations to the placement of children in out-of-home care and the length of time a child spends in foster care, create disincentives to service children within their homes; and

WHEREAS, There are not enough programs, either long-term or on an emergency basis, that enable social workers to provide immediate stabilization and family maintenance services to a child at risk within his or her family of origin, even when it might be safe and in the child's best interest to keep the family intact; and

WHEREAS, Current financing restrictions can leave children who are at a low level of risk for abuse unattended until the point in time when the risk to the child is so great that removal from the home is necessary; and

WHEREAS, Title IV-E funding mechanisms encourage large caseloads at the county level, leave counties without funds to provide services unless the child enters the foster care system, and cause families that could be kept together with the provision of services to instead be separated; and

WHEREAS, The California Title IV-E Waiver Demonstration Project Application (the Title IV-E Waiver) sought by the state will allow California counties more flexibility in the use of foster care funds. Specifically, the waiver will allow social workers to provide front-end services to help attend to the needs of children and families without removing the child from the home or initiating a judicial proceeding, thereby maintaining the family unit when appropriate, focusing dependency judicial and governmental interventions on children and families most at risk, and decreasing child welfare and judicial caseloads; and

WHEREAS, The Title IV-E Waiver will enable California counties to better support vulnerable children and families and will create a vehicle for providing a full range of cost-effective services, rather than limiting the use federal foster care moneys to those children who have been placed in foster care; and

WHEREAS, States that have received waivers and thereby are released from federal funding constraints have exhibited positive results and have implemented innovative programs that provide a continuum of service shown to have significant success, including the following: (a) Illinois has used its Title IV-E Waiver to improve foster care services and has dramatically decreased the number of children in foster care from over 50,000 foster youth to 19,000 in just five years. Social worker caseloads consequently dropped from an average of 45-60 cases to 14-18 cases, enabling those on the front line to focus their time and attention on children and families most in need. (b) Delaware used waiver authority

to help parents overcome substance abuse problems, reducing by nearly one-third the amount of time children spent in foster care. (c) Maryland used waiver-based innovations to move more than 300 children from foster care limbo to permanent homes or guardianship. (d) Connecticut used the waiver process to develop intensive mental health services, reducing the duration and number of youth in highly restrictive settings and helping kids return to home more quickly. (e) Most recently, Ohio was granted waiver authority to enhance an array of services to help facilitate reunification and to increase prevention services; and

WHEREAS, The Counties of Alameda, Humboldt, Los Angeles, Orange, Placer, Sacramento, San Francisco, Santa Clara, and Yolo seek the opportunity to work together with the state to create improved child welfare services through the use of a Title IV-E waiver; and

WHEREAS, The 2003 federal review of California's foster care system found that California failed all seven outcome measures. If the state does not improve its services, it will incur up to \$18 million in penalties; and

WHEREAS, The Pew Commission on Foster Care, an independent entity chaired by the Honorable Bill Frenzel and the Honorable William Gray, recommended that federal funds for foster care be reformed to increase programmatic flexibility and reliability of federal funding. A report released by a related Pew initiative similarly found that "current federal funding mechanisms encourage an over-reliance on foster care at the expense of services that move children to permanent families and help keep families safely together"; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature declares its strong support for, and urges federal approval of, the California Title IV-E Waiver Demonstration Project Application (the Title IV-E Waiver) submitted to the United States Department of Health and Human Services on May 24, 2004; and be it further

*Resolved,* That the Legislature urges the State Department of Social Services to work with counties and others to address ongoing issues and to promptly submit a final revised Title IV-E Waiver application addressing those issues; and be it further

*Resolved,* That the California State Legislature urges the United States Department of Health and Human Services to expeditiously approve the Title IV-E Waiver, thereby allowing the State of California to make changes and innovations necessary to improve outcomes and services for vulnerable at-risk, abused, and neglected children; and be it further

*Resolved,* That the Legislature respectfully memorializes the Congress of the United States, and urges states and counties, to enact laws and policies that will allow for more flexible use of federal child welfare funding to support the needs of children and families at risk, even if the



child is not removed from the home or formally made part of the child welfare system.

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## RESOLUTION CHAPTER 69

Senate Concurrent Resolution No. 41—Relative to school crossing guards.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, School crossing guards have played a vital role in ensuring the safety of children for many years; and

WHEREAS, School crossing guards are responsible for reporting to a designated street corner, safely escorting children across busy crosswalks or intersections, and monitoring the flow of traffic to ensure the safe passage of children; and

WHEREAS, School crossing guards exercise sound independent judgment in their conduct of work, interact with, and enjoy a high degree of respect from, children, parents, and all other members of our community, are responsible, and display enthusiasm in working with children; and

WHEREAS, According to the United States Department of Transportation, children ages 5 to 15, inclusive, have the highest pedestrian injury rates in the nation; and

WHEREAS, Elementary school children are of particular concern because they are often deficient in cognitive skills necessary to successfully interact with traffic; and

WHEREAS, Men and women who serve as school crossing guards have the important task of ensuring the safety of schoolchildren; and

WHEREAS, Serving as a school crossing guard is often dangerous, as evidenced by the death of Byron G. “Bud” Brown Sr.; and

WHEREAS, Byron G. “Bud” Brown Sr., an 85-year-old man who began serving as a school crossing guard in the 1980s, was fatally injured near Westmore Oaks Elementary School in West Sacramento on October 9, 2003; and

WHEREAS, Mr. Brown had just guided several Westmore Oaks Elementary School pupils across the street when he was struck by a car on Park Boulevard; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby recognizes the significant task of men and women who serve as school crossing guards of ensuring the safety of schoolchildren; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 70

Assembly Concurrent Resolution No. 16—Relative to the CHP Sergeant Gary R. Wagers Memorial Interchange.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, California Highway Patrol Sergeant Gary R. Wagers died in a patrol vehicle collision in the line of duty while pursuing a traffic violator at high speed in the early morning hours of March 15, 2001, on State Highway Route 113 at the interchange with State Highway Route 5, in Woodland; and

WHEREAS, Sergeant Wagers graduated high school in Allegan, Michigan and was a graduate of California State University, Sacramento; and

WHEREAS, Sergeant Wagers joined the California Army National Guard in 1970 and retired in 1998 at the rank of Lieutenant Colonel, after receiving many awards, including the Army Achievement Medal, Reserve Commendation Medal, Meritorious Service Medal, and National Defense Medal; and

WHEREAS, Sergeant Wagers graduated from the California Highway Patrol Academy and was appointed as a State Traffic Officer on August 9, 1979; and

WHEREAS, Officer Wagers was promoted to the rank of State Traffic Sergeant on March 1, 1992; and

WHEREAS, Sergeant Wagers was an admired and respected 22-year veteran of the California Highway Patrol, having served in the West Los Angeles, Westminster, South Sacramento, Riverside, Santa Ana, and Woodland Areas as well as at California Highway Patrol Headquarters and California Highway Patrol Air Operations; and

WHEREAS, Sergeant Gary R. Wagers, as a result of his steadfast dedication to the citizens of the State of California, and his commitment and contributions to the safety of the motoring public, represented the Department of California Highway Patrol in an outstanding manner; and

WHEREAS, Sergeant Wagers is survived by his wife, Linda, his daughter Shelly Wagers, his son and daughter-in-law Garrett and Christine Wagers, his stepdaughter and son-in-law Carrie and Kevin Fellhoelter, and his mother Joyce Wagers; and

WHEREAS, Sergeant Wagers had many close friends in the California Highway Patrol who were shocked and saddened by the loss of their fellow officer; and

WHEREAS, In recognition of his ultimate sacrifice for the citizens of the state, it would be a fitting tribute to Sergeant Wagers to designate the interchange of State Highway Route 5 and State Highway Route 113 as the “CHP Sergeant Gary R. Wagers Memorial Interchange”; and

WHEREAS, This memorial interchange will continue to remind us of the sacrifices that California Highway Patrol and other peace officers make on a daily basis; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the interchange of State Highway Route 5 and State Highway Route 113 be designated the “CHP Sergeant Gary R. Wagers Memorial Interchange”; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate plaques and markers, consistent with the signing requirements for the state highway system, showing that special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those plaques and markers; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Department of Transportation and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 71

Assembly Concurrent Resolution No. 68—Relative to the Tall Ships Challenge 2005.

[Filed with Secretary of State July 7, 2005.]

WHEREAS, During California’s Sesquicentennial Celebration in 1999, and then again in 2002, tall ships from maritime nations around the world visited the California ports of San Francisco, Los Angeles, and San Diego; and

WHEREAS, Beginning with California’s Sesquicentennial in 1999, the Tall Ships, such as the Guayas (Ecuador), Gloria (Columbia), Kaiwo Maru (Japan), R Tucker Thompson (New Zealand), Amerigo Vespucci (Italy), Europa (the Netherlands), Concordia (Canada), Batkishvna (Ukraine), Nippon Maru (Japan), Cuauhtemoc (Mexico), Esmeralda (Chile), Juan Sebastian de Elcano (Spain), and Kaisei (Antigua) have visited California’s ports; and

WHEREAS, These foreign tall ships were joined in the celebrations by several of California's own tall ships from our own ports; and

WHEREAS, These tall ship visits were aided by funding from the state to assist these ports in hosting these vessels; and

WHEREAS, California has seen an increase in foreign tall ship visits as a result of the efforts of the sponsors of these events and their port cities; and

WHEREAS, These visits were a financial boost to these ports by drawing record breaking crowds to visit the ships; and

WHEREAS, These visits received widespread national and international media coverage and boosted California's status as a worldwide, international, economic power; and

WHEREAS, The visits of these tall ships increased California's appreciation for its rich maritime history and traditions dating back to the earliest days of California's recorded history; and

WHEREAS, The international sail training movement has served to bring tall ships and young sailors from North America and around the world to the shores and harbors of the United States each year in friendly international competition and in celebration of the enduring values of teamwork, adventure, and courage that built a great society in North America; and

WHEREAS, The San Diego Maritime Museum, the Los Angeles Maritime Institute, and Sail San Francisco have joined together to bring the tall ships to California once again in 2005; and

WHEREAS, Many of these tall ships will follow an historic route that takes them around the Pacific Rim; and

WHEREAS, Tall ships events bring local people together with visiting sailors from across the ocean in a shared sense of excitement that is truly unique, joining appreciation for maritime history and traditions in celebrations that are an extraordinary cross-cultural experience; and

WHEREAS, The great historic port cities of San Francisco, Los Angeles, and San Diego, California will serve as hosts to these gatherings of tall ships, which evoke the history of California in the climactic phase of the heroic age of sail; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California commends the Ports of San Francisco, Los Angeles, and San Diego and their continuing commitment to the values that built a great nation and brought the peoples and cultures of the world together, and their dedication to the personal growth and development of the young people who will lead the nation and the world in the next generation; and be it further

*Resolved,* That the Legislature of the State of California congratulates the nonprofit organizers of the host ports, namely, the San Diego

Maritime Museum, the Los Angeles Maritime Institute, and Sail San Francisco on their efforts to provide a warm California welcome to the tall ships of the Tall Ships Challenge 2005, and for their commitment to the important work carried on by those ships; and be it further

*Resolved*, That the Legislature of the State of California commends the State Coastal Conservancy for its steadfast encouragement and support for these tall ship events as part of its mission; and be it further

*Resolved*, That the Legislature of the State of California commends those nations who are participating in the Tall Ship Challenge 2005 and invites all tall ships to continue to visit California for the mutual benefits derived by these visits; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 72

Senate Concurrent Resolution No. 8—Relative to the Pearl Harbor Memorial Highway.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, On December 7, 1941, just before 8 a.m. on a Sunday morning, the first wave of bombers began the attack on Pearl Harbor that led the United States into World War II. It was an unforgettable day for those who lived through it and one which called America forth to defend itself, and in so doing, inspired a generation of Americans to rise and lead the defense of freedom around the world; and

WHEREAS, On December 7th, 1941, 2,335 people were killed in action and 1,178 were wounded; and

WHEREAS, The majority of the Pacific Fleet that was damaged and sunk in the attack was at one time home ported in California, but was deployed to Pearl Harbor by President Franklin D. Roosevelt just prior to the war; and

WHEREAS, California is home to about 2000 brave and patriotic survivors and it is their desire to honor both those that lost their lives and those that went on to protect the United States; and

WHEREAS, It is important and fitting that we pay tribute to and commemorate the gallant men and women who defended our country in its darkest hour; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the Legislature hereby designates the portion of Interstate Highway 10 located in California from its starting point at

State Highway Route 1 in the City of Santa Monica to its terminus at the Arizona state line at the Colorado River as the Pearl Harbor Memorial Highway; and be it further

*Resolved*, That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signage requirements for the state highway system, showing these special designations, and, upon receiving donations from nonstate sources covering the cost, to erect those signs; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 73

Senate Concurrent Resolution No. 12—Relative to CHP Officer Artie J. Hubbard Memorial Freeway.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, California Highway Patrol Officer Artie J. Hubbard, was born on December 17, 1951, in Stockton, California; and

WHEREAS, Officer Artie J. Hubbard graduated from East Union High School in Manteca, California in 1970. After high school, Officer Hubbard attended Delta College and graduated in 1973 with an AA degree in Criminal Justice; and

WHEREAS, Officer Hubbard joined the California Highway Patrol in January of 1974. After completing academy training, he reported to the Central Los Angeles Office. Throughout Officer Hubbard's years in Central Los Angeles, he was assigned to motorcycle patrol, as a field training officer, and worked protective services details. In 1984, Officer Hubbard was voluntarily transferred to the South Sacramento Office; and

WHEREAS, On April 5, 1985, Officer Hubbard was involved in a serious car accident, where he sustained major head injuries. While bravely responding to an 11-99 (officer needs help) call, Officer Hubbard failed to negotiate a curve and his CHP Mustang slid off the roadway and struck a utility pole; and

WHEREAS, Officer Hubbard was placed on life support and was cared for in his parents' home for more than ten years. Tragically, on December 8, 1995, Officer Hubbard, 43, succumbed to his injuries as a result of the collision; and

WHEREAS, Officer Hubbard is survived by his mother Helen Hubbard, his sister Roseada Beggs, his brother Mike Hubbard, and many beloved family members and friends; and

WHEREAS, Officer Hubbard will always be admired for his hard work and dedication to the California Highway Patrol. Officer Hubbard was an outstanding man and will never be forgotten; and

WHEREAS, In recognition of his ultimate sacrifice for the citizens of the state, it is befitting that, on northbound and southbound portions of State Highway Route 5, from Pocket Road to the southern boundary of the City of Sacramento, appropriate signs be placed to honor the memory of this selfless officer; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby designates the portion of State Highway Route 5 from Pocket Road to the southern boundary of the City of Sacramento in the County of Sacramento as the CHP Officer Artie J. Hubbard Memorial Highway; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements, for the state highway system, showing this special designation, and, upon receiving donations from nonstate sources sufficient to cover the cost, to erect those signs; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the Department of Transportation and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 74

Senate Concurrent Resolution No. 18—Relative to California Indian Heritage Month.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, President George W. Bush proclaimed November 2003 as National American Indian Heritage Month in recognition of American Indians and Alaskan Natives; and

WHEREAS, California Indians, through their rich cultural traditions and proud ancestry, have made vital contributions to the strength and diversity of our society; and

WHEREAS, In recognition of the sovereignty of the California Indian nations to be self-governing, self-supporting, and self-reliant, we are working to protect and enhance tribal resources; and

WHEREAS, As of the last census, over 330,000 American Indians were living in California, more than any other state; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature proclaims that the month of November 2005 be recognized as California Indian Heritage Month, encourages the observance of this event with activities that celebrate our uniqueness as Americans, and takes this opportunity to commend California Indian nations for their outstanding contributions to this great state; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 75

Senate Concurrent Resolution No. 22—Relative to California Hispanic Heritage Month.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, President Lyndon B. Johnson first proclaimed and designated the week that included September 15 and 16 in 1968, as National Hispanic Heritage Week, as a result of a Joint Resolution approved by Congress on September 17, 1968, in recognition of the contributions of Hispanic Americans to American culture and history; and

WHEREAS, The original weeklong commemoration was changed by Public Law No. 100-402, which took effect on January 1, 1989, to National Hispanic Heritage Month that is to include the 31-day period beginning September 15 and ending on October 15; and

WHEREAS, The objectives of National Hispanic Heritage Month are to create a greater awareness of the contributions of Hispanic Americans to American culture, to illustrate the diversity of the Hispanic American community, and to encourage a greater curiosity within young people about the rich history and cultural heritage of Hispanic Americans; and

WHEREAS, Hispanic influence is evident in American culture in, among other things, music, art, science, food, humanities, and business and trade; and



WHEREAS, Hispanic Americans from the time of the Revolutionary War to the War on Terrorism subsequent to September 11, 2001, have proudly served this country in the Armed Forces, and, during their course of service, 38 Hispanic Americans, including nine from California have been awarded the Congressional Medal of Honor, the highest honor conferred for military bravery and heroism above and beyond the call of duty; and

WHEREAS, There are nearly 11 million Hispanic Americans in California; and

WHEREAS, Hispanic Americans have contributed to the development and success of California by playing major roles in building this state through agriculture, medicine, science, entertainment, business, education, civil rights, politics, and sports; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature hereby proclaims September 15 to October 15, 2005, inclusive, as California Hispanic Heritage Month, and encourages all Californians to observe this event in communities throughout the state; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 76

Senate Concurrent Resolution No. 40—Relative to preservation of state authority over siting of liquefied natural gas facilities.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, The California Constitution establishes the Public Utilities Commission, with jurisdiction over all public utilities; and

WHEREAS, The California Constitution grants the commission certain general powers over all public utilities subject to its jurisdiction, including the ability to establish rules, subject to control by the Legislature; and

WHEREAS, The California Constitution provides that all private corporations and persons that own, operate, control, or manage a line, plant, or system for the production, generation, transmission, or furnishing of heat, light, or power directly or indirectly to or for the public are public utilities subject to control by the Legislature; and

WHEREAS, Under the Public Utilities Act, a gas corporation is a public utility subject to the jurisdiction of the commission, and includes every corporation or person owning, controlling, operating, or managing

any gas plant for compensation within the state, with certain exceptions; and

WHEREAS, Under the Public Utilities Act, a gas plant includes all real estate, fixtures, and personal property, owned, controlled, operated, or managed in connection with, or to facilitate the production, generation, transmission, delivery, underground storage, or furnishing of, gas, natural or manufactured, except propane; and

WHEREAS, Under the Public Utilities Act, the commission is authorized, after a hearing, to require every public utility to construct, maintain, and operate utility facilities in a manner so as to promote and safeguard the health and safety of its employees, customers, and the public, and every gas corporation is required to obtain a certificate of public convenience and necessity before constructing any gas plant, line, or extension; and

WHEREAS, California natural gas consumers may receive substantial benefit from a liquefied natural gas (LNG) facility in California and those consumers have a direct interest in the siting of an LNG facility; and

WHEREAS, It is in the public interest for the state to conduct an orderly and comprehensive public assessment of the impacts of the construction and operation of LNG facilities on the economy, consumers, the environment, and the public health and safety; and

WHEREAS, The Federal Energy Regulatory Commission (FERC) is composed of five commissioners appointed by the President with the advice and consent of the Senate, for five-year terms, and each commissioner has an equal vote on regulatory matters; and

WHEREAS, Section 7 of the Natural Gas Act (15 U.S.C. Sec. 717f) authorizes FERC certification of onshore LNG facilities involving interstate pipelines; and

WHEREAS, FERC's opposition to meaningful state and local involvement in LNG facility siting has led to a dispute with the California Public Utilities Commission over the extent of FERC's jurisdiction over onshore LNG facilities serving intrastate pipelines, and the issue is currently before the United States Court of Appeals for the Ninth Circuit for resolution; and

WHEREAS, Eighteen members of the Congress of the United States have filed an amicus (friend of the court) brief on behalf of the Public Utilities Commission in its dispute with FERC; and

WHEREAS, In the amicus brief, Congressman Ed Markey writes: "... While my 1979 LNG siting bill clearly envisioned a federal role in the siting of new LNG facilities, it also directed that such facilities be remotely located. Unfortunately, the Transportation Department and FERC have failed to follow that directive. At the same time, my bill

never preempted State public safety and emergency response authorities, reflecting Congress' view that State Governments needed to be able to take action to protect their populations from hazards represented by proposals to site new LNG facilities in densely populated urban areas. The amicus brief that we've filed reflects Congressional support for retention of such authorities by the States.”; and

WHEREAS, FERC's opposition to meaningful state and local involvement in LNG facility siting has led it to also seek legislation in Congress to grant FERC unambiguous control, including the power of eminent domain, over the siting of LNG import terminals; and

WHEREAS, There exists proposed federal legislation intended to grant FERC exclusive jurisdiction over all LNG facilities and to therefore preclude any state or local government from having any decisionmaking authority with respect to the siting of LNG facilities; and

WHEREAS, The proposed federal legislation, if enacted, would prohibit state or local officials from independently conducting safety inspections of LNG facilities and enforcing safety violations; and

WHEREAS, There is currently pending a proposal to construct and operate a LNG terminal at the Port of Long Beach, to be located on state tidelands operated by the City of Long Beach through the Port of Long Beach, as a public trust granted by the state; and

WHEREAS, If there were an accidental release or catastrophic event, such as a terrorist attack, upon a LNG terminal at the Port of Long Beach, it could have disastrous consequences; and

WHEREAS, States should be regulating the safety and siting of LNG facilities in their states, which do not involve interstate pipelines, because the states regulate the intrastate pipelines that interconnect with the LNG facilities; and

WHEREAS, States have a much better understanding than the FERC of the natural physical aspects of a location, such as the effects from a major earthquake on a proposed LNG facility; and

WHEREAS, To grant FERC exclusive control over the siting of LNG import terminals would be inconsistent with numerous federal regulatory systems in which Congress has respected the rights of states to protect their coastlines, to protect their environment, and to protect the safety of their citizens, including the Coastal Zone Management Act, the Natural Gas Pipeline Safety Act, the Clean Water Act, and the Clean Air Act; and

WHEREAS, To deprive citizens of a state forum within which to resolve concerns over safety and injury to the environment is contrary to the public interest; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California memorializes

the President and Congress to take necessary action to preserve state and local authority over the siting of liquefied natural gas facilities; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the President of the United States, to all Members of the Congress of the United States, and to the Federal Energy Regulatory Commission.

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## RESOLUTION CHAPTER 77

Senate Joint Resolution No. 12—Relative to wine labeling.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, California is the fourth largest wine producer in the world after France, Italy, and Spain; and

WHEREAS, The California wine industry has an annual impact of \$45.4 billion on the state's economy, and produces the number one finished agricultural product in the state; and

WHEREAS, The California wine industry creates more than 200,000 jobs, billions of dollars in economic activity, and preserves agricultural land and the family farm; and

WHEREAS, The California wine industry generates higher taxes than most industries because, as a regulated industry, it pays excise taxes to state and federal governments on every bottle of wine; and

WHEREAS, California receives over \$2 billion in taxes and other business licenses and fees from the wine industry; and

WHEREAS, The federal government, other states, and local municipalities collect an additional \$3.7 billion in tax revenues a year from the California wine industry; and

WHEREAS, Winery tourism is very popular and contributes significantly to the rural economy, as many state tourism departments feature their wineries as major tourist attractions and prompt tourism expenditures of some \$1.3 billion annually; and

WHEREAS, The California wine industry is a leader in the stewardship of natural resources and the environment, preservation of agricultural land and open space, and overall enhancement of Californians' lifestyles; and

WHEREAS, Wineries are almost always located in rural areas, near the source of the winegrapes, and the combination of vineyards and wineries provides a stable, year-round, and flexible base of rural employment; and

WHEREAS, Wineries and winegrape growers have made a major commitment to implement sustainable practices, that are environmentally sound, economically viable, and socially responsible; and

WHEREAS, Despite the challenges of intense global competition, trade barriers, agricultural pests, and the constant threat of increased taxes and regulations, the state's wine industry is strong and is a major contributor to the economic vitality of California; and

WHEREAS, The federal 2006 budget proposes \$29 million in user fees to be collected by the Department of the Treasury's Tax and Trade Bureau for wine label, formula, and permit applications and administrative costs; and

WHEREAS, Federal law requires Tax and Trade Bureau approval for any changes to wine labels, including any changes in vintage dating, blending requirements, source of grapes, and alcohol content, resulting in virtually all wine labels needing annual federal approvals; and

WHEREAS, Since 80 percent of the 110,000 labels approved annually by the federal Tax and Trade Bureau are submitted by wineries, this proposal would have a serious impact on the nation's 4,000 small family-owned wineries; and

WHEREAS, Most of California's 1,100 wineries are small family-owned businesses and will shoulder a disproportionate share of this new cost; and

WHEREAS, Congress would have to pass authorizing legislation to implement the new fee proposed in the 2006 federal budget; now therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress of the United States to protect and preserve the ability of small family-owned wineries to contribute to the economy of California and the nation by opposing and defeating the 2006 budget proposal for \$29 million in user fees to be collected by the Department of Treasury's Tax and Trade Bureau for label, formula, and permit applications and administrative costs; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President of the United States, and to all members of the Congress of the United States.

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#### RESOLUTION CHAPTER 78

Senate Concurrent Resolution No. 46—Relative to the Ruben Salazar Memorial Highway.

[Filed with Secretary of State July 12, 2005.]

WHEREAS, Ruben Salazar was born in Ciudad Juarez, Chihuahua, across the Rio Grande from El Paso on March 3, 1928. Eleven months later his parents, Luz Chavez and Salvador Salazar, a watch repairman, moved across the river to El Paso, Texas, where Ruben was raised. After high school he entered the United States Army, where he served a two-year tour of duty just before the Korean conflict. Out of the service and now an American citizen, Salazar entered the University of Texas at El Paso (UTEP) and received his bachelor of arts in journalism in 1954. During his last two years as a student at UTEP he worked as a reporter for the El Paso Herald Post, where he demonstrated both great interest and skill in investigative reporting; and

WHEREAS, While working as a reporter at the El Paso Herald Post, he became deeply aware of police mistreatment of Mexicans and wrote extensively on the brutality against Mexican-Americans in Texas prisons. After graduation, Salazar took a job with the Press Democrat in Santa Rosa, California. Three years later, he left the staff of the Press Democrat for a reportorial position with the San Francisco News. Having served his seven years of apprenticeship, in 1959 he moved south as a reporter on the city staff of the Los Angeles Times; and

WHEREAS, During his six years at the Los Angeles Times in the city room, he persuaded his superiors to allow him to write a column, sometimes troublesome for the Times, in which he gave voice to the problems and concerns of eastside Chicanos. He continued to give evidence of his ability as a reporter, writing a series of articles on the Los Angeles Latino community in 1963, for which he received an award from the California State Fair, the Los Angeles Press Club, and the Equal Opportunity Foundation. In addition to his awards, the series also earned him a well-deserved reputation for conscientious and objective reporting. In 1965, Salazar was sent to cover the civil war in the Dominican Republic, where he described the views of the rebels and the reaction to the U.S. involvement. Later that year, Salazar was sent by the Times to Vietnam as a foreign correspondent to cover the rapidly escalating American involvement there, of special interest to the Latino community because of the proportionately large number of Mexican-Americans in the U.S. forces and among the casualties. He was one of two Times correspondents in Vietnam during the period of increased U.S. involvement; and

WHEREAS, In late 1966, Ruben Salazar left Vietnam and was called back by the Times and placed as the bureau chief in Mexico City, thus becoming the first Mexican-American to hold such a position at a major newspaper. He covered stories throughout Latin America including the

first conference of the Latin American Solidarity Organization in Cuba in 1967. In 1968, he covered a student demonstration in Mexico City when Mexican soldiers opened fire; and

WHEREAS, In late 1968, Salazar returned to Los Angeles with a special assignment to cover the Mexican-American community, in which the Chicano movement was beginning to move into high gear. Aware of the increasing importance and rising militancy of Mexican-Americans, in the following year the Times took steps, involving Salazar, to focus more sharply on the Chicano community. In early 1970, he began writing a weekly column featured on the Friday Opinion page explaining and interpreting Chicano life and culture to the greater Los Angeles community; and

WHEREAS, In January of 1970, Salazar decided to accept a position as news director of station KMEX-TV and planned to leave the Times. The response of the Times was to suggest that in his new position Salazar continue writing his weekly column. He decided he could handle both jobs and subsequently used both forums to articulate the many grievances that Mexican-Americans had nursed for so long. A political moderate, he nevertheless spoke out fearlessly, condemning racism, prejudice, and segregation. Abuses by the police became the special target of his hard-hitting weekly essays, and he repeatedly pointed out in his column the much higher than average Mexican-American casualty rate in the Vietnam War. As a result of his articles, he was under investigation by the Los Angeles Police Department and the FBI, and pressure was put on him to tone down his language; and

WHEREAS, When the National Chicano Moratorium, a committee of Chicanos who opposed the Vietnam War, called a march for August 29, 1970, in Los Angeles, Ruben Salazar naturally was present at the event in his dual capacity. Approximately 20,000 members from all over the United States had gathered to decry the Vietnam War since Chicanos had the highest number of casualties in proportion to their population. With his crew from KMEX he covered the march from Belvedere Park to Laguna Park. As trouble began at a nearby liquor store, it quickly led to a confrontation between the police and marchers, which led to rioting and looting covering 28 blocks. The violence led to 200 arrests, 60 injured, and three deaths. As the day grew late into the afternoon, the riot moved east on Whittier Boulevard toward the Silver Dollar Café. Attempting to avoid the riot-ridden streets, Ruben Salazar and his news crew stopped to have a drink in the Silver Dollar Café. Shortly after they entered the Silver Dollar Café, a deputy fired a high-velocity 10-inch tear gas projectile meant for piercing walls, into the café and hit Salazar in the head. Ruben Salazar was killed instantly, suffering a projectile wound of the temple area causing massive injury to the brain. The

subsequent 16-day coroner's inquest ruled Salazar's death a homicide, but there was never any legal action; and

WHEREAS, Salazar's tragic death was a consequence of the contentious and often racially heated period of time. His informed, articulate, and level-headed voice for social change inspired many in the Latino community, and his legacy has encouraged Latinos to enter the field of journalism. In 1971, he was posthumously awarded a special Robert F. Kennedy Journalism Award for his columns, which communicated the culture and alienation of Chicanos effectively and compassionately. He received the highest *Raza* accolade, a *corrido* describing his contributions to *La Raza*. Ruben Salazar's life and death has been recognized and honored with awards, scholarships, public schools, and community centers in his name. Most notably, after the controversy of his death had subsided, Laguna Park was renamed Salazar Park in his honor. In July of 1976, Salazar was honored by the California State University of Los Angeles in the renaming of South Hall to Ruben Salazar Memorial Hall. On the 10th anniversary of his death, his widow, Sally Salazar, was the guest of honor at the dedication of the Ruben Salazar Library in Santa Rosa, California; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the Legislature hereby officially designates that the portion of State Highway Route 710 between East Cesar E. Chavez Avenue and State Highway Route 60 located in the County of Los Angeles as the "Ruben Salazar Memorial Highway"; and be it further

*Resolved*, That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements for the state highway system, showing this special designation, and upon receiving donations from nonstate sources sufficient to cover that cost, to erect those signs; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the Department of Transportation and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 79

Assembly Concurrent Resolution No. 22—Relative to the Charles R. Drew University of Medicine and Science and the Martin Luther King General Hospital.

[Filed with Secretary of State July 18, 2005.]



WHEREAS, Assembly Concurrent Resolution 139, which was passed by the Legislature in 2004 (Resolution Chapter 43 of the Statutes of 2004), has been one of the instruments through which the Charles R. Drew University of Medicine and Science and the Martin Luther King General Hospital are being reorganized; and

WHEREAS, Pursuant to the advice of the five medical schools of the University of California, the Charles R. Drew University of Medicine and Science is being upgraded; and

WHEREAS, The California Endowment's Steering Committee on the Future of Charles R. Drew University of Medicine and Science has made some constructive recommendations; and

WHEREAS, The Board of Trustees of the Charles R. Drew University of Medicine and Science has new members of national stature; and

WHEREAS, There have been numerous efforts to improve the operations of the Martin Luther King General Hospital; and

WHEREAS, The Charles R. Drew University of Medicine and Science and the Martin Luther King General Hospital are known as the King/Drew Medical Center; and

WHEREAS, The future of the Charles R. Drew University of Medicine and Science and the Martin Luther King General Hospital looks bright; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California urges the Board of Supervisors of the County of Los Angeles and the Board of Trustees of the Charles R. Drew University of Medicine and Science to enter into a joint agreement to name a Chief Executive Officer to administer the university and the Martin Luther King General Hospital, and that the Chief Executive Officer be granted full authority over the joint operations of the university and the hospital; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to each member of the Board of Supervisors of the County of Los Angeles and each member of the Board of Trustees of the Charles R. Drew University of Medicine and Science.

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## RESOLUTION CHAPTER 80

Assembly Concurrent Resolution No. 42—Relative to the Province of Jeju, Republic of Korea.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, The sister city-state program, inaugurated in 1956 by President Dwight D. Eisenhower, has resulted in greater friendship and understanding between the people of the United States and other nations through direct contact, formal declarations of goodwill, and a spirit of cooperation; and

WHEREAS, We live in an interconnected world with a global economy, in which international friendship, collaboration, and cultural understanding are of the utmost importance; and

WHEREAS, The Republic of Korea is one of California's largest export markets, although Korean investment in California is relatively small; and

WHEREAS, Approximately 25 percent of the world's population resides in Northeast Asia, and the Province of Jeju, Republic of Korea, is geographically situated in the heart of Northeast Asia within a two hour flight time of 18 major Asian cities with populations over five million; and

WHEREAS, The South Korean government has designated Jeju City a Free International City in order to foster tourism and trade in the Province of Jeju, reduced tariffs and barriers to foreigners entering the Province of Jeju, and implemented a number of measures to promote foreign direct investment into the Province of Jeju; and

WHEREAS, The Province of Jeju was designated World Peace Island by the South Korean government in 2004 and has since hosted international conventions and forums by organizations such as the Asian Development Bank, the Pacific Asia Travel Association, and the United Nations Environmental Program for leading domestic and international figures; and

WHEREAS, The South Korean government is investing in the Province of Jeju for the development of a tourism port as well as complexes dedicated to tourism, resort-style residences, and the development of science and technology; and

WHEREAS, California and the Province of Jeju have much in common, including a strong tourism industry, a specialized agricultural industry important to the region's economy, and a desire to protect the local ecology; and

WHEREAS, The Cities of Los Angeles and Santa Rosa are already cultivating sister city relationships with Jeju City and Bukjeju City, respectively, in the Province of Jeju; and

WHEREAS, A sister-state relationship between California and the Province of Jeju would promote international trade, commerce, and tourism, increase the potential for commercial relationships, and foster cultural exchanges; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature of the State of California, on behalf of the people of the State of California, extends to the people of the Jeju Province, Republic of Korea, through the Governor of Jeju Province, an invitation to join the State of California as a sister state; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 81

Assembly Concurrent Resolution No. 43—Relative to labor.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, Section 1 of Article XIV of the California Constitution declares, “The Legislature may provide for minimum wages and for the general welfare of employees and for those purposes may confer on a commission legislative, executive, and judicial powers”; and

WHEREAS, Pursuant to this constitutional authorization, the Legislature enacted Section 1173 of the Labor Code, conferring upon the Industrial Welfare Commission (IWC) the authority “to ascertain the hours and conditions of labor and employment in the various occupations, trades, and industries in which employees are employed in this state, and to investigate the health, safety, and welfare of those employees”; and

WHEREAS, The California Supreme Court has affirmed that the IWC “is the state agency empowered to formulate regulations (known as Wage Orders) governing employment in the State of California” (*Tidewater Marine Western, Inc. v. Bradshaw* (1996) 14 Cal.4th 557, 561); and

WHEREAS, Exercising its statutory powers, the IWC has promulgated 17 industry and occupational Wage Orders regulating the wages, hours, and working conditions of California employees and these Wage Orders are required by law to be posted at every workplace in California; and

WHEREAS, The IWC must follow the procedures set forth in Sections 1171 to 1188, inclusive, of the Labor Code to promulgate regulations through convening wage boards consisting of equal representation of employers and employees in a particular industry or occupation, except in instances where there has been a specific legislative mandate to follow other procedures; and

WHEREAS, By establishing the detailed IWC process the Legislature has ensured that the commission charged with establishing workplace protections for California workers does so only after a comprehensive

process ensuring participation of equal numbers of employers and employees is completed in compliance with Sections 1171 to 1188, inclusive, of the Labor Code; and

WHEREAS, The Legislature has conferred upon the citizen members of these wage boards the unique authority to recommend changes in wage and hour law which are binding upon the IWC when enacted by a two-thirds vote of the wage board; and

WHEREAS, No other agency, department, or division, including the Division of Labor Standards Enforcement (DLSE), has been additionally delegated these powers to regulate wages, hours, and working conditions; and

WHEREAS, In Section 516 of the Labor Code, the Legislature reiterates this explicit grant of power to the IWC to “adopt and amend working condition orders with respect to break periods, meal periods, and days of rest for any workers in California consistent with the health and welfare of those workers”; and

WHEREAS, The DLSE has recently proposed a meal and rest break regulation at Section 13700 of Title 8 of the California Code of Regulations that would significantly diminish long-standing protections in California wage and hour law concerning the provision of meal and rest periods to employees; and

WHEREAS, The DLSE does not have the authority to promulgate a regulation that weakens the substantive protections and remedies afforded to California employees under Sections 226.7 and 512 of the Labor Code and the 17 Wage Orders; and

WHEREAS, The proposed regulation is inconsistent with existing law and regulations which require, among other protections, that the employer provide a meal break to all employees within the first five hours of work unless a statutory waiver is entered into between the employer and the employee; and

WHEREAS, The Legislature has granted DLSE discrete rulemaking authority that is limited in scope to the internal operations of DLSE and to areas of labor law enforcement that are not expressly delegated to another officer, board, or commission and the Legislature has expressly delegated authority to regulate wages, hours, and working conditions to the IWC; and

WHEREAS, Two separate entities promulgating contradictory regulations on the same subject will create confusion concerning an employee’s right to meal and rest breaks; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California hereby declares that the DLSE does not have the authority to promulgate the proposed regulation concerning meal and rest periods; and be it further

*Resolved*, That this authority rests exclusively with the Legislature or, in the alternative, the IWC, pursuant to legislative delegation of power; and be it further

*Resolved*, That the proposed regulation on meal and rest breaks is inconsistent with existing law and will create confusion concerning these rights; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor of the State of California, to the Secretary of the Labor and Workforce Development Agency, and to the State Labor Commissioner.

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## RESOLUTION CHAPTER 82

Assembly Concurrent Resolution No. 69—Relative to the Boy Scouts of America.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, Since the founding of the Boy Scouts of America, millions of Boy Scouts have taken the experience of scouting and gone on to contribute great things to society; and

WHEREAS, A Boy Scout can be followed, as he is a leader in his troop and community, regardless of the scout's race, color, religion, ancestry, national origin, political affiliation, sexual orientation, or disability; and

WHEREAS, The list of former Boy Scouts includes diverse role models and leaders; and

WHEREAS, A Boy Scout lives honorably, not only because honor is important to him, but because of the significant example he sets for other scouts; and

WHEREAS, Loyalty to his troop and brother scouts makes him "pitch-in" and carry his share of the load, recognizing the devotion to his family and the community in which he lives; and

WHEREAS, A Boy Scout's courage means standing up for what he believes in without compromising his own beliefs; and

WHEREAS, A Boy Scout looks forward to each day, seeking his share of the world's work to do; and

WHEREAS, Honor, loyalty, and courage are hallmarks of scouts who admirably represent the community, council, and troop in their daily lives; and

WHEREAS, A Boy Scout always wears a smile as a constant reminder of cheerfulness; and

WHEREAS, A Boy Scout is helpful in service and will always “Be Prepared” to put forth his best; and

WHEREAS, The character traits represented by Boy Scouts are symbols present in the Boy Scout badge, worn proudly on the uniform, by youth in this state and across the country; and

WHEREAS, It is the mission of the Boy Scouts of America to serve others by helping to instill values in young people, and in other ways to prepare them to make ethical choices over their lifetime in achieving their full potential; and

WHEREAS, The values that the Boy Scouts of America strives to instill are found in the Boy Scout Oath and Law; and

WHEREAS, Boy Scouts are required to abide by the Scout Law and Scout Oath, which proudly uses such terms as “honor,” “trustworthy,” and “loyal”; and

WHEREAS, Many Boy Scouts have been forced to hide their identity in contradiction to the Scout Mission, Law, and Oath, and Boy Scouts and scout leaders who were open about their sexual orientation have been expelled from scouting; and

WHEREAS, The policy of the Boy Scouts of America to bar from membership or leadership positions otherwise qualified individuals solely on the basis of their sexual orientation or religious belief causes harm to the innumerable boys and men such as James Dale who, regardless of their hard work and merits, are denied the opportunity to hold the rank of Eagle Scout or participate in any way in the Boy Scouts of America; and

WHEREAS, Many former Boy Scouts have left scouting and formed their own inclusive organization, Scouting for All, in an effort to bring the values of scouting to youth without discrimination; and

WHEREAS, The discriminatory policy of the Boy Scouts of America is contrary to the policy of the State of California; and

WHEREAS, Other similar organizations such as the Girl Scouts, Camp Fire Boys and Girls, and the Boys and Girls Club serve as role models for the Boy Scouts of America because they do not discriminate against youth and adults; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature recognizes the outstanding efforts of Boy Scouts who, through persistence and hard work, earn the rank of Eagle Scout; and be it further

*Resolved,* That the Legislature encourages the Boy Scouts of America to accept for membership and leadership positions, including the rank of Eagle Scout, all qualified boys and men, without discriminating on the basis of sexual orientation or religious belief; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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RESOLUTION CHAPTER 83

Assembly Joint Resolution No. 3—Relative to the 32nd anniversary of *Roe v. Wade*.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, January 22, 2005, is the 32nd anniversary of the historic United States Supreme Court decision in *Roe v. Wade* (1973) 410 U.S. 113, guaranteeing women's reproductive rights, an occasion deserving of celebration and special public commendations; and

WHEREAS, The 1973 decision in *Roe v. Wade* established constitutionally based limits on the power of states to restrict the right of a woman to choose to terminate a pregnancy; and

WHEREAS, *Roe v. Wade* is one of the most significant Supreme Court decisions in the 20th century promoting women's rights; and

WHEREAS, Reproductive rights are central to the ability of women to exercise their full rights under federal and state law; and

WHEREAS, It is the right of every American woman to determine when, if, and with whom to have children, and how many children to have; and

WHEREAS, Women's ability to control their reproductive lives has facilitated their equal participation in the economic and social life of the nation; and

WHEREAS, The state should not interfere with a woman's decision to either bear a child or terminate a pregnancy through a safe and legal abortion; and

WHEREAS, Women should not be forced into illegal and dangerous abortions, as they often were prior to the *Roe v. Wade* decision; and

WHEREAS, During the first half of the 20th century, illegal abortions accounted for about 50 percent of all maternal deaths; and

WHEREAS, *Roe v. Wade* has significantly reduced the mortality rate for women terminating their pregnancies; and

WHEREAS, *Roe v. Wade* continues to protect the health and freedom of women throughout the United States; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly*, That the Legislature of the State of California memorializes the Congress and the President of the United States to protect and uphold

the intent and substance of the 1973 United States Supreme Court decision in *Roe v. Wade*; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States and to all Members of the Congress of the United States.

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## RESOLUTION CHAPTER 84

Assembly Joint Resolution No. 5—Relative to corporate average fuel economy standards.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, California has more than 26 million registered motor vehicles; and

WHEREAS, California represents at least 12 percent of the light-duty vehicle market in the United States; and

WHEREAS, Californians consume more than 18 billion gallons of motor fuel annually; and

WHEREAS, A study adopted by the State Energy Resources Conservation and Development Commission (California Energy Commission) and the State Air Resources Board (California Air Resources Board) projects that demand for onroad gasoline fuel will increase by about 1.6 percent annually between now and 2020; that onroad diesel demand will increase by about 2.4 percent annually between now and 2020; and that the number of miles that Californians drive is growing at a rate greater than the population growth; and

WHEREAS, California's refineries are operating at near capacity, and California is importing more gasoline and diesel fuel annually to meet this growing demand; and

WHEREAS, The combination of greater dependence on imported fuels and vulnerability to refinery outages exposes California's economy to more frequent and higher fuel price spikes; and

WHEREAS, Fuel price spike vulnerability creates a business climate with diminished certainty about anticipated expenses; and

WHEREAS, Petroleum extraction, refining, and use are significant sources of pollution and environmental degradation in California and around the world; and

WHEREAS, Motor vehicle fuel economy dramatically affects fuel demand; and

WHEREAS, A study adopted by the California Energy Commission and the California Air Resources Board determined that doubling the



fuel economy of the nation's light-duty motor vehicle fleet is technically achievable and will result in important reductions in consumer demand for fuel; and

WHEREAS, Only the federal government has the authority to require motor vehicle fuel economy improvements through the corporate average fuel economy (CAFE) standard; and

WHEREAS, In recent years, the nationwide motor vehicle fleet fuel economy has declined as motor vehicles have become larger, heavier, and less aerodynamic; and

WHEREAS, The United States Congress, through its legislative powers, and the President of the United States, through the President's administrative powers, are in position to require a significant increase in the CAFE standard; and

WHEREAS, The National Highway Traffic Safety Administration's current rulemaking raising CAFE standards for light-duty trucks and sport utility vehicles by just 1.5 miles per gallon above the 1996 levels, over three years, bringing total requirements far below requirements for passenger cars, is insufficient to address the critical need to improve fuel economy and reduce fuel demand; now, therefore, be it

*Resolved by the Assembly and Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress and the President of the United States to take necessary action to increase CAFE standards by at least 1.5 miles per gallon per annum until total average fuel economy for the new light-duty motor vehicle fleet sold in California is double today's average; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to all Members of the Congress of the United States, and to the Administrator of the National Highway Traffic Safety Administration.

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## RESOLUTION CHAPTER 85

Assembly Joint Resolution No. 13—Relative to Social Security.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, Social Security's income protections, guaranteed, lifelong benefits, cost-of-living adjustments to guard against inflation, increased benefits for families, greater income replacement for low-income workers, and disability and survivor benefits are the backbone of retirement security and family protection in the United States; and

WHEREAS, Social Security provides crucial, often indispensable income protection for the 47 million individuals, one in every six Americans, receiving benefits; and

WHEREAS, Social Security is the nation's most successful and most important family income protection program; and

WHEREAS, Social Security is not in crisis. Social Security can pay full benefits all the way to 2042, and, even at that point, can pay 73 percent of promised benefits. Adjustments need to be made, but the solution cannot be worse than the problem; and

WHEREAS, Some policymakers propose to address these needs by cutting guaranteed benefits and partially privatizing Social Security, that is, diverting one-third or more of workers' payroll tax contributions out of the Social Security Trust Fund and into private investment accounts; and

WHEREAS, Privatization will worsen Social Security's funding needs by draining resources from the Social Security Trust Fund into private accounts, increasing the federal deficit by \$2 trillion over the first decade alone and more in the future and putting us in deeper debt; and

WHEREAS, Privatizing Social Security will cut guaranteed benefits by 30 percent for young workers, denying those workers benefits they have earned and imperiling their economic security; and

WHEREAS, Cutting guaranteed benefits will hurt the elderly because Social Security is the only secure source of retirement income for most Americans, providing at least half the income of nearly two-thirds of older American households and lifting more than 11 million seniors out of poverty; and

WHEREAS, Cutting guaranteed benefits will hurt women and people of color, as they are more likely to rely on Social Security for most of their retirement income, they earn less than white men and are thus less able to save for retirement, and they are less likely than white men to receive job-based pensions in retirement; and

WHEREAS, Diverting resources from Social Security to fund private accounts will threaten guaranteed survivor and disability benefits, thus harming working families, particularly African-Americans, as roughly one in five workers dies before retiring and nearly three in 10 become too disabled to work before reaching retirement age; and

WHEREAS, Privatizing the social security system will burden state and local governments, as cuts in guaranteed benefits will increase demands for public assistance at the very moment growth in the federal deficit due to privatization induces the federal government to shift greater responsibilities onto states and localities; and

WHEREAS, Partial privatization of Social Security will require considerable borrowing by the federal government, which will pass a legacy of debt onto future generations; and

WHEREAS, The Congress of the United States should not rush through drastic and damaging changes in Social Security that undermine its family income protections, but, instead, should take the time needed to develop careful and thoughtful reforms that address Social Security's funding needs without slashing benefits or exploding the current deficit; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature memorializes the Congress of the United States to carefully study a variety of potential changes that will address Social Security's problems, while ensuring that the program will continue to meet its purpose of providing income protection and economic security for America's families; and be it further

*Resolved,* Any changes adopted by the Congress of the United States must strengthen social security's family income protections without slashing guaranteed benefits or exploding the deficit; and be it further

*Resolved,* The Congress of the United States should reject proposals to divert money out of Social Security to fund private accounts; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 86

Assembly Joint Resolution No. 15—Relative to the Mag Instrument flashlight patent.

[Filed with Secretary of State July 18, 2005.]

WHEREAS, The Mag Instrument Company is headquartered in San Bernardino County and it produces the Maglite flashlight at its facility in Ontario, California; and

WHEREAS, In the 1970's, the Mag Instrument Company invented the anodized aluminum flashlight that we know today as the Maglite which is widely used by police officers, firefighters, and mechanics; and

WHEREAS, Unlike many companies, Mag Instrument has chosen to keep its production facility in California rather than transferring the production work overseas; and

WHEREAS, The Mag Instrument Company currently employs 900 persons at its factory, offices, and distribution center in Ontario, California; and

WHEREAS, These facilities and jobs are jeopardized if Congress allows the expiration of Mag Instrument's flashlight patent; and

WHEREAS, During the weeks following the September 11, 2001 attack, the Mag Instrument Company donated thousands of flashlights to aid in the rescue efforts at the World Trade Center and the Pentagon; and

WHEREAS, The Mag Instrument Company is in the process of constructing an integrated manufacturing facility in Ontario, California, at the cost of \$80 million, that may create an additional 2,400 jobs and contribute an estimated \$260 million per year in purchases, capital investments, and research, if the patent is extended; and

WHEREAS, The Mag Instrument Company experienced a 13-year delay, from 1990 to 2003, in receiving a reissue patent, the Patent and Trademark Office cannot issue any more extensions, and any extensions of reissued patents must be accomplished through the legislative process; and

WHEREAS, Congressman Joe Baca has introduced House Resolution 607 to extend Mag Instrument's flashlight patent for two years, from 2005 to 2007; and

WHEREAS, In the absence of congressional action to extend the patent, the likely outcome is that foreign companies would begin to produce imitations and knockoffs; and

WHEREAS, If Congress fails to act on House Resolution 607, it will jeopardize more than 900 jobs and the viability of the Maglite Instrument Company as well as harm the economy of the San Bernardino County; and

WHEREAS, Retaining more than 900 jobs in San Bernardino County and the production, office, and distribution facilities of the Mag Instrument Company are in the interest of the State of California because they aid the county's economy and enhance the quality of life for the people of the Inland Empire; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress and the President of the United States to take necessary action to extend by two years Mag Instrument's flashlight patent by approving House Resolution 607 and thereby protecting this highly valued manufacturing company and prized employment for the citizens of the Inland Empire; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the Speaker of

the House of Representatives, to the Minority Leader of the House of Representatives, to the Senate Majority Leader, to the Senate Minority Leader, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 87

Senate Concurrent Resolution No. 50—Relative to Disneyland.

[Filed with Secretary of State July 22, 2005.]

WHEREAS, Disneyland first opened its doors on July 17, 1955, in Anaheim, California; and

WHEREAS, When Walt Disney formally dedicated Disneyland on July 17, 1955, he stated that he hoped the park would be "...a source of joy and inspiration to all the world"; and

WHEREAS, The Disneyland Resort has grown from a single theme park with one hotel into a full-scale resort with two world-class theme parks, 2,200 hotel rooms, and 40 restaurant and retail locations; and

WHEREAS, The Disneyland Resort is California's number one tourist destination; and

WHEREAS, The Disneyland Resort is the leading employer in Orange County, directly employing 20,000 individuals and supporting an additional 45,700 jobs; and

WHEREAS, The Disneyland Resort generates \$3.6 billion annually to the Southern California economy; and

WHEREAS, The Disneyland Resort and charitable giving by its cast members provides millions of dollars in cash, in-kind services, and volunteer services to hundreds of nonprofit groups, touching the lives of thousands of California residents; and

WHEREAS, The success of Disneyland launched an industry and sparked an empire of fun that now spans the globe, attracting 200 million visitors on three continents every year and growing; and

WHEREAS, The creation of Disneyland was, perhaps, the single greatest family entertainment achievement of the 20th century, introducing an entirely new concept in outdoor entertainment and establishing an icon of fun and magic known around the world; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California congratulates Disneyland and the Walt Disney Company on the 50th anniversary of

Disneyland, “the happiest place on earth,” and declares July 17, 2005, as Disneyland Day in California; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 88

Senate Concurrent Resolution No. 54—Relative to Valley Fever Awareness Month.

[Filed with Secretary of State July 22, 2005.]

WHEREAS, Valley fever (coccidioidomycosis), a progressive, multisymptom, respiratory disorder, is a debilitating disease; and

WHEREAS, It is caused by the inhalation of tiny airborne fungi that live in soil, but are released into the air by soil disturbance or wind; and

WHEREAS, Valley fever attacks the respiratory system, causing infection that can lead to symptoms that resemble a cold, influenza, or pneumonia-like symptoms; and

WHEREAS, Left untreated or mistreated, infection can spread from the lungs into the bloodstream, causing inflammation to the skin, permanent damage to lung and bone tissue, and swelling of the membrane surrounding the brain, leading to meningitis, which can be devastating and even fatal; and

WHEREAS, Once serious symptoms of valley fever appear, including pneumonia and labored breathing, treatment must be prompt with antifungal drugs that are disagreeable and often toxic, especially for patients who have it injected beneath the base of their skulls for meningitis, causing side effects such as nausea, fever, and kidney damage; and

WHEREAS, Within California alone, valley fever is found in portions of the Sacramento Valley, all of the San Joaquin Valley, desert regions, and portions of southern California; and

WHEREAS, Valley fever most seriously affects the young, the elderly, those with lowered immune systems, and those of African-American and Filipino descent; and

WHEREAS, Valley fever has been a disease studied for the past 100 years, but still remains impossible to control and difficult to treat; and

WHEREAS, There is no known cure to date for valley fever; however, researchers are closer than they ever have been in finding a much needed vaccine to cure this devastating disease; and

WHEREAS, The research effort to find a vaccine and the funding partnership, including funding from the State of California, was approved by the Legislature and signed by Governor Wilson in 1997; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature does hereby proclaim August 2005, as Valley Fever Awareness Month; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 89

Senate Joint Resolution No. 9—Relative to Medicare funding for military treatment facilities.

[Filed with Secretary of State July 22, 2005.]

WHEREAS, The State of California has one of the largest retired military communities in the United States; and

WHEREAS, California includes among its population over 181,000 retired military personnel, in addition to their dependent families; and

WHEREAS, These military retirees receive over \$285,000,000 per month in retired military pay, which equates to over \$3,400,000,000 annually, much of which provides for the daily living expenses of the retired military community and thus helps support the economy of the State of California; and

WHEREAS, It is believed that the contributions of the retired military community to this state and nation are beyond most people's realization; and

WHEREAS, The importance of health care to our retired military community was recognized by Congress in the National Defense Authorization Act for Fiscal Year 2001 (Public Law 106-398) in a program titled "TRICARE For Life"; and

WHEREAS, TRICARE For Life substantially improves access to health care for most Medicare-eligible military retirees; and

WHEREAS, TRICARE For Life is a Medigap type wrap-around coverage; and

WHEREAS, When a Medicare-eligible military retiree uses a civilian facility, TRICARE For Life becomes the second payee to Medicare; and

WHEREAS, When the retiree uses a military treatment facility (MTF), Medicare pays nothing; and

WHEREAS, The addition of trained medical personnel and the authorization of Medicare funds for patients in an MTF could accommodate retired military personnel and their dependents and support active-duty military personnel and their dependents; and

WHEREAS, Providing Medicare funds to MTFs will provide jobs for qualified military and civilian medical personnel, which will assist the economy of this state; and

WHEREAS, Only the United States Congress can make good on the good faith promises recruiters made to those that served their country for at least 20 years on the understanding that, when they retired, they and their dependents would receive full health care for life; now, therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature of the State of California respectfully requests the President and Congress of the United States to enact legislation recognizing the medical needs of retired military personnel and their dependents who meet Medicare age standards and provide Medicare payments directly to the MTF when an individual is in the hospital, so that, with the hiring of qualified medical personnel and the creation of new jobs, Medicare eligible retirees can utilize MTFs under TRICARE for Life, augmented by Medicare payments, and be assured timely access to quality health care; and be it further

*Resolved,* That the Legislature of the State of California supports the enactment of legislation to address these matters; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives, the Majority Leader of the Senate, each Senator and Representative from California in the Congress of the United States, the Chairpersons of the Senate Armed Services Committee and the House Armed Services Committee, and the Chairperson of each committee of the House of Representatives and the Senate for consideration of this legislation.

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## RESOLUTION CHAPTER 90

Assembly Concurrent Resolution No. 23—Relative to commercial truck traffic.

[Filed with Secretary of State August 17, 2005.]

WHEREAS, There is a need to determine the most available cost-effective means to reduce four- and five-axle commercial truck



traffic from congested urban freeways and city and county streets and roads by efficiently and responsibly managing commercial vehicle routing through the state, cities, and counties which could have a direct benefit to all traffic during peak commute hours; and

WHEREAS, The effect of changing traffic management techniques on commuters, employees, employers, producers and receivers of shipments by truck, and commercial trucking companies will reduce congestion and pollution from commercial trucking in cities and counties; and

WHEREAS, The identification of gridlock routes and feasible alternative routes that may be utilized for demonstration projects will aid cities and counties and the Department of Transportation in determining trucking routes for the most direct movement through each city and county; and

WHEREAS, The use of alternative routes and the rerouting of truck traffic through surrounding areas that are outside specific congested areas in cities and counties will reduce accidents during peak hour traffic; and

WHEREAS, The reduction of urban gridlock in California and the adoption of traffic improvement techniques will reduce the time that trucks are in city limits and county areas and the levels of pollutants that are discharged in urban areas; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature strongly urges regional transportation planning agencies, in consultation with the cities and counties of the state and the Department of Transportation, to examine the flow of traffic to develop commercial trucking routes that provide for the most direct movement through a city and county in order to reduce the time that trucks are in city limits and county areas and the level of pollution that is created; and be it further

*Resolved,* That the Legislature strongly urges cities and counties to incorporate this process as part of their revisions to their general and specific plans respectively; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 91

Assembly Concurrent Resolution No. 33—Relative to the Joint Committee on Human Trafficking in California.

WHEREAS, Human trafficking is pervasive and damaging, yet remains an unrecognized problem facing our country and our state; and

WHEREAS, Human trafficking is present-day slavery, involving the recruitment, transportation, or sale of persons for forced labor, and through the use of violence, threats, and coercion, enslaved persons may be forced to work in the sex trade, domestic labor, factories, hotels or restaurants, agriculture, peddling, or begging; and

WHEREAS, The problem of human trafficking has reached epic proportions, and is the fastest growing criminal industry in the world; and

WHEREAS, The federal government and several states recognize the grave human rights, health, and security implications of human trafficking in the United States and around the world; and

WHEREAS, In 2000, the Trafficking Victims Protection Act (22 U.S.C. Sec. 7101 et seq.) was enacted by the federal government to “combat trafficking in persons, a contemporary manifestation of slavery whose victims are predominantly women and children, to ensure just and effective punishment of traffickers, and to protect their victims”; and

WHEREAS, In June 2004, the United States Department of State reported that 14,500 to 17,500 people are trafficked annually into the United States, having been bought, sold, transported, and held in inhumane conditions for forced use as prostitutes or laborers; and

WHEREAS, California’s port cities have received a particularly high number of victims of trafficking brought over for sexual slavery; and

WHEREAS, Women and children comprise the majority of trafficking victims; the low social status of women in many parts of the world facilitates a thriving trafficking industry; and

WHEREAS, International trafficking victims come predominantly from Asia, Latin America, and Eastern Europe; in their home countries, victims of trafficking commonly experience poverty, oppression, persecution, bonded labor, armed conflict, civil unrest, and lack of opportunity; and

WHEREAS, Domestically, drug and alcohol addicts, the homeless, and runaways are prime targets of traffickers; and

WHEREAS, Members of these vulnerable populations are actively recruited by traffickers, some of whom are connected to organized crime, and trafficking recruiters often mislead victims into believing that the opportunities recruiters offer will bring the victims and their loved ones a better life; and

WHEREAS, Children are not safe from trafficking and exploitation—victims of trafficking report children as young as four years of age being sold into slavery, often for sexual purposes—and in

2001, the United States Department of Justice concluded that between 300,000 and 400,000 American children are victims of sexual exploitation every year, many as young as 11 or 12 years of age, and some even younger; and

WHEREAS, In addition to being forced to work as prostitutes, farmworkers, or maids, victims of human trafficking live daily with inhumane treatment, including physical violence, psychological violence, sexual abuse, food deprivation, sleep deprivation, threats to a victim's family, and destruction of a victim's dignity and self-worth; and

WHEREAS, Traffickers also use techniques such as debt bondage, isolation from the public, and confiscation of passports, visas, or other pieces of identification, to keep victims enslaved; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Joint Committee on Human Trafficking in California is hereby established; and be it further

*Resolved*, That the Joint Committee on Human Trafficking in California shall consist of 10 members, who shall include five Assembly Members appointed by the Speaker of the Assembly and five Senators appointed by the Senate Committee on Rules; and be it further

*Resolved*, That the Joint Committee on Human Trafficking in California shall be under the direction of an Assembly Chair, appointed by the Speaker of the Assembly, and a Senate Vice Chair, appointed by the Senate Committee on Rules; and be it further

*Resolved*, That the joint committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as those rules are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the committee and its members; and be it further

*Resolved*, That the Assembly Committee on Rules may make money available from the Assembly Operating Fund, as it deems necessary, to share expenses of the joint committee and its members; and any expenditure shall be made in compliance with policies set forth by, and shall be subject to the approval of, the Assembly Committee on Rules; and be it further

*Resolved*, That the Joint Committee on Human Trafficking in California shall study and investigate issues including, but not limited to, the training of law enforcement agencies regarding trafficking, education efforts on identifying trafficking victims, the coordination among programs serving victims of trafficking, the development of culturally appropriate services, and obtaining better data regarding the number of victims and their locations, especially children; and be it further

*Resolved*, That the Joint Committee on Human Trafficking in California shall submit a report to the Legislature on September 30, 2006, including its findings and recommendations; and be it further

*Resolved*, That the Joint Committee on Human Trafficking in California is authorized to act until November 30, 2006.

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## RESOLUTION CHAPTER 92

Assembly Concurrent Resolution No. 50—Relative to Pope John Paul II.

[Filed with Secretary of State August 22, 2005.]

WHEREAS, Karol Jozef Wojtyła, known as John Paul II since his October 16, 1978, election to the papacy until his death on April 2, 2005, was born in Wadowice, Poland, on May 18, 1920, the day of the “Polish Miracle,” that nation’s first military victory in 200 years and a day that set in motion events that briefly restored Poland’s independence; and

WHEREAS, He made his First Holy Communion at age 9, was confirmed at 18, and saw his mother, father, and eldest brother all die before he turned 21, and upon graduation from Marcin Wadowita High School in Wadowice, he enrolled in Krakow’s Jagiellonian University in 1938 and in a school for drama; and

WHEREAS, The Nazi occupation forces closed Krakow’s Jagiellonian University, where he was enrolled in 1939, and forced him to work in a lime quarry and then in a chemical factory; and

WHEREAS, In 1942, aware of his call to the priesthood after nearly being killed by a Nazi, he began courses in the clandestine seminary of Krakow, run by Cardinal Adam Stefan Sapieha, archbishop of Krakow, and at the same time, Karol Wojtyła participated in the Polish resistance against the occupying Nazis as one of the pioneers of the Rhapsodic Theatre, which performed clandestinely in order to keep Polish culture alive; and

WHEREAS, In 1948, upon his return to Poland after studying theology in Rome, he served as vicar of several parishes in Krakow and the surrounding area, as well as chaplain for the university students until 1951, when he took up again his studies on philosophy and theology; and

WHEREAS, He was a distinguished professor of moral theology and social ethics in the major seminary of Krakow and in the Faculty of Theology of Lublin; and

WHEREAS, He resisted his nation's communist government by leading his students on clandestine camping trips into the Polish mountains, which those students later described as the only times they ever felt truly free; and

WHEREAS, On July 4, 1958, Pope Pius XII appointed Wojtyła auxiliary bishop of Krakow, for which he was consecrated on September 28, 1958, in Wawel Cathedral, Krakow, by Archbishop Eugeniusz Baziak; and

WHEREAS, On January 13, 1964, he was nominated Archbishop of Krakow by Pope Paul VI, who made him a cardinal June 26, 1967; and

WHEREAS, As archbishop of Krakow he forced the communist government to build a church in a formerly churchless town; and

WHEREAS, On October 16, 1978, Karol Wojtyła began his pontificate as Pope John Paul II; and

WHEREAS, His first words as pope were, "Be not afraid"; and

WHEREAS, He was the first non-Italian pope since the 1522 election of Adrian VI and the first Pole to ever sit on the Throne of Peter; and

WHEREAS, Pope John Paul II used his pontificate in a unique fashion, emerging as more than just the leader of the Catholic Church, but a global voice against communism, oppression, and tyranny, and working both in public and private to exercise his influence against the forces of injustice; and

WHEREAS, In the 1980s, Pope John Paul II was a vocal supporter of the Polish Solidarity movement and his support for striking workers at the Gdansk Shipyard was a key to the downfall of communism in Poland, which in turn began a chain of events ultimately leading to the dissolution of the Soviet Union and the Warsaw Pact; and

WHEREAS, Pope John Paul II was acknowledged by Mikhail Gorbachev to have played an essential role in the liberation of those who lived under European communism when he stated "everything that happened in Eastern Europe . . . would have been impossible without this Pope"; and

WHEREAS, His criticism of dictators in countries such as Poland and the Soviet Bloc, Paraguay, Chile, Nicaragua, and the Philippines encouraged opposition movements that eventually brought down those governments; and

WHEREAS, In 1998, Pope John Paul II visited Cuba to speak directly to the Cuban people and their Communist rulers, calling for political and religious freedom, the release of political prisoners, a recognition of the right to express one's faith "in the context of public life," and the importance of fundamental human dignities, including that "each person enjoying freedom of expression, being free to undertake initiatives and

make proposals within civil society, and enjoying appropriate freedom of association” is a necessity; and

WHEREAS, His was the third longest pontificate in the history of the papacy; and

WHEREAS, In his 26 ½ years as Pope, John Paul II held nine consistories in which he created 232 cardinals, including all but two of the 115 Cardinal Electors who entered the Conclave and elected his successor, Pope Benedict XVI, previously known to the world as Joseph Cardinal Ratzinger; and

WHEREAS, During his pontificate, the Holy Father named over 3,500 of the world’s nearly 4,200 bishops; and

WHEREAS, He wrote 14 encyclicals, 14 apostolic exhortations, 11 apostolic constitutions, 42 apostolic letters and 28 *Moto proprio*, in addition to hundreds of other messages and letters; and

WHEREAS, He wrote five books: *Crossing the Threshold of Hope* (1994), *Gift and Mystery* (1996), *Roman Triptych* (poetry, 2003), *Rise, Let Us Be On Our Way* (2004) and *Memory and Identity* (2005); and

WHEREAS, He planned and inaugurated the Great Jubilee Year of 2000; and

WHEREAS, The 84-year-old Pope presided over 15 synods of bishops: six ordinary (1980, 1983, 1987, 1990, 1994, 2001), one extraordinary (1985) and eight special assemblies (1980, 1991, 1994, 1995, 1997, 1998 (two synods) and 1999); and

WHEREAS, The Holy Father undertook 104 pastoral visits outside Italy, the last of which was to Lourdes in August 2004, and 143 trips within Italy and nearly 700 within his diocese of Rome, including visits to 301 of the 325 diocesan parishes, in addition to religious institutes, universities, seminaries, hospitals, rest homes, prisons and schools; and

WHEREAS, With his 247 foreign and Italian pastoral visits, Pope John Paul II logged 700,380 miles, which equals 28 times the earth’s circumference or three times the distance between the earth and moon; and

WHEREAS, Pope John Paul II delivered his message of hope to millions of Americans during his five trips to the United States, including two trips to California; and

WHEREAS, While he was in Rome, the Pope welcomed an average of one million people per year, including 500,000 who attended the weekly general audiences and Angelus addresses, in addition to those who came for special liturgical functions such as Christmas and Easter Masses, beatifications and canonizations; and

WHEREAS, He also received approximately 150,000–180,000 people per year in audiences granted to particular groups, heads of state and governments; and

WHEREAS, In 1981, Pope John Paul II survived an assassination attempt after being shot twice by Mehmet Ali Agca in St. Peter's Square, whom the Pope later personally met and forgave; and

WHEREAS, Pope John Paul II, a survivor of fascism, communism, and terrorism, was a tireless voice for morality, decency, and human rights; and

WHEREAS, Pope John Paul II served as more than just a spiritual leader for the world's Catholics, but as one of the most influential and inspirational world leaders of the 20th and 21st centuries; and

WHEREAS, Pope John Paul II ministered to Catholic and non-Catholic alike, providing a personal example of grace, endurance, compassion, courage, sacrifice, and foresight; and

WHEREAS, Pope John Paul II sought to heal divisions between the Catholic Church and other Christian denominations and confessions, Judaism, and Islam, expressing sadness and regret for the individual sins of present and former Catholics and promoting reconciliation and dialogue through the first-ever papal visits to synagogues and mosques, as well as visits to areas of historic conflict, including the Holy Land; and

WHEREAS, In 1995, Pope John Paul II wrote of "the incomparable worth of the human person," noting that "Even in the midst of difficulties and uncertainties, every person sincerely open to truth and goodness can, by the light of reason and the hidden action of grace, come to recognize . . . the sacred value of human life . . . and can affirm the right of every human being to have this primary good respected to the highest degree"; and

WHEREAS, Pope John Paul II carried on an active correspondence with world leaders during the 1980s, involving the Church in efforts to promote peace by reducing tensions, and exerting his moral authority to persuade the superpowers to engage in a "dialogue" that succeeded in reducing conventional and nuclear weapons and helped to avert nuclear war; and

WHEREAS, During his 1979 visit to Ireland, Pope John Paul II made an impassioned plea for an end to violence in Northern Ireland, saying, "On my knees, I beg you to turn away from the path of violence and to return to the ways of peace"; and

WHEREAS, He was a consistent voice for peace, opposing wars such as those in Iraq and Chechnya and urging mediation, because respect for and development of human life require peace; and

WHEREAS, He called for respect of the environment and noted that man's dominion over nature is not absolute, while reminding us that nature was destined for the common good of past, present, and future

humanity, and that the use of natural resources cannot be divorced from respect from moral imperatives; and

WHEREAS, He stood up for organized labor, the unborn, the aged, the infirm, the disabled, the family, marriage, the hungry and the poor, and against euthanasia, tyranny, assisted suicide, the violation of human persons, diseases, materialism, consumerism, and oppression; and

WHEREAS, Pope John Paul II changed the course of history, leading the Catholic Church through a dramatic and remarkable period, and into Christianity's third millennium; and

WHEREAS, Pope John Paul II devoted his life to the amelioration of the human cost of terror and oppression through his dedication to truth, forgiveness, and the development of a vibrant public moral culture; and

WHEREAS, Pope John Paul II articulated the importance of undergirding individual liberty with a "moral order," embraced the poor and oppressed masses of the world, and encouraged governments and the faithful to attend to the needs of those who are less fortunate; and

WHEREAS, Pope John Paul II changed the lives of millions of people across the globe; and

WHEREAS, Even in his last days, Pope John Paul II offered an example of unselfish service to his fellow man; and

WHEREAS, Pope John Paul II died on April 2, 2005, after heroically proclaiming the value and dignity of human life through his long physical illness and suffering; and

WHEREAS, The passing of Pope John Paul II has been mourned by billions of people around the world; and

WHEREAS, Pope John Paul II is already being referred to as Pope John Paul the Great; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature:

(1) Notes with deep sorrow and solemn mourning the death of His Holiness Pope John Paul II;

(2) Extends its heartfelt sympathy to all people who have been touched by the passing of Pope John Paul II;

(3) Commends Pope John Paul II for his ability to transcend the bounds of religion, race, and political thought, becoming a formidable champion, uniter, and defender in humanity's struggle for peace and basic human rights; and

(4) Calls on all the people of California to reflect on the life and legacy of Pope John Paul II during this international period of remembrance; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Apostolic Nuncio at the Nunciature of the Holy



See in Washington, DC, the President of Poland, the Governor of the State of California, and the United States Secretary of State.

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## RESOLUTION CHAPTER 93

Assembly Joint Resolution No. 8—Relative to marine pollution.

[Filed with Secretary of State August 22, 2005.]

WHEREAS, An international treaty, the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973, as amended at London in February 1978, is known as the MARPOL 73/78 Convention (hereafter Marpol 73/78). Annex VI of MARPOL 73/78 (hereafter Annex VI) defines and sets standards for the regulation for the prevention of exhaust emissions from ships; and

WHEREAS, Having been ratified by 15 nations representing over one-half of the world's shipping tonnage, Annex VI went into effect May 19, 2005; and

WHEREAS, Annex VI will acquire the force of law in the United States only after the Senate concurs in the treaty and the United States deposits its instrument of ratification with the International Maritime Organization, a branch of the United Nations; and

WHEREAS, The United States Senate Foreign Relations Committee has delayed for several years the ratification of Annex VI; and

WHEREAS, Included within Annex VI is a provision for signatory states to petition the International Maritime Organization to designate areas within their jurisdiction as a Sulfur Emission Control Area or SECA. Although California and local governments in the state are seeking to reduce exhaust emissions from ships, once an area is designated a SECA by the United States, a specified cap on sulfur levels in marine fuels for sale and combustion can also be stipulated for the SECA. The Baltic and North Seas have been designated as SECAs and consequently all ships operating in those areas must use heavy fuel with no more than 1.5 percent sulfur content. If using marine diesel fuel, the sulfur content must be 0.2 percent or below; and

WHEREAS, The United States Environmental Protection Agency has stated its intent to pursue, in cooperation with Canada and Mexico, a North America SECA and is already in the process of collecting the requisite data necessary to support a petition to the International Maritime Organization; and

WHEREAS, The California Air Resources Board estimates that sulfur reduction in marine fuels will reduce particulate matter by approximately 20 percent and additionally provide a benefit in mitigation of NO<sub>x</sub>; and

WHEREAS, The reduction of sulfur content in fuel also provides for corresponding reductions in emissions of oxides of sulfur (SO<sub>x</sub>) and diesel particulate matter (PM); and

WHEREAS, Reductions in NO<sub>x</sub>, SO<sub>x</sub>, and diesel PM promote direct and indirect environmental and public health benefits; and

WHEREAS, The creation of a North America Sulfur Emission Control Area will lead to the expanded availability of low sulfur fuel for the international maritime trade, and maintain the competitive standing of California's ports; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature respectfully memorializes the Congress of the United States to ratify Annex VI of MARPOL 73/78, and the Environmental Protection Agency to pursue the creation of a North America Sulfur Emission Control Area; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, to each Senator and Representative from California in the Congress of the United States, to the United States Environmental Protection Agency, to the United States Coast Guard, and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 94

Assembly Joint Resolution No. 14—Relative to offshore oil drilling.

[Filed with Secretary of State August 22, 2005.]

WHEREAS, A bipartisan consensus in Congress has protected the California coastline from expanded offshore drilling for the past 24 years, renewing this protection each year in the form of a legislative moratorium contained in the appropriations bill for the Department of the Interior. This offshore leasing moratorium also protects the coastline of Oregon and Washington, the entire United States eastern seaboard, and the southwest coast of Florida; and

WHEREAS, President George W. Bush's current White House budget for fiscal year 2006, released in January 2005, supports a continuation of this congressional offshore leasing moratorium; and

WHEREAS, A complementary measure, put in place by Executive action in 1991 by former President George H.W. Bush protects the same

areas through enactment of the “Presidential Offshore Leasing Deferrals,” which President William J. Clinton subsequently extended until 2012 to ensure that protected coastal areas would not be threatened by offshore drilling impacts; and

WHEREAS, The House Resources Committee, now considering a federal omnibus energy bill that would curtail California’s legitimate role in energy facility siting decisions, has prepared draft legislation, “State Enhanced Authority for Coastal and Offshore Resources Act (SEACOR),” which, if adopted, would immediately void the entire bipartisan congressional offshore leasing moratorium and the longstanding presidential offshore drilling deferrals, while undermining state’s rights by pressuring coastal jurisdictions to facilitate new federal offshore drilling by making states’ shares of the federal revenues from these activities contingent on state approval of new and expanded federal offshore leasing; and

WHEREAS, Additional provisions in the draft federal omnibus energy bill would centralize unilateral authority with the Secretary of the Interior over a broad range of offshore oil and gas support facilities, and other major industrial installations, within the entire 200-mile United States exclusive economic zone; and

WHEREAS, Following the infamous 1969 oil spill that resulted in the spillage of 3,200,000 gallons of crude oil, fouling Santa Barbara County’s ocean beaches, Californians became even more wary about offshore oil drilling, continuing with the passage of additional oil and gas leasing prohibitions in 1969, 1970, and 1971; and

WHEREAS, In 1994, the California Coastal Sanctuary Act of 1994 (Chapter 3.4 (commencing with Section 6240) of Part 1 of Division 6 of the Public Resources Code), became law, creating a comprehensive statewide coastal sanctuary that prohibits future oil and gas leasing in state waters, from Mexico to the Oregon border, in perpetuity, and adding leases to the sanctuary as they are quitclaimed to the state; and

WHEREAS, In addition, the protection of California’s spectacular 1,100-mile coastline is of the utmost importance to a number of our state’s coastal and ocean-dependent industries, including tourism and commercial fishing, which contributed over fifty billion dollars (\$50,000,000,000) to California’s economy in 1999; and

WHEREAS, California’s ocean waters are also home to four important sanctuaries, the Monterey Bay National Marine Sanctuary, the Gulf of the Farallones National Marine Sanctuary, the Cordell Bank National Marine Sanctuary, and the Channel Islands National Marine Sanctuary which, by definition, are areas of special conservation, recreational, ecological, historical, cultural, archaeological, scientific, educational,

and esthetic qualities and, as such, are particularly sensitive to the impacts of oil development; and

WHEREAS, Additional offshore oil leasing and production would degrade the quality of our air and water, and adversely impact our marine resources, including severe impacts from seismic surveys on marine mammals, that could involve threatened and endangered species as blue and humpback whales; and

WHEREAS, Offshore oil development poses a serious risk of oil spills, especially with the introduction of deepwater drilling technologies and floating oil storage and processing vessels, thereby threatening marine ecosystems, and could have devastating effects on the southern sea otter, listed as a threatened species since 1997, as well as onshore wildlife, birds, and their habitats in the ocean, in estuaries, and on beaches; and

WHEREAS, Offshore oil development also leads to the industrialization of the shoreline, creating land use conflicts, visually degrading coastal areas, and posing potentially life threatening public safety risks; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California respectfully requests that Congress continue the federal offshore oil and gas leasing moratorium for fiscal year 2006 and beyond; and be it further

*Resolved,* That the Legislature of the State of California respectfully opposes the damaging coastal provisions of proposed federal energy policies, including, but not limited to, the adoption of SEACOR or any other coastal provisions that weaken California's legitimate role in energy siting decisions due to the threat posed by this legislation to the economic integrity of California's coastal-dependent tourism and fishing economies, and any consolidation of centralized offshore authority with the federal government; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 95

Senate Joint Resolution No. 8—Relative to the federal Enhancing Education Through Technology Act.

WHEREAS, All California school districts receiving funds from federal Enhancing Education Through Technology (EETT) Act grants utilize those funds to close the achievement gap, enhance data systems to support accountability, and provide the training necessary for teachers to become highly qualified users of technology, in order to support pupil learning; and

WHEREAS, Federal EETT Act funds are the primary source of technology funds for school districts; and

WHEREAS, Professional development for teachers to effectively use technology and high-speed networks is well-documented and the need for that training is addressed with federal EETT Act funding; and

WHEREAS, Evaluations show that federal EETT Act fundings results in measurable improvements in teaching practice and pupil learning; and

WHEREAS, Access to software, Web courses, virtual learning, and other technology-based learning solutions that are aligned to standards strengthen basic skills and increase academic achievement; and

WHEREAS, Federal EETT Act funding has increased access to, and the effective use of, technology by rural and underserved pupils; and

WHEREAS, The federal EETT Act has provided models for effective instructional practices with technology; and

WHEREAS, The federal EETT Act is increasing the use of technology to support, and align with, California content standards; and

WHEREAS, Federal EETT Act projects have consistently and significantly expanded and enriched learning opportunities for pupils; and

WHEREAS, Technology is critical in implementing major federal education programs, including the federal No Child Left Behind Act of 2001, the federal Individuals with Disabilities Education Act, and the Carl D. Perkins Vocational and Technical Education Act of 1998; now, therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature requests Congress and the President to fully restore federal Enhancing Education Through Technology Act funding to the amount originally authorized under the federal No Child Left Behind Act of 2001; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 96

Assembly Joint Resolution No. 12—Relative to military base retention.

[Filed with Secretary of State August 24, 2005.]

WHEREAS, The federal Department of Defense conducted base realignment and closure (BRAC) rounds in 1988, 1991, 1993, and 1995. The previous BRAC rounds resulted in the closure of 97 major bases, the realignment of 55 major bases, and the closure or realignment of 235 minor bases across the United States; and

WHEREAS, Congress has authorized a fifth BRAC round for 2005 in the National Defense Authorization Act of FY 2002 (Public Law 107-107); and

WHEREAS, In March 2004, the Department of Defense released a congressionally mandated document, the Force Structure Plan, which estimates a 24 percent excess installation capacity. Due to the reported excess installation capacity as well as the escalating costs associated with ongoing United States military missions, the Secretary of Defense has indicated that the Department of Defense is seeking to drastically reduce its military infrastructure this year; and

WHEREAS, For over half a century, California's workers, businesses, industries, and universities have contributed to our national security, utilizing their talents, capital, and skills to develop and manufacture new technologies, aircraft, satellites, missiles, and advanced weapons systems; and

WHEREAS, California has been the state hardest hit by the Department of Defense's previous BRAC rounds. In the four BRAC rounds conducted since 1988, California has had 29 bases closed or significantly realigned; and

WHEREAS, California lost more federal payroll jobs from the closure of its 29 military bases under rounds one to four, inclusive, than all of the rest of the states put together. The reduced military payroll in California, including military and civilian employees, is approximately 101,000 jobs. Additionally, 300,000 private sector defense industry jobs in California have been eliminated as a result of base closures; and

WHEREAS, The Department of Defense and the defense industry represent the second largest industrial complex in California today, totaling more than \$40 billion a year. There are currently 62 bases remaining in California that could be closed or realigned as a result of the 2005 BRAC process; and

WHEREAS, California simply cannot afford the next round of base closures to impact our state as significantly as the prior rounds did. In previous BRAC rounds, more than 20 percent of the nation's total base

cuts came from California. If California again assumes 20 percent of the nation's cuts, the effects on our state's economy could be devastating; and

WHEREAS, Having been the leader in the nation's defense effort, it is now time for California to assume the role as leader in defending existing military installations within its borders; and

WHEREAS, In an effort to be proactive in retaining military facilities within California that are essential to national security, and to provide for a single, focused strategy to defend these installations, the Legislature created the Office of Military and Aerospace Support, under the direction of the Secretary of Business, Transportation and Housing, with the passage of SB 926 in 2004; and

WHEREAS, Military installations provide the foundation for United States defense efforts. Maintaining these installations is, therefore, critical to supporting America's national security. California is vital to the mission and might of our United States military. Our seaports and airports, bases and equipment, research labs and testing grounds support the finest fighting force in the world; and

WHEREAS, As our nation faces new security threats in the 21st century, California is ready to confront these dangers. In space, over land, and at sea, California is helping the military meet the challenges of tomorrow. From troop deployment to systems development, training to logistics, the future of our military is right here in California; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That California's military installations possess critical military value in a manner consistent with the congressionally approved 2005 BRAC Closure and Realignment Selection Criteria and that California is ready to help the Department of Defense meet its goals now and in the future; and be it further

*Resolved,* That the Legislature of the State of California respectfully memorializes the President, the Congress of the United States, and the Defense Base Closure and Realignment Commission to not only recognize the unique military value of California's installations, but also to vigilantly examine additional criteria, including, but not limited to, all of the following, before officially recommending any California base for closure:

(a) California's ability to recruit and train highly skilled and educated personnel.

(b) The existing synergies between military installations and the private sector.

(c) The economic impact on existing communities in the vicinity of military installations.

(d) Our incomparable quality of life which enhances personnel retention.

(e) The technological capability to effectively place superior equipment in the hands of the warfighter.

(f) The vast intellectual capital that has been developed in California over the last half century.

(g) California's unparalleled ability to train all kinds of forces, year round, in every type of warfare effectively, efficiently, and economically.

(h) California's strategic location on the Pacific Coast, which allows for rapid deployment to trouble spots in Asia and the Middle East.

(i) The disproportionate sacrifices California has endured in previous BRAC rounds; and be it further

*Resolved*, That the Chief Clerk of the Assembly and the Secretary of the Senate transmit copies of this resolution to the President of the United States, to the Speaker of the United States House of Representatives, each Senator and Representative from California in the Congress of the United States, to the members of the Defense Base Closure and Realignment Commission following their appointment by the President, and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 97

Senate Concurrent Resolution No. 47—Relative to Health Care Decisions Week.

[Filed with Secretary of State August 29, 2005.]

WHEREAS, It is important for people to make health care decisions before they are needed; and

WHEREAS, Health care planning is a process, rather than a single decision, that helps people think about the kind of care they would want if they become seriously ill or incapacitated, encourages them to talk with their loved ones and doctors, and assists them in writing down their wishes; and

WHEREAS, Advance directives give people the ability to document their wishes and identify the person to speak for them should they become unable to speak for themselves; and

WHEREAS, Introducing these issues in community settings can help people begin conversations about their health care wishes with a family member, close friend, physician, or faith leader; and

WHEREAS, California has a number of local coalitions throughout the state that are working to involve individuals and families in health



care planning through educational forums, discussion groups, speaker's bureaus, and training; and

WHEREAS, The California Coalition for Compassionate Care and over 50 of the coalition's member organizations representing health care providers, consumers, regulators, and local coalitions have joined together to sponsor a weeklong focus on health care decisions; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the week of October 24 through 30, 2005, be recognized as Health Care Decisions Week in California; and be it further

*Resolved,* That the Legislature encourages all citizens to think and talk with loved ones about their wishes for medical care; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 98

Assembly Concurrent Resolution No. 11—Relative to the Public Employees' Retirement System.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, The government of Sudan and the southern opposition signed a peace agreement on Sunday, January 9, 2005, in Kenya, Africa; and

WHEREAS, The peace agreement is expected to put a stop to Sudan's cruel treatment of southerners; and

WHEREAS, The rebel south will not have to redeploy an army consisting of children; and

WHEREAS, Secretary of State Colin Powell, on behalf of the United States, with Ambassador John C. Danforth, U.S. Representative to the United Nations, assisted in negotiating the peace agreement; and

WHEREAS, Stopping the conflict in western Darfur is not part of the peace agreement, however; and

WHEREAS, The Sudan government is suspected of a policy of genocide in western Darfur; and

WHEREAS, There is a need for the United States and the United Nations to continue to put pressure on the Sudanese government to stop supplying arms to the Janjaweed; and

WHEREAS, The State of California is deeply concerned over the poor human rights situation in Sudan; and

WHEREAS, The State of California calls for stepped-up international efforts to end the crisis in Sudan's Darfur region, and concurs with United States policy, which has officially declared that genocide is ongoing in the Darfur region of Sudan; and

WHEREAS, Despite significant pressure from the United States government, the government of Sudan has not taken all the necessary actions to disassociate itself fully from the fighting in Darfur; and

WHEREAS, The 2002 Machakos Protocol, signed by both sides in the civil war in Sudan, has recognized that "Sudan is a multi-cultural, multi-racial, multi-ethnic, multi-religious, and multi-lingual country," and that there "shall be freedom of belief, worship and conscience for followers of all religions or beliefs or customs and no one shall be discriminated against on such grounds" once a peace agreement is signed; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature encourages the Public Employees' Retirement System and the California State Teachers' Retirement System, whenever feasible and consistent with their fiduciary responsibilities, to encourage companies in which employee retirement funds are invested and that are doing business in Sudan, as identified by the Department of Treasury's Office of Foreign Assets Control, to act responsibly and not take actions that promote or otherwise enable human rights violations in the Sudan; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 99

Assembly Concurrent Resolution No. 29—Relative to Access Awareness Month.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, On July 26, 1990, the Americans with Disabilities Act (ADA) was enacted, which prohibits discrimination and ensures equal opportunity for persons with disabilities in employment, state and local government services, public accommodations, commercial facilities, and transportation; and

WHEREAS, The ADA affirmed the civil rights of millions of Americans, following in the footsteps of such civil rights achievements as the 15th and 19th Amendments to the United States Constitution,

Brown v. Board of Education, and passage of the Civil Rights Act of 1964; and

WHEREAS, The brief history of the United States has been enriched by the vision of inspirational leaders who have embraced the ideals set forth by our founders and have acted to break down barriers in order to unite all Americans; and

WHEREAS, 54 million Americans are disabled, 3.8 million of whom reside in California; and

WHEREAS, The ADA has been successful in changing the perception of people with disabilities by developing a deeper understanding that disabilities do not diminish a person's right to a full life; and

WHEREAS, The ADA has improved access to public accommodations across the nation and notable businesses such as Sears, Hewlett-Packard, and Sprint have been proactive in creating better access for people with disabilities; and

WHEREAS, Continued education and increased awareness of the ADA is necessary to ensure that people with disabilities and business communities in California work together to strengthen compliance across the state; and

WHEREAS, Current leaders and policy makers must remain diligent so that the spirit of the ADA is protected, complied with, and properly implemented in our own time; and

WHEREAS, July 2005 is the 15th anniversary of the enactment of the Americans with Disabilities Act, which is an important milestone that reminds us all that America continues to advance and protect the civil rights of its citizens and that this state must play a role in facilitating broader awareness of the need to be in compliance with the ADA; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature takes great pleasure in recognizing July 2005, as Access Awareness Month, urges all citizens to join in the recognition of the 15th anniversary of the Americans with Disabilities Act, and encourages businesses and the disabled to work together in the same bipartisan spirit that accompanied the original enactment of this act, in order to achieve a greater cooperation towards compliance in this state; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 100

Assembly Concurrent Resolution No. 67—Relative to the Wadie P. Deddeh State Office Building.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, Wadie P. Deddeh, a former Member of the California Senate and Assembly, was born in Baghdad, Iraq, on September 6, 1920, as the oldest boy in a family of six children; and

WHEREAS, Mr. Deddeh spent much of his early life in Ahwaz, Iran, where his father worked for a British shipping company; and

WHEREAS, Mr. Deddeh was encouraged by his mother to get an education, and he graduated from high school and was accepted to Baghdad College, where he earned a degree in English and a teaching credential; and

WHEREAS, In 1947, after waiting nine years, Mr. Deddeh obtained a visa to the United States, residing first in Detroit, where he worked in grocery stores, and later in Monterey, where he became a teacher of Arabic at the United States Army Language School; and

WHEREAS, While in Monterey, Mr. Deddeh met his future wife, Mary-Lynn Drake, who was also a teacher, and they married in 1951 and eventually moved to Detroit, where Mr. Deddeh earned a master's degree in education from the University of Detroit; and

WHEREAS, In 1956, the Deddehs were blessed with the birth of their only child, Peter, who is now a San Diego Superior Court Judge; and

WHEREAS, In 1959, the Deddehs returned to California, settling in Chula Vista, and Mr. Deddeh returned to teaching, first at Sweetwater Union High School and later at Southwestern Community College, where he taught political science; and

WHEREAS, In 1966, following through on his long-time interest and passion for American government and politics, Mr. Deddeh sought and won election to the Assembly, representing the 77th District, serving 16 years in that capacity; and

WHEREAS, Mr. Deddeh developed an expertise in transportation, sponsoring legislation to enhance transportation funding and creating the Department of Transportation, among various other achievements; and

WHEREAS, In 1982, Mr. Deddeh was elected to the Senate, representing the 40th District upon the retirement of Senator James Mills, where he served until 1993, chairing committees related to transportation, commerce, and international trade and border issues; and

WHEREAS, Since his retirement, Mr. Deddeh has been a college professor, a governmental affairs consultant, and a representative of the

Titan Corporation, serving as a liaison with Arab-American groups and structuring training programs for interpreters serving with the United States military in Iraq; and

WHEREAS, It is appropriate to commemorate Mr. Deddeh's years of public service to California and the nation through the naming of a state transportation office building in his honor; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Department of Transportation District 11 office building in San Diego shall be designated as the Wadie P. Deddeh State Office Building; and be it further

*Resolved,* That a copy of this resolution be provided by the Secretary of the Senate to the Director of Transportation and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 101

Assembly Joint Resolution No. 22—Relative to school records.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, Existing law authorizes each county to establish an interagency child death team to assist local agencies in identifying and reviewing suspicious child deaths. Those teams coordinate and integrate state and local efforts to address fatal child abuse or neglect and create a body of information to help prevent child deaths; and

WHEREAS, Interagency child death teams have been used successfully to ensure that incidents of child abuse or neglect are recognized and that other siblings and nonoffending family members receive appropriate services in incidents in which a child has expired; and

WHEREAS, Child death teams may include forensic pathologists, pediatricians with expertise in child abuse, coroners and medical examiners, prosecutors, members of law enforcement, child protective services staff, representatives of local agencies involved with child abuse or neglect reporting, and county health departments; and

WHEREAS, Members of child death teams may share relevant, confidential information within the multiagency setting; and

WHEREAS, Educational agencies, which could provide valuable school record information to child death teams, are not authorized to share such information with child death teams; and

WHEREAS, The federal Family Educational Rights and Privacy Act (FERPA) does not provide an exception allowing schools to share

relevant pupil records with child death teams and a violation of FERPA could result in the loss of federal funding; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature urges the Congress of the United States to immediately enact an exception to FERPA to permit schools to share with child death teams any relevant pupil records; and be it further

*Resolved,* That the Legislature of the State of California urges the President of the United States to immediately sign the enactment; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 102

Assembly Joint Resolution No. 23—Relative to Japanese internment.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt signed Executive Order 9066, pursuant to which 120,000 Americans and resident aliens of Japanese ancestry were incarcerated in internment camps during World War II; and

WHEREAS, The internment deferred the American dream for these Americans and resident aliens of Japanese ancestry by inflicting a great human cost of abandoned homes, businesses, careers, and professional advancements, and disruption to family life; and

WHEREAS, During this regrettable era in our nation's history, Japanese-Americans were held at internment camps, including camps at Tule Lake and Manzanar in California, and a host of additional sites, including 17 assembly centers in such places as the old Tanforan racetrack in San Bruno, and at sites in Stockton, Salinas, and Sacramento; and

WHEREAS, United States Representative Bill Thomas of Bakersfield has introduced House Resolution No. 1492, a bill that would authorize \$38 million in federal funds to preserve the camps where Japanese-Americans were interned during World War II; and

WHEREAS, That bill would require the Secretary of the Interior to create a program within the National Park Service to work with other federal agencies, state, local, and tribal governments, other public entities, educational institutions, and private nonprofit organizations "for the

purpose of identifying, researching, evaluating, interpreting, protecting, restoring, repairing, and acquiring historic confinement sites in order that present and future generations may learn and gain inspiration from these sites and that these sites will demonstrate the nation's commitment to equal justice under the law"; and

WHEREAS, A preservation committee in Tule Lake, which already has reclaimed three wooden sheds that were camp barracks, would be among the entities eligible for funding under the legislation; and

WHEREAS, The Manzanar camp site on Highway 395 in the eastern Sierra, which the National Park Service already has designated a historic site, and which attracts more than 80,000 people a year, also would be eligible for funding under this bill; and

WHEREAS, Among the cosponsors of the legislation are United States Representative Doris Matsui of Sacramento, who was born in the Poston internment camp in Arizona, and Representative Mike Honda of San Jose, who spent his early childhood in a Colorado camp; and

WHEREAS, California, home to many Japanese-American citizens, has been resolute in its commitment to honor the contributions and leadership of these citizens and to not forget the dark period of our history when Japanese-Americans were sent to internment camps; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California urges Congress, including all members of the California delegation, to vote for passage of legislation that would accomplish the goals stated in this resolution; and be it further

*Resolved,* That the Legislature of the State of California urges President Bush to support this legislation and to sign it into law; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to Representative Thomas and every other member of the California delegation to the United States Congress and to the President of the United States.

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## RESOLUTION CHAPTER 103

Assembly Joint Resolution No. 27—Relative to federal legislation protecting the right of laborers to organize.

[Filed with Secretary of State August 30, 2005.]

WHEREAS, In the National Labor Relations Act of 1935 (29 U.S.C. Sec. 151 et seq.) the United States Congress declared it to be the policy of the United States to encourage the practice of collective bargaining by protecting the exercise by workers of full freedom of association, self-organization, and designation of representatives of their own choosing for the purpose of negotiating the terms and conditions of their employment or other mutual aid or protection; and

WHEREAS, The freedom to form or join a union is recognized as a fundamental human right; and

WHEREAS, Union membership provides workers with better wages, benefits, and protection from discrimination and unsafe workplaces; and

WHEREAS, Unions benefit communities by strengthening tax bases, promoting equal treatment, and enhancing civic participation; and

WHEREAS, Fifty-seven million United States workers have indicated that they would join a union if given the opportunity; and

WHEREAS, Even though the nation's workers ostensibly have the freedom to choose whether to organize, in reality they are routinely denied that right; and

WHEREAS, When the right of workers to form a union is violated, wages decline, race and gender pay gaps widen, workplace discrimination increases, and job safety standards lapse; and

WHEREAS, Each year, 20,000 of America's workers are illegally threatened, coerced, or terminated for attempting to form a union; and

WHEREAS, Most violations of workers' freedom to join a union occur behind closed doors, and each year millions of dollars are spent to frustrate workers' efforts to organize; and

WHEREAS, A worker's fundamental right to join a union is a public issue that requires public policy solutions, including legislative remedies; and

WHEREAS, Federal legislation has been introduced in the United States Congress in order to restore workers' freedom to join unions; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress of the United States to enact the pending federal legislation that would protect and preserve the freedom of America's workers to organize and join unions by authorizing the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorization cards (commonly known as "card check" recognition), providing for first contract mediation and arbitration, and establishing meaningful penalties for violations of a worker's right to join a union; and be it further



*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Speaker of the House of Representatives and to each Senator and Representative from California in the Congress of the United States.

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#### RESOLUTION CHAPTER 104

Senate Concurrent Resolution No. 10—Relative to Hansen Way.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, The Hansen family is well known and respected in Grass Valley for their contributions to the community and for their building supply company, Hansen Brothers, that was established in 1953; and

WHEREAS, The Hansen family historically has been very civic minded and has contributed community service and philanthropic gifts to the community; and

WHEREAS, It is important that the Hansen family, a family that has provided significant energy and time to the community, be honored; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the State Highway Route 20/49 northeast bound frontage road in Grass Valley from its intersection with South Auburn Street to its intersection with Bennett Street be officially designated “Hansen Way”; and be it further

*Resolved*, That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements, for the state highway system, showing this special designation, and, upon receiving donations from nonstate sources sufficient to cover the cost, to erect those signs; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the Department of Transportation and the author for appropriate distribution.

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#### RESOLUTION CHAPTER 105

Senate Concurrent Resolution No. 25—Relative to safety in employment.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, The chief cause of skin cancer is exposure to ultraviolet rays (UV) from natural sunlight and artificial sources and UV rays in sunlight cause 90 percent of all skin cancer; and

WHEREAS, According to the American Cancer Society, skin cancer is the most common cancer in the United States; and

WHEREAS, One in five Americans will develop skin cancer in his or her lifetime and one American every hour dies from the disease; and

WHEREAS, Unprotected exposure to sunlight over time is pathologic in some cases, as demonstrated by reputable sources including the California Department of Health Services, the United States Army Center for Health Promotion and Prevention Medicine, the United States Centers for Disease Control and Prevention, the United States Department of Health and Human Services, the United States National Institutes of Health, the United States Occupational Health and Safety Administration, and the World Health Organization; and

WHEREAS, During April 2000, the United States Department of Health and Human Services in its Ninth Report on Carcinogens, classified solar radiation as a “known human carcinogen” or cancer-causing agent; and

WHEREAS, Building on this declaration, the federal Office of Safety and Health Administration, in July 2000, released formal sun-safety protection guidelines for outdoor workers, which are summarized in a pocket card entitled, “Projecting Yourself Against Harmful Sunlight”; and

WHEREAS, The Centers for Disease Control and Prevention, the World Health Organization, and the California Department of Health Services Skin Cancer Prevention Program have published guidelines for sun safety and skin cancer prevention for outdoor workers; and

WHEREAS, The Labor Code requires employers to establish an effective system to identify and correct unsafe and unhealthy work practices; and

WHEREAS, According to the Occupational Health and Safety Administration created in the United States Department of Labor, “unprotected employees working in sunlight risk exposure to UV radiation, which can cause eye damage, premature aging of the skin, and skin cancers, such as melanoma, the most serious type of skin cancer, which accounts for more than seventy-five percent (75%) of the deaths due to skin cancer”; and

WHEREAS, Skin cancer is highly preventable when specific sun safety behaviors such as the use of wide-brimmed hats, UV-protective sunglasses, long clothing, and sunscreen are adopted, supplemented by environmental supports such as the provision of shade and the adoption and implementation of sun protection guidelines and policies; and

WHEREAS, Businesses, organizations, and individuals need to understand why and how to guard against unprotected exposure to sunlight; and

WHEREAS, Safety and health precautions add value to business, the workplace, and human life; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That employers are urged to ensure that their injury prevention programs and other systems for identifying and correcting workplace hazards consider the pathologic effects of UV radiation and ensure, as appropriate, that skin cancer prevention policies for outdoor workers are put into operation; and be it further

*Resolved,* That the Legislature urges the appropriate state agencies to utilize existing means of communication with employers on workplace safety issues to advise employers of the importance of sun safety and skin cancer protections in the workplace.

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#### RESOLUTION CHAPTER 106

Senate Concurrent Resolution No. 29—Relative to the Joint Legislative Committee on Emergency Services and Homeland Security.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, California is the site of some of the most extraordinary natural disasters in North America, including fires, earthquakes, floods, landslides, mudslides, insect infestations, and drought; and

WHEREAS, California is the nation's most populous state, home to many of the nation's most desirable tourist destinations, and home to many of the nation's most critical military installations, and as such California is especially sensitive to the threat of terrorism; and

WHEREAS, In October 2003, southern California experienced the most devastating wild land/urban interface fire in the history of California; nearly 740,000 acres burned, 246 people were injured, and 24 Californians lost their lives, including one firefighter, and more than 3,600 homes, 36 commercial properties, and 1,169 outbuildings were destroyed; and

WHEREAS, On November 2, 2003, then-Governor Gray Davis and then-Governor-elect Arnold Schwarzenegger established a Blue Ribbon Fire Commission representing federal, state, and local agencies, the firefighting community, and affected communities; and

WHEREAS, The Blue Ribbon Fire Commission was charged with hearing testimony on what worked and what did not work in the efforts

to fight the October 2003 fires and with reviewing and providing recommendations on necessary improvements to prevent and better respond to these fires in the future; and

WHEREAS, The commission, in its report to the Governor, made a number of recommendations and prioritized their importance, including the establishment of a permanent Joint Legislative Committee on Emergency Services and Homeland Security; and

WHEREAS, The joint committee has explored the report of the Blue Ribbon Fire Commission and has taken action in support of the commission's findings and recommendations; and

WHEREAS, The members of the joint committee recognize that the work of the joint committee needs to continue; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Joint Legislative Committee on Emergency Services and Homeland Security is hereby established; and be it further

*Resolved,* That the joint committee shall consist of 14 members, who shall include seven Assembly Members appointed by the Speaker of the Assembly, four from the party having the largest number of Members in the Assembly and three from the party having the second largest number of Members, and seven Senators appointed by the Senate Committee on Rules, four from the party having the largest number of Members in the Senate and three from the party having the second largest number of Members; and be it further

*Resolved,* That the joint committee shall be under the direction of a chairperson and vice chairperson that shall alternate between the Assembly and the Senate from session to session and that initially the joint committee shall be under the direction of a Senate Chairperson and an Assembly Vice Chairperson, appointed by the Senate Committee on Rules and the Speaker of the Assembly, respectively; and be it further

*Resolved,* That the joint committee may provide a public forum for discussion of California's emergency services and homeland security and related issues to natural or human-caused threats to California; and be it further

*Resolved,* That the joint committee, in order to assist it in carrying out its duties, may form technical advisory committees, including representatives from the public safety and emergency services disciplines, to help evaluate federal, state, and local strategies, provide technical assistance on an ongoing basis, and take active roles in supporting the passage of any necessary legislation; and be it further

*Resolved,* That the joint committee may work in cooperation with the Governor and the standing committees and subcommittees of the Legislature to address the level of support necessary for public safety

and related agencies to implement essential emergency services and homeland security policies; and be it further

*Resolved*, That the joint committee may periodically report its progress and make recommendations to the Governor and the Legislature; and be it further

*Resolved*, That the joint committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Assembly and Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members; and be it further

*Resolved*, That the Senate Committee on Rules may make moneys available from the Senate Operating Fund, as it deems necessary, to pay expenses of the joint committee and its members, and that any expenditure of moneys shall be made in compliance with policies set forth by the Senate Committee on Rules and shall be subject to the approval of the Senate Committee on Rules; and be it further

*Resolved*, That the joint committee is authorized to act until November 30, 2006, when its existence shall terminate; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 107

Senate Concurrent Resolution No. 58—Relative to Assisted Living Week.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, Older Californians are a vital portion of our population; and

WHEREAS, California's elderly population is expected to grow more than twice as fast as the total population; and

WHEREAS, The number of Californians in need of care and services in order to remain as independent as possible will continue to grow; and

WHEREAS, Assisted living helps individuals live as independently as possible while enjoying a meaningful quality of life in an attractive residential environment; and

WHEREAS, California's more than 6,000 assisted living communities are meeting consumer demand by offering a variety of services, programs, and amenities; and

WHEREAS, The members of the California Assisted Living Association are proud to sponsor Assisted Living Week 2005 and celebrate the thousands of caregivers, residents, and volunteers in assisted living communities throughout the state; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature does hereby proclaim the week of September 11 to September 17, 2005, as Assisted Living Week and encourages all residents to visit friends and loved ones who reside in assisted living communities and to learn more about this valuable service; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 108

Senate Joint Resolution No. 11—Relative to the “Don’t Ask, Don’t Tell” military policy.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, Since the 1994 codification into law by the United States Congress, and by the signature of the President, the policy now known as “Don’t Ask, Don’t Tell, Don’t Pursue, Don’t Harass” (National Defense Authorization Act of 1994 (Public Law 103-160)), has led to the discharge of a great number of lesbian and gay service members, thus ending their careers and burdening them with a lifelong stigma; and

WHEREAS, The capacity of the Armed Forces of the United States to carry out its missions, like the Global War on Terror, is hindered when competent and qualified individuals are involuntarily discharged from those forces; and

WHEREAS, The Armed Forces of the United States have been forced to retain Reserve and National Guard service members on active duty past standard deployment lengths in order to carry out its missions during the Global War on Terror; and

WHEREAS, The ability of the Armed Forces to recruit and retain the best and brightest Americans is hindered by excluding a section of the population solely because of sexual orientation; and

WHEREAS, Lesbian and gay service members have served honorably throughout United States history and continue to serve with distinction on active duty in the Global War on Terror, including in Operation Enduring Freedom in Afghanistan and Operation Iraqi Freedom in Iraq; and

WHEREAS, These men and women have achieved military honors, decorations, and promotions to the highest ranks of their respective services for their valor and service to the people of the United States; and

WHEREAS, America's allies in the war on terror, like the United Kingdom, Australia, and Israel, all allow lesbian and gay service members to serve openly; and

WHEREAS, The Department of Homeland Security, the Federal Bureau of Investigation, the Defense Intelligence Agency, the National Security Agency, the Central Intelligence Agency, and other federal departments handling national security allow their lesbian, gay, bisexual, and transgender personnel to serve openly; and

WHEREAS, A February 2005 Government Accountability Office report shows that more than 9,488 service members have been discharged under the "Don't Ask, Don't Tell" policy, including at least 757 service members in "critical occupations," such as counterintelligence experts, at a cost to taxpayers of more than \$190 million; and

WHEREAS, The Department of Defense reported that 209 language specialists have been discharged from the military under the "Don't Ask, Don't Tell" policy, including 54 Arabic and 9 Farsi translators, vitally important positions to intelligence gathering and in critical shortage; and

WHEREAS, Evidence from a study conducted by the Center for the Study Of Sexual Minorities in the Military suggests that the "Don't Ask, Don't Tell" policy increases gay troops' stress levels, lowers their morale, impairs their ability to form trusting bonds with their peers, restricts their access to medical care, psychological services and religious consultations, and limits their ability to advance professionally and their willingness to join and remain in the services; and

WHEREAS, Every Department of Defense authorized study has shown that there is no correlation between sexual orientation and unit cohesion in the Armed Forces; and

WHEREAS, The majority of American citizens support keeping trained and skilled openly gay and lesbian service members in the military; and

WHEREAS, The United States military's readiness to protect and defend our nation is severely compromised because of the discriminatory "Don't Ask, Don't Tell" policy that is arbitrarily enforced by commanders whose personal beliefs may influence their disciplinary action; and

WHEREAS, Discharges under "Don't Ask, Don't Tell" are historically fewer when troop strength is low, as in times of war, which denotes the tacit recognition by the military that lesbian and gay service members

are fit and capable of military service, thereby further illustrating the arbitrary enforcement of this policy; and

WHEREAS, California has 26 military bases which are home to tens of thousands of military personnel and their families, and, according to a 2004 Urban Institute study, an estimated 137,000 lesbian and gay veterans live in California; and

WHEREAS, The Legislature and courts of the State of California have extended protections based on sexual orientation and gender identity that affirm the equality under the law of lesbian, gay, bisexual, and transgender citizens in order to prevent invidious discrimination; and

WHEREAS, In 2004 the California Legislature passed, and the Governor signed, legislation that protects nonfederally recognized personnel in the California State Militia from the threat of “Don’t Ask, Don’t Tell”; and

WHEREAS, Military readiness is enhanced when every qualified, capable American, regardless of sexual orientation, is welcomed into our Armed Forces and has their talents utilized in the best interest of our national security; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California respectfully urge the President and the Congress of the United States to adopt the Military Readiness Enhancement Act of 2005 (H.R. 1059) to end the discriminatory federal policy of “Don’t Ask, Don’t Tell”; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the President of the United States, to each Senator and Representative in the Congress of the United States, and to the presiding officer of each house of each state legislature of the several states.

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## RESOLUTION CHAPTER 109

Senate Joint Resolution No. 17—Relative to stem cell research.

[Filed with Secretary of State September 6, 2005.]

WHEREAS, An estimated 128 million Americans suffer from the crippling economic and psychological burden of chronic, degenerative, and acute diseases, including diabetes, Parkinson’s disease, cancer, and Alzheimer’s disease; and

WHEREAS, Chronic, degenerative, and acute diseases result in extreme human loss and suffering for those who suffer from them and their families and caregivers, and result in hundreds of billions of dollars annually in medical treatment and lost productivity costs; and



WHEREAS, Stem cell research offers immense promise for developing new medical therapies for these debilitating diseases and a critical means to explore fundamental questions of biology and could lead to improved treatments and potential cures for diabetes, Parkinson's disease, Alzheimer's disease, spinal cord injuries, burns, cancer, heart disease, and other diseases; and

WHEREAS, The United States has historically taken a leading role in funding biomedical research and has been a haven for open scientific inquiry and technological innovation, and, as a result, is the preeminent world leader in biomedicine and biotechnology; and

WHEREAS, On August 9, 2001, the President adopted a policy that restricts federal funding for embryonic stem cell research to a limited number of embryonic stem cell lines that were in existence as of that time, and subsequent research has found those existing stem cell lines to be significantly limited in their ability to support stem cell research; and

WHEREAS, The United States House of Representatives has twice passed legislation to prohibit some forms of stem cell research, but voted on May 24, 2005, to allow federal funding for stem cell research using excess embryos from fertility clinics; and

WHEREAS, California voters approved Proposition 71 in November 2004, which will provide \$3 billion over 10 years for stem cell research in California; and

WHEREAS, The Legislature has enacted legislation declaring that research involving the derivation and use of human stem cells, human embryonic germ cells, and human adult stem cells from any source, including somatic cell nuclear transplantation, shall be permitted in California, calling for the development of ethical guidelines for stem cell research, and prohibiting human cloning; and

WHEREAS, In 2005, the National Academy of Sciences issued guidelines for conducting human embryonic stem cell research in an ethical and responsible manner; and

WHEREAS, Similar guidelines are being developed by the California Institute for Regenerative Medicine and the State Department of Health Services; now, therefore, be it

*Resolved by the Senate and the Assembly of the State of California, jointly,* That the Legislature of the State of California hereby memorializes Congress and the President of the United States to: (1) lift restrictions on federal funding for stem cell research; (2) not impair the ability of researchers to conduct stem cell research applications that hold promise for developing therapies for treating and curing chronic diseases; (3) develop ethical guidelines for federally funded stem cell research; and (4) prohibit human cloning; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 110

Assembly Concurrent Resolution No. 2—Relative to Domestic Violence Awareness Month.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, Home should be a place of warmth, unconditional love, and security; however, for many Americans, home is tainted with violence and fear; and

WHEREAS, Domestic violence is much more than the occasional family dispute; and

WHEREAS, According to the Surgeon General, United States Public Health Service, domestic violence is a societal problem of epidemic proportions; and

WHEREAS, According to experts, between 2 and 4 million American women are battered every year, and between 3.3 and 10 million children witness violence in their homes; and

WHEREAS, According to the United States Department of Labor, 1,000,000 people are assaulted and injured every year as a result of workplace violence, 1,000 people are killed every year due to workplace violence, and 30 percent of battered women lose their jobs due to harassment at work by abusive husbands and boyfriends; and

WHEREAS, Battering affects families across America in all socioeconomic, racial, and ethnic groups; and

WHEREAS, More than one-half of the number of women in need of shelter from an abusive environment may be turned away from a shelter due to a lack of space; and

WHEREAS, Women are not the only targets of domestic violence: young children, elderly persons, and men are also victims in their own homes; and

WHEREAS, Emotional, physical, and psychological scars are often permanent; and

WHEREAS, A coalition of organizations has emerged to confront this crisis directly. Law enforcement agencies, domestic violence hotlines, battered women and childrens' shelters, health care providers, faith-based

organizations, the courts, and the volunteers that serve those entities are helping in the effort to end domestic violence; and

WHEREAS, It is important to recognize the compassion and dedication of the individuals involved in that effort, applaud their commitment, and increase public understanding of this significant problem; and

WHEREAS, The first Day of Unity was celebrated in October 1981 and was sponsored by the National Coalition Against Domestic Violence for the purpose of uniting battered women's advocates across the nation in an effort to end domestic violence; and

WHEREAS, That one day has grown into a month of activities at all levels of government, aimed at creating awareness about the problem and presenting solutions; and

WHEREAS, The first Domestic Violence Awareness Month was proclaimed in October 1987; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby proclaims the month of October 2005 as Domestic Violence Awareness Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a copy of this resolution to the President of the United States, the Governor of the State of California, the Director of the United States Department of Health and Human Services, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 111

Assembly Concurrent Resolution No. 24—Relative to the California Council on Science and Technology.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, California is home to many of the world's top research universities, national laboratories, and leading-edge high technology companies that generate significant intellectual property; and

WHEREAS, It is in the interest of the state to ensure that the results of state-funded research are promptly protected and developed; and

WHEREAS, The commercialization of technology developed with the investment of taxpayer dollars in the form of contracts, grants, and agreements could generate some public benefit, including, but not limited to, state revenues, favorable pricing, revenue sharing, and reinvestment into research; and

WHEREAS, It is in the interest of the state to facilitate, promote, and enhance technology transfer programs that will facilitate the transfer of technology into the marketplace for the public benefit; and

WHEREAS, The Legislature supports the use of efficient models to develop and streamline infrastructures, policies, and processes for the management of intellectual property developed under state funding in order to stimulate economic development in the state similar to the approach used by the federal government; and

WHEREAS, The voters approved the passage of Proposition 71, California Stem Cell Research and Cures Act, which establishes the California Institute for Regenerative Medicine to regulate stem cell research and provide funding, through grants and loans, for this research and research facilities; and

WHEREAS, The passage of Proposition 71 heralds a new era for the future of medicine and the way diseases are treated; and

WHEREAS, Proposition 71 contemplates that the state will receive public benefits from the commercialization of research funded with Proposition 71 dollars in the form of patent royalties and license revenues; and

WHEREAS, Provisions of the Internal Revenue Code governing the use of proceeds of tax-exempt bonds significantly limit the state's ability to directly receive economic benefit in the form of royalties and license revenues from research funded under Proposition 71; and

WHEREAS, The people of the state should derive a substantial public benefit from the commercialization of state-funded research; and

WHEREAS, There are currently no general guidelines or standards defining public benefits derived from research funded by the state; and

WHEREAS, Receipt of economic benefit in the form of favorable pricing on therapies and treatments developed with Proposition 71 funds may be achievable using tax-exempt bonds for research; and

WHEREAS, A number of organizations funding biomedical research, including the Bill and Melinda Gates Foundation and the International AIDS Vaccine Initiative, have successfully implemented intellectual property policies that commit funding recipients and entities seeking to commercialize research to ensure that resulting therapies and products are accessible and affordable to designated low-income populations; and

WHEREAS, Use of tax-exempt bonds for research under Proposition 71 is fiscally prudent for the state and is consistent with taxpayers' expectations in approving Proposition 71; and

WHEREAS, The development of innovative technologies is fundamental to the California economy; however, lack of understanding about the research enterprise and technology transfer, as well as lack of clarity concerning the role of the state government, if any, in developing

intellectual property into marketable products make it difficult for the state to design an effective intellectual property policy; and

WHEREAS, The Legislature approved Assembly Concurrent Resolution No. 252 of the 2003–04 Regular Session, which requests the California Council on Science and Technology to establish a study group to develop recommendations to the Governor and the Legislature on how the state should treat intellectual property made under state contracts, grants, and agreements; and

WHEREAS, The scope of the study does not include the contracts, grants, and agreements developed under Proposition 71; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature requests the California Council on Science and Technology to expand the scope of the study group on how the state should treat intellectual property created under state contracts, grants, and agreements, to include contracts, grants, and agreements developed under Proposition 71; and be it further

*Resolved,* That the Legislature requests the study group to study how the commercialization of technology developed with the investment of taxpayer dollars in the form of contracts, grants, and agreements could generate some public benefit, including, but not limited to, state revenues, favorable pricing, revenue sharing, and reinvestment into research; and be it further

*Resolved,* That the Legislature requests the study group to develop general guidelines or criteria to define how the state can achieve maximum public benefit from research funded under Proposition 71; and be it further

*Resolved,* That the Legislature requests that the options and recommendations identified by the study for Proposition 71-funded research reflect the constraints posed by the use of tax-exempt bonds for research and represent options and recommendations that are consistent with the goal and intent of using tax-exempt bonds to fund the research, including options and recommendations for achieving accessibility and affordability of treatments, products, and therapies resulting from Proposition 71-funded research; and be it further

*Resolved,* That the Legislature requests that the California Council on Science and Technology establish a review group to include representatives of bond counsel firms, the Legislative Analyst, the Treasurer, consumer and public interest groups, and foundations engaged in funding biomedical research, to review and comment on the study and options and recommendations for generating public benefit from commercialization of technology developed with Proposition 71 funds

prior to their release, and that the council compile those comments in the report; and be it further

**RESOLVED**, That the Legislature requests that this report and the interim version of it released by the council be viewed as an informational and preliminary tool and as such not be the only source used in the development of intellectual property policy or guidelines by the California Institute for Regenerative Medicine regarding contracts, grants, and agreements made pursuant to Proposition 71, and that further consideration be given to the significant policy, legal, and fiscal issues associated with development of intellectual property policy and guidelines under Proposition 71; and be it further

*Resolved*, That the Legislature requests that the California Council on Science and Technology complete its study by November 1, 2005, and report its options and recommendations for generating public benefits from the commercialization of technology developed with Proposition 71 funds to the health committees of the Senate and Assembly no later than January 1, 2006, for consideration in developing further policies in this area; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Attorney General, the Department of General Services, and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 112

Assembly Concurrent Resolution No. 36—Relative to Breast Cancer Awareness and Prevention Month.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, According to the American Cancer Society, with the exception of skin cancer, breast cancer is the most commonly diagnosed cancer among American women; and

WHEREAS, Breast cancer is second only to lung cancer as the leading cause of cancer-related deaths among women; and

WHEREAS, In 2003, it is estimated that 211,300 new cases of invasive breast cancer were diagnosed among women, and an estimated 39,800 died of breast cancer; and

WHEREAS, The five-year survival rate for localized breast cancer is 97 percent; and

WHEREAS, Heightened public awareness and education can improve early detection efforts and survival rates with respect to breast cancer; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the month of October 2005 is hereby declared “Breast Cancer Awareness and Prevention Month” in California; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 113

Assembly Concurrent Resolution No. 57—Relative to automated external defibrillator programs.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, On any given day, 20 percent of the population, both adults and children, occupy our nation’s schools according to the National Athletic Trainers Association; and

WHEREAS, Nationwide over 250,000 Americans die each year from sudden cardiac arrest; and

WHEREAS, Eighty percent of sudden cardiac arrests are caused by ventricular fibrillation, a heart rhythm where defibrillation is the only effective treatment; and

WHEREAS, For every minute that passes while a person is in ventricular fibrillation, chances of survival decrease by 10 percent. After six minutes, according to studies conducted by the Mayo Clinic, the chance of resuscitating a sudden cardiac arrest victim is near zero; and

WHEREAS, The average national survival rate for out-of-hospital sudden cardiac arrests is only 5 percent; and

WHEREAS, Automated external defibrillators (AEDs) make it possible for nonmedical rescuers to deliver potentially lifesaving defibrillation to victims of sudden cardiac arrest; and

WHEREAS, The federal government has already mandated every commercial airplane to have an AED on board. A sudden cardiac arrest event is 30 times more likely to occur in a school than on an airplane; and

WHEREAS, In the United States, one out of every 100,000 to 300,000 high school athletes will die each year from sudden cardiac arrest. A recent study conducted by the Centers for Disease Control showed a total of 23,320 young adults died of sudden cardiac arrest between 1989 and 1996; and

WHEREAS, New York, Nevada, and Ohio require certain schools statewide to implement AED programs, and several states, including Illinois, New Hampshire, and Pennsylvania, encourage or provide funding

for school AED programs. In the State of New York, the lives of a growing number of schoolage children are being saved through the use of AEDs; and

WHEREAS, The National Heart, Lung, and Blood Institute recently published the findings of a renowned three-year Public Access to Defibrillation study, which concluded that AEDs double the chance of survival; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That, in order to save the lives of pupils, teachers, staff members, and visitors suffering from sudden cardiac arrest in schools, the Legislature urges all California public schools maintaining kindergarten or any of grades 1 to 12, inclusive to implement an automated external defibrillator program; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 114

Assembly Concurrent Resolution No. 59—Relative to California Native American Indian History Month.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, Native American Indians are the earliest settlers of the territory of the United States; and

WHEREAS, This Earth has been home to millions of native people since the beginning of known time; and

WHEREAS, Native American Indians believe that they emerged into life and movement out of and into this place, and their rich oral narratives offer an ancient voice to life in this land before the arrival of immigrants from Europe, Africa, and Asia; and

WHEREAS, Long before the voyages of Christopher Columbus or the development of the first English settlement at Jamestown, diverse Native American Indian groups and tribes developed their own language, literature, history, government, dance, music, art, agriculture, and architecture; and

WHEREAS, Native American Indian languages are sophisticated and rich in words that denote unique elements of Native American Indian culture such as snowshoes, cedar plank houses, toboggans, tobacco, sun goggles, cultural attire, and other items; and



WHEREAS, Approximately 300 different languages existed in the area that is now the United States and Canada, and there were many other dialects of these original languages; and

WHEREAS, Many Native American Indians still speak their native languages, thus enriching the vocabularies of all peoples; and

WHEREAS, Native American Indians gave our country words such as Massachusetts, Mississippi, Alabama, Ohio, Iowa, Dakota, Oklahoma, and Wyoming, and Native American Indian languages also included a variety of words for agricultural produce native to this land, including, but not limited to, corn, squash, beans, potato, tomato, peanut, pumpkin, and watermelon; and

WHEREAS, Native American Indians developed the first agricultural processes of our nation, including irrigation farming that made the deserts, prairies, and plateaus blossom with abundance; and

WHEREAS, The first literature and history of this land originated from ancient stories about plant, animal, mountain, river, and lake “peoples” who interacted with each other at the beginning of time to make the world ready for human beings, and these stories remain a part of American culture to this day; and

WHEREAS, Rabbit, Coyote, Wolf, Bear, Mountain Lion, Eagle, Raven, and a host of other stories appear in Native American Indian literature, and that literature speaks to us about a creative time that was and is a part of the United States; and

WHEREAS, In ancient songs, Native American Indians still sing of the creative time, and songs of mountains, rocks, rivers, lakes, forests, and birds ring out across the land to this very day; and

WHEREAS, It is through song, dance, and music that people recreate their attachment to the land they consider sacred, and that they believe was placed here at the beginning of time by a great and wondrous spirit that is manifested to this day in our country; and

WHEREAS, Native American Indian forms of art and architecture have influenced our nation’s heritage, and longhouses, Quonsets, A-framed lodges, pueblos, hogans, tepees, and others are a part of the unique American experience; and

WHEREAS, Beadwork, quillwork, sculpture, painting, rock art, bows, arrows, quivers, dresses, leggings, coats, baskets, jewelry, and many other art forms emerged out of the Native American Indian tradition and are still highly prized in our nation today; and

WHEREAS, For thousands of years before the arrival of other groups of settlers, Native American Indians established intricate modes of transportation, communication, and commerce, and some of those forms of transportation, communication, and commerce spanned huge portions of North America from California to Texas, Washington to Minnesota,

Oregon to Missouri, Louisiana to South Carolina, and Wisconsin to New York; and

WHEREAS, Native American Indians established trails that are still used today as interstate, state, and county highways, and merchants, farmers, artists, hunters, and musicians used these and other arteries of travel to support their families and people; and

WHEREAS, Native American Indians continue to traverse these routes, and remember through stories, songs, and music the significance of places and peoples that have affected their lives; and

WHEREAS, Native American Indians enjoy many forms of government, and continue to revere the principles that have always been held so dear to their cultures; and

WHEREAS, An emphasis on freedom, justice, patriotism, and representative government have always been elements of Native American Indian culture; and

WHEREAS, Native American Indians have shown their willingness to fight and die for the United States; and

WHEREAS, Native American Indians honor the American flag at every powwow, at council meetings, and at many gatherings, and remember veterans through song, music, and dance; and

WHEREAS, Native American Indians use songs to honor the men and women of this country who have fought for freedom; and

WHEREAS, Native American Indians love the land that has nurtured their parents, grandparents, and elders since time began, and they honor the Earth that has brought life to the people since time immemorial; and

WHEREAS, California is home to more Native American Indian tribes than any other state in the United States, and their history forms an integral part of California history and needs to be told; and

WHEREAS, California Native American Indian people suffered numerous atrocities and strife as various cultures converged; and

WHEREAS, Native American Indians have given much to the United States and to California, and in recognition of this fact, it is fitting that we return the honor and recognize Native American Indians for all of their offerings to this beloved land; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California recognizes the month of November 2005 as California Native American Indian History Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 115

Assembly Concurrent Resolution No. 63—Relative to the CYA Counselor Ineasie M. Baker Memorial Freeway.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, Peace officers in California's Department of the California Youth Authority (CYA) are recognized as working in an environment that is both professionally challenging and potentially dangerous, as demonstrated by tragic events; and

WHEREAS, Ineasie M. Baker was born in Keachie, Louisiana, on October 12, 1953, and at the age of 17 she moved with her family to Los Angeles and graduated from Freemont High School in 1971; and

WHEREAS, In 1975, Ineasie M. Baker, graduated from California State University, Fullerton with a degree in Physical Education; and

WHEREAS, After graduating from California State University, Fullerton, Ineasie M. Baker worked as a supervisor for Laura Scudders for more than 10 years before gaining an interest in criminal justice. After successfully graduating from the academy, she became a correctional officer and was later promoted to a counselor. She was employed by the CYA for 13 years; and

WHEREAS, Ineasie M. Baker was highly respected and often worked long hours to fulfill the needs of others. She was known as a "dedicated and inspirational counselor whose main concern was the wards"; and

WHEREAS, On August 9, 1996, Ineasie M. Baker was slain at the Heman G. Stark Youth Correctional Facility, an institution for young adult criminals, where she worked; and

WHEREAS, The homicide is the first ever of a peace officer at a CYA facility; and

WHEREAS, Ineasie M. Baker made her family her most important priority, and her family was her joy, and she enjoyed shopping, playing bingo, attending concerts, spending time with her mother, Mary Maxie, and taking trips to Las Vegas with her husband, Donald Baker; and

WHEREAS, Ineasie M. Baker is survived by her husband Donald Baker, daughter Tiffany Baker, stepdaughter Cynthia Baker, granddaughter Bria Ineasie Boone, stepgrandsons Dominic Cloy, Kelvin Owens, and Qwaylie Owens, and parents Fred D. Maxie and Mary Maxie; and

WHEREAS, It is appropriate to memorialize the sacrifice of CYA Counselor Ineasie M. Baker by naming State Highway Route 60 from Milliken Avenue to Euclid Avenue the CYA Counselor Ineasie M. Baker Memorial Freeway; and

WHEREAS, The recognition of Ineasie M. Baker by this resolution is an expression of the Legislature's gratitude for both her service to California and for giving the greatest measure of sacrifice, her life, while serving in her professional capacity; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby designates State Highway Route 60 from Milliken Avenue to Euclid Avenue the CYA Counselor Ineasie M. Baker Memorial Freeway; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements for the state highway system, showing this special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those signs; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Department of Transportation and to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 116

Assembly Concurrent Resolution No. 75—Relative to California Chronic Kidney Disease Education Week.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, Chronic kidney disease is estimated to be present in more than 4 percent of adults in California, many of whom are unaware of the problem; and

WHEREAS, Chronic kidney disease can progress to end stage renal disease (ESRD), which requires a continuous course of dialysis therapy or a kidney transplant to maintain life; and

WHEREAS, There are more than 35,000 people with ESRD in the state; and

WHEREAS, There is no cure for chronic kidney disease, but there is abundant medical evidence showing that its recognition and treatment can delay or prevent the onset of ESRD; and

WHEREAS, ESRD is usually the result of years of chronic kidney disease caused by diabetes mellitus, high blood pressure, inherited conditions, or other insult to the kidneys; and

WHEREAS, Diabetes is the number one cause of chronic kidney disease in the United States, accounting for more than 43 percent of new ESRD cases in 1999; and

WHEREAS, Uncontrolled high blood pressure is the second leading cause of chronic kidney disease in the United States, accounting for 26 percent of new ESRD cases in 1999; and

WHEREAS, Severe high blood pressure causes kidney malfunction over a relatively short period of time, but even mild forms of high blood pressure can damage kidneys over several years, with no symptoms evident until there is serious damage; and

WHEREAS, Chronic kidney disease causes high blood pressure or worsens existing high blood pressure and accelerates damage to the kidneys; and

WHEREAS, Cardiovascular disease is the leading cause of death in patients with chronic kidney disease; and

WHEREAS, Public policy initiatives targeted at early identification, controlling cardiovascular risk factors, an early intervention in those with diabetes mellitus and high blood pressure can reduce the serious long-term effects of chronic kidney disease on the population, and the significant economic burden on individuals and society; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature recognizes August 8 through 12, 2005, as California Chronic Kidney Disease Education Week, and urges all Californians to familiarize themselves with the causes of chronic kidney disease and the importance of intervention to promote sustained health and a better quality of life; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 117

Assembly Joint Resolution No. 2—Relative to the full benefits of Filipino–American veterans of the United States Armed Forces.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, On July 26, 1941, when the Philippines were under the sovereignty of the United States, President Franklin D. Roosevelt, pursuant to the Philippines' Independence Act, issued an Executive order that called all organized military forces of the Philippines into the service of the United States; and

WHEREAS, President Roosevelt's Executive order enabled over 200,000 Filipino soldiers to be inducted into the United States Armed Forces in the Far East (USAFFE); and

WHEREAS, On December 8, 1941, just 10 hours after Japan attacked the United States at Pearl Harbor, Japan bombed United States military bases located in the Philippines and consequently brought the Filipino people into World War II; and

WHEREAS, On March 27, 1942, the United States Congress passed Title 8 of the Second War Powers Act, which granted noncitizens who served in the United States Armed Forces during the war United States citizenship status and subsequently provided every member of the USAFFE, certain individuals who served in the Commonwealth Army of the Philippines, and certain Philippine Scouts equal treatment under the law as provided by the 14th Amendment to the United States Constitution; and

WHEREAS, On April 9, 1942, the United States surrendered the Philippines to Japan which led 75,000 USAFFE, Commonwealth Army of the Philippines, Philippine scouts, and other soldiers on the Bataan Death March, whereby nearly 10,000 Filipino soldiers perished in route to internment; and

WHEREAS, On September 2, 1945, Japan surrendered the Philippines back to the United States and effectively ended World War II on the islands of the Philippines; and

WHEREAS, Despite the promise to provide citizenship status and equal protection under the 14th Amendment, in November 1945, the United States State Department and the United States Immigration and Naturalization Services placed a moratorium on all applications for naturalization by Filipino war veterans; and

WHEREAS, One month after the start of the moratorium, Congress passed the Rescissions Act of 1946, which proclaimed that the service of the Filipino veterans in World War II who served under President Roosevelt's Executive order were no longer deemed to have been active military, naval, or air service for the purposes of any law of the United States; and

WHEREAS, In October 1990, nearly 45 years after the passage of the Rescissions Act, the Congress passed and President George H.W. Bush signed into law, the 1990 Immigration and Naturalization Act which finally granted United States citizenship status to all Filipino veterans; and

WHEREAS, Despite being granted citizenship status, surviving Filipino-American veterans have not been provided equal treatment, recognition, or benefits for their service; and

WHEREAS, As of September 2004, the number of surviving Filipino-American veterans was approximately 28,000 (8,000 of whom live in the United States) with a large population living in California; however, this total is less than one-half of Filipino-American veterans

estimated to be living just four years ago and the numbers continue to decline rapidly as nearly all of the veterans are in their 70s and 80s; and

WHEREAS, Many of these veterans are disabled, low income, and in desperate need of existing services available to other veterans and that were promised to them approximately 60 years ago; and

WHEREAS, These Filipino-American veterans served the United States during World War II and came to our aid in a time of need and the failure to pay these benefits reflects poorly on the honor of our country; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the President and the Congress of the United States to honor the contributions of our Filipino-American veterans and direct the federal government to immediately pay them the veteran's benefits as promised as the first order of business when the 190th Congress convenes in January 2005; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States, to the Speaker of the United States House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 118

Assembly Joint Resolution No. 17—Relative to child support penalties.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, California and other states have been subject to federal penalties since 1998 due to their failure to fully implement a certified statewide child support automation system and these penalties, which have increased from 4 percent to 30 percent of the federal share of the Department of Child Support Services program's administrative costs, are levied against the state until the state has a certified statewide automation system in place; and

WHEREAS, California reached the 30 percent penalty level in the 2002 federal fiscal year and has incurred a total penalty of \$754 million through the 2004 federal fiscal year; and

WHEREAS, California's child support automated system is expected to be operational by the 2006 federal fiscal year, by which time California's cumulative penalties will have reached \$1.2 billion; and

WHEREAS, California entered into a contract in July 2003 with a team of vendors led by IBM for development of the child support

enforcement system component of the California Child Support Automation System, California entered into a services contract in December 2004 with Bank of America to operate the State Disbursement Unit, the second component of the California Child Support Automation System, and California is well along the way toward securing a statewide automation system that will comply with all the federal certification requirements and improve program performance; and

WHEREAS, The federal penalties no longer serve their intended purpose and in fact: (a) penalize the state for increasing its spending on program improvements and automation development; (b) force system procurement and technology decisions to focus on avoiding federal penalties, rather than prudent technology goals and system objectives; and (c) reduce the ability of the program to continue to collect child support payments for largely low-income families who have left the welfare system or are able to avoid relying on welfare; and

WHEREAS, The Legislature supports the policy directives of the National Governors Association, the National Conference of State Legislatures, the American Public Human Services Association and other organizations that urge penalty reinvestment to help states both complete automation and improve child support performance; and

WHEREAS, The Legislature supports changing the penalty structure to ensure that states are not penalized for increased investment in the program and for system development costs by imposing penalties based on the year prior to the year penalties were first imposed, rather than the prior year; and

WHEREAS, Congresswoman Matsui has introduced the Child Support Reinvestment Act of 2005 which would allow for penalty reinvestment in the program and would change the penalty structure to ensure that states are not penalized for increased investment in the program and for system development costs; now, therefore, be it

*Resolved by the Assembly and Senate of the State of California, jointly,* That the Legislature respectfully memorializes the Congress of the United States, and each Senator and Representative from California in the Congress of the United States to enact the Child Support Reinvestment Act of 2005 which (a) allows states that have been assessed federal penalties to reinvest those child support automation penalties in child support program improvements and automation system development, which would allow California and other states to enhance and improve their child support automation systems; and (b) imposes the penalty based on the year prior to when penalties were first imposed, as opposed to the prior year, to avoid penalizing states for increased program investments and system development costs; and be it further



*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Speaker of the House of Representatives, the President of the Senate, and each Senator and Representative from California in the Congress of the United States.

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RESOLUTION CHAPTER 119

Assembly Joint Resolution No. 18—Relative to passenger rail service.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, The voters of the State of California have adopted certain bond measures to implement passenger rail service across the state; and

WHEREAS, Those passenger rail systems have now largely been constructed and services are operating, as defined in the voter-approved ballot measures; and

WHEREAS, Key elements of California's transportation system are the three intercity passenger rail corridor services (the Pacific Surfliner, the Capitol Corridor, and the San Joaquin routes); and

WHEREAS, These three intercity passenger rail corridor services now transport some 4.5 million passengers annually within California, in large part due to the successful partnership with the National Railroad Passenger Corporation (Amtrak); and

WHEREAS, The partnership with Amtrak brings certain significant operating, financial, and liability benefits to the State of California; and

WHEREAS, The federal budget recently proposed by the President includes "zero funding" for the continuation of Amtrak and its services; and

WHEREAS, Amtrak has undergone a major reform of its business during the last two and one-half years, resulting in substantial progress in renewing its assets and stabilizing its costs; and

WHEREAS, Amtrak is the only entity in the nation with a statutory right-of-access to the private freight railroads for the purpose of providing passenger rail services; and

WHEREAS, Amtrak-operated intercity and commuter passenger services within California in 2004 transported 9.3 million passengers, making California second only to the State of New York in the number of passengers transported on Amtrak operated trains; and

WHEREAS, The State of California's capital investments to date for intercity passenger rail services, based upon the voter approved bonds, are approximately \$1.7 billion, with most of these funds providing new

rolling stock and track capacity improvements in the private freight railroads; and

WHEREAS, The current freight rail network is failing to keep pace with goods movement demand in the ports throughout the state and any improvements in the passenger rail network benefit freight rail mobility; and

WHEREAS, It is the desire of the State of California to protect these public investments for their intended purpose as expressed by the voters who approved the bond measures that provided the initial funding for these investments; and

WHEREAS, It is the expressed will of the Legislature to continue to provide, improve, and expand California's intercity passenger rail program; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the Congress of the United States to do all of the following:

(a) To provide adequate operating and capital funding for Amtrak in the federal fiscal year 2006 budget to allow uninterrupted continuation of California's Amtrak operated services at the levels proposed to Congress in the federal budget proposal for federal fiscal year 2005, which specified that an annual request would be made of Congress for \$1.82 billion annually for Amtrak.

(b) To preserve and improve the four national network Amtrak trains currently serving California (California Zephyr, Coast Starlight, Southwest Chief, and Sunset Limited) as these trains stretch across the United States, uniting California and our state-supported trains with the rest of the nation.

(c) To establish a multiyear capital funding program available to the states on a matching basis to initiate, improve, or expand passenger rail services and to provide an adequate level of capital funding for Amtrak to sustain the mandated rail passenger services; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the United States House of Representatives, to the Majority Leader in the United States Senate, to each Senator and Representative from California in the Congress of the United States, to the Chairperson of each congressional committee that has jurisdiction over Amtrak and the national passenger rail system, to the United States Transportation Secretary, to the Governor, and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 120

Assembly Joint Resolution No. 24—Relative to Ryan White CARE Act.

[Filed with Secretary of State September 12, 2005.]

WHEREAS, In California, as of January 1, 2005, more than 136,198 individuals have been infected with the expanding pandemic known as acquired immunodeficiency syndrome (AIDS) and more than 35,945 individuals have been infected with human immunodeficiency virus (HIV); and

WHEREAS, The State of California created an Office of AIDS within the State Department of Health Services to proactively address issues relating to the HIV and AIDS; and

WHEREAS, Pursuant to Section 100119 of the Health and Safety Code the Office of AIDS has lead responsibility for coordinating state programs, services, and activities relating to HIV and AIDS; and

WHEREAS, The mission of the Office of AIDS is to assess, prevent, and interrupt the transmission of HIV and provide for the needs of infected Californians by identifying the scope and extent of HIV infection and the needs which it creates, and disseminating timely and complete information; to assure high-quality preventive, early intervention, and care services that are appropriate, accessible, and cost effective; to promote the effective use of available resources through research, planning, coordination, and evaluation; and to provide leadership through a collaborative process of policy and program development, implementation, and evaluation; and

WHEREAS, This office directly administers the expenditure of federal and state funds to combat the disease; and

WHEREAS, For many, the progression from HIV to an AIDS diagnosis has slowed considerably as a result of these therapies; and

WHEREAS, It is estimated that more than 57,021 California residents are currently living with AIDS, 15 percent of the nationwide total of 405,926; and

WHEREAS, It is estimated by the Centers for Disease Control and Prevention that there are 40,000 new HIV infections annually in the United States; and

WHEREAS, Approximately one-third of Californians with HIV disease are unaware of their diagnosis and tens of thousands of individuals know they are HIV-positive but are not receiving care regularly; and

WHEREAS, The number of annual AIDS deaths in California dropped 51 percent between 1996 and 1997; however, between 1997 and 1998,

deaths dropped by only 27 percent. The number of annual deaths among AIDS cases has declined each year since its 1994 peak. The number of deaths in 1997 was about one-half that of 1996, and since 1997 the number has remained in decline, except for 2001, though the rate of decline has decreased; and

WHEREAS, HIV/AIDS in California has a significant impact on communities of color, gay and bisexual men, and women, as well as low-income and other underserved communities; and

WHEREAS, In California, individuals diagnosed before the age of 29 years comprise 26 percent of cumulative HIV cases; and

WHEREAS, Increasingly, some individuals with HIV disease have also been diagnosed with substance abuse or mental illness; and

WHEREAS, Substance abuse is a factor in well over 50 percent of new HIV infections in some cities; and

WHEREAS, California looks to the federal government to assist the state in meeting the expanding health care and social service needs of people living with HIV disease; and

WHEREAS, The Ryan White Comprehensive AIDS Resources Emergency (CARE) Act (42 U.S.C. Sec. 300ff et seq.) was first adopted by the Congress in 1990; and

WHEREAS, The Ryan White CARE Act was reauthorized in 1996, and again in 2000.

WHEREAS, The Ryan White CARE Act expires on September 30, 2005; and

WHEREAS, Since its inception, the Ryan White CARE Act has ensured the delivery of medical care and treatment as well as essential support services to tens of thousands of Californians including medical examinations, laboratory procedures and evaluations, drug therapy, dental care, case management, home health and hospice care, transportation, housing, legal assistance, benefits education and assistance, treatment education and adherence, nutrition therapy, and mental health and substance abuse counseling; and

WHEREAS, Under federal law, the services provided under the Ryan White CARE Act are for the provider of last resort; therefore, the act is recognized as a critical safety net program for low-income, uninsured, or underinsured individuals; and

WHEREAS, The federal budget for the 2005 fiscal year contains increased funding for the Ryan White CARE Act, a significant portion of which is dedicated to California; and

WHEREAS, Title I of the Ryan White CARE Act currently provides emergency assistance to the 51 United States metropolitan areas most heavily impacted by the AIDS epidemic, of which nine are in California, the most in any state; and

WHEREAS, The Ryan White CARE Act has enabled local communities receiving Title I funding to tailor the delivery of services that best meet the needs of their residents who are affected by HIV/AIDS; and

WHEREAS, California receives funding under Title II of the Ryan White CARE Act for care and treatment and social services, a significant portion of which pays for life-extending and life-saving pharmaceuticals under California's AIDS Drug Assistance Program (ADAP); and

WHEREAS, Title III of the Ryan White CARE Act provides funding to public and private nonprofit entities for outpatient early intervention and primary care services; and

WHEREAS, Title IV of the Ryan White CARE Act has focused on women, children, youth, and families, and has increased access to medical care and support services for persons under 25 years of age living with HIV or AIDS; and

WHEREAS, The Ryan White CARE Act Dental Reimbursement Program (Title VI) reimburses eligible dental schools and postdoctoral dental education programs for the reported, uncompensated costs of oral health care to people living with HIV; and

WHEREAS, The goal of the Ryan White CARE Act Special Projects of National Significance (SPNS) Program (Title VI) is to advance knowledge about the care and treatment of persons living with HIV/AIDS by providing time-limited grants to assess models for delivering health and support services, and SPNS projects have supported the development of innovative service models for HIV care to provide health and social services to communities of color and hard-to-reach populations in California; and

WHEREAS, A network of 14 regional AIDS Education and Training Centers (AETCs), along with local performance sites, were funded under Title VI of the Ryan White CARE Act; and

WHEREAS, These AETCs train clinical health care providers, provide consultation and technical assistance, and disseminate ever-changing information to health care professionals on the effective management of HIV infection; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature affirms its support of the Ryan White CARE Act, and urges the Congress and the President of the United States to expeditiously reauthorize the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act in order to ensure that the expanding medical care and support service needs of individuals living with HIV disease are met; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States,

the Senate Majority and Minority Leaders, the Speaker of the House of Representatives, the House Minority Leader, the chairpersons and ranking minority members of the Senate Health, Education, Labor and Pensions, Appropriations, and Budget Committees, to the chairpersons and ranking minority members of the House Commerce, Appropriations, and Budget Committees, and to each Senator and Representative from California in the Congress of the United States.

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## RESOLUTION CHAPTER 121

Senate Concurrent Resolution No. 11—Relative to Tinloy Street.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, The Tinloy family has Chinese roots and its presence in Grass Valley dates back to the 19th century; and

WHEREAS, John Tinloy was born to Kan Tinloy who immigrated to Nevada County from the Canton Province in China during the Gold Rush in the 1880's and owned and operated a store offering Chinese traditional food and artifacts, and this store evolved into a social place, bank, and an employment bureau; and

WHEREAS, John Tinloy married Alice Chen Shee, and together they raised one daughter and three sons, and the family opened and operated a fine women's apparel store and a grocery store in Grass Valley; and

WHEREAS, The Tinloy family was active in the Methodist Church in Grass Valley; and

WHEREAS, The Tinloy family, stemming from the community activism of John Tinloy, has historically been very civic minded and contributed community service and philanthropic gifts to the community; and

WHEREAS, It is important that John Tinloy, in addition to his family, a family that has provided significant energy and time to the community, be honored; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the State Highway Route 20/49 southwest bound frontage road in Grass Valley from the intersection of East Main Street and Idaho Maryland Road to its intersection with South Auburn Street be officially designated "Tinloy Street;" and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements for the state highway system, showing this special

designation and, upon receiving donations from nonstate sources sufficient to cover the cost, to erect those signs; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the Department of Transportation and the author for appropriate distribution.

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## RESOLUTION CHAPTER 122

Senate Concurrent Resolution No. 42—Relative to the California Law Revision Commission.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, The California Law Revision Commission is authorized to study topics approved for study by concurrent resolution of the Legislature; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the California Law Revision Commission shall, in consultation with the Senate and Assembly Judiciary Committees, do the following:

(1) Conduct a comprehensive study, and prepare a report, concerning the apparent advantages and disadvantages of the state's no contest clause provisions, set forth in Part 3 (commencing with Section 21300) of Division 11 of the Probate Code.

(2) Review the various approaches in this area of the law taken by other states and proposed in the Uniform Probate Code, and present to the Legislature an evaluation of the broad range of options, including possible modification or repeal of existing statutes, attorney fee shifting, and other reform proposals, as well as the potential benefits of maintaining current law.

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## RESOLUTION CHAPTER 123

Senate Concurrent Resolution No. 49—Relative to medication errors.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, Numerous studies establish that medication errors cause injury and death to patients and consumers; and

WHEREAS, The Institute of Medicine estimates the cost for treatment of drug-related morbidity and mortality may run nearly \$77 billion a year nationally; and

WHEREAS, Research demonstrates that most injuries resulting from medication errors are not the fault of any individual health care professional, but rather represent the failure of a complex health care system; and

WHEREAS, The Federal Food and Drug Administration has approved 122 chemical compounds since 2002, and over 17,000 existing trade and generic names of products exist, many of which sound alike or are spelled alike; and

WHEREAS, These products are also packaged and distributed in similar shapes and forms; and

WHEREAS, The demand for prescription drugs is expected to substantially increase; and

WHEREAS, Medication errors occur in all settings in which prescription drug products are prescribed, dispensed, furnished, ordered, or otherwise provided; and

WHEREAS, Many factors contribute to a poor understanding by many consumers and patients about their prescriptions, including frequent switching of generic brands that are each different colors and shapes so that the same drug looks different and confuses the patient making it hard to easily spot mistakes; overworked pharmacists; reduced time with physicians for patients to be given important drug information; patients seeing multiple physicians that may be unaware of each other's care plans; patients often using vitamins, herbs, and over-the-counter drugs that can react with the medications they take and that both the physician and pharmacist do not know about; and

WHEREAS, Research has demonstrated that improved communication between patients and their health professionals is the most effective means of reducing errors and drug misadventures and improving health care outcomes; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That a special panel be formed to study causes of medication errors; and be it further

*Resolved,* That the Legislature shall convene the panel no later than October 1, 2005; and be it further

*Resolved,* That the panel shall recommend improvements, additions, or changes to be constructed and implemented for the significant improvement of the health care system by reducing errors associated with the delivery of prescription and over-the-counter medications to consumers; and be it further



*Resolved*, That the Speaker of the Assembly shall appoint to the panel a member of the faculty of a school of pharmacy, a representative of the California Pharmacists Association, a representative of the California Association of Health Plans, a representative of the Pharmaceutical Research and Manufacturers of America, a member of the California Medical Association, a member or representative of the Assembly Democratic Caucus, a member or representative of the Assembly Republican Caucus, and a consumer representative; and be it further

*Resolved*, That the Senate Committee on Rules shall designate the chair and appoint to the panel a representative of the California Retailers Association Chain Drug Committee, a member of the California Society of Hospital Pharmacists, a representative of the Generic Pharmaceutical Association, a representative of a public health organization, a member of the California Nurses Association, a representative of AARP, a representative of the Consumer Health Care Products Association, a member or representative of the Senate Democratic Caucus, and a member or representative of the Senate Republican Caucus; and be it further

*Resolved*, That the members of the panel shall not receive compensation, but shall be reimbursed from private sources for necessary travel expenses for the purpose of attending meetings of the panel, including any public meetings that the panel schedules, and the panel shall be funded by private sources; and be it further

*Resolved*, That the panel shall submit to the Senate Committee on Health and the Assembly Committee on Health a preliminary report of its conclusions and recommendations by March 1, 2006, and a final report of its conclusions and recommendations no later than June 1, 2006; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 124

Senate Concurrent Resolution No. 51—Relative to autism spectrum disorders.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, Autism and autism spectrum disorders, or ASD, are neurodevelopmental disorders of unknown etiology that may cause significant impairments in language, communications, social interactions, abnormalities in behaviors, and other physical manifestations; and

WHEREAS, Autism spectrum disorders are abnormalities of brain development and function that are typically diagnosed during the first three years of life, are four times more likely to occur in males than females, and impact all segments of California's population regardless of race, ethnicity, socioeconomic status, or other factors; and

WHEREAS, Autism is the fastest growing serious developmental disability in California. Presently, one out of every 166 children is afflicted with some form of autism spectrum disorder; and

WHEREAS, The State Department of Developmental Services (DDS) has established that California's autism caseload increased by 634 percent from 1987 to the end of 2002. In the four years between 1998 and 2002, the total number of persons with autism served by the regional centers had more than doubled and had reached 20,377. Presently, there is a net increase of approximately 3,000 persons with autism added to the DDS service delivery system annually; and

WHEREAS, The percentage increase in the number of individuals with autism who received services from DDS during the first quarter of 2005 more than tripled the percentage increase in the number of individuals for the three other primary types of developmental disability combined; and

WHEREAS, At present, approximately 77 percent of all individuals with autism served by DDS are under the age of 18 years; and

WHEREAS, The State Department of Education reported that in the 1992-93 school year, there were 1,982 students enrolled with autism in grades K-12, while in 2004, the number of students with autism had increased to 21,948; and

WHEREAS, The number of students with autism enrolled in grades K-12 has increased over 1,000 percent during the past 22 years; and

WHEREAS, The State Department of Education reports that nearly every part of California has seen a doubling of the incidence of students with autism in grades K-12 over the past four years alone; and

WHEREAS, The number of students with autism in proportion to the total student enrollment, and also in proportion to students enrolled in special education, has more than quadrupled during the last nine years; and

WHEREAS, The State Department of Education reports that not only are there drastically more K-12 students afflicted with autism, but the students with autism comprise a significantly greater proportion of the special education population; and

WHEREAS, The economic impact of autism in the United States is more than \$90 billion annually and is expected to more than double in the next decade; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislative Blue Ribbon Commission on Autism is hereby established to study and investigate issues, including, but not limited to, the early identification and intervention of autism spectrum disorders (ASD). Further, the commission shall identify gaps in programs, services, and funding related to the early identification of ASD and provide recommendations to close the identified gaps; and be it further

*Resolved,* That the commission shall identify gaps in programs and services related to the education and treatment of children, adolescents, transitional youth, and adults with autism spectrum disorders. Further, the commission shall provide recommendations for the planning of a comprehensive and integrated continuum of programs, services, and funding that will be required to address the “aging out” of children who comprise the current autism epidemic; and be it further

*Resolved,* That the commission shall consist of 16 members, who shall include eight members appointed by the Senate Committee on Rules and eight members appointed by the Speaker of the Assembly; and be it further

*Resolved,* That the commission shall be under the direction of a chair, selected from among its members and appointed by the Senate Committee on Rules, and a vice chair, selected from among its members and appointed by the Speaker of the Assembly; and be it further

*Resolved,* That the commission shall submit one or more reports to the Legislature and to the Governor, including its findings and recommendations by no later than September 30, 2007; and be it further

*Resolved,* That the commission is authorized to act until November 30, 2007; and be it further

*Resolved,* That the commission shall seek funding, technical assistance, and other resources from foundations and other organizations as long as that support would not pose any conflict of interest and would be deemed as consistent with the goals and objectives of the commission; and be it further

*Resolved,* That the work of the commission may be supported by legislative staff and services as determined by the respective rules committees; and be it further

*Resolved,* That the commission and its members shall have and exercise all the rights, duties, and powers conferred upon commissions and their members by the Joint Rules of the Senate and the Assembly, as they are adopted and amended from time to time, and the pertinent provisions of the Joint Rules shall be applicable to this commission and its members.

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## RESOLUTION CHAPTER 125

Senate Concurrent Resolution No. 56—Relative to Latino AIDS Awareness Day.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, Local social marketing efforts with appropriate AIDS education to reach Latinos need to be expanded; and

WHEREAS, Latinos make up 14 percent of the population of the United States and United States territories, but account for 20 percent of AIDS cases nationally; and

WHEREAS, AIDS and HIV pose a threat to national public health and there are more than 130,000 people presently living with AIDS in California; and

WHEREAS, The proportion of newly diagnosed Latino AIDS cases in California has been increasing over the last decade and in 2002 they represented 22,594 cumulative AIDS cases; and

WHEREAS, Among anonymous testers, Latino men who have sex with men have the highest rate of new HIV infections of all racial or ethnic groups and make up the second highest number of AIDS cases diagnosed in 2002; and

WHEREAS, Among male-to-female transgendered persons, Latinas are a high-risk group for HIV/AIDS; and

WHEREAS, National rates of Latinas exposed to AIDS has climbed from 15 percent to 23 percent over the last 12 years; and

WHEREAS, Among people 13 to 24 years of age, Latino youth in California make up the highest percentage of AIDS cases diagnosed since the beginning of the AIDS and HIV epidemic; and

WHEREAS, Latinos see AIDS as one of the most important health issues facing the Nation. Yet many Latinos have misconceptions about HIV transmission that must be addressed through targeted prevention efforts using culturally and linguistically appropriate health information; and

WHEREAS, Many Latinos lack health insurance and are not connected to traditional social service and health care networks, thereby making them more vulnerable to this epidemic; and

WHEREAS, Latino AIDS Awareness Day brings an opportunity to increase community awareness and dialogue, to commemorate those lost, and to bring leaders together to advocate for greater services and community involvement to fight this epidemic; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California hereby proclaims October 15 as Latino AIDS Awareness Day in California, and

urges all community-based organizations, religious communities, civic groups, health care providers, elected officials, and government agencies to utilize this day to raise awareness of the impact of HIV and AIDS in the Latino community; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 126

Senate Concurrent Resolution No. 59—Relative to Pain Awareness Month.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, Pain is one of our nation's serious health problems. More than 75 million Americans live with chronic pain caused by various diseases or disorders, and each year nearly 25 million Americans suffer with acute pain; and

WHEREAS, Though medical knowledge and technology exist to relieve or greatly ease pain, most pain is untreated, undertreated, or improperly treated, and many health care professionals are still unaware of how to effectively treat pain. Most people with pain, including those at the end of life, get little or no relief; and

WHEREAS, People who suffer from chronic pain are often stigmatized and marginalized and are often not informed about the right to effective pain assessment and management; and

WHEREAS, The California-based Partners for Understanding Pain is a growing coalition of pain sufferers, physicians, nurses, social workers, pharmacists, therapists, civic leaders, nonprofit organizations, and health care businesses whose mission is to improve the quality of life for people in California experiencing pain; and

WHEREAS, It is the collective mission of this movement to provide practical information for people with pain, inform health care professionals about pain management, and serve as an advocate for people experiencing pain; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring*, That the month of September 2005 is hereby proclaimed as Pain Awareness Month, and that all Californians are hereby respectfully requested to improve the quality of life for people in California suffering from pain; and be it further

*Resolved*, That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 127

Senate Concurrent Resolution No. 61—Relative to Ovarian Cancer Awareness Month.

[Filed with Secretary of State September 14, 2005.]

WHEREAS, Ovarian cancer is the deadliest of all gynecological cancers, and the reported incidence of ovarian cancer is increasing over time; and

WHEREAS, Ovarian cancer is the fifth leading cause of cancer deaths among United States women; and

WHEREAS, All women are at risk for ovarian cancer, and 90 percent of women diagnosed with ovarian cancer do not have a family history that puts them at higher risk; and

WHEREAS, The Pap smear is sensitive and specific to the early detection of cervical cancer, but not to ovarian cancer; and

WHEREAS, There is currently no reliable and easy-to-administer screening test used for the early detection of ovarian cancer; and

WHEREAS, Many people are unaware that the symptoms of ovarian cancer can often include persistent abdominal pressure, bloating, abnormal bleeding, and unexplained weight loss or gain, among several other symptoms that are easily confused with other diseases; and

WHEREAS, Due to lack of a reliable early screening test, 75 percent of ovarian cancer cases are detected at an advanced stage, when the five-year survival rate is only 25 percent, a much lower rate than for many other cancers; and

WHEREAS, If diagnosed and treated at an early stage before the cancer spreads outside of the ovary, the treatment is potentially less costly, and the five-year survival rate is as high as 90 percent; and

WHEREAS, There are factors that are known to reduce the risk for ovarian cancer and play an important role in the prevention of the disease; and

WHEREAS, Awareness and early recognition of ovarian cancer symptoms are currently the best way to save women's lives; and

WHEREAS, The State of California has responded to the need for increased education and information about these cancers and in 1997 created the Gynecologic Cancer Information Program within the State

Department of Health Services' Office of Women's Health to produce and distribute patient education materials; and

WHEREAS, The State of California currently operates the Cancer Research Program within the State Department of Health Services, which was established in 1998 and provides critical funds for innovative and needed cancer research in California with an emphasis on gender-specific cancers, such as ovarian, cervical, and prostate cancers; and

WHEREAS, The Legislature has, pursuant to Resolution Chapter 132 of the Statutes of 1999 (SCR 46), designated the month of September of every year as Ovarian Cancer Awareness Month throughout the State of California; now, therefore, be it

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That the Legislature of the State of California hereby recognizes September 2005 as Ovarian Cancer Awareness Month throughout California, and encourages and promotes the efforts of the people and the health care practitioners of the state to increase their awareness of this disease and to educate themselves about its early detection and prevention, the risk factors involved in its development, and the early warning symptoms and signs thereof; and be it further

*Resolved,* That the Secretary of the Senate transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 128

Assembly Concurrent Resolution No. 1—Relative to Proposition 71 the California Stem Cell Research and Cures Act.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, The citizens of California approved Proposition 71 creating the California Stem Cell Research and Cures Act (the act) and authorizing the issuance of \$3 billion in bonds to support stem cell research as a means of finding cures and treatments for devastating diseases and injuries that are currently incurable, such as cancer, diabetes, heart disease, Alzheimer's disease, Parkinson's disease, spinal cord injuries, blindness, Lou Gehrig's disease, HIV/AIDS, mental health disorders, multiple sclerosis, Huntington's disease, and more than 70 other diseases and injuries; and

WHEREAS, The act creates the Independent Citizen's Oversight Committee (the committee), and three working groups and two subcommittees in a formal advisory role, to administer the \$3 billion in bond funds that will cost the taxpayers an estimated \$6 billion when

interest payments are included in the total costs, and further requires the members of the committee and working groups to be individuals with specific backgrounds and interests that may also include potential recipients of loans, grants, and contracts from bond funds; and

WHEREAS, The act requires the committee and working groups to develop standards that will guide their decisions to award loans, grants, and contracts but does not require these standards to be developed and adopted in a manner that prevents conflicts of interest in the award of taxpayer funds, as required by the Public Contract Code and the Political Reform Act, and further allows these standards to be developed by the working groups without complying with the requirements of the Bagley-Keene Open Meeting Act and the California Public Records Act; and

WHEREAS, The act establishes limited guidance pertaining to patents and intellectual property arising from research funded under the act and the guidance may conflict with the state's ability to use tax-exempt financing for stem cell research under the act; and

WHEREAS, In order to protect the public trust, it is imperative that the committee develop robust conflict-of-interest standards for its members and the members of the working groups that will genuinely prevent an unfair advantage to institutions and entities with ties to members of the committee and the working groups, as well as policies to ensure that the business of the committee, the California Institute for Regenerative Medicine (institute), and committee working groups is conducted to the greatest extent possible in public, and that the state receives real and demonstrable return on its investment in stem cell research; and

WHEREAS, These conflict-of-interest standards, open meeting and public record policies, and intellectual property policies, and subsequent standards developed for stem cell research and for the award of bond funds, should be developed in compliance with open meeting standards set forth in the Bagley-Keene Open Meeting Act and that the records of those efforts should be made available pursuant to standards set forth in the California Public Records Act; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby strongly urges the committee to develop, prior to the award of loans, grants, and contracts for stem cell research and research facilities, robust conflict-of-interest standards for its members and members of the working groups that will prevent an unfair advantage to institutions and entities with ties to members of the committee and the working groups; and be it further

*Resolved,* That the Legislature hereby strongly urges the committee to include in its conflict-of-interest standards: (1) Requirements that



members of working groups appointed to assist the institute disclose to the ICOC their income and investments in any entity that has sought funding from the institute or that is engaged in biomedical research; (2) Requirements that the ICOC provide the disclosures to the State Auditor, who shall be requested to review them and report to the Legislature on whether any of the votes made by these members constituted a conflict of interest that should have required the members to recuse themselves from consideration of an application or standard; and (3) Requirements that the definition of a "conflict of interest" be defined to include a financial or other interest in an application or standard that is known to the member, including a direct benefit of any amount deriving from an application or standard, or a financial benefit of any type from an applicant institution of over five thousand dollars (\$5,000) per year; and be it further

*Resolved*, That the Legislature hereby strongly urges the committee to develop policies that provide that the institute, and any working or advisory group appointed to assist the institute is subject to California open meeting and public record laws that are applicable to state agencies, with exceptions to allow for scientific evaluation of any application for research, training, or facility grants, loans, or contracts and consideration of matters relating to patient or medical privacy, intellectual property or work product, prepublication, confidential scientific information, and personnel matters, and that any working or advisory group that is charged with reviewing and recommending applications for research, training, or facility grants, loans, or contracts shall produce a written summary that shall be a public record of the reasons for recommending or not recommending any application for funding; and be it further

*Resolved*, That the Legislature hereby strongly urges the committee to additionally adopt a policy committing itself, when negotiating or overseeing intellectual property agreements associated with technologies or inventions derived from grants awarded pursuant to the California Stem Cell Research and Cures Act, to seek to ensure that treatments, therapies, products, and services resulting from or utilizing these technologies and inventions are accessible and affordable to low-income residents, including those residents eligible for state- and county-funded health care programs; and be it further

*Resolved*, That the Legislature strongly urges the committee that these conflict-of-interest standards, open meeting and public record policies, intellectual property policies, and subsequent standards be developed in compliance with standards set forth in the Bagley-Keene Open Meeting Act and the California Public Records Act; and be it further

*Resolved*, That the Legislature strongly urges the committee to report to the Legislature on or before January 1, 2006, regarding the implementation of this resolution; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to each member of the committee and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 129

Assembly Concurrent Resolution No. 15—Relative to In-Home Supportive Services Home Care Worker Recognition Week.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, For over a quarter of a century California has provided home care services to a very high proportion of its residents through a unique, fiscally sound alternative to institutional care; and

WHEREAS, That home care program, In-Home Supportive Services (IHSS), is now recognized nationally and is being replicated in other states as the preferred way to provide assistance to people who need long-term care; and

WHEREAS, IHSS is estimated by the State Department of Social Services to serve 374,986 aging, disabled, and blind residents in the 2005–06 fiscal year at one fifth of the cost to taxpayers as care provided in nursing homes; and

WHEREAS, Nearly 325,000 IHSS home care workers provide home care services and support, making it possible for approximately 375,000 low-income disabled and elderly residents in California to remain living independently in their homes; and

WHEREAS, In 2004, numerous national organizations joined together in declaring the month of November as National Home Care Month to recognize, honor and support the valuable contributions of home care workers; and

WHEREAS, Providing services and support for the disabled and elderly to remain living in their homes is a humane, dignified, and compassionate alternative to hospitalization or other institutional placement; and

WHEREAS, The work of California's IHSS home care workers requires great sensitivity, honesty, patience, trust, commitment, dedication, and compassion; and

WHEREAS, The work of California's IHSS home care workers is both physically demanding and emotionally challenging; and

WHEREAS, The work of California's IHSS home care workers promotes independence, dignity, and quality-of-life for California's disabled and elderly residents; now, therefore, be it

*Resolved By the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby proclaims the second week of November as In-Home Supportive Services Home Care Worker Recognition Week; and be it further

*Resolved,* That the Legislature recognizes and commends the contributions of IHSS home care workers who give their time, patience, care, and support to their families and the entire community.

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### RESOLUTION CHAPTER 130

Assembly Concurrent Resolution No. 37—Relative to public broadcasting.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Public broadcasting provides great benefits to the residents and governmental agencies of the state, because it does all of the following:

(a) Assists in informing and educating residents concerning public issues and thereby helps them participate in the democratic process.

(b) Provides time for extended debate of political issues and for political candidates to explain their positions to the voters.

(c) Provides educational basic skills programming that prepares young people for school and assists schools in their primary mission.

(d) Provides high school equivalency education and advanced skills education to the residents of this state, delivered directly to their homes, thus providing additional opportunities for workers and assistance to industry in maintaining a highly skilled workforce.

(e) Respects the cultural diversity of this state by producing and distributing programs and educational materials that reflect many points of view.

(f) Assists in the economic development of this state by providing basic training, adult education, and literacy training for adult workers.

(g) Provides cost-effective educational resources to colleges and universities and assists in management of explosive college enrollment patterns.

(h) Provides agricultural information that benefits one of California's most important industries.

(i) Provides mechanisms for statewide delivery of emergency information and dissemination of instructions for maintenance of public safety.

(j) Brings general educational and cultural programming, enriches the quality of life, and makes lifelong learning opportunities available to all Californians; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California recognizes the considerable contribution that the public broadcasting stations of this state make in educating and informing the residents of our state; and be it further

*Resolved,* That the Legislature urges all state agencies to consider and explore partnerships with these stations that might assist in effectively and efficiently carrying out the responsibilities and mandates of those state agencies without increasing existing state expenditures; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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## RESOLUTION CHAPTER 131

Assembly Concurrent Resolution No. 51—Relative to State Employee Appreciation Month.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Firefighters keep our communities safe and for firefighters and their families, death and disability benefits are not frills, extras, or perks. These benefits are the modest safety net that catches firefighters when their dangerous jobs catch up with them and their loved ones. The only real security for firefighters and their families comes in knowing that every month, should the unthinkable happen, a check will be there ... to pay the mortgage, to buy food, and to keep the family going; and

WHEREAS, We should honor all of our future firefighters just as we honor those serving in the fire service today and should give every firefighter and his or her family the security they deserve for the dangers they endure. That safety net should not be taken from firefighters and their families; and

WHEREAS, Never before in the history of the fire service has it been more evident that firefighters are California's first response officers. They know there is a chance that when the alarm bell rings, they may

not return home. Commitment and self-sacrifice are the essence of the fire service profession. Firefighters risk their lives daily for our safety. These men and women on the front lines selflessly protect our families, our homes, and our dreams; and

WHEREAS, Many firefighters are state employees; and

WHEREAS, The California Highway Patrol officers maximize both service to the public in need of aid or information, and assistance to other public agencies when appropriate; and

WHEREAS, California Highway Patrol officers manage traffic and emergency incidents and in so doing, promote the safe and efficient movement of people and goods throughout California, and minimize the exposure of the public to unsafe conditions resulting from emergency incidents and highway impediments; and

WHEREAS, California Highway Patrol officers protect public and state assets by protecting the public, public property, state employees, and the state's infrastructure and collaborating with local, state, and federal public safety agencies to protect California; and

WHEREAS, Two hundred one California Highway Patrol officers have lost their lives over the last 75 years while serving and providing safety to the citizens of California; and

WHEREAS, California Highway Patrol officers are state employees; and

WHEREAS, During major emergencies, the Office of Emergency Services (OES) may call upon all state agencies to help provide support. Due to their specialized capabilities and expertise, the California National Guard, the Department of the California Highway Patrol, the Department of Forestry and Fire Protection, the California Conservation Corps, the State Department of Social Services, the State Department of Health Services, and the Department of Transportation are the state agencies most often asked to respond and assist in emergency response situations; and

WHEREAS, The OES Earthquake Program provides specialized earthquake preparedness planning and technical assistance to local governments, businesses, schools, hospitals, the public, and other groups; and

WHEREAS, The OES coordinates search and rescue missions through its Law Enforcement Branch's Search and Rescue Program to locate individuals lost in the mountains or wilderness. Through its Fire and Rescue Branch's Urban Search and Rescue Task Force Program, the OES coordinates missions for those trapped by collapsed structures or in other high risk situations. The OES also provides search and rescue task force training for local fire personnel, governments, and volunteers; and

WHEREAS, Nurses assume responsible leadership in our community, in the nursing field, and work together with other organizations in order to provide all people have the best possible nursing care and health protection; and

WHEREAS, Nurses promote, advance, and ensure safe, therapeutic, and effective health care for all; and

WHEREAS, Registered nurses, licensed vocational nurses (LVN's), and clinical laboratory technologists provide critical care in, among other facilities, state hospitals for the developmentally disabled, facilities for military veterans, and state correctional institutions; and

WHEREAS, Academic and vocational teachers work in special schools for the deaf and blind, state correctional facilities, and developmentally disabled hospitals; and

WHEREAS, Engineering technicians in Department of Transportation, the Department of Water Resources, the State Water Quality Control Board, and the Air Resources Board inspect state highways, water, and water quality, and air testing projects to ensure the safety, security, and quality of the state's infrastructure and to ensure that the state meets environmental quality standards and requirements; and

WHEREAS, Employment program and disability program representatives are responsible for all of the state's unemployment and disability insurance claims and payments and workers' compensation representatives provide insurance coverage for thousands of small to large size businesses in California; and

WHEREAS, State auditors ensure that the state's revenue programs are fairly and consistently enforced. Also for the consumer's benefit, state auditors supervise banking and insurance operating in California but who have headquarters throughout the country; and

WHEREAS, Employees of the Department of Fish and Game annually raise millions of fish for planting in streams and lakes for the enjoyment of, and recreation for, citizens of California; and

WHEREAS, Employees of the Department of Food and Agriculture work on pest exclusion programs to protect the viability of the state's agricultural industry and the consumers ability to rely on stable food protections at affordable costs; and

WHEREAS, The OES staff provides financial recovery services to citizens who are impacted by earthquakes, fires, floods, and other natural disasters. They have provided much needed funds for clean up and rebuilding, including funds for hazard mitigation to thousands of California citizens and to public entities including cities, counties, hospitals, and schools; and

WHEREAS, The state information technology staff has the very difficult job of providing and maintaining information systems hardware

and software necessary to manage the states massive and very complex informational needs; and

WHEREAS, State employees from other state agencies provide assistance to the public and perform many functions to ensure that the state operates smoothly; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature hereby recognizes and declares October 2005, as State Employee Appreciation Month; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 132

Assembly Concurrent Resolution No. 70—Relative to Westminster Police Officer Steven L. Phillips Memorial Highway.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Westminster Police Officer Steven L. Phillips died in an on-duty traffic accident on January 29, 2004, at the intersection of Trask Avenue and Jackson Street in the City of Westminster; and

WHEREAS, Officer Phillips was the first officer in the Westminster Police Department's 46-year history to die in the line of duty; and

WHEREAS, Officer Phillips was born on June 5, 1957, in Los Angeles, California. Officer Phillips graduated from Edgewood High School in the City of West Covina and joined the United States Air Force in 1976. He completed four years of service as a military police officer; and

WHEREAS, Officer Phillips continued his service with the Air Force as a reserve military police officer assigned to the 30th Security Forces Squadron at Vandenberg Air Force Base in Lompoc, California. He was called back to active duty for a year after the World Trade Center attacks on September 11, 2001, and served his time at Vandenberg; and

WHEREAS, In 1986, Officer Phillips entered the Rio Hondo Police Academy. The City of Westminster then hired Officer Phillips as a police officer; and

WHEREAS, Officer Phillips was a very well-respected member of the Westminster Police Department; and

WHEREAS, Officer Phillips served in the Westminster Police Department for 18 years and he was a motor officer since 1991. He was an experienced motor officer and he was responsible for training new motor officers; and

WHEREAS, Officer Phillips is survived by his wife Sandy, his father Robert Phillips, and his brothers Robert Phillips, Jr. and Ken Phillips; and

WHEREAS, Officer Phillips will be dearly missed by his family and by all who knew him; and

WHEREAS, It would be a fitting tribute to Officer Phillips to designate the portion of State Highway Route 39 (Beach Boulevard) between Interstate 405 and State Highway Route 22 within the boundaries of the City of Westminster as the Westminster Police Officer Steven L. Phillips Memorial Highway; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the portion of State Highway Route 39 (Beach Boulevard) between Interstate 405 and State Highway Route 22 within the boundaries of the City of Westminster be designated the Westminster Police Officer Steven L. Phillips Memorial Highway; and be it further

*Resolved,* That the Department of Transportation is requested to determine the cost of appropriate signs, consistent with the signing requirements for the state highway system, showing that special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those signs; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Department of Transportation and to the author for appropriate distribution.

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### RESOLUTION CHAPTER 133

Assembly Concurrent Resolution No. 74—Relative to Title IX of the federal Education Amendments of 1972 to the Civil Rights Act of 1964.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, On June 23, 1972, President Richard M. Nixon signed into law the Education Amendments of 1972, which amended the Civil Rights Act of 1964, a bill that had been previously passed by both houses of the 92nd Congress; and

WHEREAS, The landmark legislation that was enacted into law that day by the president's signature included Title IX, which provides, in part, that: "No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance"; and



WHEREAS, While Title IX applies to all aspects of educational opportunity, it is especially well-known for opening the door to athletic opportunities for girls and women throughout the United States; and

WHEREAS, The enactment of Title IX has enhanced the academic lives of millions of American girls and women by allowing them to more fully participate in all campus activities, including athletics; and

WHEREAS, Title IX has been a major factor in the rapid growth of levels of participation in girls' and women's athletics in this country and the resulting high profile of an ever-increasing number of outstanding female athletes in every region of the United States; and

WHEREAS, It is the policy of the state to provide opportunities and encourage participation in athletics programs at all educational institutions in California, including K–12, California Community Colleges, campuses of the California State University, and campuses of the University of California on an equal basis to male and female students; and

WHEREAS, In June 2002, the United States Secretary of Education created the Secretary's Commission on Opportunity in Athletics which met for eight months and heard public testimony from around the nation, including in San Diego, California, about the need to protect and preserve Title IX. Given the strong public support for furthering the goal of increasing athletic opportunities for girls and women, the department's July 11, 2003, policy letter reaffirmed the importance of Title IX and promised enforcement of the three-prong test for compliance; and

WHEREAS, On March 18, 2005, the United States Department of Education, Office for Civil Rights, without warning, or any opportunity for public comment, issued a revision to its policy relating to Title IX intercollegiate athletics entitled "Additional Clarification of Intercollegiate Athletics Policy. Three Part Test—Part Three" that allows institutions to demonstrate compliance with Title IX requirements relating to intercollegiate athletics by relying on the results of a single survey of students, which may be administered by electronic mail, to determine whether the institution is fully and effectively accommodating the athletic interests and abilities of the underrepresented sex. This revision ignores the recommendation of the 2003 Secretary of Education's Commission on Opportunity in Athletics that "the Department of Education should not change policies in a way that would threaten any progress in creating athletic opportunities for women"; and

WHEREAS, The reliance on a single survey, whether administered by electronic mail or not, rather than the continued reliance on various sources of information to determine whether educational institutions are fully and effectively accommodating the athletic interests and abilities

of the underrepresented sex will severely jeopardize athletic opportunities for women and girls at all educational levels in California; and

WHEREAS, The use of surveys alone as a means of determining in the first instance whether a school is fully and effectively accommodating the athletic interests and abilities of the underrepresented sex has been rejected by a federal court (*Cohen v. Brown University*, (1st Cir. 1996) 101 F.3d 155, 179-180); and

WHEREAS, Through the enactment of Assembly Bill No. 833 of the 2003–04 Regular Session (Chapter 660, Statutes of 2003), California adopted legislation that expressly establishes the use of the three-part test articulated in the policies and regulations of the United States Department of Education, Office for Civil Rights, as it existed and was interpreted on January 1, 2003, as the basis for determining whether a postsecondary educational institution has effectively accommodated the athletic interests and abilities of members of both sexes; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That, on the occasion of the 33rd anniversary of the enactment of Title IX of the Education Amendments of 1972 as an amendment to the Civil Rights Act of 1964, the Legislature of the State of California acknowledges the many ways in which that landmark enactment has enriched the lives of millions of Americans, and urges all Californians to appropriately recognize this anniversary in the inclusive spirit of Title IX; and be it further

*Resolved*, That all educational institutions in California, including the California Community Colleges, the California State University, the University of California, and private institutions of higher education in California are urged to refrain from relying on a single method of determining female student interest in athletics as provided by the revised Title IX policy released by the United States Department of Education, Office of Civil Rights; and be it further

*Resolved*, That the Chief Clerk of the Assembly present a suitably prepared copy of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 134

Assembly Concurrent Resolution No. 76—Relative to Microenterprise Development Month.

WHEREAS, Microenterprises are the small businesses of fewer than five employees that comprise over 19 percent of California's employment, providing jobs for more than three million; and

WHEREAS, Eighty-eight percent of businesses in California are microenterprises; and

WHEREAS, Microenterprises produce jobs through all economic cycles, accounting for 77 percent of all new employment growth in the state from 2000 to 2003, when larger employers lost 444,000 jobs; and

WHEREAS, Seventy-eight percent of those benefitting from microenterprise development are women entrepreneurs; and

WHEREAS, California recognizes that microenterprises stabilize the economies of California communities with local ownership and homegrown products and services; and

WHEREAS, California recognizes the contributions of microentrepreneurs who come from diverse cultures and backgrounds to build the American dream of owning their own business; and

WHEREAS, California treasures the social, economic, and environmental contributions of its microentrepreneurs; and

WHEREAS, California recognizes the importance of microenterprise development, training, business counseling, and accessible credit as key to the success of microentrepreneurs; and

WHEREAS, The California Association for Microenterprise Opportunity is a nonpartisan, nonprofit organization founded in 1993 to build the capacity of California microenterprise development; and

WHEREAS, Microenterprise development is an essential component of every community hoping to inspire and promote entrepreneurship; and

WHEREAS, Globally, microentrepreneurs use loans as small as one hundred dollars (\$100) to grow their businesses and support their families and local economies; and

WHEREAS, The United Nations has declared 2005 as International Year of Microcredit; and

WHEREAS, California communities can stimulate the growth and success of entrepreneurship by fostering microenterprise development and by working together to promote outreach, advocacy, and education to encourage the growth of microenterprise and microentrepreneurship opportunities; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature acknowledges the contributions of microentrepreneurs and the value of microenterprise development to the California economy, and recognizes the month of October 2005 as Microenterprise Development Month; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 135

Assembly Concurrent Resolution No. 83—Relative to White Cane Safety Day.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, The white cane or guide dog, which every blind person of our state has the right to use, demonstrates and symbolizes his or her ability to work productively in competitive employment; and

WHEREAS, The white cane or guide dog, by allowing every blind person to move freely and safely from place to place, makes it possible for him or her to participate fully in and contribute to our society; and

WHEREAS, Motorists should be aware that the law requires that blind pedestrians carrying a white cane or using a guide dog be given the right-of-way; and

WHEREAS, California law calls upon public and private employers to be aware of and utilize the skills of blind persons and to recognize their worth as individuals and their productive capacities as employees; and

WHEREAS, Through the public education and outreach efforts of the National Federation of the Blind of California, citizens of the state can look forward to a continued expansion of employment opportunities for and greater acceptance of blind persons in the competitive labor market; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That the Legislature hereby proclaims October 15, 2005, as White Cane Safety Day for the purpose of bringing a greater understanding of blindness and what it means to be blind and calls upon our schools to offer full opportunities for training to blind persons, public and private employers to utilize the skills of competent blind persons and open new opportunities for the blind in our rapidly changing society, and all citizens to recognize the white cane and guide dog as instruments of safety and self-help for blind pedestrians on our streets and highways.

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## RESOLUTION CHAPTER 136

Assembly Concurrent Resolution No. 85—Relative to Court Adoption and Permanency Month.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Each year in California, there are more than 490,000 reports of child abuse and neglect and approximately 27,000 children enter foster care; and

WHEREAS, Almost 85,000 children in California are living apart from their families in out-of-home care; and

WHEREAS, Thirty-four percent of the children in foster care in California have been away from their families in out-of-home care for four or more years; and

WHEREAS, Of the more than 35,000 children exiting foster care between January and December 2004, 52 percent reunited with their families and 20 percent were adopted; and

WHEREAS, The Judicial Council is committed to working with the Governor, the Legislature, and local courts and communities to bring about permanency for children who have been abused and neglected; and

WHEREAS, Local courts and communities throughout California have created programs promoting adoption and permanency that have resulted in a decrease in the number of children waiting for permanent, safe homes; and

WHEREAS, The Assembly and Senate are committed to working together to improve outcomes for children in the child welfare system; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That November 2005, is hereby proclaimed to be Court Adoption and Permanency Month, in which the courts and their local communities are encouraged to join together in activities to expedite permanency; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

## RESOLUTION CHAPTER 137

Assembly Concurrent Resolution No. 86—Relative to emergency assistance.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, In 2003, there were approximately 6,328,000 car accidents in the United States and 42,643 persons killed and 2.9 million persons injured in these accidents; and

WHEREAS, The federal Centers for Disease Control and Prevention reported that in 2003, 900,000 emergency room patients could not provide contact information because they were incapacitated; and

WHEREAS, There are over 192,000,000 cell phones in the United States and they are accessories that most people have with them at all times; and

WHEREAS, The addition of an emergency contact number in a person's cell phone memory under the heading "ICE" (In Case of Emergency) would enable paramedics and police to contact designated persons or obtain medical information in an emergency situation; and

WHEREAS, ICE is the brainchild of a British ambulance service paramedic and the campaign for its use has rapidly spread throughout the world as a particular consequence of the terrorist attacks in London; and

WHEREAS, In addition to medical history bracelets and identification cards, ICE is a resource for first responders and emergency professionals in the event of an emergency; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby urges all Californians to participate in the ICE campaign by entering ICE information into their cell phone memory, thereby assisting medical and other emergency personnel to contact designated persons and access medical data; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor of the State of California and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 138

Assembly Concurrent Resolution No. 87—Relative to blood cancers.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Blood cancers currently afflict more than 700,000 Americans, with an estimated 110,000 new cases diagnosed each year; and

WHEREAS, Leukemia, lymphoma, and myeloma will kill an estimated 60,500 people in the United States this year; and

WHEREAS, The Leukemia & Lymphoma Society, through voluntary contributions, is dedicated to finding cures for these diseases through research efforts and the support of those that suffer from them; and

WHEREAS, The Leukemia & Lymphoma Society maintains seven chapters and three satellite offices in the State of California to support patients with these diseases and their family members; and

WHEREAS, The State of California is similarly committed to the eradication of these diseases and supports the treatment of its citizens that suffer from them; and

WHEREAS, The State of California encourages efforts to enhance research funding and education programs that address these diseases; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring*, That Members of the Legislature join with the Leukemia & Lymphoma Society in designating the month of September 2005, as “Leukemia, Lymphoma, and Myeloma Awareness Month,” in order to enhance the understanding of blood cancers and to encourage participation in voluntary activities to support education programs and the funding of research programs to find a cure for them; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor of the State of California and to the author for appropriate distribution.

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## RESOLUTION CHAPTER 139

Assembly Concurrent Resolution No. 88—Relative to California Firefighters Memorial Day.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, The California Firefighters Memorial, located on the grounds of the State Capitol, serves as a lasting reminder of the heroism embodied in the firefighting profession and the anguish that is felt by a family, colleague, and community when a firefighter falls in the line of duty; and

WHEREAS, Etched on the brushed limestone walls of the memorial are the names of nearly one thousand men and women who have made the ultimate sacrifice as firefighters, reflecting nearly two centuries of selfless contributions made by the finest and bravest of our state; and

WHEREAS, On October 15, 2005, firefighters from across the state will gather in Sacramento with their fellow Californians for the 2005 California Firefighters Memorial Ceremony; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby designates Saturday, October 15, 2005, as California Firefighters Memorial Day, and urges all Californians to remember firefighters who have given their lives in the line of duty and express appreciation to those who continue to protect our families, hopes, and dreams; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 140

Assembly Concurrent Resolution No. 89—Relative to Constitution Week and Constitution Day.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, The Constitutional Convention was held in Philadelphia in the summer of 1787. The delegates ratified the Constitution on September 17, 1787, and submitted it to the states for approval; and

WHEREAS, The United States Constitution is the most enduring written Constitution in world history; and

WHEREAS, The framers of the Constitution wisely crafted a government that balances the functions and authority of a federal system among three separate, but equal branches—the executive, legislative, and judicial; and

WHEREAS, Our forebears pursued a more perfect Union as abolitionists, suffragists, and civil rights activists, and successfully amended the Constitution to strengthen the protections provided to all Americans under law. In so doing, they rendered the moral resolve of our nation stronger and clearer; and

WHEREAS, President George W. Bush signed into law on December 8, 2004, Public Law 108-447, and Section 111 of that public law which is codified as Section 106 of Title 36 of the United States Code established September 17th as Constitution Day and Citizenship Day, and requests an educational program in all federally funded institutions; and

WHEREAS, It is appropriate and fitting that Californians commemorate the historical contributions that the United States Constitution has made to citizens and its significance in preserving the



individual freedoms, liberties, and common welfare of the people who live in the United States; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature of the State of California hereby declares the third week in September as Constitution Week and September 17 as Constitution Day; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a copy of this resolution to the Governor and transmit copies of this resolution to the author for appropriate distribution.

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### RESOLUTION CHAPTER 141

Assembly Concurrent Resolution No. 90—Relative to Red Ribbon Week.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Californians for Drug-Free Youth, Inc. (CADFY), a statewide parent-community organization, the office of the Governor, the office of the Attorney General, the State Department of Alcohol and Drug Programs, the State Department of Education, the California Parent Teacher Association, and over 100 other statewide agencies, departments, and organizations are cosponsoring October 23 through 29, 2005, as Red Ribbon Week; and

WHEREAS, The National Family Partnership, Inc. initiated the Red Ribbon Campaign after Drug Enforcement Administration Agent Enrique “Kiki” Camarena was killed in Mexico by drug traffickers in 1985; and

WHEREAS, Parents, youth, schools, businesses, law enforcement, religious institutions, service organizations, senior citizens, medical and military personnel, sports teams, and individuals throughout the State of California will demonstrate their commitment to drug-free, healthy lifestyles by wearing and displaying red ribbons during this weeklong celebration; and

WHEREAS, The theme of this year’s effort is “Freedom is Drug-Free, Plant the Promise”; and

WHEREAS, Drug abuse stands as one of the major challenges our state faces in securing a safe and healthy future for our children; and

WHEREAS, The objective of Red Ribbon Week 2005 will be to promote this view through drug prevention, education, parental involvement, and communitywide support; and

WHEREAS, The Assembly of the State of California has further committed its resources to ensure the success of the Red Ribbon Week celebration; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the Legislature hereby proclaims its support for the Red Ribbon Week celebration by proclaiming October 23 through 29, 2005, as Red Ribbon Week; and be it further

*Resolved,* That the Legislature encourages all Californians to help build drug-free communities and to participate in drug prevention activities by making a visible statement that we are firmly committed to healthy, productive, and drug-free lifestyles; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the Governor of the State of California, and to the author for appropriate distribution throughout the community.

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#### RESOLUTION CHAPTER 142

Assembly Concurrent Resolution No. 92—Relative to California Rice Month.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, California rice is produced on over 500,000 acres annually, by approximately 2,500 family farmers; and

WHEREAS, California rice benefits the state's economy by providing over five hundred million dollars (\$500,000,000) in annual revenue to the state, and creates high paying jobs in rural California and across the state in the processing, shipping, ocean cargo, and supporting industries; and

WHEREAS, California rice is shipped to 17 countries accounting for over two hundred million dollars (\$200,000,000) in exports, with Japan, Taiwan, South Korea, and Turkey being top export destinations; and

WHEREAS, California ricelands provide habitat for 235 species of wildlife, supporting the Pacific Flyway's migration of ten million ducks and geese, and have been designated as Shorebird Habitat of International Significance; and

WHEREAS, The value to the public of the wetland-like habitat provided by California ricelands is estimated at six hundred million dollars (\$600,000,000) to replace and twenty million dollars (\$20,000,000) annually to maintain; and

WHEREAS, California rice is found in almost all sushi served in the state and across the nation, and is the basis for cuisine from around the world including risotto, paella, and Turkish pilaf; and

WHEREAS, Rice was first produced in California as a result of the diverse cultures that came to California during the Gold Rush, and today rice feeds one-third of the world's population; and

WHEREAS, The California rice industry has significantly reduced rice straw burning and has for 20 years implemented water quality programs that have substantially reduced pesticides in the water; and now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the California Legislature hereby recognizes the significant and lasting contribution of the rice industry to California's economy, environment, cuisine, and support of diversity and also recognizes that rice is an essential part of every Californian's life; and be it further

*Resolved,* That the month of September is hereby designated as California Rice Month; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 143

Assembly Concurrent Resolution No. 93—Relative to California Economic Literacy Week.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, Young people should understand our economic system to perform effectively as workers, consumers, savers, and citizens; and

WHEREAS, In turn, this state's economy depends on economically informed and educated citizens to maintain its competitive edge; and

WHEREAS, Unfortunately, adults and high school pupils do not have a grasp of rudimentary economic concepts, according to a recent Louis Harris poll surveying 1,000 adults and 1,000 high school pupils nationwide; and

WHEREAS, While those polled were nearly unanimous in their belief that basic economics should be taught in high school, both pupils and adults lack a fundamental understanding of scarcity, money, and inflation, with less than half of the participants demonstrating knowledge of these concepts; and

WHEREAS, Legislation in the 1984–85 Regular Session established a one-semester course in economics as a requirement for graduation from high school; and

WHEREAS, New standards, adopted by the State Board of Education in November 1988, include an economics strand integrated into the social science curriculum, kindergarten through grade 11, inclusive; and

WHEREAS, The California Council on Economic Education works with the California State University system, other colleges and universities and Centers for Economic Education to help teachers implement new standards; and

WHEREAS, With the leadership of the California Council on Economic Education, the State Board of Education adopted new history social science standards that promote economic reasoning and an understanding of the United States economy in a global setting; and

WHEREAS, An understanding of economics helps pupils view history not as a series of random events, but as the result of decisions made by individuals; and

WHEREAS, These concepts help pupils evaluate major decisions that will affect them for the rest of their lives, including decisions relating to schooling, careers, and marriage; and

WHEREAS, California has made great progress in economic education and is one of only 17 states that include an economics course in the high school graduation requirements; and

WHEREAS, The adoption of the 1998 history social science standards has resulted in economics playing a greater role in classrooms from kindergarten to grade 12; now, therefore, be it

*Resolved by the Assembly of the State of California, the Senate thereof concurring,* That the week of October 24, 2005, through October 28, 2005, be recognized as Economic Literacy Week in this state, and urges Californians to observe these days by working for a better understanding of our economic system; and be it further

*Resolved,* That the Chief Clerk of the Assembly prepare and transmit copies of this resolution to the author for appropriate distribution.

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#### RESOLUTION CHAPTER 144

Assembly Joint Resolution No. 26—Relative to the continued existence and funding of the federal TRIO programs, Upward Bound and Talent Search.

WHEREAS, The 2006 budget proposal of the President of the United States requests the nationwide elimination of the federal TRIO programs, Upward Bound and Talent Search; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, were authorized under the Higher Education Act of 1965, continuing President Lyndon B. Johnson's declaration of "War on Poverty"; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, are educational opportunity outreach programs designed to assist and prepare low-income, first generation college students, and veterans of the military to continue their studies from high school to postbaccalaureate programs; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, put into practice the cornerstone concept that the federal government can reduce poverty within the United States by increasing the number of low-income students that receive a postsecondary education; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, foster skills and motivation among low-income, first generation college students necessary to increase the rates of their enrollment in and graduation from institutions of postsecondary education; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, annually serve over 450,000 students nationwide, 47,000 of them in California; and

WHEREAS, The federal government currently allocates \$460 million nationwide to implement the federal TRIO programs, Upward Bound and Talent Search, with \$45 million of the total going to California programs; and

WHEREAS, The federal TRIO programs, Upward Bound and Talent Search, provide disadvantaged California students with essential services such as instruction in a core curriculum subject, academic advising, tutorial services, mentoring programs, assistance in completing college and financial aid applications, and support in preparing for college entrance exams; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That, because the federal government can continue to employ the cornerstone concept of reducing poverty by increasing the number of disadvantaged students who receive a postsecondary education, the Legislature respectfully memorializes the President and the Congress to remove the recommendation in the President's 2006 budget proposal calling for the elimination of the federal TRIO programs, Upward Bound and Talent Search; and be it further

*Resolved*, That the Legislature calls upon the President and Congress to continue to fund the federal TRIO programs, Upward Bound and Talent Search, that have helped countless numbers of Californians overcome the class, social, academic, and cultural barriers that often come between them and their academic goals; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives, the Majority Leader of the Senate, and each Senator and Representative from California in the Congress of the United States.

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### RESOLUTION CHAPTER 145

Assembly Joint Resolution No. 30—Relative to Women’s Equality Day.

[Filed with Secretary of State September 19, 2005.]

WHEREAS, August 26, 2005, marks the 85th anniversary of passage of the Nineteenth Amendment to the United States Constitution and is Women’s Equality Day, a day deserving of celebration and special public commendation; and

WHEREAS, Elizabeth Cady Stanton, Lucretia Mott, Martha C. Wright, Mary Ann McClintock, and Jane Hunt organized the first Women’s Rights Convention in 1848 in Seneca Falls, New York, where 100 women and men from all walks of life affixed their signatures to the Declaration of Sentiments, which proclaimed that “all men and women are created equal” and are “endowed with certain inalienable rights” (including elective franchise); and

WHEREAS, Several generations of suffragists fought for the right for women to vote and few early participants in this massive civil rights movement lived to see the victory in 1920.

WHEREAS, On August 26, 1920, after a 72-year struggle, the Nineteenth Amendment was added to the United States Constitution, securing a woman’s right to vote; and

WHEREAS, In 1971, the United States Congress designated August 26 as Women’s Equality Day to commemorate the ratification of the Nineteenth Amendment to the United States Constitution and as a reminder of the need for continuing efforts for women to achieve full equality; and

WHEREAS, Since 1920, women have made tremendous gains in society, including the right to vote, the right to be free from

discrimination in employment, and the right to equal access to education, including sports; and

WHEREAS, Despite these gains, women still need to make great strides in order to achieve civic, economic and social equality; and

WHEREAS, Women still earn only 76 cents to every dollar earned by a man, women disproportionately live in poverty, women are more likely to be victims of domestic violence than men, female athletes have fewer participation opportunities than male athletes, and far fewer dollars are spent on women's athletics than on men's athletics programs; and

WHEREAS, On August 26, 2005, Women's Equality Day and the anniversary of the passage of the Nineteenth Amendment, the women and men who have worked tirelessly to secure equality for women are to be commended for what they have achieved thus far and supported in their continued efforts to champion the rights of women; now, therefore, be it

*Resolved by the Assembly and the Senate of the State of California, jointly,* That the Legislature of the State of California memorializes the United States Congress and the President of the United States to do all of the following:

(1) Dedicate themselves to upholding the current legal protections of equality for women.

(2) Continue to pioneer new protections of equality for women until women achieve parity with men.

(3) Encourage all Americans to participate in the national celebration of Women's Equality Day in recognition of the 85th anniversary of the Nineteenth Amendment to the United States Constitution and its historic importance in promoting women's rights; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit copies of this resolution to the President of the United States and to all Members of the United States Congress.

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**2005–06**

**FIRST EXTRAORDINARY SESSION**

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## **EXTRAORDINARY SESSION SPECIAL RULES OF EFFECTIVENESS**

Except for a statute calling an election, a statute providing for a tax levy or an appropriation calling for the usual current expenses of the state, and an urgency statute, all of which take effect immediately following enactment, a statute adopted during an extraordinary session takes effect on the 91st day following the adjournment of the special session (see subdivision (c) of Section 8 of Article IV of the California Constitution). The effective date of a concurrent or joint resolution is the date it is filed with the Secretary of State.

The 2005–06 First Extraordinary Session convened on January 6, 2005. This Extraordinary Session had not been adjourned prior to publication of this Statutes and Amendments to the Codes. Please refer to the succeeding year’s Statutes and Amendments to the Codes.

EXECUTIVE DEPARTMENT  
STATE OF CALIFORNIA



A PROCLAMATION

BY THE GOVERNOR OF THE STATE OF CALIFORNIA

**WHEREAS**, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

**I, ARNOLD SCHWARZENEGGER**, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 6<sup>th</sup> day of January, 2005, at a time to be determined, for the following purpose and to legislate upon the following subjects:

1. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform the State's budget process so that government will be better able to keep spending within the amount of available revenues and thereby avoid budget deficits, and to require reductions in state expenditures when they exceed State revenues; and
2. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform the pension systems for future government employees from one that provides retirees a defined retirement benefit, to one that requires the state to pay a defined or fixed contribution each year into employee pension accounts; and
3. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform education by basing employment decisions concerning school teachers and administrators, including their compensation, on their successful performance not their longevity of service and to require more fiscal transparency and accountability on the part of local school districts; and
4. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation that will reform the process of drawing California's legislative, congressional and Board of Equalization districts in order to ensure that the process of apportioning legislative, congressional and Board of Equalization districts is fair and equitable and free of undue political or partisan influences.

**IN WITNESS WHEREOF** I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 5<sup>th</sup> day of January, 2005.

  
ARNOLD SCHWARZENEGGER  
Governor of California



**ATTEST:**

  
KEVIN SHELLEY



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**STATUTES OF CALIFORNIA**

2005–06

FIRST EXTRAORDINARY SESSION

2005 CHAPTERS

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None.





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**CONCURRENT AND JOINT RESOLUTIONS  
AND CONSTITUTIONAL AMENDMENTS**

2005–06

FIRST EXTRAORDINARY SESSION

2005 RESOLUTION CHAPTERS

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None.



CALIFORNIA LEGISLATURE  
2005–06 REGULAR SESSION  
2005–06 FIRST EXTRAORDINARY SESSION

# SUMMARY DIGEST

*of*

Statutes Enacted and Resolutions Adopted in 2005

*and*

**1999–2005 Statutory Record**



GREGORY SCHMIDT  
*Secretary of the Senate*

E. DOTSON WILSON  
*Chief Clerk of the Assembly*

Compiled by  
DIANE F. BOYER-VINE  
*Legislative Counsel*



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# PREFACE

## Digests

The Summary Digest consists of a short summary of each law enacted, and of each concurrent or joint resolution adopted by the Legislature in 2005.

The text of the Summary Digest is arranged numerically by chapter number.

Superior numbers following the title refer to a Governor's Message affecting that law. These are printed after the digests in the "Digest Chapters Superior Numbers" section.

## Cross Reference Tables

Cross reference tables are arranged numerically by bill or resolution number and indicate the chapter number of each.

## New General Laws

Lists new general laws passed in the years 1999–2005 which do not specifically amend, add to, or repeal any existing code or general law.

## Index

A subject matter index to all measures, including constitutional amendments and resolutions, is included.

## Statutory Record

This edition of the Summary Digest includes a statutory record for 1999–2005. Superior numbers following the *Effect* refer to a special condition affecting that section.

Cumulative statutory records for 10-year periods, 1989–1998, 1979–1988, 1969–1978, 1959–1968 and 1949–1958, and for the 16-year period, 1933–1948, are published in separate volumes, which supplement the original statutory record, 1850–1932, published in 1933.



## ABBREVIATIONS

AB .....	Assembly Bill
ACA .....	Assembly Constitutional Amendment
ACR .....	Assembly Concurrent Resolution
AJR.....	Assembly Joint Resolution
SB .....	Senate Bill
SCA.....	Senate Constitutional Amendment
SCR.....	Senate Concurrent Resolution
SJR.....	Senate Joint Resolution
Sec.....	Section
Art. ....	Article
Ch. ....	Chapter
Res. Ch.....	Resolution Chapter
Pt.....	Part
Div.....	Division
Stats.....	Statutes

## EFFECTIVE DATES

### Regular Session

The 2005–06 Regular Session convened on December 6, 2004, and the interim study recess commenced on September 8, 2005. Statutes enacted in 2005, other than those taking immediate effect, will become effective January 1, 2006. In absence of other considerations, the provisions of a statute become operative on the date it takes effect. Digests indicate statutes taking immediate effect.

An urgency statute, and a statute calling an election, providing for a tax levy, or making an appropriation for the usual current expenses of the state may take effect immediately. Such a statute becomes *effective* on the date it is filed with the Secretary of State.

However, any statute may, by its own terms, delay the *operation* of its provisions until the happening of some contingency, until a specified time, or until a vote of the electors at a statewide election. Also, a later statute or a general provision in a particular code may delay the operation of a statute to a time after its effective date.

The effective date of a joint or concurrent resolution is the date it is filed with the Secretary of State.

A constitutional amendment proposed by the Legislature and adopted by the people takes effect the day after the election unless the measure provides otherwise.

### Extraordinary Sessions

An urgency statute enacted at a special session of the Legislature takes effect immediately, as outlined above, and the same rules apply with respect to a delayed *operative date*. A nonurgency statute takes effect on the 91st day after adjournment of the special session at which the bill was passed. The effective date of a concurrent resolution is the date it is filed with the Secretary of State.

The 2005–06 First Extraordinary Session convened on January 6, 2005. This Extraordinary Session had not been adjourned prior to publication of this Summary Digest; please refer to the succeeding year's Summary Digest.

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**DIGESTS OF STATUTES  
ENACTED IN 2005**

2005–06 REGULAR SESSION

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**BILL CHAPTERS**

Ch. 1 (SB 28) Poochigian. Human remains: the Metropolitan Anthony Gerigiannakis.

Existing law requires the local registrar of births and deaths, if the certificate of death is properly executed and completed, to issue a permit for disposition that specifies where the burial or interment will take place.

This bill, notwithstanding the above requirement or any other provision of law, would authorize the local registrar of births and deaths in the County of Fresno to issue a disposition permit for the burial of the Metropolitan Anthony Gerigiannakis on the grounds of the St. Nicholas Monastery in the County of Fresno and would permit those remains to be so interred.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 2 (SB 16) Alquist. Criminal procedure.

Existing law provides various statutes of limitation for various offenses. Existing law, operative until March 2005, does not include certain provisions of law reviving expired statutes of limitation for certain sex offenses that have been held to be unconstitutional and reorganizes certain other provisions relating to time limitations on filing criminal charges. Other provisions of law effective March 2005, which contain those unconstitutional provisions, also provide that the applicable period of limitations does not begin to run on a violation of prohibitions against engaging in certain transactions involving monetary instruments connected to criminal activity until the offense has been, or reasonably could have been, discovered.

This bill would provide that the provisions of existing law described above that delete unconstitutional provisions regarding the statute of limitation for specified sex offenses and reorganize other provisions remain in effect.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 3 (SB 22) Migden. DNA Identification Fund.

Existing law requires the Legislature to loan the Department of Justice \$7,000,000 for purposes of implementing the DNA, Fingerprint, Unsolved Crime and Innocence Protection Act, enacted by voters at the November 2, 2004, general election, to be repaid from revenue generated by the act. Existing law establishes a state DNA Identification Fund to support DNA testing and related purposes.

This bill would loan \$7,000,000 from the General Fund to the Department of Justice, and would appropriate that amount to the Department of Justice for purposes of implementing the act.

The bill also would also appropriate \$4,000,000 from the state DNA Identification Fund to the Department of Justice for purposes of implementing the act.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 4 (SB 29) Perata. Budget Trailer Bill: Tobacco Surtax Fund.

Existing law, the Budget Act of 2004, appropriates funds from the Hospital Services Account and the Physician Services Account of the Cigarette and Tobacco Products Surtax Fund to the State Department of Health Services for local assistance.

This bill would reappropriate certain amounts from these accounts, so appropriated in the Budget Act of 2004, to the California Healthcare for Indigents Program and the rural health services program.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 5 (SB 50) Campbell. Income and corporation taxes: contributions deduction: tsunami victims.

The Personal Income Tax Law and the Corporation Tax Law, in specified conformity to federal income tax laws, allow a deduction for charitable contributions, as defined, made during the taxable year.

This bill would, under both laws, allow any cash charitable contribution made in January 2005, for the relief of victims in areas affected by the December 26, 2004, Indian Ocean tsunami to be treated as if made during the 2004 taxable year.

This bill would take effect immediately as a tax levy.

Ch. 6 (AB 42) Nunez. Secretary of State and State Archives Building Complex: museum.

Existing law requires the Secretary of State to administer, protect, and develop the Secretary of State and State Archives Building Complex and authorizes the Secretary of State to enter into an agreement with the Golden State Museum Public Benefit Corporation for the operation of the Golden State Museum within the complex. The board of trustees of the corporation is the governing authority for operations funded through moneys received by the corporation and is required to perform specified activities, including the submission of an annual audit to the Secretary of State, and copies to specified entities. The board of trustees of the corporation includes the Chairperson of the California Heritage Preservation Commission as an ex officio voting member. Certain individuals working with or for the corporation for purposes consistent with the mission of the corporation are considered volunteers for specified purposes.

This bill would additionally authorize the Secretary of State to enter into an agreement with the corporation's successor for the operation of a museum located within the complex, and make various conforming changes. It would specify that the governing board of the corporation is the governing authority for operations funded through moneys received by the museum and would encourage the board to conduct its activities according to specified criteria. The bill would remove the Chairperson of the California Heritage Preservation Commission from ex officio board membership and instead make the Director of Parks and Recreation or his or her designee an ex officio voting member. It would require the Secretary of State to submit copies of the annual audit to the specified entities, and delete the provisions designating the individuals working with or for the corporation as volunteers. The bill would declare that the corporation or its successor is a private nonprofit corporation and would prohibit it from being considered a state, local, or other public body for any purpose.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 7 (AB 156) Committee on Budget. Budget Act of 2004: contingencies and emergencies.

The Budget Act of 2004 appropriated specified amounts from the General Fund, unallocated special funds, and unallocated nongovernmental cost funds for expenditure for contingencies or emergencies upon written notification from the Director of Finance. The Budget Act of 2004 also appropriated specified amounts for loans to state agencies for contingencies or emergencies.

This bill would appropriate \$31,585,927, as scheduled, in augmentation of these Budget Act appropriations.

This bill would declare that it is to take effect immediately as a statute providing for the usual current expenses of the state.

Ch. 8 (SB 121) Committee on Local Government Validations.

This bill would enact the First Validating Act of 2005, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 9 (SB 424) Poochigian. Armenian Genocide.

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law requires the Governor to proclaim certain days every year for specified reasons.

This bill would establish April 24 of each year as the “California Day of Remembrance of the Armenian Genocide” and the period beginning on the Sunday before that day through the following Sunday as the days of remembrance of the Armenian Genocide.

#### Ch. 10 (SB 737) Romero. Corrections.

Existing law establishes the Youth and Adult Correctional Agency, which consists of the Department of Corrections, the Department of the Youth Authority, the Board of Prison Terms, the Board of Corrections, the Youth Authority Board, and the Narcotic Addict Evaluation Authority.

This bill would abolish those departments and boards, and instead create the Department of Corrections and Rehabilitation, which would consist of the Division of Adult Operations, the Division of Adult Programs, the Division of Juvenile Justice, the Corrections Standards Authority, the Board of Parole Hearings, the State Commission on Juvenile Justice, the Prison Industry Authority, and the Prison Industry Board. The department would be headed by the Secretary of the Department of Corrections and Rehabilitation, who would be appointed by, and hold office at the pleasure of, the Governor, subject to confirmation by the Senate. The bill would authorize the Governor to appoint, an undersecretary, and would require the Governor to appoint 3 chief deputy secretaries, and an assistant secretary for health care policy, all subject to Senate confirmation. It would also authorize the Governor to appoint assistant secretaries for victim and survivor rights and services and for correctional safety.

The bill would create the Division of Adult Institutions and the Division of Adult Parole Operations under the Chief Deputy Secretary for Adult Operations. Each division would be headed by a division chief, appointed by the Governor, and subject to Senate confirmation. The bill would require the Governor to appoint 5 subordinate officers to the chief of the Division of Adult Institutions, subject to Senate confirmation, to head identified areas of adult institutions.

The bill would create the Division of Community Partnerships, the Division of Education, Vocations, and Offender Programs, and the Division of Correctional Health Care Services under the Chief Deputy for Adult Programs, each to be headed by a chief who is appointed by the Governor and subject to Senate confirmation.

The bill would create the Division of Juvenile Facilities, the Division of Juvenile Programs, and the Division of Juvenile Parole Operations under the Chief Deputy of Juvenile Justice, each to be headed by a chief who is appointed by the Governor and subject to Senate confirmation.

The bill would authorize the Governor to request the State Personnel Board to use extensive recruitment and merit selection techniques and procedures to provide lists of persons qualified for appointment to all of the above positions.

The bill would vest the new department with all the powers, functions, duties, responsibilities, obligations, liabilities, and jurisdiction of the Youth and Adult Correctional Agency, the Department of Corrections, the Department of the Youth Authority, the Commission on Correctional Peace Officer Standards and Training, the Board of Corrections, and the State Commission on Juvenile Justice, Crime and Delinquency Prevention. The bill would maintain the existing functions, powers, responsibilities, and jurisdiction of the Council on Mentally Ill Offenders, Prison Industry Authority, Prison Industry Authority Board, California Council for Interstate Adult Offender Supervision, and the Joint Venture Policy Advisory Board under the new department.

Under existing law, the Board of Prison Terms is comprised of 9 members, appointed by the Governor, with the advice and consent of the Senate, each for a term of 4 years and until the appointment of a successor.

Under this bill, the Board of Parole Hearings would be comprised of 17 commissioners, appointed by the Governor, subject to Senate confirmation, for 3-year terms. Of those commissions, 12 would be appointed and trained to hear only adult parole matters, and 5 would be appointed and trained only to hear juvenile parole matters. The board would be vested with all of the powers, duties, responsibilities, obligations, liabilities, and jurisdiction of the Board of Prison Terms, the Narcotic Addict Evaluation Authority, and the Youth Authority Board. This bill would authorize the Governor to appoint an executive officer of the board, subject to Senate confirmation.

Existing law prescribes the procedures for holding en banc hearings of the Board of Prison Terms.

This bill would define an en banc hearing of the Board of Parole Hearings to mean a hearing conducted by a committee of 9 randomly selected commissioners who are specifically appointed to hear adult parole matters.

The bill would prescribe specified backgrounds of, and training for, persons appointed to be commissioners of the board.

Under existing law, the Board of Corrections is comprised of 15 members.

Under this bill, the Corrections Standards Authority would be comprised of 19 members. The bill would vest the new authority with all of the duties, functions, and responsibilities of the Board of Corrections and the Commission on Correctional Peace Officer Standards and Training.

Existing law prescribes the duty of the wardens to supervise the government, discipline and policy of the prisons, and to enforce all orders and regulations, subject to the orders and the policies established by the Department of Corrections.

This bill would repeal that provision.

Under existing law, the Inspector General is responsible for reviewing departmental policy and procedures for conducting audits of investigatory practices and other audits, as well as conducting investigations of the Department of Corrections, the Department of the Youth Authority, the Board of Prison Terms, the Youth Authority Board, the Board of Corrections, the Narcotic Addict Evaluation Authority, the Prison Industry Authority, and the Youth and Adult Correctional Agency, as requested by either the Secretary of the Youth and Adult Correctional Agency or a Member of the Legislature.

This bill would also require the Inspector General to review, confidentially, every candidate warden, in order to determine the qualifications of each candidate, and to give a recommendation of whether or not each candidate is qualified for the position.

Existing law establishes the State Commission on Juvenile Justice, Crime, and Delinquency Prevention.

This bill would abolish that commission and instead create the State Commission on Juvenile Justice, to provide comprehensive oversight, planning, and coordination of efforts leading to the improvement of juvenile justice among state and local agencies.

The bill would make other related changes to implement the creation of the new department.

The bill would state the intent of the Legislature that the changes made in the bill supplement and refine Governor's Reorganization Plan No. 1, and to the extent that any conflicts exist between that measure and this bill, the changes made in this bill will prevail. The bill would become operative only if Governor's Reorganization Plan No. 1 becomes effective in which case it would become operative on July 1, 2005.

This bill would also specify that the program budget structures for the Department of Corrections and Rehabilitation shall not go into effect until a process for making a transition to a new program budget structure is approved by the Legislature, as specified.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 11 (SB 94) Migden. Claims against the state: appropriation.



Existing law requires the Attorney General to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state.

This bill would appropriate \$45,000,000 from the General Fund to the Attorney General to pay a specified judgment.

The bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 12 (SB 295) Chesbro. Pierce's Disease Control Program.

Existing law provides that there is within the Department of Food and Agriculture the Pierce's Disease Control Program. Existing law also creates the Pierce's Disease Management Account to be used for the costs that are incurred by the state or by local entities for research and other efforts to combat Pierce's disease and its vectors.

Existing law provides that there is in the Department of Food and Agriculture the Pierce's Disease and Glassy-winged Sharpshooter Board which may collect, enforce, deposit, and handle annual assessments upon grape producers. Existing law provides that all proprietary information obtained by the board is confidential and shall not be disclosed except when required by a court order. Existing law provides that a court may issue a temporary order restraining parties to a judicial proceeding involving these provisions from disseminating proprietary information which shall terminate upon the conclusion of the action.

This bill would provide that a court may issue more than one order and would remove provisions specifying that such an order would terminate upon conclusion of the action.

Existing law, operative until March 1, 2011, provides that the secretary shall appoint an advisory task force to advise him or her on the control and management of Pierce's disease.

This bill would provide that this provision would remain in effect notwithstanding the repeal of other provisions of law. This bill would make other conforming changes.

Existing law provides for the organization of districts to respond to, and distribute information about, the spread of the glassy-winged sharpshooter and Pierce's disease, by filing a petition with the county board of supervisors to form a district. Further, a fee may be charged to reimburse the county for expenses to organize the district and the subsequent election.

This bill would delete the reference to reimbursement for costs of an election.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 13 (AB 65) Daucher. Medi-Cal: health care benefits.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons are provided health care services.

Existing law authorizes a county or counties to establish, by ordinance, a special commission in order to meet the problems of the delivery of publicly assisted medical care and to demonstrate ways of promoting quality care and cost efficiency, and to negotiate an exclusive contract with the California Medical Assistance Commission to provide or arrange for the provision of health care services provided under the Medi-Cal program.

This bill would additionally authorize a county, by ordinance, to authorize the special commission to provide delivery systems for persons eligible to receive health care services under the Medicare program and under both the Medi-Cal program and Medicare program. This bill would require a special commission providing delivery systems pursuant to this provision to obtain a license under the Knox-Keene Health Care Service Plan Act under certain circumstances, to conform to applicable state licensing and freedom of choice requirements as directed by the federal Centers for Medicare and Medicaid Services, and to provide notice that includes eligibility and enrollment information for those persons who are dually eligible to receive medical benefits under both the Medi-Cal program and the Medicare program. This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 14 (SB 88) Ducheny. Fiscal affairs: health care funding: Proposition 99.

The Cigarette and Tobacco Products Tax Law imposes a tax on every distributor of cigarettes and tobacco products at specified rates, including additional taxes imposed under the law enacted by the Tobacco Tax and Health Protection Act of 1988 (Proposition 99) an initiative measure approved by the electorate, November 8, 1988.

Existing provisions of the Cigarette and Tobacco Products Tax Law establishes the Cigarette and Tobacco Products Surtax Fund, consisting of revenues derived from the imposition of the Proposition 99 surtax, and provides that those revenues allocated to the Physician Services Account and the Hospital Services Account in the fund shall be used for the treatment and provision of services to people who cannot afford them and for whom payment will not be made through any program funded in whole or in part by the federal government. The fund also contains the Unallocated Account, from which funds may be made available for appropriation for any purpose authorized for any of the other accounts contained in the fund.

This bill would eliminate the prohibition against the use of funds in the Physician Services Account and the Hospital Services Account in the fund to provide health services funded through any program funded in part by the federal government.

Proposition 99 prohibits the Legislature from amending provisions of the Cigarette and Tobacco Products Surtax Law except by a  $\frac{4}{5}$  vote of the membership of both houses of the Legislature and then only if consistent with the act.

This bill would contain declarations of the Legislature that it is consistent with Proposition 99.

This bill would also appropriate \$3,631,000 from the Hospital Services Account and \$42,473,000 from the Unallocated Account to the State Department of Health Services for 2004-05 fiscal year enhancements to hospital outpatient reimbursement rates under Medi-Cal.

This bill would require the Director of Finance to make all necessary budgetary adjustments to implement the bill and other changes identified in the Governor's 2004-05 fiscal year May Revision.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 15 (SB 130) Margett Works of improvement: stop notices.

Under existing law relating to works of improvement, neither the owner nor the original contractor may waive, affect, or impair the claims and liens of other persons except by their written consent, and any term of the contract to that effect is null and void. However, a waiver and release is binding and effective to release the owner, construction lender, and surety on a payment bond from claims and liens if it follows substantially one of the forms provided by existing law, and if it is signed by the claimant, and in the case of a conditional release, if there is evidence of payment to the claimant. Existing law further provides that no oral or written statement purporting to waive, release, impair or otherwise adversely affect a claim is enforceable or creates any estoppel or impairment of a claim unless it is pursuant to a waiver and release form provided by existing law, or the claimant had actually received payment in full for the claim.

This bill would provide that nothing in the above provisions precludes a stop notice claimant from reducing the amount of, or releasing in its entirety, a stop notice that has been served upon an owner. The bill would also specify that the reduction or release of a stop notice shall be in writing and may be served in a form other than those forms set forth in that provision of law. The bill would provide that the reduction or release of a stop notice shall not preclude the service of a subsequent stop notice that is timely and proper, shall release the owner of an obligation to withhold money on account of the stop notice, shall release the claimant's right to enforce the notice, and shall not release any right that the claimant may have other than the right to enforce the stop notice, as specified.

Ch. 16 (AB 279) Calderon Limited liability companies: eligible securities.

Under existing law, a limited liability company is authorized to engage in any lawful business activity, with specified exceptions.

This bill would authorize a limited liability company to operate as a health care service plan if certain conditions are satisfied.

Existing law specifies the types of securities that are eligible for the investment of surplus state funds, including commercial paper, meeting specified conditions, of an issuing corporation or trust.

This bill would also include within the types of securities that are eligible for the investment of surplus state funds commercial paper, meeting the conditions specified in existing law, of an issuing limited liability company.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 17 (AB 1305) Sharon Runner Wiretaps.

Existing law defines "wire communication" as any transfer of the human voice made with the aid of specified connections between the point of origin and point of reception, furnished by specified persons or facilities. The definition also includes the electronic storage of these communications.

This bill would delete storage of these communications from the definition.

Ch. 18 (AB 557) Karnette Criminal procedure: testimony of retired peace officers.

Existing law, enacted by initiative measure, authorizes a finding of probable cause to be based in whole or in part upon the sworn testimony of a law enforcement officer relating the statements of declarants made out of court offered for the truth of the matter asserted. Existing law provides for amendment of these provisions by a  $\frac{2}{3}$  vote of each house of the Legislature.

This bill would extend that authorization to include testimony by an honorably retired law enforcement officer, as specified.

Ch. 19 (SB 170) Vincent School employees: termination.

Existing law permits a school district or county superintendent of schools to reduce its number of employees, subject to certain requirements, if its pupil enrollment drops below certain levels, and requires a school district or county superintendent of schools to give notice to the employee before the 15th of May that his or her services will be terminated at the close of the current school year.

Existing law authorizes a county superintendent of schools in a county that meets certain population requirements, for the purpose of making reductions initiated during the 2004-05 school year in the number of county employees because of a reduction in services or elimination of a juvenile camp program, to retain the county employees until the effective date of the closure or reduction in services of that juvenile camp program.

This bill would extend that authority to the 2005-06 school year.

Ch. 20 (SB 405) Battin Library district: Banning Unified School District.

(1) Existing law authorizes the Board of Trustees of the Santa Paula Union School District in Ventura to provide, by resolution, that the Santa Paula Union High School Public Library District shall be governed by a separate board of trustees, as specified.

This bill would authorize the Board of Trustees of the Banning Unified School District to provide, by resolution, that the Banning Unified School District Library District shall be governed by a separate governing board, as specified.

(2) The bill would state the findings and declarations of the Legislature as to the necessity of special laws with respect to the Banning Unified School District.

Ch. 21 (SB 911) Dunn Telecommunications: 911 system.

Existing law requires the Public Utilities Commission to require that every facilities-based commercial mobile radio service provider, as defined in specified federal law, provide access for end users on its system to the local emergency telephone services described in a specified provision of the Warren-911-Emergency Assistance Act, that they utilize the “911” code as the primary access number for those services, and that “911” calls from commercial mobile radio service units be routed to the nearest appropriate Department of the California Highway Patrol communications center. Existing law requires that a provider of commercial mobile radio service not charge any airtime, access, or similar usage charge for any “911” call placed from a commercial mobile radio service telecommunications device to a local emergency telephone system. Existing law provides that a “911” call from a commercial mobile radio service telecommunications device may be routed to a public safety answering point other than the Department of the California Highway Patrol only if the alternate routing meets specified requirements. One of the requirements is that the “911” call originate from a location other than from a highway or county road under the jurisdiction of the Department of the California Highway Patrol.

This bill would provide with respect to the above-described requirement, that the “911” call originate from a location other than from a freeway, as defined, under the jurisdiction of the Department of the California Highway Patrol.

Ch. 22 (SB 1108) Committee on Judiciary Maintenance of the codes.

Existing law directs the Legislative Counsel to advise the Legislature from time to time as to legislation necessary to maintain the codes.

This bill would make technical, nonsubstantive changes in various provisions of law to effectuate the recommendations made by the Legislative Counsel to the Legislature.

Ch. 23 (AB 794) Chu Health care funding: aliens: Access for Infants and Mothers Program (AIM).

Existing law provides for the Healthy Families Program, administered by the Managed Risk Medical Insurance Board, to arrange for the provision of health care services to children under 19 years of age. The Healthy Families Program is supported from allocations from the federal State Children’s Health Insurance Program (S-CHIP).

Existing law establishes the Access for Infants and Mothers (AIM) Program, administered by the Managed Risk Medical Insurance Board, to provide health insurance coverage for certain eligible persons who pay a subscriber contribution. The AIM Program provides coverage, at a minimum, to subscribers during one pregnancy, and for 60 days thereafter, and to children less than 2 years of age who were born of a pregnancy covered under this program to a woman enrolled in the program before July 1, 2004.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits.

Existing law provides that any alien who is otherwise eligible for Medi-Cal services, but who does not meet certain federal residency requirements, is only eligible for care and services that are necessary for the treatment of an emergency medical condition and medical care directly related to the emergency and for medically necessary pregnancy-related services. However, the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 makes any alien who is not a qualified alien, as defined, ineligible for federal public benefits, including medical assistance under the federal Medicaid Program for assistance other than care and services necessary for the treatment of an emergency medical condition. Federal law also prohibits a state from providing defined state public benefits to certain aliens, unless state legislation is enacted subsequent to the effective date of the act, August 22, 1996.

This bill would provide that the department may accept or use federal moneys allocated to the state under SCHIP to fund the medically necessary pregnancy-related services

provided to aliens under the Medi-Cal program, and would authorize the board to accept and use these moneys for women in the AIM Program, only when, during the period of coverage under these programs, the woman is the beneficiary. This bill would provide that it is a declaration of existing law.

Ch. 24 (SB 125) Dutton Mobilehome parks: fees and charges.

(1) Existing law regulates the terms and conditions of residencies in mobilehome parks. Existing law prohibits the management of a mobilehome park from charging a fee for the enforcement of a rule or regulation of the park, except that management may charge a reasonable fee for the maintenance of the land and premises where the mobilehome is situated if the homeowner fails to do so, as specified.

This bill would specify that the management of a mobilehome park may charge a reasonable fee for cleanup of the land and premises if the homeowner fails to do so.

This bill would also permit management, upon its good faith determination, to remove and store homeowner and resident personal property, after specified notice, if it is necessary to bring the premises into compliance with the reasonable rules and regulations of the park or state law. The bill would provide that the homeowner or resident is responsible for reimbursing to management the actual, reasonable costs of removing and storing the property. The bill would provide that these costs are deemed reasonable incidental service charges, which management can collect pursuant to a specified process. The bill would permit the management to dispose of the property in any manner if the homeowner or resident does not claim the property and reimburse management within 60 days. The bill would provide a process for applying the proceeds of any sale or auction of the property to the costs described above.

(2) Existing law prohibits termination of a tenancy in a mobilehome park except for specified reasons. Existing law requires management of a mobilehome park to fulfill specified notice provisions when terminating a tenancy. Existing law prohibits management of a mobilehome park from charging a fee for other than rent, utilities, and incidental reasonable charges for services actually rendered.

This bill would provide that the cost incurred by management of a mobilehome park in obtaining a title search on a homeowner's mobilehome for the purpose of complying with the notice requirements, as described above, is recoverable as a cost of suit if management obtains a court judgment against the homeowner or resident.

Ch. 25 (SB 416) Ackerman. Grand juries.

Existing law authorizes the presiding judge of the superior court in any county or city and county to impanel an additional grand jury, as specified.

This bill would instead provide that the presiding judge or the judge appointed by the presiding judge to supervise the grand jury may impanel an additional grand jury upon the request of the Attorney General or the District Attorney.

Ch. 26 (AB 188) Nakanishi. Vehicles: golf carts: low-speed vehicles: special crossing.

Existing law authorizes, until January 1, 2006, a golf cart or a low-speed vehicle to cross State Highway Route 16 at certain intersections, if the crossing is controlled by an official traffic control device and is at an angle of approximately 90 degrees to the direction of the highway.

Existing law authorizes the Rancho Murieta Community Services District to take any reasonable measures within its jurisdiction that are necessary to ensure that golf carts and low-speed vehicles may cross safely and that highway traffic is not unreasonably impeded thereby.

This bill would extend the repeal date specified in existing law to January 1, 2007.

Ch. 27 (AB 796) Wolk. Library districts.

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Existing law requires library districts to be designated using specified name and style guidelines.

This bill would allow the selection of a name for a library district that sufficiently distinguishes the library district from an existing school district.

Ch. 28 (AB 882) Nation. School facilities: contracts with certified architects or structural engineers.

Under existing law, contracts entered into by and between a school governing board and any certified architect or structural engineer are required to provide that plans, specifications, and estimates are the property of the school district. Existing law provides that a school district that proposes to reuse the plans within the school district is required to specify the terms and conditions for the reuse in the contract entered into between the school district and the architect or engineer.

This bill would provide that a school district that reuses the plans prepared by the certified architect or structural engineer and retains another certified architect or structural engineer for the preparation of those plans for the reuse would be required to indemnify and hold harmless the original certified architect or structural engineer, and their consultants, agents, and employees, from and against any claims, damages, losses, and expenses arising out of or resulting from, in whole or in part, the reuse.

Ch. 29 (AB 1075) Blakeslee. County organized health systems: Santa Barbara Regional Health Authority.

Existing law authorizes the Board of Supervisors of the County of Santa Barbara to order the formation of the Santa Barbara Regional Health Authority that shall include all of the areas of the county. Existing law separately establishes procedures for providing California Children's Services (CCS) covered services, in accordance with Medi-Cal managed care contracts.

This bill would provide that the authority shall not be limited to areas of the county, provides for the provision of services by the authority within a service area, and defines service area to mean the geographical area where the authority provides a health care system. The bill would require the services provided in a county other than the County of Santa Barbara to be authorized by resolution of the other county's board of supervisors.

This bill would provide that the bill should not be construed to supersede the existing law provisions relating to providing CCS covered services, in accordance with Medi-Cal managed care contracts.

Ch. 30 (AB 1130) Ruskin. Regional center employee liability.

Existing law, the Lanterman Developmental Disabilities Services Act, requires the State Department of Developmental Services to allocate funds to private nonprofit regional centers for the provision of community services and support for persons with developmental disabilities and their families.

Existing law, operative until January 1, 2006, limits the liability of a regional center employee for civil damages on account of an injury or death resulting from the employee's discretionary act or omission.

This bill would extend the repeal date until January 1, 2009.

Ch. 31 (AB 835) Huff. School districts: organization: governing board trustees.

Existing law authorizes a county committee on school district organization, except as specified, to establish, rearrange the boundaries of, and abolish trustee areas, and to make specified changes to the governing boards of school districts.

Existing law authorizes a county committee on school district organization to establish a common governing board for a high school district and an elementary school district within the boundaries of the high school district by presenting the issue to the qualified registered voters within those boundaries, as specified.

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This bill would extend these provisions to the abolition of a common governing board.

Existing law provides that a proposal to make any of the changes described above may be initiated by the county committee or made to the county committee either by a petition signed by a certain number of qualified registered voters residing in the district, as provided, or by resolution of the governing board of the district.

This bill would require that the necessary signatures for a petition be obtained within a period of 180 days before the submission of the petition to the county committee.

Ch. 32 (AB 174) Salinas Pajaro Valley Water Management Agency: eminent domain.

Existing law, the Pajaro Valley Water Management Agency Act, authorizes the Pajaro Valley Water Management Agency, with a certain exception, to acquire by eminent domain property within the boundaries of the agency that is necessary to carry out the powers and purposes of the agency.

This bill would authorize the agency to acquire, by eminent domain, property outside the boundaries of the agency, other than property of another public agency, for the purpose of constructing a specified pipeline and related appurtenant facilities to deliver supplemental water to the agency, upon receiving the approval, by resolution, of the board of supervisors of the county in which the affected property is situated.

Ch. 33 (AB 1270) Gordon School facilities: modernization reimbursement: El Segundo Unified School District.

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

This bill would permit modernization grant funding for a modernization project of the El Segundo Unified School District if the school district executed a construction contract for that project after May 27, 1998.

This bill would make certain findings and declarations regarding the inapplicability of a general statute within the meaning of Section 16 of Article IV of the California Constitution.

Ch. 34 (AB 248) Tran Fraudulent transfers.

The Uniform Fraudulent Transfer Act defines the conditions under which a transfer made or obligation incurred by a debtor is fraudulent as to a creditor, and sets forth the remedies of creditors with respect to a fraudulent transfer or obligation. The act further provides defenses to the transferee, and specifies the liability of transferees and the time for commencing action pursuant to these provisions.

This bill would make technical changes to these provisions to correct obsolete cross-references.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 35 (SB 237) Migden Mobilehome parks: transfers of mobilehomes.

The Mobilehome Residency Law regulates the terms and conditions of tenancies in mobilehome parks and prohibits a mobilehome park rental agreement from containing a provision by which the homeowner waives the rights provided by it. The Mobilehome Residency Law provides certain parties specified rights in connection with the transfer of mobilehomes in the park and grants to park management the right of prior approval of a purchaser of a mobilehome to remain in the park.

This bill would prohibit a mobilehome park rental agreement entered into or renewed on and after January 1, 2006, from including any other provision that grants to management the right of first refusal to purchase a homeowner's mobilehome that is in the park and offered for sale to a third party, as specified. The bill would also specify that it does not preclude a

separate agreement for separate consideration granting the park owner or management a right of first refusal to purchase a homeowner's mobilehome that is in the park and offered for sale.

Ch. 36 (SB 330) Cedillo Criminal proceedings: mental competency.

Existing law requires a court, unless good cause to the contrary is shown, to order a criminal action to be dismissed in certain circumstances, including when a defendant in a misdemeanor or infraction case is not brought to trial within a specified period.

This bill would, in addition, require an action to be dismissed if a defendant in a misdemeanor or infraction case is not brought to trial within 30 days after the date of the reinstatement of criminal proceedings pursuant to the provisions of law governing the mental competency of defendants.

Ch. 37 (SB 853) Kehoe Common interest developments.

(1) The Davis-Stirling Common Interest Development Act defines and regulates common interest developments. Existing law requires that when a common interest development association's governing documents require association approval before an owner may make a physical change to the owner's separate interest or to the common area, the association must satisfy specified provisions. Among these provisions is a requirement that a decision on a proposed change be consistent with any governing provision of law, including the Fair Employment and Housing Act.

This bill would specify that the requirement that a decision on a proposed change may not violate any governing provision of law, described above, and is not affected by contrary provisions in the association governing documents. The bill would also provide other examples of law that a decision of the association may not violate, and would make a conforming change.

(2) Existing law provides that a common interest development association has standing to institute, defend, settle, or intervene in specified civil proceedings in its own name, and addresses the reduction of damages for comparative fault in this context.

This bill would delete erroneous cross references and make nonsubstantive, technical changes in reference to these provisions.

Ch. 38 (SB 77) Committee on Budget and Fiscal Review. 2005-06 Budget. <sup>1</sup>

This bill would make appropriations for support of state government for the 2005-06 fiscal year.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 39 (SB 80) Committee on Budget and Fiscal Review Budget Act of 2005. <sup>2</sup>

SB 77, as proposed to be amended by Conference Report No. 1 on June 13, 2005, would make appropriations for the support of state government during the 2005-06 fiscal year.

This bill would amend the Budget Act of 2005 by revising items of appropriation for support of the judicial branch; the Office of Emergency Services; the Secretary for Business, Transportation, and Housing; the Secretary for Resources; the State Teachers' Retirement Fund; the Department of Forestry and Fire Protection; the Department of Fish and Game; the Department of Parks and Recreation; the Department of Water Resources; the State Water Resources Control Board; the State Department of Social Services; the State Department of Education; the University of California; the California State University; the Board of Governors of the California Community Colleges; local government financing; the Gap Repayment Fund; and Vehicle License Fee gap loan transfers, as specified, and by authorizing unallocated reductions.

This bill would become effective only if SB 77, as proposed to be amended by Conference Report No. 1 on June 13, 2005, is enacted on or before January 1, 2006.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 40 (AB 662) La Suer Construction defects: County of San Diego: fires.

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(1) Existing law specifies the rights and requirements of a homeowner of a new residential unit to bring an action for construction defects, including applicable standards for home construction, the statute of limitations, the burden of proof, the damages recoverable, a detailed prelitigation procedure, and the obligations of the homeowner.

On or before January 1, 2008, this bill would authorize a homeowner and a contractor, as defined, to agree by contract to be governed by the above-described construction defect provisions with regard to the free rebuilding of residential homes destroyed in the Cedar Fire of October 2003, in the County of San Diego, and any construction defects therefor.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 41 (AB 1304) Calderon Bank deposits and collections: return of paid items: substitute checks.

Existing commercial law governs the payment of checks by banks. Existing law requires a bank, if it does not return paid checks to its customer, to retain the items for 7 years after receipt, and to furnish, on request, at least 2 items or legible copies of those items to a customer with respect to each statement of account sent to the customer.

This bill would alternatively allow a customer to request a substitute check, as defined, under those circumstances.

Ch. 42 (AB 299) Maze Mandatory reporting.

Existing law requires that reports of suspected child abuse or neglect be made by mandated reporters, via telephone and written report, following specified procedures and timelines, to any police department or sheriff's department, county probation department, as specified, or the county welfare department.

This bill would permit child abuse or neglect reports to be made via fax or electronic transmission.

Ch. 43 (AB 238) Harman Fraudulent transfers: personal property.

Existing law provides generally that a transfer of personal property not accompanied by delivery and change of possession of the property is void against the transferor's creditors, except for certain specified transfers or types of property.

This bill would additionally exempt the transfer of property by any governmental entity.

Ch. 44 (AB 1567) Torrico State employees: memorandum of understanding.

Under existing law, a provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees that requires the expenditure of funds does not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions that require the expenditure of funds of a memorandum of understanding entered into between the state employer and Bargaining Unit 18, and would provide that these provisions will become effective even if these provisions are approved by the Legislature in legislation other than the annual Budget Act.

The bill would provide that provisions of the memorandum of understanding approved by this bill that require the expenditure of funds will not take effect unless funds for these provisions are specifically appropriated by the Legislature, and would require the state employer and the affected employee organization to meet and confer to renegotiate the affected provisions, or by mutual agreement of the parties, all or a portion of the memorandum of understanding, if funds for these provisions are not specifically appropriated by the Legislature.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 45 (SB 108) Lowenthal Health care service plans: procedures for participation by subscribers and enrollees.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care. Existing law requires a health care service plan to establish procedures to permit subscribers and enrollees to participate in establishing the plan's public policy, as defined, and specifies that compliance with the federal Health Maintenance Organization Act of 1973 is deemed sufficient compliance with that requirement.

This bill would delete the provision making compliance with the Health Maintenance Organization Act of 1973 sufficient compliance.

Ch. 46 (SB 184) Murray Talent agencies.

Existing law requires talent agencies to deposit with the Labor Commissioner, prior to the issuance or renewal of a license, a surety bond in the amount of \$10,000.

This bill would instead require talent agencies to deposit a surety bond in the amount of \$50,000.

Ch. 47 (AB 270) Leslie California Tahoe Conservancy: eligible expenses: soil erosion grants.

Existing law establishes the California Tahoe Conservancy and authorizes the conservancy to award grants to local public agencies, state agencies, federal agencies, federally recognized Indian tribes, the Tahoe transportation district, and nonprofit organizations to carry out the purposes of the conservancy. Existing law requires that the relocation by a local public agency of a water or sewer-related infrastructure owned by a publicly owned utility be considered an eligible expense by the conservancy for the purpose of awarding soil erosion grant funds, if that relocation is intended to control or reduce soil erosion caused by the infrastructure to be relocated.

This bill would revise that requirement to specify that a public agency is eligible to receive soil erosion grant funds for up to  $\frac{2}{3}$  of the costs of relocating a water or sewer-related infrastructure owned by a publicly owned utility, if specified conditions are met.

Ch. 48 (SB 1113) Committee on Business, Professions and Economic Development Professions and vocations.

(1) Existing law provides for the licensing and regulation of landscape architects by the California Architects Board. Existing law exempts landscape contractors from regulatory and licensing provisions governing landscape architects under certain conditions.

This bill would revise and recast this provision.

(2) The Professional Engineers Act provides for the licensing and regulation of professional engineers and land surveyors until July 1, 2006, by the Board for Professional Engineers and Land Surveyors. The board is authorized to appoint an executive officer until July 1, 2005.

This bill would authorize the board to appoint an executive officer until July 1, 2006.

(3) Existing law provides for licensing and regulation of contractors by the Contractors' State License Board. Existing law requires a home improvement contract to be in writing and to contain certain information, notices, and disclosures, including a statement that a consumer has a right to cancel or rescind the contract. Existing law also requires certain disclosures with respect to a service and repair contract. The provisions governing home improvement contracts and service and repair contracts become operative on July 1, 2005.

This bill would instead provide that these provisions become operative on January 1, 2006. The bill would revise and recast certain of these provisions and make other related changes in other provisions of law.

(4) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 49 (AB 1489) Calderon Point-of-sale systems.

Existing law requires that, whenever a point-of-sale system is changed or modified to include a video touch screen or nontactile keypad, the point-of-sale device also be equipped

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with a tactually discernible numerical keypad meeting specified requirements that enables a visually impaired person to enter personal information necessary to process a transaction. Existing law requires certain existing point-of-sale systems and certain systems to be sold on and after January 1, 2006, that include a video touch screen or nontactile keypad to be equipped with a tactually discernible keypad satisfying those requirements.

This bill would require the point-of-sale devices to be equipped with either a tactually discernible keypad or other technology.

#### Ch. 50 (AB 200) Leslie Renewable energy resources: California Renewables Portfolio Standard Program.

The Public Utilities Act imposes various duties and responsibilities on the Public Utilities Commission with respect to the purchase of electricity and requires the commission to review and adopt a procurement plan and a renewable energy procurement plan for each electrical corporation pursuant to the California Renewables Portfolio Standard Program. The program requires that a retail seller of electricity, including electrical corporations, community choice aggregators, and electric service providers, but not including local publicly owned electric utilities, purchase a specified minimum percentage of electricity generated by eligible renewable energy resources, as defined, in any given year as a specified percentage of total kilowatthours sold to retail end-use customers each calendar year (renewables portfolio standard). The renewables portfolio standard requires each electrical corporation to increase its total procurement of eligible renewable energy resources by at least an additional 1% of retail sales per year so that 20% of its retail sales are procured from eligible renewable energy resources no later than December 31, 2017.

This bill would adopt certain modifications to the renewables portfolio standard program that are applicable only to an electrical corporation with 60,000 or fewer customer accounts in California that serves retail end-use customers outside California.

#### Ch. 51 (SB 296) Campbell Trusts.

Existing law generally requires a trustee to allocate money received from an entity to income. However, existing law requires a trustee to allocate money received in total or partial liquidation of an entity to principal. Existing law also provides that money is received in partial liquidation if the total amount of money and property received in a distribution or series of related distributions is greater than 20% of the entity's gross assets, as shown by the entity's year end financial statements immediately preceding the initial receipt.

This bill would revise the latter provision to specify that money is received in partial liquidation if the total amount of money and property received by all owners, collectively, in a distribution or series of related distributions is greater than 20% of the entity's gross assets, as determined in the manner described above. The bill would also provide that if that receipt is allocated between December 2, 2004, and the operative date of this bill, a trustee shall not be liable for allocating the receipt to income if the amount received by the trustee, when considered together with the amount received by all owners, collectively, exceeds 20% of the entity's gross assets, but the amount received by the trustee does not exceed 20% of the entity's gross assets.

The bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 52 (AB 999) La Malfa Attempted murder: custodial officers.

Existing law provides that an attempt to commit willful, deliberate, and premeditated murder, as defined, is punishable by imprisonment in the state prison for life with the possibility of parole. Existing law further provides that an attempted murder of a peace officer or firefighter, as defined, committed under specified circumstances, is punishable by imprisonment in the state prison for life with the possibility of parole, or by 15 years to life if it is also proven that the attempt was willful, deliberate, and premeditated.

This bill would provide that the elements defining the crime of attempted murder of a police officer or firefighter, and the penalties therefor, also apply to the attempted murder of a custodial officer, as defined.

By expanding the scope of an existing crime this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 53 (AB 988) Bogh Criminal profiteering.

Existing law specifies various offenses for purposes of defining criminal profiteering activity, and patterns of criminal profiteering activity. Existing law also provides for the forfeiture of specified assets for persons who engage in a pattern of criminal profiteering activity, upon conviction of an underlying offense, as specified.

This bill would add to those specified offenses, the offense of theft of personal identifying information, as specified.

By expanding the list of offenses that may subject a person to prosecution for criminal profiteering activity, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 54 (AB 663) La Suer Offenses relating to prisons and prisoners.

Existing law provides that a city, county, or superior court is entitled to reimbursement for reasonable and necessary costs connected with prison or prisoners, as specified. Existing law authorizes reimbursement of, among other things, the costs of investigating and prosecuting cases related to state prisons or prisoners.

This bill would authorize reimbursement of costs incurred for providing training in the investigation or prosecution associated with any matters related to state prisons or prisoners.

#### Ch. 55 (AB 102) Cohn Parole: High-risk sex offenders.

Existing law requires the Department of Corrections to ensure that all parolees deemed to pose a high risk to the public of committing a violent sex crime are placed on an intensive and specialized parole supervision caseload. This provision is repealed as of July 1, 2006.

This bill would eliminate that repeal date.

#### Ch. 56 (AB 1376) Harman Long-term health care facilities: violations.

The existing Long-Term Care, Health, Safety, and Security Act of 1973 establishes an inspection and reporting system and a provisional licensing mechanism to ensure that long-term health care facilities, as defined, are in compliance with state statutes, regulations, and standards pertaining to patient care. The act establishes a citation and appeals process.

This bill would make changes to the judicial appeals process.

#### Ch. 57 (AB 1707) Chan Medi-Cal financing.

Existing law creates the continuously appropriated Medical Providers Interim Payment Fund, for the purposes of paying Medi-Cal providers, providers of drug treatment services for persons infected with HIV, and providers of services for the developmentally disabled, for services provided on or after July 1 of the fiscal year for which a budget has not yet been enacted or there is a deficiency in the Medi-Cal budget in any fiscal year, and appropriates, for each fiscal year in which these payments are necessary, up to \$1,000,000,000 from the General Fund, in the form of loans, and \$1,000,000,000 from the Federal Trust Fund to the Medical Providers Interim Payment Fund.

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This bill would delete the limitation on the application of the continuously appropriated funds to services provided. By expanding the scope of the application of the continuously appropriated funds, this bill would result in an appropriation.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 58 (AB 1711) Strickland Health facilities: immunizations.

Existing law provides for the licensure and regulation of health facilities by the State Department of Health Services. Existing law regulates the procedures to be performed on a patient of a health facility, including the administration of medication, upon the specific authorization in the patient medical record or a standing order prepared by authorized medical personnel.

Existing regulations of the department authorize the use of standing orders for specified patients when authorized by a person licensed to prescribe and prohibit the use of standing orders in skilled nursing facilities.

This bill would authorize a registered nurse or licensed pharmacist to administer in skilled nursing facilities influenza and pneumococcal immunizations to a patient over 50 years of age, pursuant to standing orders and without patient-specific orders, if the immunization standing orders that are not patient specific meet prescribed federal recommendations and are approved by the medical director of the facility.

Ch. 59 (AB 575) Wolk Electronic waste recycling.

Existing law, the Electronic Waste Recycling Act of 2003, requires a retailer selling a covered electronic device in this state to collect a covered electronic waste recycling fee from the consumer, as specified. Under existing law, the fees are deposited in the Electronic Waste Recovery and Recycling Account, and the California Integrated Waste Management Board and the Department of Toxic Substances Control are continuously appropriated the money in the account to make electronic waste recovery payments and recycling payments to cover the net cost of an authorized collector in operating a free and convenient system for collecting, consolidating, and transporting covered electronic wastes, and to make electronic waste recycling payments to cover an e-waste recycler's net cost of receiving, processing, and recycling covered electronic waste. Existing law defines the term "retailer" as a person who makes a retail sale of a covered electronic device.

This bill would define the term "vendor" as a person who makes a sale of a covered electronic device for the purpose of resale to a retailer who is the lessor of the device to a consumer under a lease that is a continuing sale and purchase. The bill would allow a retailer to elect to pay the covered electronic waste recycling fee on behalf of the consumer by paying the covered electronic waste recycling fee to the retailer's vendor. The bill would provide that if the retailer makes this election, the covered electronic waste recycling fee is a debt owed by the vendor to the state, and the retailer is not liable for the fee. The bill would provide that if the retailer makes this election, the vendor may retain 3 percent of the covered electronic waste recycling fee for costs associated with the collection of the fee.

This bill would authorize the State Board of Equalization to disclose the name, address, account number, and account status of a person registered with the State Board of Equalization to collect and remit the covered electronic waste recycling fee.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 60 (AB 70) Maze Vehicles: license plates: rape victims.

Existing law provides for the assignment of a specific license number to a motor vehicle, which may be changed only upon application to the Department of Motor Vehicles, and under certain circumstances. Existing law requires the department to provide a new and different set of license plates to a registered owner of a vehicle who appears in person and submits a completed application and also presents to the department the previously issued plates, proof of identity and vehicle ownership, and evidence of victimization by a domestic

abuser, evidence of efforts to get assistance in regard to the domestic abuse, as specified, or evidence that the applicant is the subject of stalking, as specified.

This bill would include a victim of rape or sexual battery, as specified, within the provisions requiring the department to provide a new set of license plates to a registered owner of a vehicle who appears in person and submits an application, as described above, including certain evidence identifying the applicant as the victim of rape or sexual battery.

Ch. 61 (AB 461) Shirley Horton Department of Motor Vehicles: transactions: electronic transmissions.

Existing law authorizes the Department of Motor Vehicles to allow a person to submit any document required to be submitted to the department by using electronic media deemed feasible by the department instead of requiring the actual submittal of the original document. Existing law authorizes the department, under certain circumstances, to waive for electronically submitted documents any legal requirement that the document be signed in order to complete a transaction.

This bill, instead of authorizing the department to waive the signature requirement specified above, would authorize that requirement to be satisfied for an electronically submitted document if the signature is also submitted electronically and the department retains information verifying the identity of the person submitting the electronic signature. The bill would make a conforming change.

Ch. 62 (AB 111) Koretz Alcoholic beverage control: event permits.

The Alcoholic Beverage Control Act authorizes the issuance of an event permit to any licensee under either an on-sale general license, or an on-sale beer and wine license, authorizing the sale of beer, wine, and distilled spirits at specified events only for consumption on property adjacent to the licensed premises and owned or under the control of the licensee, as specified. Existing law provides that these specified events may only be held for one day in any single calendar quarter, as defined.

This bill would, instead, provide that these specified events may be held for a total of 4 days during any calendar year.

Ch. 63 (AB 538) Harman County employees' retirement: rate adjustments.

Existing law requires an actuarial valuation to be conducted at least every 3 years with respect to any retirement system established under the County Employees Retirement Law of 1937. The assumptions and calculations of the actuary are excepted from specified requirements connected with public employee labor relations. Following the actuarial valuation, the board of retirement of the system is required to recommend to the county board of supervisors any change in interest rates, contribution rates, or appropriations that is necessary. The board of supervisors is further required to adjust the rates of contribution of members and of appropriation in accordance with these recommendations.

This bill would require the board of retirement to recommend to the governing body of a district within the county system that is not governed by the board the changes in rates of contributions of district members and in district appropriations, based upon the actuarial valuation described above. The bill would require the governing body of a district within the county system that is not governed by the board of supervisors to make adjustments in rates of contributions and appropriations in accordance with the recommendations of the board of retirement, as specified. The bill would make conforming changes in provisions excepting actuary information from requirements connected with public employee labor relations. The provisions of the bill would only be operative in a county upon a majority vote of the governing body of the county.

Ch. 64 (AB 719) Canciamilla County retirement boards: alternate members.

The County Employees Retirement Law of 1937 sets forth the membership composition requirements for the board of retirement of counties subject to certain provisions regarding

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safety members. The 4th, 5th, 6th, and 9th members are required to be qualified electors of the county who are not connected with the government, except that one may be a member of the county board of supervisors. Existing law authorizes a retirement board, in specified instances, to appoint an alternate retired member to the office of the 8th member of the board.

This bill would permit the Board of Supervisors in Contra Costa County, by resolution adopted by majority vote, to appoint an alternate member for the 4th, 5th, 6th, or 9th member of the board of retirement. The bill would require that the alternate member have the same compensation, term of office, except as specified, and voting privileges as his or her counterpart, as specified. The bill would prohibit an alternate member from serving for a supervisor who has been appointed as the 4th, 5th, 6th, or 9th member until service of this type is approved by a majority of the electors in the county.

**Ch. 65 (AB 1054) Bogh Political parties: Republican Party.**

Existing law requires that candidates for Republican county central committee appear on the local ballot and specifies the manner of their election. It requires that in a county containing fewer than 5 Assembly districts, a committee be elected by supervisor districts, in accordance with a specified formula. It requires that in a county containing more than 4 and fewer than 20 Assembly districts the county central committee be elected from Assembly districts.

This bill would impose a state-mandated local program by requiring that, notwithstanding the above, a committee of not fewer than 30 members be elected in San Bernardino County. The bill would require members to be elected by supervisor district, and would require that the number to be elected from any supervisor district be determined in accordance with a specified formula.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

**Ch. 66 (AB 637) Huff Vehicles: driver's license endorsements: certificates.**

(1) Existing law requires the Department of Motor Vehicles to deny, or to revoke or suspend an ambulance driver certificate under certain, listed circumstances. Existing law authorizes the person involved in the refusal to issue or renew, suspension, or revocation of an ambulance driver certificate to submit a written request for a hearing to the department within 10 days after receiving the notification of refusal, revocation, or suspension.

This bill, instead, would authorize the request for a hearing to be submitted within 15 days after the notice has been mailed by the department. Failure to request a hearing within that time period would constitute waiver of the right to a hearing.

The bill would authorize reapplication following a refusal or revocation to be made one year after the effective date of the refusal or revocation, except as specified. The bill would authorize reapplication following a refusal or revocation to be made if a felony or misdemeanor conviction supporting the refusal or revocation is reversed or dismissed, as specified.

(2) Existing law requires the department to revoke, or refuse to issue or renew certain listed driver's certificates for 3 years if the certificate holder has received a positive test result for a controlled substance, as specified, following an opportunity to challenge the validity of the testing.

This bill, additionally, would require the department to revoke or refuse to issue or renew the listed certificates if the certificate holder refuses to submit to a test for, or fails to comply with the testing requirements for, controlled substances. The bill would include vehicles used

to transport developmentally disabled persons within the listed certificates. The bill would delete the provision requiring an opportunity to challenge the validity of the testing.

(3) This bill would also make technical, nonsubstantive, and conforming changes in these provisions of existing law.

**Ch. 67 (AB 837) Benoit Insurance: unemployment.**

Existing law regulates the issuance of life insurance policies, as specified.

This bill would authorize an insurance policy or endorsement issued by an admitted life and disability insurer to contain a provision for a waiver of premium payments in the event of involuntary unemployment of the insured. The bill would require an insurer issuing policies or endorsements containing the waiver provision to establish reserves and file reports that the Insurance Commissioner may require.

**Ch. 68 (AB 764) Calderon Alcoholic beverages: proof of age: military identification cards.**

The Alcoholic Beverage Control Act makes it a misdemeanor for any person under the age of 21 years to purchase any alcoholic beverage or consume any alcoholic beverage in any on-sale premises. The act also subjects a holder of a license to sell alcoholic beverages to criminal prosecution and suspension or revocation of that license if the licensee sells any alcoholic beverages to any person under the age of 21 years. Existing law provides that a licensee's acceptance of bona fide evidence, as defined, constitutes a defense to any action against the licensee. Existing law requires that evidence to contain a description of the person.

Existing law includes a military identification card issued to a member of the Armed Forces as an eligible identification card so long as that card includes a description of the cardholder. Identification cards issued by the Armed Forces no longer contain a physical description of the cardholder. For security purposes, that information is electronically encrypted in order to avoid tampering with the card.

This bill would authorize the acceptance of a military identification card as bona fide evidence that a person is 21 years of age, provided that proof of majority is further substantiated with other identification, as specified.

**Ch. 69 (AB 110) Ruskin Public education: reporting requirements.**

Existing law requires the Superintendent of Public Instruction and the Commission on Teacher Credentialing to compile certain reports relating to various matters involving pupils.

This bill would provide the intent of the Legislature with regard to these reports. The bill would delete certain reporting requirements contained in existing law, and would modify procedures that apply to data collection relating to pupil expulsions.

**Ch. 70 (AB 1373) Umberg State employees: memoranda of understanding.**

Under existing law, a provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees that requires the expenditure of funds does not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions that require the expenditure of funds of a memorandum of understanding entered into between the state employer and State Bargaining Unit 7, and would provide that these provisions will become effective even if these provisions are approved by the Legislature in legislation other than the annual Budget Act.

The bill would provide that provisions of the memorandum of understanding approved by this bill that require the expenditure of funds will not take effect unless funds for these provisions are specifically appropriated by the Legislature, and would authorize the state employer and the affected employee organization to reopen negotiations on all or part of the



memorandum of understanding if the Legislature does not approve or fully fund any provision of the memorandum of understanding that requires the expenditure of funds.

This bill would appropriate \$15,652,000 from the General Fund, unallocated special funds, and other unallocated nongovernmental cost funds, as scheduled, in augmentation of specified items in the Budget Act of 2005 for state employee compensation to implement the memorandum of understanding approved by this bill.

This bill would declare that it is to take effect immediately as a statute providing an appropriation for the usual and current expenses of the state.

Ch. 71 (AB 144) Hancock Bay Area state-owned toll bridges: financing.

(1) Existing law specifies the powers and duties of the Department of Transportation, the Metropolitan Transportation Commission, and the Bay Area Toll Authority with respect to the collection and expenditure of toll revenue from the 7 state-owned toll bridges within the geographic jurisdiction of the commission. Existing law provides for a uniform \$3 auto toll on those toll bridges. Under existing law, this toll revenue, other than revenue from a \$1 seismic surcharge, is deposited into the Bay Area Toll Account and is controlled by the authority. Existing law requires the department and the authority to enter into a cooperative agreement that makes the department responsible for operating the bridges and for constructing improvements to the bridges financed by toll revenues. Existing law estimates the cost for seismic retrofit or replacement work on the Bay Area state-owned toll bridges at \$4,637,000,000 and identifies funding to be made available for this purpose from various sources, including imposition of a \$1 seismic surcharge. Under existing law, this surcharge revenue is deposited into the Toll Bridge Seismic Retrofit Account for expenditure by the department until completion of the seismic projects and payment of the bonds issued to finance those projects. Existing law specifies a particular single cable tower suspension replacement design for the eastern portion of the San Francisco-Oakland Bay Bridge. Existing law prescribes a specified formula for paying the maintenance costs of the Bay Area state-owned toll bridges from the State Highway Account and toll revenues.

This bill would state the Legislature's findings that the amount previously identified for seismic retrofit and replacement of the state-owned toll bridges is insufficient and would identify additional funding sources of \$3,600,000,000 for those projects, including revenues from an additional surcharge to be imposed by the authority, refinancing of existing bridge toll bonds, and various state funds, and would require a schedule to be adopted by the California Transportation Commission for allocation of those state funds. The bill would appropriate \$75 million of specified Motor Vehicle Account funds and \$125 million of other specified funds in that regard. The bill would authorize the authority to increase tolls on Bay Area state-owned toll bridges no earlier than January 1, 2007, for the purpose of completing the seismic program and for its other obligations under this bill, and would authorize the authority to refinance bridge toll bonds. The bill would require the existing seismic surcharge to be paid to the authority and deposited into the Bay Area Toll Account, except as necessary for payment of existing bond debt, and thereafter would require the department in that regard to transfer to the authority, for deposit into that account, all revenue from the surcharge. The bill would specify a formula for sharing of any future cost savings between the state and the authority and would require the authority to be responsible for any future cost overruns. The bill would require maintenance of each Bay Area state-owned toll bridge to be funded from toll revenues upon the completion of seismic work, other than from the seismic retrofit surcharge during the period that certain bond debt remains outstanding.

The bill would require the department and the authority to amend their cooperative agreement to incorporate certain oversight and control responsibilities of each agency with respect to the seismic and other bridge construction projects. The bill would require the department to obtain the prior approval of the authority for contract specifications and bid documents and would authorize the department to include provisions to maximize the number of bidders for toll bridge seismic retrofit and replacement projects and to encourage

the timely completion of those projects. The bill would also require the authority and the department to form a Toll Bridge Program Oversight Committee to review those projects. The bill would impose various risk management duties on the department. The bill would require the department to regularly report to the Toll Bridge Program Oversight Committee and the Legislature on various matters. The bill would specify the rate of overhead costs that may be charged by the department to the authority for toll bridge work. By requiring the authority to perform additional duties, the bill would impose a state-mandated local program.

(2) Existing law, until June 30, 2005, exempts toll bridge seismic projects from various requirements of the California Environmental Quality Act and the Public Contract Code.

This bill would provide that those exemptions shall continue to govern the toll bridge seismic program until that program is completed.

(3) The bill would enact other related provisions.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(5) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 72 (AB 138) Committee on Budget State mandates.

(1) Existing law requires local elections officials to notify voters of the location of their polling places. These notices are required to inform the voter as to whether the polling place is accessible to the physically handicapped and inform the voter of his or her right to assistance in voting, if applicable.

This bill would instead authorize, but not require, local election officials to make these notices.

(2) Existing law requires, among other things, that election officials transmit to the Secretary of State in the prescribed manner prior to each election and within 35 days of the election, a copy of the results at the presidential primary for candidates for President to whom delegates of a political party are pledged.

This bill would repeal this requirement. It would state the intent of the Legislature to repeal the presidential primary's reimbursable state mandate imposed by a specified statute.

(3) Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, including school districts, the state is required to provide a subvention of funds to reimburse the local government, with specified exceptions. Existing law establishes a procedure for local governmental agencies to file a test claim for reimbursement of these costs with the Commission on State Mandates.

This bill would require the commission to review its statement of decision regarding the Peace Officer Procedural Bill of Rights test claim and make any modifications necessary to this decision to clarify whether the subject legislation imposed a mandate consistent with the California Supreme Court Decision in San Diego Unified School Dist. v. Commission on State Mandates and other applicable court decisions.

(4) Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, including school districts, the state is required to provide a subvention of funds to reimburse the local government, with specified exceptions.

Existing law provides that no local agency or school district is required to implement or give effect to any statute or executive order, or portion thereof that imposes a mandate during any fiscal year and for the period immediately following that fiscal year for which the Budget Act has not been enacted for the subsequent fiscal year if specified conditions are met, including that the statute or executive order, or portion thereof, has been specifically identified by the Legislature in the Budget Act for the fiscal year as being one for which reimbursement is not provided for that fiscal year.

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Existing law also requires that the total amount due to each city, county, city and county, and special district, for which the state has determined, as of June 30, 2005, that reimbursement is required under the California Constitution for payable state-mandated claims incurred prior to the 2004-05 fiscal year, shall be appropriated for payment to these entities over a period of not more than 5 years, commencing with the Budget Act for the 2006-07 fiscal year and concluding with the Budget Act for the 2011-12 fiscal year.

This bill would extend the repayment date to these entities to the 2020-21 fiscal year.

This bill would provide that, under these provisions, the mandate also could be specifically identified by the Legislature in the Budget Act by reference to the commission's test claim number.

(5) Existing law establishes procedures for making reimbursement to local government whenever the Legislature or a state agency mandates a new program or higher level of service and defines a reasonable reimbursement methodology for this purpose.

Existing law establishes the Commission on State Mandates to determine whether costs mandated by the state require reimbursement to local agencies, including a school district, requires the commission to adopt parameters and guidelines for reimbursement to local agencies and school districts of claims for reimbursement for state mandates pursuant to statute, and requires the commission to not find costs mandated by the state for specified claims, if the commission, after a hearing, makes a specified finding.

This bill would provide that the commission shall not find costs mandated by the state if the commission finds that the statute or executive order imposes duties that are necessary to implement, reasonably within the scope of, or expressly included in a ballot measure.

(6) The Ralph M. Brown Act (Brown Act) requires that all meetings of a legislative body of a local agency be open and public, except that closed sessions may be held under prescribed circumstances. The act also requires that the agenda be posted and include a general description of items to be discussed in closed session, and that the legislative body of a local agency publicly report any action taken in closed session, as prescribed.

The California Constitution also provides that the people have the right of access to information concerning the conduct of the people's business, and therefore, the meetings of public bodies and the writings of public officials' agencies shall be open to public scrutiny.

This bill would state legislative findings that these agenda and closed session reporting requirements of the act are necessary to implement, and reasonably within the scope of, the above-described provision of the California Constitution. The bill would require the Commission on State Mandates to set-aside all decisions, reconsiderations, and parameters and guidelines on the Open Meetings Act and Brown Act Reform test claims. The bill would require the commission to amend the appropriate parameters and guidelines, and would require the Controller to revise the appropriate reimbursement claiming instructions, as necessary to be consistent with this bill.

(7) The Community Redevelopment Law requires the county auditor to prepare on or before August 15 of each year, a statement for each project area that provides the amount of disbursements made in the prior fiscal year pursuant to specified provisions relating to tax-increment revenues and related provisions.

This bill would repeal this requirement.

(8) The California Constitution provides that whenever the Legislature or any state agency mandates a new program or higher level of service on any local government, the state shall reimburse the local government. Existing statutory provisions establish procedures requiring the Commission on State Mandates to determine when reimbursement is required and providing for reimbursement.

This bill would require the Commission on State Mandates, no later than June 30, 2006, to reconsider its decision regarding whether the statutory reimbursement procedure constitutes a reimbursable mandate in light of federal and state statutes enacted and federal and state court decisions rendered since these statutes were enacted.

(9) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 73 (SB 63) Committee on Budget and Fiscal Review Education finance.

(1) Existing law requires a revenue limit to be calculated for each school district and each county superintendent of schools and requires the amount of the revenue limit to be adjusted for various factors. Existing law requires the Superintendent of Public Instruction to take into account the revenue limit of a school district and county superintendent of schools when apportioning funding to school districts and county superintendents of schools. Existing law reduces the revenue limit for the 2005-06 fiscal year by a deficit factor of 0.323% for both county superintendents of schools and school districts, and further reduces that revenue limit for those entities for the 2004-05 fiscal year by a deficit factor of 1.826%. Existing law requires the revenue limit computation for the 2006-07 fiscal year to be made as if the revenue limits for the 2003-04, 2004-05, and 2005-06 fiscal years had been determined without being reduced.

This bill would instead reduce the revenue limit for a county superintendent of schools and school district for the 2005-06 fiscal year by a deficit factor of 0.901%, reduce the revenue limit for a school district for the 2005-06 fiscal year by 0.909%, further reduce the revenue limit for each county superintendent of schools for the 2006-07 fiscal year by a 0.901% deficit factor, and for each school district by a 0.909% deficit factor, and, as to a county superintendent of schools and a school district, would postpone to the 2007-08 fiscal year the requirement that revenue limits be computed as if the reductions had not been made.

(2) Existing law establishes the After School Education and Safety Program to create incentives to establish locally driven before and after school enrichment programs for pupils in kindergarten and grades 1 to 9, inclusive.

Existing law states the intent of the Legislature that federally funded 21st Century Community Learning Centers complement the existing After School Education and Safety Program by utilizing the existing funding provided under that existing program, and to provide the local flexibility needed to implement the federal 21st Century Community Learning Centers program through direct grants. Existing law, in accordance with the 21st Century Community Learning Centers program contained in the federal No Child Left Behind Act of 2001, allocates funds appropriated by the Budget Act of 2002 and prescribes requirements related to the allocation of funds, including that a core funding grant conform to the per pupil rate established by the After School Education and Safety Program, that funding for a grant be allocated in annual increments for a period not to exceed 5 years, that 2nd year core funding be fully allocated if a program achieves no less than 85% of the proposed pupil attendance, and that subsequent year core funding be fully allocated if a program achieves no less than 100% of the proposed pupil attendance.

This bill would make an appropriation by instead permitting 15% of the initial annual grant to be utilized for startup costs, and 15% of each annual grant for administrative costs, as specified.

(3) Existing law requires, for the 1990-91 fiscal year and each fiscal year thereafter, that moneys to be applied by the state for the support of school districts and community college districts be distributed in accordance with certain calculations governing the proration of those moneys among the 3 segments of public education. Existing law makes this provision inapplicable to the fiscal years between the 1992-93 and 2003-04 fiscal years, inclusive.

This bill would, in addition, make this provision inapplicable to the 2005-06 fiscal years, inclusive.

(4) Existing law requires the Commission on Teacher Credentialing to meet at least once each month in no fewer than 10 months each year and authorizes the chairperson of the commission, with the approval of the commission, to call additional meetings.

This bill would instead require the commission to meet as deemed appropriate and necessary by the chairperson and the executive committee to accomplish its duties, but to meet no fewer than once each quarter of the year.

(5) Existing law authorizes the Commission on Teacher Credentialing to approve any institution of higher education whose teacher education program meets the standards

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prescribed by the commission and the institution to recommend to the commission the issuance of credentials to persons who have successfully completed those programs.

This bill, in addition, would require an institution of higher education whose teacher education program has been accredited by the commission to approve and electronically submit credential applications to the commission, and would require the commission to grant credentials to these applicants based upon that approval.

(6) Existing law requires that each allegation of an act or omission by an applicant for, or holder of, a credential for which he or she may be subject to an adverse action be presented to the Committee of Credentials for an investigation, as specified.

This bill would provide that an applicant, as defined, who is subject to investigation by the committee is required to receive notice of the investigation and an opportunity to respond to the allegations in writing. The bill would require the committee to grant or recommend denial of the application based on the information discovered during the investigation and the applicant's response. The bill would provide that the applicant may appeal the committee's recommendation of a denial of the application.

(7) Existing law authorizes the Committee of Credentials to conduct an initial review, as provided, regarding an allegation of misconduct of an applicant for, or holder of, a credential. Existing law requires a formal review to be held no later than 6 months after the commencement of the initial review and requires the committee to make its recommendation in writing and to deliver a copy of the recommendation to the credential holder or applicant personally or sent to him or her by registered mail within 14 days after the formal review.

This bill would delete the requirement that the mail be registered.

(8) Existing law establishes the High Priority Schools Grant Program within the Public Schools Accountability Act of 1999. Existing law requires the Superintendent to allocate \$400 per pupil, from funds made available for purposes of the program, including funds received for the federal Comprehensive School Reform Demonstration Program, to eligible schools for implementation of a school action plan approved pursuant to the program.

This bill would authorize a schoolsite, in the first year of participation, to receive a total of \$33.33 per pupil for each month remaining in any fiscal year, beginning in the month immediately following the date of approval by the State Board of Education of the action plan, instead of \$400 per pupil.

(9) Under the High Priority Schools Grant Program, the Superintendent, with the approval of the state board, is required to identify schools ranked in deciles 1 to 5, inclusive, on the Academic Performance Index (API), and to invite those schools to participate in the program. Under the existing program, in order to be eligible for funding from the program, a school is also required to participate in the Immediate Intervention/Underperforming Schools Grant Program.

This bill would require the Superintendent, if funds are available for this purpose, to invite a second cohort of schools identified pursuant to the above provisions to be ranked in deciles 1 to 5, inclusive, to participate in the High Priority Schools Grant Program beginning in the 2005-06 fiscal year, and would not require these schools to participate in the Immediate Intervention/Underperforming Schools Grant Program in order to be eligible for funding.

Existing law establishes a system of priority for participation in the program, with highest priority given to the schools ranked in API decile 1.

This bill would provide that schools either receiving or that have received funding pursuant to this program or the Immediate Intervention/Underperforming Schools Program are ineligible to participate in a subsequent cohort of schools funded pursuant to this program.

(10) Existing law requires the Superintendent to establish a procedure for the approval of applications and school actions plans pursuant to the High Priority Schools Grant Program.

This bill would establish deadlines for school districts to submit applications and school action plans to the Superintendent with respect to the second cohort of schools.

(11) Existing law establishes timeframes within which a school, after receipt of funding for implementation of the action plan, is required to meet its growth targets under the High Priority Schools Grant Program.

This bill would revise those dates, and would also establish growth target deadlines for a school that receives funds pursuant to the program during the 2005-06 or 2006-07 fiscal year.

(12) Existing law requires the Superintendent to develop, and the state board to approve, the guidelines for a request for proposal for an independent evaluator to prepare a comprehensive evaluation of the implementation, impact, costs, and benefits of the Immediate Intervention/Underperforming Schools Program and the High Achieving/Improving Schools Program, and to disseminate the results of that report to the Legislature, the Governor, and interested parties, as prescribed. Existing law requires biennial evaluations of those programs established under the Public Schools Accountability Act of 1999.

This bill would delete those provisions of existing law.

(13) Existing law requires school districts, county offices of education, and special education local plan areas to comply with state laws that conform to the federal Individuals with Disabilities Education Act, in order that the state may qualify for federal funds available for the education of individuals with exceptional needs.

Existing law provides procedural safeguards, including mediation and due process hearings, for the resolution of complaints regarding alleged violations of the law relative to special education. Existing law requires the State Department of Education to contract with a single, nonprofit organization or entity to conduct mediation conferences and due process hearings.

This bill would instead require the department to enter into an interagency agreement with another state agency or contract with a nonprofit organization or entity to conduct mediation conferences and due process hearings. The bill would require the agency or contractor to provide hearings and mediations consistent with applicable federal and state laws and regulations, and any other applicable legal authorities. The bill would require the Superintendent of Public Instruction to adopt regulations that establish standards for components of this interagency agreement or contract, as specified in the bill.

(14) Existing law provides a method of determining the statewide target amount per unit of average daily attendance for special education local plan areas for the 1999-2000 fiscal year and each fiscal year thereafter.

This bill would provide a method of determining, for the 1999-2000 fiscal year to the 2004-05 fiscal year, inclusive, for the 2005-06 fiscal year, and for the 2006-07 fiscal year and each fiscal year thereafter, the statewide target amount per unit of average daily attendance for special education local plan areas for the purpose of computing a certain inflation adjustment and growth.

(15) Existing law adjusts funding for individuals with exceptional needs based on an incidence multiplier, as defined, for each special education local plan area.

This bill would continue the current special education incidence factor formula through the 2005-06 fiscal year.

(16) Existing law requires the Superintendent to, for the 2004-05 fiscal year and each fiscal year thereafter, calculate for each special education local plan area a certain amount based on, among other things, the number of children and youth residing in foster family homes and foster family agencies.

This bill would also include those residing in small family homes.

Existing law also requires the above calculation to be based on the number of youth ages 18 through 21 referred by the State Department of Developmental Services who are residing in community care facilities licensed by the State Department of Social Services.

This bill would change the age reference to children and youth ages 3 through 21.

Existing law requires the State Department of Education to calculate, for each fiscal year, an out-of-home care funding amount for each special education local plan area, as provided.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

This bill would revise that method of calculation to include the number of children and youth residing in small family homes and to include the number of children and youth ages 3 through 21 referred by the State Department of Developmental Services who are residing in licensed community care facilities.

(17) Existing law establishes the Student Aid Commission as the primary state agency for the administration of state-authorized student financial aid programs available to students attending all segments of postsecondary education. Existing law authorizes the commission to carry out prescribed tasks, and authorizes the commission to establish an auxiliary organization for the purpose of providing operational and administrative services for the commission's participation in the Federal Family Education Loan Program.

Under existing law, the operations of the auxiliary organization are required to be conducted in conformity with an operating agreement approved, for a period not to exceed 5 years, by the commission. Existing law requires the commission to provide a copy of the proposed operating agreement to the Department of Finance for its review and comment prior to the approval of that agreement.

This bill would also require the commission to provide a copy of the proposed operating agreement to the Joint Legislative Budget Committee.

(18) Existing law establishes an assumption program of loans for education, administered by the Student Aid Commission, under which any person enrolled in a participating institution of postsecondary education, or any person who agrees to participate in a teacher trainee or teacher internship program, is eligible to receive a conditional warrant for loan assumption, to be redeemed pursuant to a prescribed procedure upon becoming employed as a teacher. One of the conditions of eligibility in this loan assumption program is that the applicant agrees to teach in a public school for at least 3 consecutive academic years after obtaining a teaching credential. The program provides for a progressive assumption of the amount of the loan over 3 years of teaching service, up to a total loan assumption of \$8,000.

This bill would establish the State Nursing Assumption Program of Loans for Education (SNAPLE), to be administered by the commission, under which any person enrolled in an institution of postsecondary education and participating in the loan assumption program established under the bill would be eligible to receive a conditional warrant for loan assumption, to be redeemed pursuant to the bill upon becoming employed as a full-time nursing faculty member at a California college or university. The bill would, among other things, establish eligibility requirements, limit each participant in the program to one loan assumption agreement, and provide for a progressive assumption of the amount of the loan over 3 years of teaching, up to a total loan assumption of \$25,000. The bill would require the commission to report annually to the Legislature and would state the intent of the Legislature that, commencing with the 2006-07 fiscal year, funding necessary for the administration of the program shall be included within the annual budget act of the commission.

(19) Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state. An item of the Budget Act of 2004 appropriated, among other amounts, \$193,591,000 from the General Fund to the board of governors for allocation to community college districts for general apportionment funding.

Existing law requires the board of governors to provide recommendations, based on information to be developed in a study to be conducted by the Chancellor of the California Community Colleges, to the Legislature and the Governor regarding the design of a workable structure for the annual evaluation of district-level performance in meeting statewide educational outcome priorities, including the priorities consistent with the appropriation referenced above.

This bill would require that, as a condition of receiving specified funds in the annual Budget Act to encourage district-level accountability efforts, community college districts

provide data, in a format and according to a schedule to be specified by the chancellor's office, for the purpose of an annual report that the bill would require the chancellor to provide to the Legislature, the Governor, the Department of Finance, and the Office of the Legislative Analyst. This data would also be provided for purposes of providing the means for both internal and external assessment of the district's educational offerings in meeting the high-priority educational goals of the state. The bill would authorize the chancellor to withhold, delay, or reduce specified funds provided in the annual Budget Act to encourage district-level accountability efforts.

(20) Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, including school districts, the state is required to provide a subvention of funds to reimburse the local government, with specified exceptions.

Existing law provides that a school district may not be required to implement or give effect to a statute imposing a state mandate for a specified period if it is identified by the Legislature in the Budget Act as being suspended. Existing law provides that this suspension provision is applicable only to specified mandates.

This bill would additionally make this suspension provision applicable to state mandates relating to certain grand jury proceedings.

(21) Existing law requires the State Department of Social Services to license community care facilities, including facilities that provide foster care services for children. Existing law regulates foster family homes and provides for their licensure by certified foster family agencies, the county, or the State Department of Social Services.

Existing law requires the Department of Child Support Services to authorize the quarterly transfer of any portion of an amount equivalent to the "state share of collections" attributable to the enforcement of parental fiscal liability and requires the department to authorize the transfer of any portion of that amount for any particular fiscal year exceeding \$3,750,000 to the Treasurer for deposit in the Foster Children and Parent Training Fund, except as specified. Under existing law, if sufficient moneys are available in the Foster Children and Parent Training Fund, up to \$3,000,000 shall be allocated for the support of foster parent training programs conducted by community colleges, and the chancellor is required to use those funds exclusively for foster parent training, as specified.

This bill would provide that the above provisions of existing law are operative through the 2004-05 fiscal year and, thereafter, operative only if specified in the annual Budget Act, thereby deleting the above-described appropriation after the 2004-05 fiscal year.

Existing law requires, in addition to the foster parent training provided pursuant to the above-described existing law, that foster family agencies supplement the community college training by providing a program of training for their certified foster families.

This bill would eliminate from these provisions reference to the above-described existing law authorizing a quarterly transfer of any portion of an amount equivalent to the "state share of collections" and the allocation of up to \$3,000,000 from the Foster Children and Parent Training Fund for the support of foster parent training programs conducted by community colleges, and would require foster family agencies to provide a program of training for their certified foster parents, in addition to the foster parent training provided by community colleges.

(22) Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including telephone corporations. Existing law authorizes the commission to fix just and reasonable rates and charges. Existing law establishes the California High-Cost Fund-A Administrative Committee Fund, the California High-Cost Fund-B Administrative Committee Fund, the Universal Lifeline Telephone Service Trust Administrative Committee Fund, the Deaf and Disabled Telecommunications Program Administrative Committee Fund, the Payphone Service Providers Committee Fund, and the California Teleconnect Fund Administrative Committee Fund in the State Treasury.



Existing law requires that the moneys in these funds may be expended pursuant to specified law, upon appropriation in the annual Budget Act.

Until January 1, 2006, existing law provides that moneys in each of the above-described funds may not be appropriated, or in any other manner transferred or otherwise diverted, to any other fund or entity, except to accomplish specified telecommunications universal service programs. Commencing on January 1, 2006, existing law requires moneys in each of the above-described funds may not be appropriated, or in any other manner transferred or otherwise diverted, to any other entity or fund.

This bill, in addition, would authorize the appropriation, transfer, or diversion of moneys in these funds to another fund or entity pursuant to existing law that authorizes the State Librarian to provide specified toll-free telephone services for registered patrons of the federally designated regional libraries for the blind and physically handicapped, to provide toll-free telephone access to telephonic reading systems for individuals with print disabilities who are registered patrons of the federally designated regional libraries for the blind and physically handicapped, or to operate a telephonic reading system or to fund the operation of telephonic reading systems operated by qualifying entities, or both, pursuant to an appropriation in the annual Budget Act and in accordance with the above-described funds, the telephonic reading system is to be funded from the Deaf and Disabled Telecommunications Program Administrative Committee Fund.

(23) This bill would require the Superintendent to reduce, by \$1,126,000, funding for basic aid school districts from categorical education funds that are appropriated in the Budget Act of 2005. The bill would require the Superintendent by June 26, 2006, to report to the Controller and the Director of Finance the amount to be reduced from each categorical education program and identify the corresponding item of appropriation in the Budget Act of 2005. The bill would provide that on June 30, 2006, the amounts appropriated by those items are reduced by the amounts reported by the Superintendent. The bill would require that the reductions be reductions in the amounts appropriated for purposes of satisfying the minimum annual funding obligation for school districts and community colleges required under the California Constitution for the 2005-06 fiscal year.

(24) This bill would provide that the cost-of-living adjustment for specified items of the Budget Act of 2005 is 4.23%, and that all funds appropriated in those items are in lieu of the amounts that would otherwise be appropriated pursuant to any other law.

(25) This bill would make specified funds appropriated pursuant to the Budget Act of 2004 available for liquidation through July 31, 2007, and the Budget Act of 2005 available for liquidation through July 31, 2008. The bill would revert the funds unexpended after those dates to the Proposition 98 Reversion Account.

(26) This bill would appropriate \$605,094,000 from the General Fund to the State Department of Education for expenditure during the 2006-07 fiscal year, in specified amounts, for apprentice programs, supplemental instruction, regional occupational centers and programs, home-to-school transportation, the Gifted and Talented Pupil Program, the Targeted Instructional Improvement Block Grant, adult education, community day schools, categorical programs for charter schools, the School Safety Program, and the Pupil Retention Block Grant, and \$200,000,000 would be appropriated for the 2006-07 fiscal year to the Board of Governors of the California Community Colleges for general apportionments, as specified in the Budget Act of 2005.

The bill would appropriate \$16,811,000 for the 1995-96, 1996-97, and 2002-03 fiscal years to the Controller to pay for prior year state obligations for K-12 and community college mandate claims and interest, as provided. The bill would provide that these funds are deemed to be in partial satisfaction of certain outstanding balances and in lieu of certain amounts.

The bill would provide that for the purposes of satisfying the minimum annual funding obligation for school districts and community college districts required under the California Constitution, these amounts are General Fund revenues appropriated for school districts and community college districts.

(27) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 74 (AB 139) Committee on Budget State government.

(1) Existing law creates various boards and other entities under the jurisdiction of the Department of Consumer Affairs with certain licensing and regulatory functions relative to various professions and vocations. Existing law, with respect to the funds created for certain of these entities, provides that the money in those funds is continuously appropriated for particular purposes.

This bill would delete the continuous appropriations applicable to certain funds. The bill would make other related changes.

(2) Existing law, the Medical Practice Act, regulates the practice of medicine in this state. Existing law establishes the Medically Underserved Account in the Contingent Fund of the Medical Board of California. Under existing law, specified moneys in the account are continuously appropriated to repay loans per agreements with physicians who practice in underserved areas.

This bill would continuously appropriate all funds in the account for these purposes.

(3) Existing law authorizes the Attorney General and other public prosecutors to bring an action for relief from an act of unfair competition, as defined. Under existing law, a civil penalty may be assessed in the action that is designated for the exclusive use of a public prosecutor, including the Attorney General, for enforcing consumer protection laws.

This bill would create the Unfair Competition Law Fund and would require that the civil penalty recovered by the Attorney General in unfair competition and unfair business practice actions be deposited into the fund and expended, upon appropriation by the Legislature, for investigation and prosecution of these actions, and various other activities.

(4) Existing law regulates persons engaged in the business of making or negotiating deferred deposit transactions and requires every check casher to post a complete and detailed schedule of all fees for cashing checks, drafts, money orders, or other commercial paper, and the sale or issuance of money orders.

This bill would additionally require a check casher who cashes checks for the same person in an aggregate amount exceeding \$10,000 within one calendar year, as provided, to file an informational return with the Franchise Tax Board, as specified. This bill would impose civil penalties on persons who fail to file these returns or fail to supply all of the information required by these returns. In the case of willful failures, this bill would make these failures a new criminal felony and would thereby impose a state-mandated local program.

(5) Existing law provides for the creation, maintenance, and authority of the Sixth District Agricultural Association, which is known as the California Science Center, and which is a tax-exempt organization and instrumentality of the state.

This bill would authorize the center to enter into a site lease and lease-purchase agreement with the California Science Center Foundation for the purpose of constructing and funding of the Phase II Project of the center, as specified.

(5.5) The Enterprise Zone Act requires the Department of Housing and Community Development to administer the act and to designate no more than 42 enterprise zones at any one time that may be proposed by a city, county, or city and county from applications selected on the basis of the most effective, innovative, and comprehensive regulatory, tax, program, and other incentives in attracting private sector investment in the zone proposed. The act also requires the department to provide technical assistance to the enterprise zones and authorizes the department to establish, charge, and collect a fee as reimbursement for the costs of its administration of the act.

Existing law allows a credit against the net tax, as defined, to a taxpayer who employs a qualified employee in an enterprise zone during the taxable year.

Existing law requires the Department of Housing and Community Development, until July 1, 2006, to assess an enterprise zone a fee of not more than \$10 for each application it accepts for issuance of a tax credit certificate.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

This bill would extend the assessment of this \$10 fee until January 1, 2007.

(6) Existing law generally sets forth the duties of the Director of Homeland Security in overseeing homeland security activities in the state.

Existing law sets forth the duties of the State Department of Health Services in allocating specified federal funds for activities related to bioterrorism preparedness and response.

This bill would require the director, in collaboration with the department, to annually report to the chairperson of the Joint Legislative Budget Committee and the chairperson of the budget committee of each house of the Legislature, on their respective expenditures of federal homeland security and bioterrorism funds.

(7) Existing law requires generally that moneys received from the disposition of state property shall be paid into the General Fund.

This bill instead would require that the net proceeds, as defined, that are received from any state real property disposition be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund, until the bonds issued pursuant to the Economic Recovery Bond Act are retired, thereby making an appropriation, and thereafter be deposited in the Special Fund for Economic Uncertainties. The bill would authorize the Director of Finance to approve loans from the General Fund to the Property Acquisition Law Money Account, which would be created by this bill and would be available for expenditure by the Department of General Services upon appropriation by the Legislature. The bill would provide that these changes are effective retroactively to November 3, 2004.

(8) Existing law authorizes the Director of General Services, with the consent of the state agency involved, to let for a period of not to exceed 5 years, any real or personal property that belongs to the state, subject to specified conditions. Any money received in connection with these leases is required to be deposited in the General Fund for appropriation to the department for specified purposes.

This bill instead would require that any money received in connection with these leases be deposited in the Property Acquisition Law Money Account and be available to the department upon appropriation by the Legislature.

(8.5) Existing law provides that no state agency is required to use the Office of State Publishing for its printing needs until the effective date of the Budget Act of 2005 or July 1, 2005, whichever is later and this provision of existing law is repealed on January 1, 2006.

This bill would continue to provide that no state agency is required to use the Office of State Publishing for its printing needs until the effective date of the Budget Act of 2006 or July 1, 2006, whichever is later, and would repeal this provision on January 1, 2007.

(9) Existing law generally makes the Attorney General responsible for representing state agencies in litigation matters. Under existing law, revenues in the Litigation Deposits Fund are continuously appropriated to the Department of Justice for litigation purposes.

This bill would create the Legal Services Revolving Fund and require state agency payments for legal services rendered by the Attorney General to be deposited in that fund. The bill would authorize the Attorney General to expend the money in the fund, upon appropriation by the Legislature, for litigation activities. The bill would further provide that revenues transferred to the Legal Services Revolving Fund from the Litigation Deposits Fund may be expended by the Department of Justice only if approved by the Department of Finance.

(10) Existing law requires the Controller, after work is performed, services are rendered, or materials or equipment are furnished by one state agency to another state agency through the advancement or transfer of funds, to transfer the amount ordered by the Director of General Services and adjust the accounts relative to the advancements or transfers to credit the appropriate fund or appropriation.

This bill would require the Controller, instead, to process transfers from time to time as requested by the state agency that performed the work.

(11) Under existing law, the Supervision of Trustees and Fundraisers for Charitable Purposes Act governs charitable corporations, unincorporated associations trustees,

commercial fundraisers, fundraising counsel, commercial coventurers, and other legal entities who hold or solicit property for charitable purposes over which the Attorney General has enforcement and supervisory powers. Under the act, the Attorney General is also required to establish and maintain a register of charitable corporations, unincorporated associations, and trustees subject to the act and copies of specified financial reports required to be filed under the act.

This bill would establish the Registry of Charitable Trusts Fund in the State Treasury, as specified. The bill would require that moneys in the fund, upon appropriation by the Legislature, be used by the Attorney General solely to operate and maintain the Attorney General's Registry of Charitable Trusts and provide public access via the Internet to reports filed with the Attorney General.

(12) Existing law authorizes the Department of General Services to procure prescription drugs on behalf of specified state agencies through bulk purchasing and to investigate and implement other strategies to achieve the greatest savings on prescription drugs with prescription drug manufacturers and wholesalers.

This bill would state the intent of the Legislature that the Department of General Services, University of California, and the Public Employees' Retirement System regularly meet and share information regarding each agency's procurement of prescription drugs in an effort to identify and implement opportunities for cost savings in connection with this procurement. It would require the department to annually develop a work plan and to report, no later than January 10, 2006, and annually thereafter, to the chairperson of the Joint Legislative Budget Committee and the chairs of the fiscal committees of the Legislature on any joint activities of these agencies in connection with procurement of prescription drugs and any resulting cost savings.

(13) Existing law authorizes the State Public Works Board to issue bonds, notes, or other obligations to finance the acquisition or construction of a public building, facility, or equipment as authorized by the Legislature in the total amount authorized by the Legislature, and any additional amount authorized by the board to pay the cost of financing. The additional cost may include, among other things, interest during acquisition or construction of the public building, facility, or equipment.

This bill would additionally include interest prior to and for a period of 6 months after construction of the public building, facility, or equipment within the additional cost of financing that the board may authorize.

The bill would specify that notwithstanding any other provision of law, including, but not limited to, any specific grant of authority on or after June 30, 2001, the board may issue bonds, notes, or bond anticipation notes for any and all phases of specified types of capital outlay projects.

(14) Governor's Reorganization Plan No. 2, as submitted to the Legislature on May 9, 2005 (GRP 2), created the Department of Technology Services Revolving Fund in the State Treasury, which is continuously appropriated for specified purposes with respect to the administration of a Department of Technology Services.

This bill would, as of the date that GRP 2 goes into effect, provide that these provisions would not be operative. The bill would, as of that date, instead create the fund in the State Treasury for these purposes, subject to appropriation by the Legislature.

(15) Existing law establishes the Trial Court Trust Fund, the proceeds of which are apportioned for the purposes of funding trial court operations. Existing law specifies certain fees that are to be collected in a special account in the county treasury and transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

This bill would expand the fees to which that provision applies, to include, among other things, court transfer filing fees, hearing date postponement filing fees, appeals filing fees, judgment debtor filing fees, court order violation fees, judgment creditor filing fees, and contempt of court fees.

The bill would also delete language contained in that provision crediting amounts transmitted from certain recording and indexing fees during a specified time frame against the total amount the county is required to pay to the state.

(16) Existing law specifies that money in the Trial Court Trust Fund is to be invested in the Surplus Money Investment Fund and all interest earned is to be allocated to the Trial Court Trust Fund semiannually.

This bill would instead require that interest earned to be allocated quarterly.

(17) Existing law provides that certain court fees and fines that are not subject to a local revenue sharing agreement or practice, as specified, except as to costs incurred by and services provided by the superior court which are transmitted monthly to the Controller for deposit in the Trial Court Trust Fund, are required to be deposited in a special account in the county treasury. Existing law provides, until July 1, 2005, for the distribution of the revenue from these fees and fines.

This bill would provide for the distribution of these fees and fines commencing July 1, 2005.

(18) Existing law provides, commencing January 1, 2004, for a county-by-county transfer to the Trial Court Trust Fund each fiscal year of the difference between \$31,000,000 and the amount already transmitted to the Trial Court Trust Fund for costs incurred by and services provided by the superior court as described in (1).

This bill would provide, commencing July 1, 2005, that the counties' obligation to remit to the Trial Court Trust Fund each fiscal year the amount described above shall expire. Instead, the counties would be obligated to remit reduced amounts, as specified, to the Trial Court Trust Fund each fiscal year through the 2008-09 fiscal year, in accordance with specified procedures.

The bill would impose new administrative duties on the Administrative Office of the Courts (AOC) and the California State Association of Counties (CSAC), including, among other things, determining the portion of these reduced amounts to be paid by each county. The AOC and the CSAC would be required, by December 31, 2005, to complete an initial review of the impact upon individual counties and courts of the above changes in revenue distribution and payment obligations for the purpose of correcting inequities, as specified, and, by June 30, 2006, to agree upon a methodology to determine whether a reduction in the counties' obligation should be recommended to the Legislature.

This bill would require counties that have not paid amounts billed for the 2003-04 or 2004-05 fiscal year to pay the amounts still owing to the Trial Court Trust Fund by September 1, 2005, and would provide for the calculation of penalties for late payments.

(19) Existing law requires, on or before January 1, 2005, the AOC and the CSAC to jointly propose to the Legislature a long-term revenue allocation schedule, to take effect on July 1, 2005, for specified fees and fines.

This bill would delete this provision.

(20) Under existing law, a court may impose a civil assessment of up to \$250 against a criminal defendant who fails to appear in court, as specified.

This bill would increase the maximum amount that may be assessed under that provision to \$300. The bill would also require each court and county to maintain the collection program that was in effect on July 1, 2005, unless otherwise agreed to by those entities. The bill would further require the court to deposit the money collected under that provision as soon as practicable into a bank account specified by the AOC, for transmission to the Controller for deposit in the Trial Court Trust Fund in accordance with specified procedures.

(21) Existing law requires, commencing in the 1999-2000 fiscal year, and each fiscal year thereafter, each county to remit specified amounts to the Trial Court Trust Fund, including an amount based upon the amount of fine and forfeiture revenue remitted to the state pursuant to specified provisions during the 1994-95 fiscal year.

This bill would, commencing July 1, 2005, reduce each county's annual fine and forfeiture remittance by the amount that the county received from the civil assessments described in

(20), after deducting the cost of collecting those civil assessments, in the 2003-04 fiscal year. The bill would require the AOC and CSAC to determine the amount of this reduction for each county, as specified.

(22) Existing law imposes a surcharge of \$20 for court security in addition to the total court fees collected pursuant to specified provisions and also authorizes the collection of an additional surcharge in certain cases filed from January 1, 2004, to June 30, 2005, inclusive.

This bill would extend that additional surcharge until June 30, 2006, as specified.

(23) Until January 1, 2008, or earlier, as specified, the Rural Health Care Equity Program, as administered by the Department of Personnel Administration, provides subsidies and reimbursements for certain health care premiums and health care costs incurred by state employees and annuitants in rural areas in which there is no board-approved health maintenance organization plan available for enrollment. Moneys in the program are disbursed to reimburse eligible employees for, among other things, a portion or all of his or her deductible, coinsurance, and other out-of-pocket health-related expenses that would otherwise be covered if the employee and his or her family members were enrolled in a board-approved health maintenance organization.

This bill would continuously appropriate an unspecified sum from the General Fund to reimburse those eligible employees for a portion or all of his or her out-of-pocket health-related expenses in excess of \$1,500 per fiscal year, not to exceed a total of \$15,336,000 for all fiscal years combined.

(24) Existing law, the Housing and Emergency Shelter Trust Fund Act of 2002, transfers \$910,000,000 from the money deposited in the Housing and Emergency Shelter Trust Fund from the sale of bonds to the Multifamily Housing Program, with certain exceptions, including that \$45,000,000 of that amount is required to be transferred to the Preservation Opportunity Fund and is continuously appropriated for the preservation of at-risk housing pursuant to the Preservation Opportunity Program, a short-term capital loan program established to ensure that the supply of affordable housing is not depleted by the conversion of existing government-assisted rental housing to market-rate housing. Existing law requires that money received in repayment of loans from the Preservation Opportunity Fund, including interest from that money, be deposited in the Preservation Opportunity Fund. Any funds not encumbered for the Preservation Opportunity Program within 30 months of their transfer to the Preservation Opportunity Fund revert to the Housing Rehabilitation Loan Fund.

This bill would, instead, require that all money received in repayment of loans made under the Preservation Opportunity Program be deposited into the Housing Rehabilitation Loan Fund for use in the Multifamily Housing Program, except for \$5,000,000. By adding a new source of revenue for deposit into this continuously appropriated fund, the bill would make an appropriation. The \$5,000,000 remaining in the Preservation Opportunity Fund and subsequent interest payments on loans made from this amount is required to be made available for the purposes of the Preservation Opportunity Program through at least December 31, 2008, at which time the California Housing Finance Agency may, based on an analysis of need, either continue to make the funds available for the Preservation Opportunity Program or transfer the funds to the Housing Rehabilitation Loan Fund for use in the Multifamily Housing Program, thereby constituting an appropriation.

(25) Existing law requires the Department of Housing and Community Development to make matching grants and loans from the Joe Serna, Jr. Farmworker Housing Grant Fund, for specified purposes, and authorizes matching grants and loans to be made from the fund for other purposes.

Existing law, the Housing and Emergency Shelter Trust Fund Act of 2002, authorizes, for purposes of financing various existing housing and code enforcement programs, the issuance of bonds in the amount of \$2,100,000,000 pursuant to the State General Obligation Bond Law. Existing law provides that \$25,000,000 of these funds be used for projects that serve migratory farmworkers and specifically authorizes the department to receive

\$5,500,000 of these funds for the purpose of reconstructing migrant centers operated through the Office of Migrant Services that would otherwise be scheduled for closure due to health or safety considerations or are in need of significant repairs to ensure the health and safety of the residents.

This bill would increase the amount of the \$25,000,000 appropriation that the department may use from \$5,300,000 to \$15,000,000 and would require the department to make at least \$8,159,000 of that amount available for flexible loans and grants for projects that serve migratory agricultural workers under a program provided for under the Joe Serna, Jr. Farmworker Housing Grant Program that uses innovative, cost-effective mechanisms to provide migrant farmworkers with affordable, durable, low-maintenance housing options, as specified. By requiring the department to use these funds for a new purpose, the bill would make an appropriation. The bill would declare that the changes made by this act are consistent with the Housing and Emergency Trust Fund Act of 2002 and the Joe Serna, Jr. Farmworker Housing Grant Fund.

(26) Existing law authorizes the Department of Housing and Community Development to increase rents for a migrant farm labor center assisted by the Office of Migrant Services above those charged at other such centers under specified circumstances.

This bill would prohibit a rent increase above 30% of the average annualized household incomes of residents of any such facility without legislative authorization.

(27) Existing law requires the Labor Commissioner to, after investigation and determination that wages or benefits are due to an unpaid worker, collect the wages or benefits on behalf of the worker, as specified. Existing law requires that whenever the balance in the Industrial Relations Unpaid Wage Fund is in excess of \$200,000 the Labor Commissioner transmit the excess to the Controller for deposit in the General Fund.

This bill would instead require the Controller, at the end of each fiscal year, to transfer to the General Fund the unencumbered balance of the fund, less 6 months of expenditures as determined by the Director of Finance.

(28) Existing law requires the Department of Veterans Affairs, in voluntary cooperation with the Shasta County Board of Supervisors and the boards of supervisors of specified northern California counties, to design, develop, and construct the Northern California Veterans Cemetery. Existing law requires that all moneys received for the design, development, and construction of the cemetery are to be placed in the Northern California Veterans Cemetery Master Development Fund, a continuously appropriated fund. Existing law provides that specified moneys received for the maintenance of the cemetery are to be deposited to the credit of the Northern California Veterans Cemetery Perpetual Maintenance Fund for expenditure, upon appropriation by the Legislature.

This bill would authorize the administrator of the Northern California Veterans Cemetery to accept donations for the maintenance and beautification of the cemetery, as provided, and would provide that these donations are to be deposited to the credit of the Northern California Veterans Cemetery Perpetual Maintenance Fund. This bill would require that all donations deposited to that fund for the maintenance and beautification of the cemetery be continuously appropriated to the department.

This bill would also provide that any proposal for the construction, placement, or donation of monuments or memorials to the cemetery are to be reviewed by an advisory committee, as specified, and that all proposals are subject to the approval of the director of the department.

(29) Existing law provides that expenditures for the maintenance of the Northern California Veterans Cemetery may not exceed \$600,000 per calendar year.

This bill would instead provide that the total expenditures for both the operations and the maintenance of the cemetery should not exceed \$600,000 per fiscal year, as appropriated in the annual Budget Act.

(30) Existing law requires each state department or agency awarding a contract or procuring goods or services, and each local agency receiving state funds, to report annually

to the Governor and Legislature on the level of participation by specified business enterprises in contract and procurement activities. Existing law requires the Department of General Services to submit an annual report to the Legislature with respect to, among other things, procurement categories, construction contract categories, and contracts awarded to specified business enterprises. Existing law requires the Department of Veteran's Affairs to make an annual report to the Governor and Legislature regarding the participation by specified business enterprises in contracts with the department, requires awarding departments to identify steps to meet goals of contracting, and requires the Department of General Services to prepare a summary regarding those goals. Existing law authorizes the Department of General Services, relative to certain contracts, to use a negotiation process if certain conditions exist.

This bill would repeal all of those provisions as of January 1, 2007. This bill would, commencing January 1, 2007, require the department, as defined, to make available a report on contracting activity containing specified information, as provided.

(31) Existing law requires the money in the Hazardous Waste Reduction Loan Account to be expended by the Business, Transportation and Housing Agency to make loans for equipment, projects, or facilities for the reduction of hazardous waste.

This bill would repeal the provisions authorizing that account and would transfer the amount remaining in the Hazardous Waste Reduction Loan Account on January 1, 2006, to the Chrome Plating Pollution Prevention Fund, which this bill would create in the State Treasury, and would require the money in the account be expended by the agency, upon appropriation by the Legislature.

The bill would require any amounts paid to the state for a loan issued pursuant to those former provisions to be transferred to the fund.

The repeal of that account and transfer the money to the fund would become operative only if legislation is enacted and becomes operative on or after June 1, 2005, but before July 1, 2006, that requires the funds so transferred to be expended for environmental control technologies for chrome and metal plating related activities.

(32) Under existing law, the Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures, subject to statutory limitations or directions and constitutional requirements of due process. Existing law directs the Public Utilities Commission to require specified highway carriers for whom the commission does not establish minimum or maximum rates to pay specified reduced fees, and authorizes the commission to increase the fees on other carriers whose minimum or maximum rates are established by the commission, up to a maximum of  $1/2\%$  of reported gross operating revenue, if necessary, to maintain adequate financing for the purposes of the Transportation Rate Fund. The fees are deposited in the Transportation Rate Fund and are continuously appropriated to the commission for specified regulatory purposes.

This bill would permit the commission to increase these fees on carriers for whom the commission establishes minimum or maximum rates, up to a maximum of 0.7%, thereby making an appropriation.

(33) The Sales and Use Tax Law requires any person whose estimated tax liability averages \$20,000 or more per month to remit amounts due by electronic funds transfer, as provided. That law imposes specified penalties with respect to payment by electronic funds transfer. That law also imposes specified penalties with respect to nonpayment of taxes in general.

This bill would require any person whose estimated monthly tax liability averages \$10,000 or more to remit amounts due by electronic funds transfer, as provided.

(34) Existing income and corporation tax laws impose a penalty of not more than \$5,000 on any person that, among other things, fails to file a return or to supply any information required, or make, render, sign, or verify any false or fraudulent return or statement, or supply any false or fraudulent information.



This bill would impose the penalty only if those violations occur repeatedly over a period of 2 years or more and result in an estimated delinquent tax liability of at least \$15,000.

(35) Existing income and corporation tax laws provide, in the case of willful failure to pay estimated taxes, that the person is guilty of a misdemeanor and subject to a fine or imprisonment, as provided.

This bill would provide that the misdemeanor, fine, or imprisonment provisions do not apply to any person who is mentally incompetent or suffers from dementia, Alzheimer's disease, or a similar condition.

(36) Existing tax laws impose various taxes and fees, and authorize the Franchise Tax Board to administer the assessment, audit, and collection of various taxes and fees.

This bill would require the Franchise Tax Board to suspend or disbar a person from practice, as defined, before the Franchise Tax Board, as provided, if that person has been suspended or disbarred from practice, as defined, before the United States Department of the Treasury, and would require a person who practices before the Franchise Tax Board and is suspended or disbarred from practice before the United States Department of the Treasury to notify the Franchise Tax Board of the suspension or disbarment in writing within 45 days of the issuance of the final order by that department.

(37) Existing property tax law requires the county auditor, in each fiscal year, to allocate property tax revenue to local jurisdictions in accordance with specified formulas and procedures, and generally requires that each jurisdiction be allocated an amount equal to the total of the amount of revenue allocated to that jurisdiction in the prior fiscal year, subject to certain modifications, and that jurisdiction's portion of the annual tax increment, as defined. Existing law also provides, commencing with the 2004-05 fiscal year, for allocations of ad valorem property tax revenue to each city, county, and city and county in the form of a "vehicle license fee adjustment amount," calculated by the Controller in accordance with statute. Existing law requires the Controller to determine the "vehicle license fee adjustment amount" for each city, county, and city and county for the 2005-06 fiscal year by September 1, 2005.

This bill would instead require the Controller to calculate the "vehicle license fee adjustment amount" for each city, county, and city and county by October 15, 2005, in consultation with the Bureau of State Audits.

(38) Existing law imposes various duties upon the Employment Development Department, including the implementation of various programs with respect to workforce training and development.

This bill would, to the extent that funds are appropriated for this purpose in the annual Budget Act, authorize the Employment Development Department to award grants to regional collaboratives for the creation of regional nursing simulation laboratories, as provided, that will provide additional nursing students with access to clinical education facilities. This bill would limit the amount of any grant so made to \$250,000.

(39) Existing law authorizes, upon adoption by the board of supervisors, a county to establish an At-Risk Youth Early Intervention Program designed to assess and serve families with children who have chronic behavioral problems that place the child at risk of becoming a ward of the juvenile court.

This bill would establish a schedule for the allocation of funds to county probation departments from funds appropriated by the Legislature to provide services for children who are habitual truants, runaways, at risk of being wards of the juvenile court, or under juvenile court supervision or the supervision of the probation department, and would require the Department of Corrections and Rehabilitation to administer the funding allocations.

(40) Existing law requires that the investigation and enforcement of the certain provisions of law by the Attorney General and the Commissioner of Corporations be accomplished without duplication of effort. Existing law further provides that to the extent that the Attorney General exercises that authority, it shall be done using existing resources, and no future budget augmentations be made for that purpose.

This bill would revise those provisions to provide that to the extent the Attorney General exercises that authority, no General Fund budget augmentations would be made for that purpose.

(40.5) Under existing law, the Franchise Tax Board is authorized to prescribe all rules and regulations necessary for the enforcement of the Personal Income Tax Law and the Corporation Tax Law.

This bill would authorize the board to continue to implement the ReadyReturn pilot program, available to specified taxpayers, for the 2005-06 fiscal year and would require the pilot program to be operated in the same manner it was operated during the 2004-05 fiscal year.

(40.7) The Budget Act of 2005 appropriates specified amounts from the General Fund for local assistance to be paid by the State Controller to local governments for the costs of homicide trials, with specified limitations on these reimbursements.

This bill would specify that these funds shall be available for 100% of any extraordinary costs incurred by the County of Stanislaus related to a specified homicide trial.

(40.8) Existing property tax law authorizes grants, under the State-County Property Tax Administration Grant Program, to provide funding for the local administration of property taxes for those counties that elect to receive the grants.

This bill would suspend those grants for the 2006-07 fiscal year.

(41) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(42) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 75 (AB 145) Committee on Budget Budget Act of 2005: Court fees.

(1) Existing law establishes various court fees to be collected for services provided in conjunction with the operation of the courts, as specified.

This bill would enact the Uniform Civil Fees and Standard Fee Schedule Act of 2005, which would, as of January 1, 2006, establish a uniform schedule of filing fees and other civil fees for the superior courts. Among other things, the bill would generally increase the filing fees for civil actions and proceedings, including, but not limited to, those fees related to small claims court, motions, appeals, judgments, the filing of the first paper in a civil action or proceeding in the superior court, in a limited civil case, and in complex cases, and in family law and probate matters, and fees for various certifications, recordings, filings, and the authentication of documents. The bill also would authorize the court to charge a reasonable fee for videoconferencing, providing services or products, if approved by the Judicial Council, and handling funds held in trust for noncourt parties or entities. The bill would provide that none of these civil fees may be changed before January 1, 2008, except as specified.

The bill would require the Judicial Council to establish a Task Force on Civil Fees to make recommendations on the effectiveness of the uniform fee structure and other fee related issues on or before February 1, 2007. The bill would revise and increase other duties of the Judicial Council, including duties relating to the adoption of a schedule for the allocation of funds to trial courts for the development and implementation of automated systems.

The bill would further revise and recast provisions relating to the distribution of the above-described fees, affecting, among other things, dispute resolution programs, court reporter services, small claims advisory services, and law library funds, and would make specified findings and declarations with regard to the above-described provisions.

The bill would shift various duties relating to the administration of court fees and would make additional technical and conforming changes.

(2) Existing law authorizes certain surcharges to be added to specified court-related fees, including, among others, a state surcharge of 10%, until July 1, 2007, and an additional

surcharge of \$20 to ensure and maintain adequate funding for court security, until July 1, 2005, or the enactment of a uniform filing fee, and provides for these amounts to be transmitted to the Trial Court Trust Fund.

This bill would revise these provisions to make them operative until December 31, 2005.

(3) Existing law requires, for the purposes of funding trial court operations, each board of supervisors to establish in the county treasury a Trial Court Operations Fund, into which all funds appropriated in the Budget Act and allocated and reallocated to each court in the county by the Judicial Council shall be deposited.

This bill would authorize the Judicial Council to establish bank accounts for the superior courts and to require the courts to deposit moneys for trial court operations, and any other moneys under the control of the courts, into those accounts, as specified. The bill would further provide that money, excluding restitution to victims, that has been deposited with a superior court, or that a superior court is holding in trust for the lawful owner, in a court bank account or in a court trust account in a county treasury, that remains unclaimed for 3 years, is the property of the superior court if not claimed after specified notice and if no verified complaint is filed and served.

The bill would impose a state-mandated local program by requiring new duties of local officers.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 76 (SB 62) Committee on Budget and Fiscal Review Transportation.

(1) Existing law provides that the Department of Finance may establish the accounting and reporting system used to determine the expenditures, cash needs, and balance of the State Highway Account, the Public Transportation Account, the Toll Bridge Seismic Retrofit Account, and the Traffic Congestion Relief Fund.

This bill would instead authorize the department to adjust the budgeting, accounting, and reporting system for those accounts so that unliquidated encumbrances are not reflected in the fund balance or financial statements.

(2) Existing law, Article XIX B of the California Constitution, dedicates certain gasoline sales tax revenues to transportation purposes, unless this provision is suspended by a 2/3 vote of the Legislature. Existing law, prior to Article XIX B, had provided for the transfer of certain General Fund revenues attributable to the sales tax on gasoline to the Transportation Congestion Relief Fund for expenditure on specified transportation capital improvement projects. Existing law authorizes money in the Transportation Congestion Relief Fund derived from the General Fund and not immediately needed for expenditures on projects to be loaned to the General Fund through the annual Budget Act, subject to a requirement that the loaned funds be repaid when needed for projects as determined by the Director of Finance, but not later than June 30, 2006.

This bill would delete the requirement for the loaned funds to be repaid by June 30, 2006. The bill would instead require the loaned funds to be repaid from proceeds of bonds sold by the California Infrastructure and Economic Development Bank as a result of the securitization of moneys paid by certain Indian tribes that have gaming compacts with the state. To the extent that the proceeds from those bonds are insufficient to repay the loans, the bill would require repayment of any remaining loan amount from future tribal gaming revenues, additional securitizations against those revenues, or the General Fund.

(3) Existing law provides for payment to the state of certain amounts under tribal-state gaming compacts, and provides for the issuance of bonds secured by those compact assets,

with specified amounts of the net proceeds to be transferred to various transportation accounts.

This bill would revise those amounts.

(4) Existing law, pursuant to Proposition 116 of 1990, creates the Public Transportation Account as a trust fund, and provides that funds are to be deposited in the account from certain sales taxes on fuels, and are available for expenditure only for transportation planning and mass transportation purposes. These provisions are an initiative act that may be amended by the Legislature only by a 2/3 vote of both houses and only if the amending statute is consistent with, and furthers the purposes of, the initiative act.

This bill would provide for the transfer of certain revenues from sales taxes on fuels in the 2005-06 fiscal year and in the 2006-07 fiscal year to the General Fund instead of depositing them in the Public Transportation Account.

(5) Existing law, pursuant to Article XIX B of the California Constitution, provides that revenues derived from motor vehicle fuel sales taxes in the General Fund that are transferred to the Transportation Investment Fund are subject to appropriation by the Legislature.

This bill would appropriate the moneys transferred to the Transportation Investment Fund for the 2005-06, 2006-07, and 2007-08 fiscal years for disbursement in the manner and for the purposes set forth in a specified statute.

(6) Existing law, on and after January 1, 2006, requires the Department of Motor Vehicles to suspend, cancel, or revoke the registration of a vehicle when it is determined that the vehicle registration was attained by providing false evidence of financial responsibility or upon notification by an insurance company that the required coverage has been canceled.

Existing law, on and after January 1, 2006, and for the duration of certain low-cost automobile insurance pilot programs, requires the department to provide residents of Los Angeles County and San Francisco County with specified information regarding affordable automobile insurance on the suspension, cancellation, or revocation notification document, in plain, bold type not less than 12 point in size, and in both English and Spanish.

This bill would require the department to implement these requirements in existing law on January 1, 2006, except as specified.

The bill would require the Director of Finance, on January 1, 2006, to determine whether the department has commenced implementation of these notification requirements on that date. If the department has not commenced implementation of those requirements on that date, the bill would require the director to determine whether the failure to implement was due to circumstances beyond the control of the department. The bill would require the director to report to the Governor and the Legislature on February 1, 2006, regarding his or her findings regarding the department's implementation or failure to implement.

The bill would extend the date for implementation of these provisions from January 1, 2006, to March 1, 2006, if the director's report states that the department did not implement the specified requirements on January 1, 2006, and the failure to implement was due to circumstances beyond the control of the department.

The bill would require the director to make similar determinations and reports every 60 days upon finding that the department has not met with the prior established implementation date and would extend that deadline in 60-day increments if the director's latest report states that the department did not meet that implementation date, and the failure to implement was due to circumstances beyond the control of the department.

(7) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 77 (SB 64) Committee on Budget and Fiscal Review State boards and commissions.

(1) Existing law provides for the regulation of real estate licensees by the Real Estate Commissioner. Existing law requires the commissioner to appoint a Real Estate Advisory Commission. The commission makes recommendations and suggestions on the functions and policies of the Department of Real Estate.

This bill would abolish the Real Estate Advisory Commission.

(2) Existing law establishes the Interagency Aquatic Invasive Species Council, consisting of specified representatives, and requires the Department of Fish and Game, in cooperation with the council, to support and coordinate the development of a comprehensive plan for dealing with aquatic invasive species in California. Existing law requires the council to submit its first working version of the plan on or before January 1, 2004. Existing law requires the council to meet at least twice annually to ensure that state agency activities concerning aquatic invasive species are coordinated, complementary, cost-efficient, and effective. Existing law also requires the department to work cooperatively with specified state agencies to implement the Ballast Water Management Program.

This bill would abolish the Interagency Aquatic Invasive Species Council, and would repeal a provision relating to the department's duty under the Ballast Water Management Program.

(3) Existing law establishes the Agriculture Cooperative Bargaining Advisory Committee, and charges it with reporting on specified matters to the Secretary of Food and Agriculture.

This bill would repeal those provisions.

Existing law charges the advisory committee with recommending to the Department of Food and Agriculture, a conciliation service to be appointed by the department, in the event parties to a conciliation cannot agree on a conciliator, in the context of a specified conciliation scheme relating to cooperative bargaining associations and processors.

This bill would delete the requirement that the advisory board make that recommendation to the department.

(4) Existing law generally sets forth the membership of the Commission of the Californias. Existing law establishes the Office of California-Mexico Affairs, provides that the office succeeds to, and is vested with, all the duties, powers, purposes, and responsibilities vested in the commission, and generally sets forth the duties and authority of the office with respect to California-Mexico relations.

This bill would repeal provisions governing the Commission of the Californias, and make various conforming changes. It would also make specified changes in the duties and authority of the Office of California-Mexico Affairs.

(5) Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care. The act establishes the Advisory Committee on Managed Health Care and the Clinical Advisory Panel within the department to assist and advise the department's director regarding specified functions of the department.

This bill would abolish the Advisory Committee on Managed Health Care and the Clinical Advisory Panel. The bill would delete a provision that required the director to report to the Legislature on health insurer regulation before January 1, 2002.

(6) Existing law creates a Governor's Small Business Reform Task Force, chaired by the Director of the Office of Small Business Advocate, in order to identify problems and ideas from the small business community concerning regulation, communications, and assistance of state government with small business.

This bill would repeal the provisions creating this task force.

(7) Existing law creates the Departmental Transportation Advisory Committee which acts in an advisory capacity to the Department of Transportation relative to the preparation of various transportation reports prepared by the department and other matters, including designation of scenic highways.

This bill would abolish the committee and provide that the department succeeds to its duties and responsibilities.

(8) This bill would delete references in existing law to the California Heritage Preservation Commission.

(9) Existing law establishes the California Medical Assistance Commission and provides that the commission be reimbursed at the annual salary of members of the Legislature.

This bill would, beginning January 1, 2006, provide that the commission be reimbursed at the annual salary of \$50,000, and would require an increase in compensation if state employees receive a salary increase.

Ch. 78 (SB 68) Committee on Budget and Fiscal Review Human services.

The Child Care and Developmental Services Act, administered by the State Department of Education, provides that children up to 13 years of age are eligible, with certain requirements, for child care and development services.

Existing law provides for child care alternative payment programs, the purpose of which is to provide for parental choice in child care.

This bill would impose new requirements on the State Department of Education, on the alternative payment program, and on child care providers under alternative payment programs relating to the establishment of waiting lists.

Under existing law, the preferred placement for children who are 11 and 12 years of age and who are otherwise eligible for subsidized child care services is in an after school program.

This bill would instead provide that the preferred placement for these children is in a before or after school program.

The bill would make other revisions to the act pertaining to requiring contractors to provide an option of combining care provided in a before or after school setting program with subsidized child care in another setting, requiring the department to develop a form on which a parent may certify that a before or after school program is not available, requiring savings generated by the implementation of the bill to remain with each alternative payment program, child development center, or other contractor, with certain exceptions, and requiring each contractor to annually report these savings to the department and the department to annually report these savings to the Legislature.

This bill would require, to the extent that funding is available for this purpose through the annual Budget Act, the alternative payment agency in each county to design, maintain, and administer a system to consolidate local child care waiting lists to establish a countywide centralized eligibility list and would establish a procedure for assigning this responsibility to a lead agency in those counties with more than one alternative payment agency. The bill would provide that to be eligible to enter into an agreement with the department to provide subsidized child care, a provider shall participate and use the centralized eligibility list.

Existing law establishes the Child Support Payment Trust Fund in the State Treasury for the deposit of certain child support payments, for the purpose of processing and providing child support payments. That fund is continuously appropriated for the purpose of distributing child support payments.

This bill would provide that an ongoing loan shall be made available from the General Fund, from funds not otherwise appropriated, to the Child Support Payment Trust Fund, not to exceed \$150,000,000, to ensure the timely disbursement of child support payments when funds have not been recorded to the Child Support Payment Fund or due to other fund liabilities, thereby making an appropriation.

Existing law establishes within the California Health and Human Services Agency the California Health and Human Services Agency Data Center.

This bill would transfer to the California Health and Human Services Agency the Systems Integration Division of the California Health and Human Services Agency Data Center, also known as Systems Management Services, which would be known as the Office of Systems Integration.

Existing law requires that data center, among other things, to implement a statewide automated welfare system for 6 public assistance programs and annually report on the system to the appropriate committees of the Legislature.

This bill would transfer to the Office of Systems Integration requirements for this statewide automated system, but would eliminate this reporting requirement.

Existing law establishes in the State Treasury, the California Health and Human Services Agency Data Center Revolving Fund, which is continuously appropriated and consists of, among other moneys, moneys received for electronic data-processing services and other services rendered by the data center.

This bill would establish the Office of Systems Integration Fund, which would consist of the balance of all moneys available for expenditure by Systems Integration Division and all moneys appropriated to the fund. The fund would, subject to appropriation by the Legislature, be available for expenditure by the office for the office's support. The bill would authorize transfers to the fund from the Health and Human Services Agency Data Center Revolving Fund and the Department of Technology Services Revolving Fund, as determined by the Department of Finance.

The California Community Care Facilities Act provides for the licensure and regulation of community care facilities by the State Department of Social Services. The department also licenses and regulates child day care centers.

Existing law prohibits the Department of Justice and the State Department of Social Services from charging a fee for the fingerprinting of an applicant for a license or special permit to operate or manage a community care facility or child day care facility, or for obtaining a criminal record of these applicants, except during the 2004-05 fiscal year.

This bill would authorize these departments to also charge these fees during the 2005-06 fiscal year.

The Comprehensive Drug Court Implementation Act of 1999 provides grants to counties under which the county alcohol and drug program administrator and the presiding judge in the county develop and submit a plan for local drug court systems. Existing law repeals the act as of January 1, 2006.

This bill would extend the repeal date of the act to January 1, 2007.

This bill would require the State Department of Social Services, in collaboration with the State Department of Alcohol and Drug Programs and the Judicial Council, to conduct an evaluation of cost avoidance with respect to child welfare services and foster care and provide a report to the Legislature, during the budget hearings for the 2006-07 budget, on the outcomes of dependency drug court programs and the amount of savings realized in foster care out-of-home placement and child welfare services.

Existing law, the Song-Brown Family Physician Training Act, declares the intent of the Legislature to increase the number of students and residents receiving quality education and training in the specialty of family practice and as primary care physician's assistants and primary care nurse practitioners. Existing law establishes, for this purpose, a state medical contract program with accredited medical schools, programs that train primary care physician's assistants, programs that train primary care nurse practitioners, hospitals, and other health care delivery systems.

This bill would expand this program to include increasing the number of students and residents receiving quality education and training as registered nurses and would include within the state medical contract program, contracts with "programs that train registered nurses," as defined for purposes of the act.

Existing law establishes the California Healthcare Workforce Policy Commission, which is composed of 10 members.

This bill would increase the membership of the commission from 10 to 15 members, to include 3 representatives of practicing registered nurses and 2 representatives of students in a registered nurse training program.

Existing law requires the commission to identify specific areas of the state where unmet priority needs for primary care family physicians exist, establish standards for family practice training programs, family practice residency programs, primary care physician assistants programs, and programs that train primary care nurse practitioners, and review and make

recommendations to the Director of the Office of Statewide Health Planning and Development concerning the funding of those programs that are submitted to the Health Professions Development Program for participation in the contract program established under these provisions.

This bill would require the commission similarly to identify specific areas of the state where unmet priority needs for registered nurses exist, establish standards for registered nurse training programs, and review and make recommendations to the director concerning funding of registered nurse training programs submitted to the Health Professions Development Program.

Existing law requires the Director of the Office of Statewide Health Planning and Development to make determinations as to whether program proposals submitted for participation in the state medical contract program meet the standards established by the commission and to select and contract with entities on behalf of the state for the purpose of training undergraduate medical students and residents in the specialty of family practice.

This bill would also require the director to make these determinations with respect to registered nurse training program proposals, and select and contract on behalf of the state with programs that train registered nurses.

The bill would require the State Department of Health Services to adopt emergency regulations, as necessary to implement the bill's changes to the Song-Brown Family Physician Training Act, no later than September 30, 2005. The bill would require the department to notify the Chair of the Joint Legislative Budget Committee of a delay prior to this deadline.

Existing federal law provides for allocation of federal funds through the federal Temporary Assistance for Needy Families (TANF) block grant program to eligible states. Existing law provides for the California Work Opportunity and Responsibility to Kids (CalWORKs) program for the allocation of federal funds received through the TANF program, under which each county provides cash assistance and other benefits to qualified low-income families.

Existing law authorizes the Legislature to appropriate \$56,432,000 in the Budget Act of 2004 from the Employment Training Fund to fund the local assistance portion of welfare-to-work activities under the CalWORKs program.

This bill would authorize the Legislature to appropriate \$37,930,000 in the Budget Act of 2005 from the Employment Training Fund to fund the local assistance portion of welfare-to-work activities under the CalWORKs program.

The Mello-Granlund Older Californians Act establishes the Community-Based Services Network, administered by the California Department of Aging, which among other things, requires the department to enter into contracts with local area agencies on aging to carry out the requirements of various community-based services programs. The act requires the department to maintain a management information and reporting system.

This bill would require the department to annually submit, in conjunction with the management information and reporting system, beginning in the 2006 calendar year, to the budget, fiscal, and appropriate policy committees of the Legislature and the Legislative Analyst, information regarding state and federally funded programs and services administered by the department.

Existing law establishes within the California Department of Aging a senior wellness program called the StayWell Program, which is required to carry out various functions primarily related to promoting a healthy lifestyle and wellness among, and a greater appreciation of, California's seniors.

This bill would delete the name "Stay Well Program" and refer instead to the senior wellness program.

Existing law requires the California Department of Aging to assess annually a fee of not less than \$0.70, but not more than \$1.20, on a health care service plan for each person enrolled in a health care service plan as of December 31 of the previous year under a prepaid

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.



Medicare Program that serves Medicare eligible beneficiaries within the state, and on a health care service plan for each enrollee under a Medicare supplement contract, including a Medicare Select contract, as of December 31 of the previous year, to offset the cost of counseling Medicare eligible beneficiaries on health maintenance organizations instead of the traditional Medicare provider system. Existing law requires all fees collected to be deposited into the State HICAP Fund for the implementation of the Health Insurance Counseling and Advocacy Program (HICAP). Existing law declares the Legislature's intent in funding HICAP to maintain a ratio of \$2 collected from the Insurance Fund to every \$1 collected pursuant to the above annual fee.

This bill would change the fees that department is required to assess annually to not less than \$1.40, but not more than \$1.65. The bill would declare the Legislature's intent that, starting in the 2005-06 fiscal year, \$2,000,000 of additional funding shall be made available to local HICAP programs, to be derived from an increase in the HICAP fee and the corresponding Insurance Fund match. The bill would require the additional funding to be used only for local HICAP funding and would prohibit the use of that funding for department or local area agencies on aging administration. The bill would require the department to issue a supplemental billing during the 2005-06 fiscal year to generate additional revenue as authorized under these provisions.

Existing law requires the State Department of Social Services to contract with an appropriate and qualified entity to conduct an evaluation of the adequacy of the child welfare services budgeting methodology and make recommendations for revising the budgeting methodology.

This bill would require the department, on an annual basis, at the time of budget hearings, to provide information to the budget committees of the Legislature comparing the Governor's proposed statewide budget for the child welfare services program to the caseload standards recommended by the evaluation required under these provisions.

Existing law provides for the CalWORKs program, under which each county provides cash assistance and other benefits to qualified low-income families and individuals. Existing law continuously appropriates moneys from the General Fund to defray a portion of county costs under the CalWORKs program.

Existing law, with certain exemptions, requires a prescribed sequence of employment-related activities by participants in the CalWORKs program, including job search, assessment, work, and community services activities. Existing law establishes requirements for participation in core welfare-to-work activities.

This bill would revise the standards applicable to activities that count toward satisfying core activity requirements, thereby imposing a state-mandated local program.

By enabling certain individuals to remain eligible to receive benefits under the CalWORKs program under additional circumstances, this bill would result in an appropriation.

Under existing law, cash assistance under the CalWORKs program is provided by each county through a combination of county, state, and federal funds. State funds are continuously appropriated to pay for a share of CalWORKs program aid grant costs.

Under existing law, with specified exceptions, an annual cost-of-living adjustment is required to be provided in maximum aid payment amounts prescribed under the CalWORKs program.

This bill would provide that no adjustment to the maximum aid payment shall be made under this provision for the purpose of increasing benefits under CalWORKs for the 2005-06 and 2006-07 fiscal years.

Existing law, pursuant to the Aid to Families with Dependent Children-Foster Care (AFDC-FC) program, requires that foster care providers licensed as group homes have rates established by classifying each group home program and applying the standardized schedule of rates. Existing law establishes a standardized schedule of rates for the 2002-03, 2003-04, and 2004-05 fiscal years.

This bill would extend the standardized schedule of rates to the 2005-06 fiscal year.

Existing law requires the State Department of Social Services to ensure that a comprehensive, independent statewide evaluation of the CalWORKs program is undertaken and that accurate evaluative information is made available to the Legislature in a timely fashion.

This bill would require the department, in conjunction with representatives of counties and the Legislature, to develop approaches to improving data collection and management information reporting in the CalWORKs program.

Existing law provides for the State Supplementary Program for the Aged, Blind and Disabled (SSP), which requires the State Department of Social Services to contract with the United States Secretary of Health and Human Services to make payments to SSP recipients to supplement supplemental security income (SSI) payments made available pursuant to the federal Social Security Act.

Under existing law, benefit payments under the SSP program are calculated by establishing the maximum level of nonexempt income and federal (SSI) and state (SSP) benefits for each category of eligible recipient. The state SSP payment is the amount, when added to the nonexempt income and SSI benefits available to the recipient, that would be required to provide the maximum benefit payment.

Existing state law provides, except in certain calendar years, for the annual adjustment of the total level of combined state and federal benefits as established by statutory schedule to reflect changes in the cost of living, as defined.

Existing law provides that, for the 2004 calendar year, no cost-of-living adjustment shall be made to the state portion of SSI/SSP benefits.

This bill would provide that, for the 2006 and 2007 calendar years, no cost-of-living adjustment shall be made to the state portion of SSI/SSP benefits.

Existing law has provided that, with respect to certain calendar years, there shall be no cost-of-living adjustment to the payment schedules, but that with respect to those calendar years, there shall be a pass along of the increase in federal SSI benefits. Existing law provides that, commencing with the 2004 calendar year and thereafter, in any calendar year in which no cost-of-living adjustment is made to the payment schedules, there shall be a pass along of any cost-of-living increases in federal SSI benefits.

This bill would provide, with certain exceptions, that for the 2006 calendar year, the federal pass along shall not become effective until April 1, 2006, and for the 2007 calendar year, the federal pass along shall not become effective until April 1, 2007.

Existing law provides for the county-administered In-Home Supportive Services (IHSS) program, under which qualified aged, blind, and disabled persons are provided with services in order to permit them to remain in their own homes and avoid institutionalization.

Existing law establishes the federal Medicaid Program, which is administered by each state. California's version of this program is the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits.

Existing law provides for the payment of a supplementary benefit under the IHSS program to any eligible aged, blind, or disabled person who is receiving Medi-Cal personal care services and who would otherwise be deemed a categorically needy recipient under the IHSS program.

This bill would extend application of this provision to any aged, blind, or disabled person who is receiving Medi-Cal benefits and eligible for services under a federal waiver program known as the IHSS Plus waiver, and who would otherwise be deemed a categorically needy recipient under the IHSS program.

Existing law declares the intent of the Legislature to appropriate funds in a single allocation to counties for the support of county administration activities to provide benefit payments under the CalWORKs program. Existing law requires the State Department of Social Services to estimate the amount of unspent funds appropriated in the 2003-04 fiscal year in

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the CalWORKs single allocation and provides for the reappropriation of the unspent amount, not to exceed \$40,000,000 to be provided to the counties in a planning allocation. Existing law requires the department, in consultation with the County Welfare Directors Association, to develop an allocation methodology for purposes of these provisions.

This bill would require the State Department of Social Services, no later than 30 days after the enactment of the Budget Act of 2005, to estimate the amount of unspent funds in the CalWORKs single allocation. The bill would require the unspent amount, not to exceed \$50,000,000, to be reappropriated to, and in augmentation of, a specified item in the annual Budget Act, and provided to the counties in a planning allocation no later than 30 days after the enactment of the Budget Act of 2004. The bill would require the department, in consultation with the County Welfare Directors Association, to develop an allocation methodology for purposes of these provisions. The bill would require the department to work with the County Welfare Directors Association to develop an estimate for the cost of eligibility activities and the impact of quarterly reporting/prospective budgeting on county workload.

This bill would establish a Pay for Performance Program to provide additional funding for counties that meet specified standards in implementing welfare-to-work programs under the CalWORKs program that would apply to the 2006-07, 2007-08, and 2008-09 fiscal years and would be contingent upon a Budget Act appropriation.

Existing law requires the state, through the State Department of Social Services and county welfare departments, to establish and support a public system of statewide child welfare services.

Existing federal law, the Indian Child Welfare Act, governs the proceedings for determining the placement of an Indian child when that child is removed from the custody of his or her parent or guardian.

This bill would require the department to establish one full-time position, within the office of the director, to assist counties in complying with the provisions of the Indian Child Welfare Act and related state laws, regulations, and rules of court.

Existing law requires the department to implement a single statewide Child Welfare Services Case Management System in order to protect children and effectively administer and evaluate California's Child Welfare Services and foster care programs.

This bill would require the department, on or before December 1, 2005, to develop, and provide to the Chairperson of the Joint Legislative Budget Committee, a Child Welfare Services/Case Management System system performance commitments plan. The bill would require the department to develop the plan in conjunction with the Office of System Integration, Department of Technology Services, and County Welfare Directors Association.

Existing law provides for payment for out-of-home care for seriously emotionally disturbed children who have been placed in out-of-home care as part of the child's individualized education plan. Existing law also provides for the reimbursement of local agencies for state-mandated local programs.

This bill would preclude a county from claiming reimbursement under the state-mandated local program provisions for costs paid for under the 24-hour out-of-home care reimbursement provisions.

Existing law provides for the federal Food Stamp Program, under which each county distributes food stamps provided by the federal government to eligible households. Existing federal regulations limit participation in the Food Stamp Program for certain participants to 3 months during any 3-year period, unless a designated exemption, waiver, or other exception applies.

This bill would require the State Department of Social Services to seek a waiver from this limitation on participation in the Food Stamp Program. The bill would authorize any county to decline to participate in this waiver upon submitting documentation from its board of supervisors to that effect.

Because counties administer the Food Stamp Program, this bill would increase county duties by potentially extending the period of eligibility for certain recipients, and would thereby impose a state-mandated local program.

Existing law, the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36), an initiative measure approved by the electorate, November 7, 2000, requires parolees and persons convicted of nonviolent drug possession offenses to participate in and complete an appropriate drug treatment program as a condition of receiving probation, under certain circumstances.

The bill would require the State Department of Alcohol and Drug Programs to conduct and submit to the Legislature a study of the effectiveness of the act, including a benefit-cost analysis, by April 1, 2006, and would require the Employment Development Department to provide to the State Department of Alcohol and Drug Programs, by January 1, 2006, any information requested by the State Department of Alcohol and Drug Programs necessary for the completion of the benefit-cost analysis.

This bill would require the State Department of Social Services to provide, by September 30, 2005, information to the chairpersons of designated legislative committees on the distribution and programmatic impact of the unallocated reduction included in the Budget Act of 2005.

The bill would require the California Health and Human Services Agency to periodically brief stakeholders in the 2005 and 2006 calendar years to review options to streamline and standardize criminal background check requirements and processing.

The bill would require the State Department of Health Services to periodically brief stakeholders in the 2005 and 2006 calendar years to discuss the community care licensing visit process and consider implementation of the substitute child care employee registry program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 79 (SB 91) Committee on Budget and Fiscal Review Budget Act of 2004: contingencies and emergencies.

The Budget Act of 2004 appropriated specified amounts from the General Fund, unallocated special funds, and unallocated nongovernmental cost funds for expenditure for contingencies or emergencies upon written notification from the Director of Finance. The Budget Act of 2004 also appropriated specified amounts for loans to state agencies for contingencies or emergencies.

This bill would appropriate \$261,046,000 as scheduled, in augmentation of these Budget Act appropriations.

This bill would declare that it is to take effect immediately as a statute providing for the usual current expenses of the state.

Ch. 80 (AB 131) Committee on Budget Budget Act of 2005: omnibus health trailer bill.

Under existing law, the State Department of Health Services has licensing authority over several categories of clinics and other health facilities. Existing law requires the building standards published in the State Building Standards Code and the regulations adopted by the department to prescribe standards for adequacy, safety, and sanitation of the physical plant, of appropriate staffing, and of services, based on the type of health facility and the needs of the persons served. These regulations are required to permit program flexibility in various

contexts, as long as statutory requirements are met, and the use has the prior written approval of the department or of the Office of Statewide Health Planning and Development.

This bill would expand the program flexibility permitted under the department's regulations to include bulk purchasing of pharmaceuticals.

Existing law, the Emergency Medical Services System and Prehospital Emergency Medical Care Personnel Act, establishes the Emergency Medical Services Authority within the California Health and Human Services Agency to, among other things, provide statewide coordination of county EMS programs, and to administer the Trauma Care Fund.

Existing law establishes the Trauma Care Fund within the State Treasury and continuously appropriates the fund to the authority for distribution to local EMS agencies. Existing law requires local EMS agencies that receive funding to distribute those funds to eligible trauma centers and authorizes the local EMS agencies to utilize a grant-based system, a reimbursement-based system, or other appropriate methodology to do so. Existing law requires local EMS agencies to determine the distribution amounts for each trauma center and requires minimum distributions for certain trauma centers to assist those centers in ensuring their viability.

This bill would repeal all minimum distribution requirements, require local EMS agencies to utilize a competitive grant-based system for allocating the funds, and require local EMS agencies to determine distribution of funds based on new criteria.

By requiring that local entities comply with these requirements, this bill would impose a state-mandated local program.

Existing law authorizes the Director of Health Services, to the extent that state and federal funds are appropriated in the annual Budget Act for these purposes, to establish and administer a program to provide drug treatments to persons infected with human immunodeficiency virus (HIV), the etiologic agent of acquired immune deficiency syndrome (AIDS). Under the program, known as the AIDS Drug Assistance Program (ADAP), the State Department of Health Services subsidizes the cost of drugs for the treatment of persons infected with HIV. Under existing law, moneys from the AIDS Drug Assistance Program Rebate Fund, a continuously appropriated fund, are used to cover costs related to the purchase of drugs and services provided through ADAP.

This bill would authorize the department to also subsidize cost-sharing requirements for persons otherwise eligible for the ADAP, up to, but not exceeding, the amount of the person's cost-sharing obligation, in accordance with conditions prescribed in the bill. By expanding the purposes for which moneys from the AIDS Drug Assistance Program Rebate Fund may be expended, the bill would make an appropriation.

Existing law provides for the California Children's Services Program (CCS program), which is administered by the State Department of Health Services and counties, under which services are provided to physically handicapped children under 21 years of age.

This bill, with certain exceptions, would require prior authorization for CCS program services. The bill would authorize, effective July 1, 2004, treatment of, and provider reimbursement for treatment of, certain children participating in the Healthy Families Program, with respect to CCS-eligible medical conditions.

Existing law establishes the Healthy Families Program, administered by the Managed Risk Medical Insurance Board, to arrange for the provision of health care services to children less than 19 years of age who meet certain criteria, including having a limited household income.

Existing law authorizes, until January 1, 2006, a health, dental, or vision plan participating in the Healthy Families Program to provide application assistance directly to an applicant under designated conditions.

This bill would delete the January 1, 2006, termination date for authorizing application assistance under these conditions.

Existing law requires participating health, dental, and vision plans that contract with the program and are regulated by either the Insurance Commissioner or the Department of Managed Health Care to be licensed and in good standing with their respective licensing

agencies. Existing law authorizes local initiatives, county organized health systems, and special health care authorities that contract with the program, but that do not meet certain licensing requirements, to contract with the board for a limited time period if they are making a good faith effort to meet those licensing requirements.

This bill would delete this limited exemption from licensing requirements for local initiatives, county organized health systems, and special health care authorities.

Existing law provides that it is the intent of the Legislature that the Healthy Families Program comply with the federal State Children's Health Insurance Program.

Existing law establishes the County Health Initiative Matching Fund within the State Treasury to accept intergovernmental transfers as the nonfederal matching fund requirement for federal financial participation through the federal State Children's Health Insurance Program. Existing law authorizes an applicant for an intergovernmental transfer under these provisions to submit a proposal for funding to provide comprehensive health insurance coverage to any child or adult who meets citizenship and immigration status requirements established under federal law, and who meets certain income requirements.

This bill would also authorize proposals for funding to provide comprehensive health insurance coverage to children whose coverage is not eligible for funding under the federal law or to a combination of children, some of whose coverage is eligible for that funding and some of whose coverage is not eligible for that funding. The bill would make conforming changes. The bill would make other revisions to the provisions that authorize local contracts to provide health care benefits through the intergovernmental transfer of funds as the nonfederal matching fund requirement.

Existing law requires each health care service plan and specialized health care service plan that contracts to provide health care benefits under the Healthy Families Program to be licensed by the Department of Managed Health Care or be a county organized health system.

This bill, instead, would require each health care service plan, health insurer, or specialized health care service plan that contracts to provide health care benefits under the program to be licensed either by the Department of Managed Health Care or the Department of Insurance.

Existing law requires that all Healthy Families Program administrative expenses incurred by the board and the department be paid from the County Health Initiative Matching Fund.

This bill would authorize these administrative expenses to be paid directly by applicants, would provide that certain expenses be included as administrative for purposes of this provision, and would authorize the board to accept funding from not-for-profit groups or foundations or governmental entities to administer the program.

Existing law provides that the state shall be held harmless for any federal disallowance resulting from the Healthy Families Program.

This bill would provide that the state shall also be held harmless for any other expenses or liabilities, including, but not limited to, the cost of processing or granting appeals.

This bill would authorize the board to adopt emergency regulations to implement designated provisions of the bill relating to the Healthy Families Program.

Under existing law, the State Department of Developmental Services provides funding for regional centers for the provision of services and supports to persons with developmental disabilities.

Existing law provides that any person believed to have a developmental disability, and any person believed to have a high risk of parenting a developmentally disabled infant shall be eligible for initial intake and assessment services in the regional centers. Existing law requires that if assessment is needed, prior to July 1, 2005, the assessment shall be performed within 120 days following initial intake, and on and after July 1, 2005, the assessment shall be performed within 60 days following intake.

This bill would permit initial intake to be performed within 120 days following intake prior to July 1, 2006, and would require initial intake to be performed within 60 days following intake on and after July 1, 2006.

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Existing law prohibits, during the 2004-05 fiscal year, a regional center from paying any provider of 11 services and supports a rate that is greater than the rate that is in effect on or after June 30, 2004, with exceptions.

This bill, instead, would apply this prohibition during the 2005-06 fiscal year.

Existing law prohibits, during the 2004-05 fiscal year, a regional center from approving any service level for a residential service provider that would result in an increase in the rate to be paid that is greater than the rate that is in effect on or after June 30, 2004, with exceptions.

This bill, instead, would prohibit, during the 2005-06 fiscal year, a regional center from approving any service level for a residential service provider that would result in an increase in the rate to be paid that is greater than the rate that is in effect June 30, 2005, with exceptions.

Existing law requires the department to conduct a pilot project to enhance the ability of a consumer and his or her family to control the decisions and resources required to meet all or part of the objectives of his or her individual program plan. The law requires the department to permit the continuation of the project in 5 regional centers, and expand it to others if certain conditions are met, including, but not limited to, consistency with federal waivers and no impact in the aggregate to the General Fund.

This bill would repeal those provisions. The bill would establish, contingent upon approval of a federal waiver, the Self-Directed Services Program, which would be available in every regional center catchment area to provide participants, within an individual budget, greater control over needed services and supports, consistent with the requirements set forth in the bill.

Existing law prohibits, during the 2004-05 fiscal year, the department from establishing any permanent payment rate for a community-based day program or in-home respite service agency provider that has a temporary payment rate in effect on June 30, 2004, if that permanent payment rate would be greater than the rate in effect on or after June 30, 2004, except as prescribed. Existing law also prohibits, during the 2004-05 fiscal year, the department from approving an anticipated rate adjusted for a community-based program or in-home respite service agency provider that would result in a similar increase, except as prescribed. Existing law prohibits, during the 2004-05 fiscal year, the department and a regional center from approving any program design modification or revendorization for a community-based day program or in-home respite service agency provider that would result in a similar increase, except as prescribed.

This bill, instead, would apply these prohibitions and exceptions to the 2005-06 fiscal year and to rates in effect on June 30, 2005, if the rates would be greater than the rate in effect on or after June 30, 2005.

Existing law prohibits, during the 2004-05 and 2005-06 fiscal years only, a regional center from expending any purchase of service funds for the startup of any new program, with exceptions.

This bill would limit this prohibition, instead, to the 2005-06 fiscal year.

Existing law specifies that designated habilitation services be provided to adults with developmental disabilities. Under existing law, these services include group job coaching services, in a group supported employment placement at a job coach-to-consumer ratio of not less than 1-to-4 nor more than 1-to-8, where services to a minimum of 4 consumers are funded by the regional center or the Department of Rehabilitation.

This bill would lower the above participant ratio for group services to not less than 1-to-3 nor more than 1-to-8, where services to a minimum of 3 consumers are funded by the regional center or the Department of Rehabilitation.

Existing law requires the establishment of a standard set of guidelines that governs the provision of managed Medi-Cal mental health services at the local level, consistent with federal law. Under existing law, regulations adopted pursuant to this requirement to implement the second phase of mental health managed care are to remain in effect until January 1, 2006.

This bill would require these emergency regulations to remain in effect until permanent regulations are adopted, or June 30, 2006, whichever occurs first.

Under existing law, a person who is committed as a sexually violent predator is required to be provided with programming by the State Department of Mental Health, to afford the person with treatment for his or her diagnosed mental disorder.

This bill would require a sexually violent predator who has been committed and who declines treatment to be offered the opportunity to participate in treatment on at least a monthly basis. The bill would authorize the department to provide mental health treatment programming using an outpatient/day treatment model in accordance with requirements set forth in the bill. In implementing these provisions, the bill would authorize the voluntary suspension of health facility beds at Coalinga State Hospital for a period of up to 6 years, and would authorize the hospital to return the suspended beds to active license status upon request to the State Department of Health Services, if they comply with current operational licensure requirements. This bill would require the State Department of Mental Health to conduct monthly treatment planning conferences with each patient who has chosen not to participate in a specific course of offender treatment.

Existing law provides for various health and public social services programs.

This bill would require the State Department of Health Services and State Department of Alcohol and Drug Programs, for prescribed programs, and Managed Risk Medical Insurance Board, State Department of Developmental Services, State Department of Mental Health, Department of Rehabilitation, and Department of Child Support Services to submit to the Department of Finance for its approval all assumptions underlying all estimates used to develop the departments' budgets, by September 10 of each year, and as revised by March 1 of the following year. The bill would provide that the assumptions would be deemed accepted by the Department of Finance if not approved, modified, or denied within 15 days of submission. The bill would also require each of these entities to submit to the Department of Finance an estimate of expenditures for each of the categorical aid programs in its budget by November 1 of each year, and as revised by April 20 of the following year.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and pursuant to which health care benefits are provided to qualified low-income persons. The Medi-Cal program is, in part, governed and funded by federal Medicaid provisions.

Existing federal law requires, as a condition of the state plan and receipt of federal financial assistance for purposes of the Medi-Cal program, the state to comply with requirements relating to Medicare prescription drug low-income subsidies and Medicare transitional prescription drug assistance.

This bill would require the department to implement these federal requirements. The bill would provide that eligibility and enrollment functions required under these provisions shall be a county function and responsibility, subject to the direction, authority, and regulations of the department. The bill would require the department to seek federal approval of any amendments to the state plan necessary to implement these provisions and would provide that these provisions shall be implemented only to the extent that federal financial participation is available.

Because this bill would require each county to perform new eligibility and enrollment functions, it would impose a state-mandated local program.

This bill would require the state to administer, to the extent allowed under federal law, and only if federal financial participation is available, the Medi-Cal to Healthy Families Accelerated Enrollment program, to provide certain low-income children with temporary health benefits for the period during which the child has an application pending for coverage under the Healthy Families Program. The bill would require the Managed Risk Medical Insurance Board to consult and coordinate with the State Department of Health Services to implement the program. The bill would require the department seek approval of any necessary amendments to its state plan and to obtain all necessary federal approvals before

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implementing the Medi-Cal to Healthy Families Accelerated Enrollment program. This bill would require the department to implement the program on the first day of the 3rd month following the month in which federal approval is received, or on August 1, 2006, whichever is later. Because the bill would impose additional requirements on counties administering the Medi-Cal program, it would impose a state-mandated local program.

Existing law, the California Adult Day Health Care Act, provides for the licensure and regulation of adult day health centers, with administrative responsibility for this program shared between the State Department of Health Services and the California Department of Aging. The Adult Day Health Medi-Cal Law establishes adult day health care services as a Medi-Cal benefit for Medi-Cal beneficiaries who meet certain criteria. Existing law authorizes the department to implement a one-year moratorium on the certification and enrollment into the Medi-Cal program of adult day health care centers on a statewide basis or within a geographic area. Existing law exempts, or in some cases authorizes the department to exempt from the moratorium, applicants that meet certain conditions.

This bill would add to the types of facilities to which the moratorium would not apply.

Under existing law, one of the services provided under the Medi-Cal program is dental services, subject to limitations.

This bill would limit, with certain exceptions, reimbursement to providers of dental services provided to individuals 21 years of age and older at the time of the service to not more than \$1,800 per beneficiary in any calendar year, commencing January 1, 2006. The bill would require the department to pursue any state plan amendment or other federal approval necessary and would provide that this provision shall be implemented only to the extent that federal financial participation is available and necessary to implement this provision. The bill would repeal these provisions as of January 1, 2009.

Existing law permits hospitals contracting with the department to provide Medi-Cal services that meet the criteria for disproportionate share hospital status to be eligible to negotiate with the California Medical Assistance Commission for distributions from the Emergency Services and Supplemental Payments Fund.

Existing law requires, however, that, in order to qualify for distributions from that fund, a hospital to meet specified criteria, including being able to demonstrate a purpose for additional funding, including proposals relating to emergency services and other health care services.

This bill would specify that these proposals may include infrequent yet high-cost services, such as anti-AB human antitoxin treatment for infant botulism (Baby-BIG).

Existing law provides for various options for the provision of Medi-Cal services pursuant to a managed care plan, including managed care pilot projects in designated geographic areas.

This bill would require the department to perform an evaluation to determine the readiness of an affected Medi-Cal managed care plan to commence operations based upon the action of the director that expands the geographic area of Medi-Cal managed care. The bill would specify the minimum contents of the evaluation.

Existing law authorizes a county board of supervisors, by ordinance, to establish a commission to negotiate the exclusive contract with the California Medical Assistance Commission to provide, or arrange for the provision of, health care services provided under the Medi-Cal program.

This bill would additionally authorize the commission operating in Santa Cruz and Monterey Counties pursuant to the above provisions to enter into contracts for the provision of health care services to persons who are eligible to receive medical benefits under any publicly supported program, if the commission and participating providers acting pursuant to subcontracts with the commission agree to hold harmless the beneficiaries of the publicly supported programs if the contract between the sponsoring government agency and the commission does not ensure sufficient funding to cover program costs.

Existing law prohibits, until September 1, 2008, any California Children's Services (CCS) covered services from being incorporated into any Medi-Cal managed care contract entered into after August 1, 1994, with the exception of contracts entered into for county organized health systems or the Regional Health Authority in the designated counties.

This bill would impose various requirements on any managed care contractor authorized to provide CCS-covered services pursuant to the above provisions that proposes to expand to other counties, including, among others, demonstrating how the contractor will maintain and comply with designated CCS program standards and Medi-Cal eligibility regulations. The bill would provide that a child enrolled with a managed care contractor that is seeking CCS program benefits would retain certain appeal and fair hearing rights. The bill would also require the state, in consultation with stakeholders, to develop unique pediatric plan performance standards and measurements.

Existing law establishes provider reimbursement rates for covered services.

This bill would prohibit reimbursement under the Medi-Cal program for portable X-ray transportation services from exceeding 100% of the lowest maximum allowance for California established by the federal Medicare Program for the same or similar services.

This bill would authorize clinics and hospital outpatient projects, except for emergency rooms, owned or operated by Los Angeles County that participated in the California Section 1115 Medicaid Demonstration Project for the county and received 100% cost-based reimbursement pursuant to the special terms and conditions of that waiver to continue to be reimbursed under a cost-based methodology on and after July 1, 2005.

Existing law requires the department to establish a list of covered services and maximum allowable reimbursement rates for durable medical equipment, as defined. Under existing law, specific reimbursement requirements apply with respect to wheelchairs and wheelchair accessories.

This bill would also apply the reimbursement requirements applicable to wheelchairs and wheelchair accessories to speech-generating devices and related accessories.

Existing law requires the director to update allowable drug product prices no less often than every 30 days, with these updates to include any prior change in drug product price of which the director has received notice.

This bill would, instead, require the director to update allowable drug product prices within 7 days of receiving notice of a drug product price change.

Existing law requires the department to amend the Medicaid state plan with respect to the billing option for services by local education agencies to ensure that schools are reimbursed for all eligible services that they provide that are not precluded by federal requirements. Existing law establishes other duties of the department with respect to Medi-Cal billing and reimbursement pertaining to local education agencies and public schools. Certain of these provisions become inoperative on January 1, 2006.

This bill would, instead, provide for the repeal of these local education agencies' billing provisions on January 1, 2010.

Existing law sets forth a schedule of benefits that are covered under the Medi-Cal program, and the conditions pursuant to which these benefits are covered. Under existing law, covered benefits include, among others, prosthetic and orthotic devices, eyeglasses, and orthopedic and conventional shoes.

This bill would also include as a Medi-Cal covered benefit therapeutic shoes and inserts for beneficiaries with diabetes, subject to utilization controls, and to the extent that federal financial participation is available.

Existing law provides various health care benefits under the Medi-Cal program, including drug benefits.

This bill would prohibit, commencing January 1, 2006, drug benefits from being provided under the Medi-Cal program to a full-benefit dual eligible beneficiary, except at the election of the department, upon the approval of the Department of Finance, and to the extent that federal financial participation is available. This bill would also provide for emergency drug

benefits for a full-benefit dual eligible beneficiary, including, commencing January 1, 2006, drug benefits for which federal financial participation is not available, if the Legislature has made a specific appropriation for that purpose. The bill defines a full-benefit dual eligible as an individual who is eligible for full scope services under the Medi-Cal program and coverage for drugs under a prescription drug plan or Medicare Advantage prescription drug plan under the federal Medicare Program. This bill would require the department to seek approval of any amendments to the state plan necessary to implement this provision.

Existing law establishes the Medi-Cal-to-Healthy Families Bridge Benefits Program to provide any child who meets certain criteria with 2 months of health care benefits in order to provide the child with an opportunity to apply for the Healthy Families Program.

This bill would require a child who is determined to change from no share of cost under the Medi-Cal program to a share of cost who meets certain eligibility criteria for the Healthy Families Program to be placed in the Medi-Cal-to-Healthy Families Bridge Benefits Program and would require that 90% of those families be notified about the Healthy Families Program. The bill would establish other requirements and standards for notifications and requests for consent to send Medi-Cal annual redetermination forms to the Healthy Families Program on behalf of these families. The bill would impose related procedural requirements on the department.

By imposing notification requirements upon each county, this bill would create a state-mandated local program.

Existing law requires the department to establish a pilot program to provide continuous skilled nursing care as a benefit under the Medi-Cal program when those services are provided pursuant to a federal waiver. This provision is repealed as of January 1, 2006.

This bill would extend this repeal date to January 1, 2008.

Existing law provides that the board of supervisors of a county that contracted with the State Department of Health Services pursuant to a specified provision of law during the 1990-91 fiscal year and any county with a population under 300,000, as determined in accordance with the 1990 decennial census, by adopting a resolution to that effect, may elect to participate in the County Medi-Cal Services Program for state administration of health care services to eligible persons in the county.

This bill would revise, for the 2005-06 fiscal year, state and counties financial responsibilities for certain increases in costs in the County Medi-Cal Services Program.

Existing law, the Mental Health Services Act, was approved by the voters in November 2004 as Proposition 63, an initiative measure. Under the act, the State Department of Mental Health is required, among other things, to distribute funds for local assistance for designated mental health programs.

This bill would require the Director of Mental Health, at the time of the release of the January 10 budget plan and the May Revision, to submit information to the Legislature regarding the expenditure of Proposition 63 funding for each state department and each major program category. The bill would also require the director to submit to the fiscal committees of the Legislature each fiscal year written notice of the intention to spend Proposition 63 local assistance funding in excess of the amounts presented in the department's May Revision projection for that fiscal year.

Existing law authorizes the State Department of Health Services, in administering the Medi-Cal program, to contract with any qualified individual, organization, or entity to provide services to Medi-Cal beneficiaries, including the delivery of services on a managed care basis. Under existing law, Medi-Cal services may be provided to a beneficiary or eligible applicant by an individual provider, or through a prepaid managed health care plan, pilot project, or fee-for-service case management provider.

This bill would require the State Department of Health Services to provide the fiscal and policy committees of the Legislature with quarterly updates, commencing January 1, 2006, regarding core activities to improve the Medi-Cal Managed Care Program and to expand to 13 new counties, as directed by the Budget Act of 2005. The bill would set forth the topics

to be included in the quarterly updates, including information regarding state plan amendments and federal waivers.

Existing law, which becomes inoperative on September 1, 2007, imposes various requirements on the State Department of Health Services with respect to the implementation of a plan and the allocation of federal funds to local health jurisdictions for bioterrorism preparedness. Existing law separately requires the department to establish and administer a permanent California Office of Binational Border Health to facilitate cooperation between health officials and health professionals in California and Mexico, to reduce the risk of disease in the California border region, and in those areas directly affected by border health conditions.

This bill would require the department to coordinate its federal bioterrorism activities, as applicable, with the California Office of Binational Border Health as the single point of coordination on border health activities. This bill would separately declare legislative intent that the department audit the cost reports submitted by local health jurisdictions every 3 years, commencing in January 2007, to determine compliance with federal requirements and consistency with local health jurisdiction budgets, contingent upon the availability of federal funding for both these auditing activities and bioterrorism preparedness.

This bill would require the State Department of Developmental Services to include explicit language in its contracts with regional center agencies requiring each regional center to use funds allocated in the Budget Act of 2005 to comply with Medicaid Home and Community-Based Services Waiver requirements for the 2005-06 fiscal year and thereafter. The bill would authorize the department to take disciplinary action against a regional center that expends these funds for a purpose other than compliance with the waiver requirements. The bill would impose related reporting requirements on each regional center.

This bill would require the State Department of Health Services and the California Medical Assistance Commission to provide annual fiscal information to the Joint Legislative Audit Committee and the Joint Legislative Budget Committee on the funds provided to the contract hospitals participating in the Medi-Cal program and the health plans participating in the Medi-Cal managed care program, for implementation of nurse-to-patient ratios.

This bill would also require the department to provide the Legislature, by July 1, 2009, with data comparing the University of California, Davis baseline study released in May 2002 of nurse staffing levels to staffing of registered nurse and other licensed nurse staffing subsequent to the full implementation of the licensed nurse-to-patient ratios on January 1, 2008, in accordance with the UC Davis study.

Existing law establishes the Major Risk Medical Insurance Fund in the State Treasury, that is continuously appropriated to the Major Risk Medical Insurance Board for specified purposes. Existing law requires, after June 30, 1991, that specific dollar amounts are to be deposited annually in the fund from the Hospital Services, Physician Services, and Unallocated accounts in the Cigarette and Tobacco Products Surtax Fund.

This bill, notwithstanding the above provisions, would require the Controller, upon order of the Director of Finance, to make specified one-time reductions in the amounts deposited into the fund from these accounts into the fund for the 2005-06 budget year. The bill would reappropriate certain amounts from these accounts, so appropriated in the Budget Act of 2005, to the California Healthcare for Indigents Program and the rural health services program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 81 (SB 71) Committee on Budget and Fiscal Review Resources.<sup>3</sup>

(1) Existing law establishes the Salton Sea Restoration Fund administered by the Director of Fish and Game for purposes related to restoring the Salton Sea. Existing law also provides for the continuous appropriation of \$140,000,000 from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 to the Wildlife Conservation Board, for expenditure by the board and for grants, for the acquisition from willing sellers of land and water resources to protect regional water quality, to protect and enhance fish and wildlife habitat, and to assist local agencies in improving regional water supply reliability.

This bill would require that \$12,000,000 be made available from that continuously appropriated fund for transfer or direct expenditure for acquisition, grants, or other activities that directly restore the Salton Sea and its transboundary watersheds.

(2) The existing Carpenter-Presley-Tanner Hazardous Substance Account Act imposes liability for hazardous substance removal or remedial actions and requires that the costs incurred by the Department of Toxic Substances Control to carry out the act be recoverable from the liable person. The act also defines the term "liable person," for purposes of that act, with reference to the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA).

Existing law provides that the standard of liability for the recovery of those costs or expenses is strict liability and provides that an indemnification or other agreement is not effective to transfer liability. Existing law also provides for the apportionment of costs and expenditures under the act and allows a person who has incurred removal or remedial action costs to seek indemnity or contribution from other liable persons.

This bill would provide that the costs incurred by a state agency to take a hazardous substance response action at the BKK Landfills Site in West Covina would be deemed to be a contribution towards any potential liability for response costs or damage imposed pursuant to the state law upon a state agency that arranged for the disposal or treatment of a hazardous substance at that site. The bill would also declare the intent of the Legislature that those costs be deemed to be a contribution towards any potential liability under CERCLA.

(3) Existing law requires the Secretary for Environmental Protection to adopt implementing regulations and implement a unified hazardous waste and hazardous materials management regulatory program. A city or local agency that meets specified requirements is authorized to apply to the secretary to implement the unified program, and every county is required to apply to the secretary to be certified to implement the unified program as a Certified Unified Program Agency (CUPA). Existing law requires the secretary, if no local agency has been certified in a county by January 1, 2000, to determine the methods by which the unified program shall be implemented and to select any combination of specified implementation methods. Existing law requires the secretary to establish the amount of the fee to be paid when the unified program agency is a state agency.

This bill would establish the State Certified Unified Program Agency Account (SCUPA Account) in the General Fund and would require the SCUPA Account to be administered by the Department of Toxic Substances Control. The bill would require the fees specified above and other funds and civil, criminal, and administrative penalties to be deposited into the SCUPA Account. The bill would authorize the department to expend the funds in the SCUPA Account, upon appropriation by the Legislature, to implement the unified program in those counties for which the secretary has designated the department as a CUPA.

(4) Existing law, the Surface Mining and Reclamation Act of 1975, governs surface mining operations and reclamation of mined lands. Existing law requires the first \$2,000,000 of certain moneys from mining activities on federal lands disbursed by the United States each fiscal year to be deposited in the Surface Mining and Reclamation Account in the General Fund, which account is authorized to be expended, upon appropriation by the Legislature, for purposes of that act. Existing law also allows only the first \$1,100,000 of that money to be deposited in the account, if the amount of that money disbursed by the United States to the state is less than \$20,000,000.

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This bill would delete the prohibition limiting the deposit of that money in the account to \$1,100,000 when the amount of money disbursed is less than \$20,000,000.

(5) Existing law provides for the distribution of oil and gas revenues from tide and submerged lands granted to the City of Long Beach between the city and the state.

This bill would prohibit the City of Long Beach from retaining out of oil revenue any money for deposit in a reserve fund to be used for future tidelands oil administrative costs or future costs related to the extraction or disposition of oil or other hydrocarbons, including, but not limited to, future costs for the plugging and abandonment of wells and removal of production facilities, even if the future costs are certain to occur and can reasonably be estimated.

The bill would establish the Oil Trust Fund (fund) in the State Treasury and would appropriate the money in the fund to the commission commencing when specified requirements are met. The bill would require the City of Long Beach, on or before March 1, 2006, to pay to the State Lands Commission as remaining oil revenue from the Long Beach tidelands free from the public trust for commerce, navigation, and fisheries, all money, including both principal and interest, in a specified abandonment reserve fund that the city created in 1999.

The bill would require the Controller to transfer these moneys to the fund. The bill would also require the Controller to transfer additional prescribed amounts to the fund and to the General Fund. The bill would require the commission to expend the money in the fund to finance the costs of well abandonment, pipeline removal, facility removal, remediation, and other costs associated with removal of oil gas facilities from the Long Beach tidelands.

The bill would require the commission, by January 1, 2007, to submit a specified report to the Director of Finance and specified legislators regarding tidelands oil field mitigation.

(6) Under the Public Utilities Act, the Public Utilities Commission (commission) requires electrical corporations to identify a separate rate component to fund cost-effective energy efficiency and conservation activities, public interest research and development, and development of renewable resources technology. This rate component is a nonbypassable element of local distribution and collected on the basis of usage. Existing law requires specified electrical corporations to collect specific amounts to support each of these programs. Existing law also requires the State Energy Resources Conservation and Development Commission (Energy Commission) to transfer funds collected for these programs to specified funds, including requiring that funds transferred to the Energy Commission for purposes of public interest research, development, and demonstration be transferred to the Public Interest Research, Development, and Demonstration Fund in the State Treasury. Existing law requires the Energy Commission to develop, implement, and administer the Public Interest Research, Development, and Demonstration Program.

This bill would require the Energy Commission, on or before March 15, 2006, to prepare and submit to the appropriate policy and fiscal committees of the Legislature, a report setting forth a long-term research priority, program management, and staffing plan for the Public Interest Energy Research Program that is part of the Public Interest Research, Development, and Demonstration Program.

(7) Existing law requires the State Water Resources Control Board (board), on or before January 1, 2007, to adopt principles and guidelines for maintaining instream flows in certain coastal streams in accordance with state policy for water quality control, and authorizes the board to adopt principles and guidelines for maintaining other instream flows in accordance with that state policy.

This bill, instead, would require the board, on or before January 1, 2008, to adopt principles and guidelines for maintaining instream flows in certain coastal streams as part of that state policy, and would authorize the board to adopt principles and guidelines for maintaining other instream flows as part of that state policy.

(8) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 82 (AB 987) Frommer Vehicle rental agreements: disclosures.

Existing law, operative January 1, 2006, prohibits an automobile rental agency from renting or leasing a motor vehicle unless the agency discloses both orally and in writing to the customer that the collision damage waiver protection may be duplicative of coverage the customer currently has through his or her automobile insurance policy. However, until January 1, 2006, existing law instead only requires oral notice be given to all renters who are not participants in the rental company's membership program.

This bill would repeal those provisions that would be operative January 1, 2006, and instead make those provisions relating to oral notice, except to members of the rental company's membership program, operative indefinitely. Additionally, the bill would require written notice to be given to all renters who are not participants in the rental company's membership program that the damage waiver may be duplicative of coverage that the customer maintains under his or her own policy of motor vehicle insurance.

Existing law regulates an automobile renter's liability for loss due to theft, a rental company's loss of use, or damage or loss to a rental vehicle, a renter's credit card liability, the submission of insurance claims, damage waivers and damage waiver fees, and the notice to a renter regarding financial responsibility and optional damage waivers. Existing law also provides that a waiver of these provisions is void and unenforceable as contrary to public policy. However, until January 1, 2006, existing law provides an exception to these provisions with respect to renters who are members of the rental company's membership program, as defined, if specified conditions are met.

This bill would make that exception with respect to members of the rental company's membership program operative indefinitely.

Ch. 83 (SB 987) Migden County transportation authorities.

The Bay Area County Traffic and Transportation Funding Act authorizes each of the 9 counties in the bay area to impose a 1/2 or 1% sales tax for transportation purposes, subject to voter approval. Existing law provides for the establishment of a county transportation authority in each county imposing a sales tax under these provisions, requires the development of a county transportation expenditure plan, and specifies the powers and duties of a county board of supervisors and the county transportation authority in this regard. Existing law generally requires the proceeds of the tax to be expended in the county of origin, except that the County of San Mateo may spend a portion of its tax proceeds in another county if so provided in its county transportation expenditure plan.

This bill would authorize any of the 9 counties to spend a portion of its tax proceeds in another county if so provided in its county transportation expenditure plan. The bill would also authorize the membership of the county transportation authority to be specified in the tax ordinance, would authorize the authority to be the sponsoring agency for projects included in the expenditure plan, and would change the existing threshold for contracts to be competitively bid to \$75,000.

Ch. 84 (AB 544) Vargas Insurance solicitors: appointment.

Under existing law, an insurance solicitor may be appointed by an insurance agent or broker to aid in transacting insurance other than life insurance. Existing law prohibits a notice of appointment of a solicitor from being filed with the Insurance Commissioner unless a notice of termination of appointment has been filed with the commissioner for any previously filed notice of appointment of the solicitor.

This bill would set forth specified circumstances in which a notice of appointment appointing a solicitor may be filed by a 2nd or subsequent fire and casualty broker-agent.

Ch. 85 (AB 1008) Richman County employees' retirement: supplemental benefits.

Existing law permits Ventura County, upon adoption of a specified resolution by the board of retirement, to elect to provide for a vested supplemental benefit of \$108.44 per month to all current and future retired members and their survivors who are eligible, as specified.

This bill would require, in Ventura County, if the board of retirement adopts or has adopted a resolution to provide a vested supplemental benefit, as described above, that for employees first employed on or after January 1, 2006, the supplemental benefit shall be paid only to retirees who have accrued at least 5 years of service in the retirement system with the county, except for members on disability retirement connected to their service, as specified.

**Ch. 86 (SB 443) Committee on Elections, Reapportionment and Constitutional Amendments Elections.**

Existing law sets forth the procedures for declaring candidacy for a district office, including the availability of forms and the dates on which the declarations of candidacy are due to the county elections official.

This bill would prohibit a person from filing nomination papers for more than one district office or term of office for the same district at the same election.

This bill would make corrections to erroneous cross-references.

**Ch. 87 (SB 1054) Soto Charter schools: California Building Standards Code.**

Existing law, the Field Act, requires the Department of General Services to supervise the design and construction of any school building or the reconstruction or alteration of or addition to any school building, if not exempted, to ensure that plans and specifications comply with the rules and regulations adopted pursuant to the act and building standards published in the California Building Standards Code and to ensure that the work of construction has been performed in accordance with the approved plans and specifications, for the protection of life and property.

Existing law, the Charter Schools Act of 1992, permits any one or more persons to submit a petition to the governing board of a school district to establish a charter school that operates independently from the existing school district structure as a method of accomplishing specified goals. Existing law provides that a charter school is exempt from the laws governing school districts, except for specified laws relating to the State Teacher's Retirement Plan, loans from the state, and all laws establishing minimum age for public school attendance.

This bill would expressly include the California Building Standards Code, as adopted and enforced by a local building enforcement agency, amongst those state laws from which a charter school is not exempt. The bill would require charter schools to be in compliance with those provisions by January 1, 2007. The bill would also provide that a charter school is exempt from this requirement if it complies with the requirements of the Field Act, or if the school is exclusively owned or controlled by the federal government or other entity that is not subject to the California Building Standards Code.

**Ch. 88 (AB 275) Baca Drug Dealer Liability Act: civil liability: manufacture.**

Under existing law, the Drug Dealer Liability Act, a person who knowingly participates in the marketing of illegal controlled substances within this state is liable for civil damages, as specified. Existing law defines "marketing of illegal controlled substances" to mean the possession for sale, sale, or distribution of a specified illegal controlled substance.

This bill would revise that definition to include the manufacture of the illegal controlled substance. The bill would make a conforming change to a related provision and would declare that the changes made by the bill do not constitute changes in, but are declaratory of, existing law.

**Ch. 89 (AB 571) Levine Vehicles: DUI: blood-alcohol concentration: sanctions.**

When a person is convicted of violating specified driving-under-the-influence (DUI) provisions, existing law requires a court to consider a concentration of alcohol in a person's

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blood of 0.20% or more, by weight, or the refusal of the person to take a chemical test, as a special factor that may justify enhancing the penalties in sentencing, in determining whether to grant probation, and, if probation is granted, in determining additional or enhanced terms and conditions of probation.

This bill, for the purposes of the above determination, would decrease the required blood-alcohol concentration (BAC) from 0.20% to 0.15%.

Ch. 90 (SB 906) Ashburn Calico: official state silver rush ghost town.

Existing law designates Bodie as the official state gold rush ghost town.

This bill would designate Calico as the official state silver rush ghost town.

Ch. 91 (SB 76) Committee on Budget and Fiscal Review Energy.

(1) Existing law requires the Department of Food and Agriculture to adopt specifications for gasoline or automotive spark-ignition fuels for use in internal combustion engines and motor vehicles and to use by reference the latest standards of the American Society for Testing and Materials (ASTM). Existing law also makes it unlawful for any person to sell, offer for sale, or cause or permit to be sold or offered for sale, or deliver or offer for delivery, any petroleum product as a fuel for internal combustion engines at any place where petroleum products are kept or stored for sale, which does not conform to these provisions, unless specified requirements are met.

This bill would add hydrogen fuels to these provisions for use in internal combustion engines and fuel cells in motor vehicles. By expanding the definition of a crime, the bill would impose a state-mandated local program.

The bill would require the department, by January 1, 2008, with the concurrence of the State Air Resources Board, to establish specifications for hydrogen fuels for use in internal combustion engines and fuel cells in motor vehicles until a standards development organization accredited by the American National Standards Institute (ANSI) formally adopts standards for hydrogen fuels for use in internal combustion engines and fuel cells in motor vehicles. It would require the department, at that time, to adopt those standards, except as specified.

The bill would, until January 1, 2007, appropriate the sum of \$6.5 million from the Motor Vehicle Account to the State Air Resources Board to fund the state's share of various activities relating to hydrogen-powered vehicles. The bill would require the board to prepare certain reports and take other specified actions with respect to hydrogen fuel.

(2) Existing law provides for the collection of funds to provide funds for the Public Interest Research Development, and Demonstration Fund, pertaining to public interest research, development, and demonstration.

This bill would provide that those funds may be expended for transportation related public interest energy research if it provides an electricity ratepayer benefit.

(3) Existing law defines interest of ratepayers in connection with public utilities.

This bill would provide that interests of ratepayers also includes activities that benefit ratepayers and that promote energy efficiency, reduction of health and environmental impacts from air pollution, and greenhouse gas emissions related to electricity and natural gas production and use, and increased use of alternative fuels.

(4) Existing law provides for a surcharge on natural gas to provide low income assistance, energy efficiency and conservation activities, and public interest research and development.

This bill would provide that the funds for public interest energy research and development shall be administered by the Energy Resources Conservation and Development Commission for specified purposes, including specified transportation related purposes. The bill would repeal these provisions on January 1, 2009.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 92 (AB 584) Blakeslee Seismic safety.

Existing law required that an Earthquake Research Evaluation Conference be held to critique existing and emerging technologies for earthquake research and recommending a comprehensive plan for earthquake research.

Existing law creates the continuously appropriated Alfred E. Alquist Earthquake Fund to award a maximum of 5 grants for the 1991–92 fiscal year to commercialize technologies that will predict earthquakes or mitigate their impact.

This bill would delete an obsolete cross-reference, repeal an obsolete grant program, transfer funds remaining in the Alfred E. Alquist Earthquake Fund to the Seismic Safety Account in the Insurance Fund, appropriate those funds to the Seismic Safety Commission for expenditure in the 2005–06 fiscal year, and repeal the provision creating the Alfred E. Alquist Earthquake Fund.

Ch. 93 (AB 641) Montanez Real estate time-shares.

Existing law, operative July 1, 2005, establishes the Vacation Ownership and Time-Share Act of 2004. The act requires a time-share plan developer to prepare, for issuance by the Real Estate Commissioner, a public report that fully and accurately discloses certain facts concerning the time-share developer and time-share plan. The act also requires an applicant preparing a public report for a time-share plan to present specified evidence for each accommodation of the time-share plan.

This bill would instead require an applicant preparing a public report for a time-share plan to present the evidence for each accommodation in each time-share property that is, or will be, offered for sale in California. The bill would also require an applicant preparing a public report for a multisite, time-share plan consisting of specific time-share interests affiliated with sites operated through the time-share plan's reservation system to make certain certifications regarding accommodations and improvements.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 94 (AB 434) Parra Credit unions: trusts and custodial agreements.

Existing law, the California Credit Union Law, provides for the regulation of credit unions by the Commissioner of Financial Institutions. The law authorizes a credit union to act as a trustee or custodian under a written trust instrument or custodial agreement created or organized in the United States that is part of a pension plan for its members, or groups or organizations of its members, and that qualifies or has qualified for specific tax treatment.

This bill would also authorize a credit union to act as a trustee or custodian under a written trust instrument or custodial agreement created or organized in the United States that is part of an education or medical plan for its members, or groups or organizations of its members, and that qualifies or has qualified for specific tax treatment.

Ch. 95 (AB 1761) Committee on Insurance Insolvency: deductible agreements.

Existing law generally regulates the liquidation of insolvent insurers. Existing law establishes the California Insurance Guarantee Association for purposes related to the payment of covered claims of certain insolvent insurers.

This bill would provide that any collateral held by or for the benefit of, or assigned to, an insurer or liquidator pursuant to these provisions to secure the obligations of a policyholder under a deductible agreement, as defined, and any reimbursement payments to the liquidator under a deductible agreement, shall be considered property of the liquidated company, but shall not be general assets of the liquidated company. The bill would impose certain requirements on the liquidator and the policyholder with respect to the payment of claims from this collateral, and would specify the obligations of the California Insurance Guarantee Association, or another guaranty association, regarding claims covered by this collateral. The bill would require that it be construed such that the claim payment obligations of the

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guaranty associations arising from deductible agreements will be substantially equivalent to those of the insurer, except as specified, had the insurer continued in business and not become subject to a liquidation proceeding.

Ch. 96 (AB 449) Plescia Horse racing.

Existing law provides for the deduction of a portion of the proceeds of horse races as purses for the benefit of horsemen and horsewomen at the racing meeting, and provides for specific deductions from this portion for the benefit of owners' and trainers' organizations, administrative expenses, and for other purposes as specified, depending on the type of horse race involved. Under existing law, "trainer" is defined for these purposes as a person currently licensed by the board as a trainer. These provisions are to remain in effect until January 1, 2006, at which time the definition of "trainer" will include a person currently licensed by the board as an owner and a trainer or as a trainer.

This bill would repeal the provision set to go into effect January 1, 2006, and amend the provision set to go into effect January 1, 2008, to maintain the definition of trainer, for these purposes, to mean a person currently licensed by the board as a trainer.

Existing law provides for the recognition of horsemen's and horsewomen's organizations by the California Horse Racing Board. Each organization, except for the thoroughbred horsemen's and horsewomen's organizations, and except an organization that solely represents owners, or solely represents trainers, shall provide for the representation of owners and trainers on its board of directors. Each thoroughbred horsemen's and horsewomen's organization, except one that solely represents trainers, shall provide for the representation of owners and owner-trainers on its board. Existing law provides that the organization representing owners who are also licensed as trainers, and their spouses who are licensed as owners, shall comprise a class of owner-trainers, which may elect 3 of its members to the board of directors of the owner's organization, while all other directors shall be owners and not owner-trainers. The board of the thoroughbred owners' organization shall not exceed 15 members and all members shall have equal standing. Existing law further provides that the thoroughbred trainers' organization may appoint 3 persons who qualify as owner-trainers, to the board of the thoroughbred owners' organization. This provision will be repealed as of January 1, 2006, unless a later enacted statute, enacted before January 1, 2006, deletes or extends that date.

This bill would maintain these provisions in effect until January 1, 2007.

Ch. 97 (AB 1303) Daucher School finance: emergency apportionments and lease financing.

Existing law authorizes a school district to receive a 2-part financing designed to provide an advance of apportionments owed to the school district from the State School Fund and requires the initial emergency apportionment to be an interim loan from the General Fund to the school district. Existing law requires the school district to enter into a lease financing arrangement with the California Infrastructure and Economic Development Bank (the bank) for the purpose of financing the emergency apportionment and requires the term of the lease not to exceed 20 years.

This bill would require the term of the lease to be extended for a period not to exceed 10 years if at the end of the lease term any rent payable is not fully paid or if the rent payable has been abated.

Existing law requires notification by the school district to the Controller of the lease financing, along with a schedule of rent payments to become due to the bank from the school district and identifying the bond trustee. Existing law requires the Controller to make the apportionment to the bond trustee of those amounts on the dates shown on the schedule. Existing law provides that the bank may further authorize that the apportionments be used to pay or reimburse the provider of any credit enhancement of bonds issued by the bank.

This bill would also authorize those apportionments to be used to pay or reimburse the provider for other ongoing or periodic ancillary costs of the bond financing. The bill would require the bank to provide notification of the lease financing to the Controller and the school district.

Existing law requires the bank to issue separate bonds for the West Contra Costa Unified School District and the Oakland Unified School District for lease financing and requires those school districts to use the proceeds to repay the existing apportionments. Existing law requires the terms of those leases not to exceed 20 years.

This bill would require the terms of the leases to be extended for a period not to exceed 10 years if at the end of the lease terms any rent payable is not fully paid or if the rent payable has been abated.

Existing law requires the Controller to annually transfer from Section A of the State School Fund the amount of funds necessary to pay certain warrants so that the effective cost of the lease financing provided to specified school districts is equal to the cost of the emergency loan made to each district at a certain annual rate.

This bill would instead require the Controller to make that transfer pursuant to a schedule provided to the Controller by the bank, would provide that the effective cost of the lease financing is equal to the cost of the original emergency loan, and would specify the applicable interest rate for each district, as provided.

Existing law requires the executive director of the bank to annually notify the Controller of certain amounts relating to the lease financing and requires the Controller to annually issue a warrant to certain school districts in that amount.

This bill would instead require the executive director or chair of the bank to periodically provide a schedule to the Controller and each school district of the certain amounts relating to the lease financing and require the Controller to issue warrants to each school district pursuant to the schedule.

Existing law provides that a financing of emergency apportionments upon the request of a school district, as provided, is deemed to be in the public interest and eligible for financing by the bank. Existing law authorizes the bank to issue revenue bonds and provide the proceeds to a school district pursuant to a lease agreement, as provided.

This bill would declare that the state pledges that it will not alter a certain directive and will not amend or repeal certain provisions of existing law in any manner that would materially impair the security or other interests of the bondholders.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 98 (AB 1732) La Malfa Natural gas: Gas Consumption Surcharge Fund.

Under existing law, the California Public Utilities Commission (CPUC) has regulatory authority over public utilities, including gas corporations. Existing law establishes a surcharge on all natural gas consumed in the state to fund certain low-income assistance programs, cost-effective energy efficiency and conservation activities, and public interest research and development. Existing law requires a public utility gas corporation, as defined, to collect the surcharge from natural gas consumers, as specified. The moneys from the surcharge is deposited in the Gas Consumption Surcharge Fund and is continuously appropriated to specified entities, including the CPUC, or an entity designated by the CPUC, to fund low-income assistance programs, cost-effective energy efficiency and conservation activities, and public interest research and development not adequately provided by the competitive and regulated markets.

The existing Warren-Alquist State Energy Resources Conservation and Development Act establishes the State Energy Resources Conservation and Development Commission (Energy Commission) and requires it to develop, implement, and administer the Public Interest Research, Development, and Demonstration Program.

This bill would provide that if the Energy Commission is designated by the CPUC to receive funds from the Gas Consumption Surcharge Fund for public interest research and

development, the Energy Commission is authorized to administer the program pursuant to the Public Interest Research, Development, and Demonstration Program.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 99 (SB 647) Margett Parole revocation.

Existing law provides that a parolee or his or her attorney may, in parole revocation proceedings, receive copies of any police, arrest, crime report, or child abuse report, as specified, that pertain to the proceeding. Confidential portions need not be disclosed if the parolee or his or her attorney has been notified of the omission.

This bill would extend these disclosure provisions to parole revocation extension proceedings, and would make criminal history information available as well.

Existing law requires the Department of Justice to furnish various agencies and entities with a person's state criminal history information for certain purposes, as specified.

This bill would expand the list of persons entitled to receive criminal history reports to include the attorney of record in a parole revocation or revocation extension proceeding.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 100 (SB 754) Poochigian Unitrust conversions.

Existing law governs proceedings for the administration of trusts.

This bill would authorize a trustee, unless prohibited by the governing instrument, to convert a trust into a unitrust, pursuant to specified procedures. The bill would permit the trustee to convert a trust into a unitrust without a court order if specified conditions and requirements are satisfied, the trustee gives written notice of the intent to convert in accordance with certain notice requirements, and no beneficiary objects to the proposed action in writing during a specified timeframe. The bill would give the trustee the power, after a trust is converted to a unitrust, to make regular distributions of trust income in accordance with specified provisions. The bill would also establish procedures by which a trustee may reconvert from a unitrust to a trust and change the distribution payout percentage of a unitrust. The bill would require a fiduciary administering a unitrust, reconverting a unitrust, or changing the percentage payout from a unitrust to administer the trust impartially. The bill would make other conforming changes to related provisions of law related to trust administration.

Ch. 101 (SB 1036) Perata State scenic highway system.

Existing law creates the state scenic highway system, implemented by the Department of Transportation and composed of specified highway routes.

This bill would designate State Highway Route 13 between Route 24 and Route 580 as a state scenic highway.

Ch. 102 (SB 119) Ackerman Corporations: board meetings.

Existing law provides that an action required or permitted to be taken by the board of a corporation may be taken without a meeting if all members of the board consent in writing to that action.

This bill would generally provide until January 1, 2011, that "all members of the board" includes an "interested director" or a "common director" who abstains in writing from providing consent if specified disclosures have been made to noninterested or noncommon directors, the disclosures are included in the written consent, and the noninterested or noncommon directors approve the action by a specified vote.

Ch. 103 (SB 101) Battin Employee compensation.

(1) Existing law requires an employer to furnish each employee with an accurate itemized statement showing, among other things, the name of the employee and his or her social security number, except that, by January 1, 2008, existing law requires the employer to include no more than the last 4 digits of the employee's social security number or an existing

employee identification number other than a social security number on any check provided to an employee. Existing law requires the state, or any city, county, city and county, district, or any other governmental entity, if it furnishes its employees with a check, draft, or voucher paying the employee's wages, to, by January 1, 2008, use no more than the last four digits of the employee's social security number or to use an existing employee identification number other than the social security number on that check, draft, or voucher. Existing law provides that a knowing and intentional violation of this provision is a misdemeanor.

This bill would clarify existing law to require that an employer, by January 1, 2008, include on the itemized statement provided to an employee the last 4 digits of the employee's social security number or an employee identification number other than a social security number. The bill would further clarify existing law to require, by January 1, 2008, that the state, or any city, county, city and county, district, or any other governmental entity, if it furnishes its employees with a check, draft, or voucher paying the employee's wages, to use no more than the last four digits of the employee's social security number or to use an employee identification number other than the social security number on an itemized statement to accompany the check, draft, or voucher. By imposing new duties on employers, the violation of which is a misdemeanor, this bill imposes a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 104 (SB 278) Cedillo Boxing pensions.

Existing law, the Boxing Act, provides for the licensure and regulation by the State Athletic Commission of boxing, kickboxing, and martial arts contests and makes a violation of the act a crime. The act creates the Boxers' Pension Fund where certain revenue is deposited and continuously appropriated for pension fund purposes. Under the act, a person who conducts a contest is required to report to the commission the amount of gross receipts from the contest and to pay the commission a fee of 5% of that amount. The act requires until January 1, 2006, that the balance of the fee from any one boxing contest exceeding \$70,000 be paid 1/2 to the commission and 1/2 to the Boxers' Pension Fund.

This bill would require these payments to the Boxers' Pension Fund to continue to be paid after January 1, 2006. Because the bill would continue the deposit of these fee proceeds into the Boxers' Pension Fund, it would make an appropriation. Because failure to comply with this payment obligation would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 105 (SB 816) Kehoe Electric service providers: net metering.

Existing law requires every electric service provider, as defined, to develop a standard contract or tariff providing for net energy metering, and to make this contract available to eligible customer generators, upon request, on a first-come-first-served basis until the total rated generating capacity used by eligible customer generators exceeds 0.5% of the electric service provider's aggregate customer peak demand.

This bill would establish for the San Diego Gas and Electric Company a separate limit of 50 megawatts.

The bill would make a finding and declaration of the Legislature regarding the inapplicability of a general statute within the meaning of Section 16 of Article IV of the California Constitution.

Ch. 106 (SB 548) Morrow State construction projects: insurance.

Existing law generally prohibits property belonging to the state from being insured against risk of damage or destruction by fire, with specified exceptions.

This bill would, notwithstanding this general prohibition, authorize the Director of General Services to establish a master builders' risk insurance program for all state construction projects during construction and would require that program to provide that if a master policy is issued, that policy would require a deductible of at least \$25,000 from the contractor.

Ch. 107 (SB 245) Battin Department of General Services: use of state property.

Existing law generally sets forth the duties and authority of the Department of General Services in acquiring, assigning, and maintaining state property on behalf of state agencies.

This bill would provide that final determination of the use of existing state-owned or state-leased facilities that are currently under the jurisdiction of the Department of General Services by state agencies shall be made by the Department of General Services. It would provide that the request of an agency that is required to be made to and approved by the department to acquire new facilities through lease, purchase, or construction shall first consider the utilization of existing state-owned, state-leased, or state-controlled facilities before considering the leasing of additional facilities on behalf of a state agency. It would also require that when tenant state agencies located in existing state-owned facilities vacate their premises, they continue to pay rent for the facilities unless and until a new tenant can be assigned or until the Department of General Services can negotiate a mutual termination of the lease, unless the department has generated the tenant's relinquishment or the tenant is vacating in accordance with the provisions of its lease agreement.

Ch. 108 (SB 1092) Maldonado Community services districts: East Garrison.

Existing law provides that the people of any unincorporated territory may petition the board or boards of supervisors for the formation of a community services district to provide various services, and that a proposal to form a new district may also be made by the adoption of a resolution of application by the legislative body of any county or city that contains territory proposed to be included in the district.

This bill would provide that in the case of the proposed formation of the East Garrison Community Services District in Monterey County if the local agency formation district finds that the affected territory contains no registered voters and no landowners that are not public agencies, the commission may dispense with an election, order the board of supervisors to adopt a specified resolution, and designate the members of the initial board of directors of the district. The bill would also provide that the board of directors of the district shall be the Board of Supervisors of Monterey County until conversion to a directly elected board of directors pursuant to a specified procedure.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 109 (SB 597) Torlakson Good driver discounts: drunk drivers.

Existing law provides that a person is qualified to purchase a Good Driver Discount auto insurance policy if he or she meets specified criteria, including not having been convicted of specified offenses relating to driving while intoxicated during the previous 7 years. The above provisions are amendments of Proposition 103, an initiative statute that may be amended by the Legislature only by a 2/3 vote and in furtherance of its purposes.

This bill would change the period during which a person must not have been convicted of one of these offenses to the period commencing on January 1, 1999, or the date 10 years prior to the date of application for the issuance or renewal of the Good Driver Discount policy, whichever is later, and ending on the date of the application for the issuance or renewal of the Good Driver Discount policy.

Ch. 110 (SB 447) Poochigian Youth authority.

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law requires the Director of the Youth Authority to request the prosecuting attorney to petition the committing court for an order seeking the extended detention of certain persons who would otherwise be discharged from the Youth Authority if the Department of the Youth Authority determines that those persons would be physically dangerous to the public because of the person's mental or physical deficiency, disorder, or abnormality.

This bill would limit the application of those sections to persons who are physically dangerous to the public because of a mental or physical deficiency, disorder, or abnormality which causes them to have serious difficulty controlling their dangerous behavior.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 111 (AB 254) Nakanishi Emergency medical services: automatic external defibrillators.

Existing law, the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act, permits each county to establish an emergency medical services program under which the county is required to designate a local emergency medical services agency (EMS agency). The act authorizes the local EMS agency to implement a trauma care system if the system meets the minimum standards set forth in the regulations established by the Emergency Medical Services Authority and the authority has approved a plan.

Existing law authorizes the authority to establish minimum training and other standards for the use of automatic external defibrillators and requires persons or entities that acquire the defibrillators to comply with maintenance, testing, and training requirements, which are scheduled to change on January 1, 2008. Existing law, until January 1, 2008, provides immunity from civil damages for those persons or entities, and sets forth tenant notice and other requirements for building owners in which an AED is placed.

This bill would set forth a principal's staff-notification and other duties for an AED placed in a public or private K-12 school.

Ch. 112 (SB 387) Ducheny New River.

Existing law provides that specified law relating to the maintenance of flow in streams shall not prevent the use or enlargement of any natural channel for municipal purposes or for use in connection with any artificial system of drainage, irrigation, or flood control that does not cause the flow of water in the channel at the intake of the canal to be less than the quantity of water the owners and appropriators have the right to divert into the intake.

This bill, only as applied to the New River in Imperial County, would define the phrase "use or enlargement of any natural channel for municipal purposes" to include sewage treatment and pollution prevention and the encasing and piping of the New River to protect human health and the natural environment.

The bill would make a finding and declaration of the Legislature regarding the inapplicability of a general statute within the meaning of Section 16 of Article IV of the California Constitution.

Ch. 113 (SB 39) Murray Absentee voting.

Existing law requires that a voter's name be deleted from the permanent absent voter list if he or she fails to return an absentee ballot for any statewide general election.

This bill would instead require that a voter's name be deleted only if he or she fails to return an absentee ballot for 2 consecutive statewide general elections.

Ch. 114 (SB 140) Margett Subsurface installations: excavation.

Existing law requires an excavator to determine the exact location of subsurface installations that are in conflict with the excavation before using any power-operated or power-driven excavating or boring equipment within the approximate location of the subsurface installation, with a specified exception. The excavator is required to use hand tools to determine the location of subsurface installations, as specified. Existing law requires

**NOTE:** Superior numbers appear as a separate section at the end of the digests.



the operator of a subsurface installation that receives timely notice of proposed excavation work to make a reasonable effort to field mark the location of the installation using specified colors.

This bill would allow the utilization of vacuum excavation devices or power-operated or power-driven tools, provided that an express written mutual agreement exists, as specified. This bill would also require operators to use the uniform color code of the American Public Works Association when making field markings.

Ch. 115 (SB 396) Battin Telecommunications: toll call pricing.

Existing law authorizes the Public Utilities Commission to regulate telephone corporations.

This bill would require the commission to examine the impact of toll call pricing in the Coachella Valley and to consider whether additional options are needed to serve that area. The bill would require the commission to consider whether any additional steps are necessary to encourage innovative pricing plans by incumbent and competitive carriers and would authorize the commission to consider whether customer education efforts or other measures that are in the public interest are necessary. The bill would require the commission to prepare and submit a report to the Legislature on or before July 1, 2007, regarding these issues.

The bill would provide that its provisions would be repealed on January 1, 2008.

Ch. 116 (SB 702) Ackerman Associations.

Existing law sets forth certain requirements and other provisions applicable to unincorporated associations. Existing law exempts a member, director, officer, or agent of a nonprofit association from liability for contractual obligations of the association if specified requirements are satisfied.

This bill would add provisions governing unincorporated associations, including provisions relating to termination or suspension of membership, member voting, amendment of governing documents, merger, and dissolution. The bill would also provide that a member, director, officer, or agent of a nonprofit association shall be liable for injury, damage, or harm caused by an act or omission of the association or an act or omission of a director, officer, or agent of the association if certain conditions are met.

Ch. 117 (AB 480) Plescia horse racing: advance deposit wagering.

Existing law authorizes advance wagering accounts to provide a full accounting of deposits and wagers, as specified. After the payment of winning wagers and the deduction of contractual compensation and a host fee, where applicable, existing law requires payments to various racing entities in California, payment of certain percentages of the amount handled on advance deposit wagers paid for specific funds, and the remaining money to be distributed as commission, purses, and incentive awards, as specified. Further, existing law exempts market access fees from advance deposit wagering from the calculations pursuant to Section 19616.51. This section remains in effect only until January 1, 2008, and as of that date is repealed.

This bill would provide that in the event of a reduction in satellite wagering facility commissions, the benefits would then be distributed equally as purses and commissions to all associations and racing fairs that generate advance deposit wagers, in proportion to the handle generated.

Ch. 118 (AB 831) Committee on Education Education.

(1) Existing law requires a county superintendent of schools to conduct an annual review of the use of textbooks and instructional materials within the 1st 4 weeks of the school year.

This bill would, instead, require that review to be completed by the 4th week of the school year, and would permit the county superintendent of schools in a county with 200 or more schools that are ranked in any of deciles 1 to 3, inclusive, of the 2003 base Academic

Performance Index to utilize a combination of visits and written surveys of teachers for the purpose of determining sufficiency of textbooks and instructional materials.

(2) The existing School Safety and Violence Prevention Act declares the intent of the Legislature that public schools serving pupils in kindergarten or any of grades 8 to 12, inclusive, have access to supplemental resources to establish programs and strategies that promote school safety and emphasize violence prevention among children and youth in the public schools. Existing law requires the Superintendent of Public Instruction to provide funds to school districts serving those specified pupils. Existing law makes the act inoperative on July 1, 2005, and repeals it on January 1, 2006.

This bill would delete the inoperative and repeal dates, extending the operation of the act indefinitely.

(3) Existing law requires a school district to use its uniform complaint process to help identify and resolve any deficiencies related to instructional materials, conditions of facilities that are not maintained in a clean and safe manner or in good repair, and teacher vacancy or misassignment. Existing law requires a notice to be posted in each classroom in each school in the school district notifying parents and guardians that there should be sufficient textbooks or instructional materials, school facilities must be clean, safe, and in good repair, and the location to obtain a form to file a complaint in case of a shortage.

This bill would, in addition, require that notice to contain a statement informing parents and guardians that there should be no teacher vacancies or misassignments, as defined.

(4) Existing law, the Pupil Nutrition, Health, and Achievement Act of 2001, prohibits the sale of certain beverages and food items at elementary, middle, and junior high schools. Existing law requires the State Department of Education to monitor the implementation of that act and report its evaluation to the Legislature by January 1, 2005.

This bill would instead require the department to report its evaluation to the Legislature by May 1, 2005.

(5) Existing law establishes within the Public Schools Accountability Act of 1999 the High Priority Schools Grant Program and requires a school district that has a school participating in the program to submit a report to the Superintendent of Public Instruction that includes specified information, including, but not limited to, information regarding the availability of certain instructional materials.

This bill would, for a school district that initially applies to participate in the High Priority Schools Grant Program during the 2004–05 fiscal year, or any fiscal year thereafter, apply the definition of “sufficient textbooks or instructional materials” from the Pupil Textbook and Instructional Materials Incentive Program Act to these provisions.

(6) Existing law establishes the Education Technology Grant Program of 2002 to provide grants to eligible school districts, county offices of education, and charter schools for purposes of implementing and supporting a comprehensive system that effectively uses technology to improve pupil academic achievement. Existing law requires that the minimum amount of a grant for a region be at least \$1,000,000 or 2% of available grant funds, whichever amount is greater.

This bill would modify that minimum grant amount to \$500,000 or 2% of available grant funds, whichever amount is greater.

(7) Existing law, for the 2004–05 fiscal year and each fiscal year thereafter, requires the Superintendent of Public Instruction to calculate for each special education local plan area an amount based on (a) the number of children and youth residing in foster family homes and foster family agencies, (b) the licensed capacity of group homes licensed by the State Department of Social Services, and (c) the number of children and youth ages 3 through 21 referred by the State Department of Developmental Services who are residing in certain skilled nursing or intermediate care facilities and the number of youth ages 18 through 21 referred by the State Department of Developmental Services who are residing in certain community care facilities.

This bill would require the Superintendent of Public Instruction to continue to apportion funds from Section A of the State School Fund to each special education local plan area equal to the amount apportioned at the advance apportionment for that fiscal year.

(8) Existing law, the Pupil Textbook and Instructional Materials Incentive Program Act, requires the governing board of a school district to hold a public hearing and make a determination as to whether each pupil in each school in the district has sufficient textbooks or instructional materials, as defined, in each subject that are consistent with the content and cycles of the curriculum framework adopted by the State Board of Education.

This bill would, in addition, require the governing board of a school district that makes that determination to provide information relating to the percentage or number of pupils who lack sufficient textbooks or instructional materials to classroom teachers and the public, thereby creating a state-mandated local program.

(9) Existing law appropriates certain funds for the 21st Century Community Learning Centers program contained within the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.) and specifies the purposes for which each appropriation may be used.

This bill would make an appropriation as it would authorize any recipient of a grant award from these funds during the 2004–05 fiscal year to use those awarded funds for other purposes contained in existing law, if the recipient submits documentation as part of its expenditure report that reasonably justifies to the State Department of Education that, subsequent to the grant award, it became impractical or no longer feasible to fully earn or expend those funds for the purpose for which those funds were originally granted to the recipient.

(10) Existing law, for the 2003–04 fiscal year, appropriates the sum of \$138,000,000 to the State Department of Education for transfer to the Instructional Materials Fund to be apportioned to school districts on the basis of an equal amount per pupil enrolled in schools in decile 1 or 2 of the Academic Performance Index (API).

For these purposes, this bill would base enrollment on the number of pupils reported for purposes of the 2003 base API. The bill would specify that these funds may only be used to purchase instructional materials for schools in decile 1 or 2 of the Academic Performance Index (API).

(11) Existing law makes certain appropriations to the State Department of Education for the acquisition of instructional materials for school districts and for allocation to county offices of education to review, monitor, and report on teacher training, certification, misassignment, hiring and retention practices of school districts, and to oversee the compliance of schools with instructional materials sufficiency requirements. Existing law provides that, for the purpose of making the computations required by Section 8 of Article XVI of the California Constitution, these appropriations are deemed to be “General Fund revenues appropriated for school districts” for the 2004–05 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B” for the 2004–05 fiscal year.

This bill would, instead, include those appropriations in the calculations for the 2003–04 fiscal year.

(12) Existing law authorizes the State Department of Education to cooperate with the federal government and its agencies in securing the expeditious and equitable distribution of surplus food commodities donated by the federal government to public agencies, institutions, and organizations in California. Existing law requires the cash resources of the Donated Food Program to be deposited into the Donated Food Revolving Fund.

This bill would appropriate \$1,200,000 from the Donated Food Revolving Fund for support of the State Department of Education for purposes of the Donated Food Program.

(13) This bill would also make various technical, nonsubstantive changes to existing law.

(14) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(15) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 119 (AB 834) Jones Horse racing.

Existing law defines various types of parimutuel pools, as specified.

This bill would permit harness racing results to be included in proposition parimutuel pool wagers.

Existing law requires the California Horse Racing Board to allocate racing weeks as it deems appropriate, while generally limiting harness racing in the northern zone to 25 weeks per year. Existing law provides a separate general limitation on racing by each fair of 14 days, or 3 weeks in certain circumstances. However, existing law provides that, notwithstanding these general limitations, the board may allocate additional weeks of harness racing to a lessee of the California Exposition and State Fair in Sacramento to be raced at the California Exposition and State Fair in Sacramento.

This bill would authorize the board to allocate these additional weeks of harness racing to the California Exposition and State Fair in Sacramento or to its lessee, to be raced at the California Exposition and State Fair in Sacramento.

Existing law permits the board, upon the request of the association or fair accepting the wager, and the organization of participating horsemen and horsewomen, to set the percentage deducted from the parimutuel pool for any new wager introduced after January 1, 2004, as specified, to be distributed as specified.

This bill would include proposition wagers with any new wager introduced for which the board sets the percentage deducted, and would prescribe an alternate distribution scheme for quarter horse racing commissions and purses.

Under existing law, revenues distributed to the state as license fees from horse racing are required to be distributed in the Fair and Exposition fund and are continuously appropriated to the Department of Food and Agriculture for various regulatory and general governmental purposes.

By providing for state license fees of 3% for new types of wagers that otherwise would be subject to lower state license fees as exotic wagers, this bill would increase the amount of continuously appropriated license fees, thereby making an appropriation.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 120 (AB 428) Gordon Alcohol Beverage Control Fund: grant assistance program.

Existing law requires all money collected as fees under the Alcoholic Beverage Control Act be deposited in the State Treasury to the credit of the Alcohol Beverage Control Fund for specified purposes.

This bill would make legislative findings regarding the Department of Alcoholic Beverage Control's grant assistance program and provide, upon appropriation by the Legislature, that money in the fund shall also be used in an amount necessary for the support of the program, as provided.

Ch. 121 (AB 1741) Committee on Judiciary Voter information: privacy.

Existing law sets forth the requirement for an application for voter registration information, including a statement of the intended use of the information requested.

The bill would prohibit the requester of voter information or of signatures or other information collected for an initiative, referendum, or recall petition from sending the information outside of the United States, as specified, and would state findings and declarations regarding the protection of voter-related identities and personal information of Californians.

Ch. 122 (AB 981) Negrete McLeod Joint powers authority: Los Angeles.

The Joint Exercise of Powers Act authorizes 2 or more public agencies, by agreement, to exercise any power common to the contracting parties. The act also provides that 2 or more public agencies having the power to conduct agricultural, livestock, industrial, cultural, or other fairs or exhibitions shall be deemed to have common power with respect to any such fair or exhibition conducted by any one or more of those public agencies or by an entity created pursuant to a joint powers agreement entered into by those public agencies.

This bill would provide that, notwithstanding any other provision of the act, a private, nonprofit corporation that conducts fairs and other events and exhibitions on land leased from the County of Los Angeles may enter into a joint powers agreement with a public agency for mutually beneficial uses of the public land.

This bill would state the finding and declaration of the Legislature that, due to unique circumstances applicable to the County of Los Angeles, a statute of general applicability cannot be made applicable.

Ch. 123 (AB 378) Chu Statute of limitation: protected classes.

Existing law provides that all persons within this jurisdiction have the right to be free from any violence, or intimidation by threat of violence, committed against their persons or property because of their race, color, religion, ancestry, national origin, political affiliation, sex, sexual orientation, age, disability, or position in a labor dispute, or because another person perceives them to have any of those characteristics. Among other things, a civil penalty of \$25,000 may be awarded to the person denied this right in any action brought by the aggrieved party, the Attorney General, a district attorney, or a city attorney.

Existing law generally prescribes a one-year statute of limitation for the commencement of any action brought upon a statute for a penalty or forfeiture, and 3 years for an action upon a liability created by statute.

This bill would provide for a 3-year statute of limitation for the commencement of any action brought pursuant to the above provision.

Ch. 124 (AB 351) Chu State claims.

Existing law requires the Attorney General to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state.

This bill would appropriate \$2,400,000 from the General Fund to the State Department of Education, \$220,000 from the Earthquake Safety and Public Buildings Rehabilitation Fund of 1990 to the Department of General Services, and \$14,067,219.89 from the General Fund to the Department of General Services to pay the judgments and settlement claims in specified cases. The bill would provide that any funds appropriated in excess of the amounts required for the payment of the judgment or settlement costs in these cases shall revert to the fund from which it is appropriated on June 30 of the fiscal year in which the final payment is made.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 125 (AB 99) Cohn Protective orders: expiration.

Under existing law, in the discretion of the court, the personal conduct, stay-away, and residence exclusion orders contained in a court order issued after notice and a hearing may have a duration of not more than 3 years, subject to termination or modification by further order of the court, as specified. These orders may be renewed either for 3 years or permanently.

This bill would provide that these protective orders may have a duration of not more than 5 years, in the discretion of the court, and may be renewed either for 5 years or permanently. The bill would make an additional conforming change.

Ch. 126 (AB 56) Wolk Transportation: bicycles.

Existing law, until January 1, 2005, applies color-lighted bicycle symbols shown by official traffic control signals to operators of bicycles. Existing law authorizes those bicycle signals to be used only at locations that meet specified standards adopted by the Department of Transportation.

This bill would extend those provisions indefinitely. Because this bill would expand the scope of an existing crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 127 (AB 8) Chu Medi-Cal: AIDS and cancer treatment drugs: manufacturer rebates.

Existing law provides for the Medi-Cal program, under which qualified low-income persons receive health care benefits. Existing law authorizes the State Department of Health Services to enter into contracts with manufacturers of single source and multiple source drugs on a bid or nonbid basis and to maintain a list of contract drugs for purposes of the Medi-Cal program.

Existing law prescribes conditions under which certain drugs for use in the treatment of acquired immunodeficiency syndrome (AIDS) or an AIDS-related condition or cancer are deemed approved for addition to the Medi-Cal list of contract drugs or considered a Medi-Cal benefit.

Existing law requires, commencing July 1, 2002, all pharmaceutical manufacturers to provide to the department a state rebate, in addition to rebates pursuant to other provisions of state or federal laws, for any drug products that have been added to the Medi-Cal list of contract drugs pursuant to the above-described provisions related to drugs used to treat AIDS and cancer. This provision becomes inoperative on July 1, 2005, and is repealed on January 1, 2006.

This bill would delete the inoperative date and the repeal date, thereby extending the provision indefinitely.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 128 (AB 68) Montanez Motor vehicle sale contracts: Car Buyer's Bill of Rights.

Existing law governs motor vehicle conditional sale contracts, as defined. These provisions require sellers of motor vehicles to make certain disclosures to buyers, including that existing law does not provide for a "cooling off" period, and to disclose certain information under the label "itemization of the amount financed." A violation of these provisions is a misdemeanor.

This bill, operative July 1, 2006, would enact the Car Buyer's Bill of Rights.

The bill would require a conditional sale contract for a motor vehicle to include a specified notice to inform the buyer of a used vehicle with a purchase price of less than \$40,000 of his or her right to obtain a contract cancellation option agreement. The bill also would require the conditional sale contract to include the amount charged for a theft deterrent device, as defined, the amount charged for a surface protection product, as defined, and the amount charged for a used vehicle contract cancellation option agreement, within the listing of "itemization of the amount financed."

The bill would require a seller to provide the buyer with a specified disclosure if a conditional sale contract is used disclosing, as specified, the charge for a service contract, an insurance product, a debt cancellation agreement, a theft deterrent device, a surface protection product, and a vehicle contract cancellation option agreement.

The bill would prohibit a seller, in consideration of an assignment of a conditional sale contract, from receiving or accepting from the assignee any payment or credit based upon any amount collected or received under the contract, or to be collected or received, in excess of specified amounts.

Existing law makes it a violation, punishable as a misdemeanor, for the holder of a dealer's license to do, or fail to do, specified actions with regard to the advertising and sale of motor vehicles.

This bill would expand those provisions to prohibit a dealer from advertising or selling a vehicle as "certified," or using similar descriptive terms to imply that the vehicle meets the terms of a used vehicle certification program, unless that vehicle meets specified criteria. The bill would make violations of this provision actionable under the Consumers Legal Remedies Act and the Unfair Competition Law, and as false advertising. The bill would also prohibit a dealer from adding charges to a sale or lease contract without the buyer's consent or inflating a payment or extending the maturity of a contract for the purpose of disguising the actual charges for goods or services.

The bill would require a dealer that obtains a consumer credit score, as defined, from a consumer credit reporting agency, as defined, for use in connection with an application for credit initiated by a consumer for the purchase or lease of a motor vehicle for personal, family, or household use to provide specific information to the consumer prior to the sale or lease of that vehicle.

The bill would prohibit a dealer from selling a used vehicle, as defined, having a purchase price of less than \$40,000, at retail, to an individual for personal, family, or household use without first offering the buyer a contract cancellation option agreement that contains specified information. The bill would specify the rights and duties of a buyer and dealer under a contract cancellation option agreement.

Because the violation of these provisions would be a misdemeanor, the bill would create a new crime, thereby imposing a state-mandated local program.

The bill would make other technical and conforming changes.

This bill would make these provisions inapplicable to the sale or lease of a motorcycle, as defined, and an off-highway motor vehicle that is subject to identification.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 129 (AB 852) Leno Ports and harbors: San Francisco Bar Pilots.

Existing law requires every vessel spoken inward or outward bound to pay a rate of bar pilotage through the Golden Gate and into or out of the Bays of San Francisco, San Pablo, and Suisun of \$8.11 per draft foot of the vessel's deepest draft and fractions of a foot pro rata, and an additional charge of 73.01 mills per high gross registered ton, as specified.

Existing law authorizes the mill rates to be changed to, among other things, include an incremental rate of additional mills per high gross registered ton as is necessary and authorized by the Board of Pilot Commissioners to recover the pilots' costs of obtaining new pilot boats. All moneys received by the board are required to be deposited in the Board of Pilot Commissioners' Special Fund, a continuously appropriated fund.

This bill, additionally, would authorize the mill rates to be changed to include an incremental rate of additional mills per high gross registered ton as is necessary and authorized by the board to recover the pilots' costs of funding design and engineering modifications for the purposes of extending the service life of existing pilot boats, excluding costs for repair or maintenance. The bill would require net proceeds from the sale of existing pilot boats to be used for the additional purpose of reducing debt associated with the modification of pilot boats under these provisions. The bill would authorize the board to adjust a pilot boat surcharge to reflect any associated operational savings resulting from the

modification of pilot boats under these provisions, including reduced repair and maintenance expenses.

Because this bill authorizes the expenditure of money in a continuously appropriated fund for a new purpose, the bill would make an appropriation.

Ch. 130 (SB 124) Denham Horse racing: marketing.

Existing law permits racing associations, fairs, and the organization responsible for contracting with racing associations and fairs with respect to the conduct of racing meetings, to form a private, statewide marketing organization to market and promote thoroughbred and fair horse racing. Existing law requires the marketing organization to annually submit to the California Horse Racing Board a statewide marketing and promotion plan for thoroughbred and fair horse racing. Existing law also specifies funds to be distributed to the marketing organization for the promotion of thoroughbred and fair horse racing, and for workers' compensation, as specified. Existing law repeals these provisions on January 1, 2006.

This bill would extend the operation of these provisions until January 1, 2008, when they would be repealed.

Ch. 131 (SB 268) Campbell Local government investment.

Existing law, until January 1, 2007, prescribes the instruments in, and criteria by, which a county or a city and county may invest surplus funds.

This bill would additionally specify that up to 25% of the total assets of the investments may be invested in the first tier securities, as defined, of a single issuer for a period of up to 3 business days after acquisition and for only one issuer at a time.

Ch. 132 (AB 112) Cohn Protective orders: enforcement priority.

Existing law authorizes the court to issue certain protective orders after notice and a hearing.

This bill would provide that the provisions of an emergency protective order issued under specified provisions and meeting specified requirements shall have precedence in enforcement over the provisions of any other restraining or protective order, only with respect to those provisions of the emergency protective order that are more restrictive in relation to the restrained party.

Ch. 133 (AB 998) Chu Reporting: sexual assaults: medical exams.

Existing law requires health practitioners, as defined, who provide medical services to certain persons to immediately make a report to a local law enforcement agency that contains certain personal and medical information. Those certain persons include persons suffering from an injury inflicted by a firearm, and persons suffering from an injury inflicted as the result of assaultive or abusive conduct.

This bill would require health practitioners to also make a report to a local law enforcement agency upon providing medical services to persons in the custody of law enforcement from whom evidence is sought in connection with the investigation of a sexual assault crime. Because the bill would impose new duties on local agencies, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 134 (AB 1769) Negrete McLeod County employees' retirement.



The County Employees Retirement Law of 1937 authorizes counties to require specified safety members, except certain elective officers, sheriffs, undersheriffs, and court marshals, to be retired at 60 or 70 years of age.

This bill would, until April 1, 2009, and upon approval by the county board of supervisors, make those requirements inapplicable to the fire chief of a fire district in Los Angeles County whose primary duties are administrative and who is employed on a specified date. The bill would also specify that the fire chief is prohibited from receiving a salary increase that is disproportionate to any salary increase granted to other department heads of the same jurisdiction at the same time.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 135 (SB 47) Scott Clinics.

Existing law regulates the licensure of clinics, as defined, by the State Department of Health Services. Under existing law, specified types of clinics are exempted from these licensing provisions, including, until January 1, 2008, clinics that are nonprofit corporations and satisfy requirements regarding medical research and the receipt of charitable contributions and bequests.

This bill would delete the January 1, 2008, date for termination of the exemption from the licensure requirements for the nonprofit clinics described above, would require those clinics to have satisfied the requirements regarding medical research and receipt of charitable contributions and bequests on or before January 1, 2005, and would require each of those clinics to submit to the Legislature a related report by January 1, 2007, and every 5 years thereafter.

#### Ch. 136 (SB 282) Maldonado County offices.

Existing law authorizes the boards of supervisors of specified counties to provide, by ordinance, that the public administrator be appointed by the board, and authorizes the boards of supervisors of certain counties to appoint the same person to the offices of public administrator and public guardian. The boards of supervisors of certain counties are authorized to separate the consolidated offices of district attorney and public administrator for purposes of making these appointments.

This bill would include Lassen and Monterey Counties within those counties whose boards of supervisors are authorized to provide for the appointment of the public administrator by the board. It would also authorize the Board of Supervisors of Lassen and Monterey Counties to appoint the same person to the offices of public administrator and public guardian. The bill would also authorize the Board of Supervisors of Lassen County to separate the consolidated offices of district attorney and public administrator for the purpose of making these appointments.

Existing law authorizes a county, by the adoption of a resolution by a  $\frac{4}{5}$  vote of the county board of supervisors, to appropriate any of its available moneys to a revolving fund not to exceed \$1,000,000 to be used to provide in whole or in part one or more extended services to a county services area.

This bill would increase the amount that may be appropriated in that manner to \$2,000,000.

This bill would incorporate additional changes in Section 24011 of the Government Code, proposed by AB 1318, to be operative only if AB 1318 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 137 (SB 383) Maldonado State Department of Mental Health: sexually violent predators.

Existing law requires the Director of Corrections, prior to the release of a person from custody resulting from conviction for certain crimes of a sexual nature against 2 or more victims, to refer the person to the State Department of Mental Health for evaluation. The law

authorizes civil commitment, as a sexually violent predator, to the custody of the State Department of Mental Health for treatment of the person's diagnosed mental disorder if the person is adjudicated to be likely to engage in sexually violent criminal behavior if discharged.

Under existing law, if the Director of Mental Health determines that the committed person's diagnosed mental disorder has so changed that the person is no longer likely to commit acts of predatory sexual violence while under supervision and treatment in the community, the director is required to forward a report and recommendation for conditional release to the superior court and the court is required to set a hearing. Also, under existing law, a person who has been committed as a sexually violent predator may petition the court for conditional release with or without the recommendation or concurrence of the Director of Mental Health.

Under existing law, if the court determines that the committed person no longer poses a danger, the court is required to order the committed person placed for one year with an appropriate forensic conditional release program operated by the state.

This bill would authorize the State Department of Mental Health to enter into an interagency agreement or contract with the Department of Corrections or with local law enforcement agencies for services related to supervision or monitoring of sexually violent predators who have been conditionally released into the community under the forensic conditional release program.

#### Ch. 138 (SB 630) Dutton Anatomical gifts: organs: inquests.

Existing law, until January 1, 2006, authorizes the county medical examiner or coroner to permit or deny removal of organs that constitute an anatomical gift from a decedent who died under circumstances requiring an inquest, on request from a qualified procurement organization, if certain conditions are met depending upon whether an autopsy is or is not required. Existing law requires the medical examiner or coroner to be present during the removal procedure under certain circumstances and requires the qualified procurement organization requesting removal of the organ, upon the request of the medical examiner or coroner, to reimburse the medical examiner or coroner for the actual costs incurred in being present during the removal procedure.

This bill would delete the January 1, 2006, repeal date, thereby extending the operation of these provisions indefinitely. To the extent the continuance of these procedures establish additional duties for county medical examiners and coroners, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 139 (SB 979) Committee on Environmental Quality Recreational uses of reservoirs.

Existing law prohibits the recreational use of reservoirs where water is stored for domestic use and defines recreational use for this purpose to include recreation in which there is bodily contact with the water by a participant.

Existing law exempts certain reservoirs from this prohibition, including, but not limited to, Bear Lake Reservoir and Canyon Lake Reservoir, and sets forth conditions and restrictions to ensure water purity.

This bill would, for the Bear Lake Reservoir and the Canyon Lake Reservoir, delete the requirement that the State Department of Health Services consult with the entity operating the reservoir at least 60 days prior to the effective date of any additional conditions or restrictions.

Existing law requires that, by January 1, 2006, the water disinfection meet prescribed federal standards.

This bill would delete that date and require that the treatment meet certain state and federal standards.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 140 (SB 1018) Simitian Elder and dependent adult abuse.

Existing law provides for the confidentiality of financial records but does not prohibit various state and local officers and agencies from requesting information from an office or branch of a financial institution and the office or branch from responding to the request, as to whether a person has an account or accounts at that office or branch and if so, any identifying numbers of the account or accounts.

This bill, from January 1, 2007, to January 1, 2013, inclusive, would provide that a county adult protective services office and a long-term care ombudsman when investigating the financial abuse of an elder or dependent adult is similarly not prohibited from requesting financial information and the office or branch is not prohibited from responding to the request.

Existing law, the Elder Abuse and Dependent Adult Civil Protection Act, establishes procedures for the reporting, investigation, and prosecution of elder and dependent adult abuse. These procedures require persons, defined as mandated reporters, to report known or suspected instances of elder or dependent adult abuse. Under existing law, care custodians of elder or dependent adults and local law enforcement agencies are mandated reporters. A violation of the reporting requirements by a mandated reporter is a misdemeanor.

This bill, from January 1, 2007, to January 1, 2013, inclusive, would include within these reporting requirements mandated reporters of suspected financial abuse, as defined, and would, with certain exceptions, make failure to comply with these requirements subject to a civil penalty.

Ch. 141 (AB 186) Bogh Occupational safety and health: fines.

Existing law permits, under specified circumstances, educational entities and institutions to apply for a refund of any civil or administrative penalty imposed against them for a violation of certain laws and orders relating to safety in employment. If the educational entities or institutions do not apply for a refund, existing law requires that the funds from the civil and administrative penalties imposed against them be expended to fund grants to assist schools in establishing effective occupational injury and illness prevention programs upon appropriation by the Legislature.

This bill would establish a similar refund plan for civil and administrative penalties imposed against public police and city, county, or special district fire departments and the California Department of Forestry and Fire Protection and would require that, if a police or fire department or the California Department of Forestry and Fire Protection does not apply for a refund, the unclaimed funds from the civil and administrative penalties be allocated to designated public entities to be used to fund grants for specific purposes, upon appropriation by the Legislature.

Ch. 142 (AB 208) Gordon School districts: priority for attendance: children of military personnel.

Existing law requires each person between the ages of 6 and 18 years, not otherwise exempt, to attend the public full-time day school in the district in which their parent or guardian is a resident. Existing law, until January 1, 2008, authorizes the governing board of a school district to adopt a resolution to become a school district of choice that accepts interdistrict transfers, as specified. Existing law establishes a transfer application procedure, as specified. Existing law authorizes the district to limit the number of pupils accepted for

transfer in specified circumstances, but requires the district to give priority for attendance to siblings of children already in attendance in that district.

This bill would also authorize a school district of choice to give priority for attendance to children of military personnel, if the school district elected to accept transfer pupils pursuant to the above provisions by a resolution adopted by the governing board of the school district prior to April 1, 2005. The bill would also make specified exceptions to, and provisions regarding, the transfer application procedure in existing law, with respect to pupils whose parents or legal guardians are enlisted in the military.

Ch. 143 (AB 357) Shirley Horton Taxpayer contributions: Veterans' Quality of Life Fund.

(1) Provisions relating to the administration of personal income taxes allow individual taxpayers to contribute amounts in excess of their tax liability for the support of specified funds.

This bill would allow taxpayers to designate on their tax returns that a specified amount in excess of their tax liability be transferred to the Veterans' Quality of Life Fund, which would be created by this bill. However, the bill would provide that a voluntary contribution designation for this fund may not be added on the tax return until another voluntary contribution designation is removed from that return.

This bill would provide for the expenditure of all moneys contributed to the fund pursuant to these provisions, upon appropriation by the Legislature, for administrative costs and for distribution into the Morale, Welfare, and Recreation Fund for each of the veterans' homes, as provided.

This bill would also provide that these voluntary contribution provisions are repealed on January 1 of the 5th taxable year following the taxable year the fund first appears on the tax return. This bill would also repeal these provisions for taxable years beginning on or after January 1 of the calendar year in which the Franchise Tax Board estimates by September 1 that the contributions made on returns filed in that calendar year will be less than \$250,000, and an adjusted amount for subsequent taxable years.

(2) Existing law requires the administrator of the veterans' homes to provide an annual report for all moneys deposited into the Morale, Welfare, and Recreation Fund and all expenditures from that fund. The report must be submitted to the Secretary of the Department of Veterans Affairs, the fiscal committees of the Assembly and the Senate, the committees of each house having jurisdiction over veterans affairs, and to the Veterans' Home Allied Council for each home.

This bill would require the report for the Chula Vista Veterans Home to be submitted to the Chula Vista Veterans Home Support Foundation until the Veterans' Home Allied Council for the Chula Vista Veterans Home is established.

Ch. 144 (AB 367) Nakanishi Physician and surgeon's fee waiver.

Existing law, the Medical Practice Act, provides for the licensure and regulation of physicians and surgeons by the Medical Board of California. Under the act, an applicant for a physician and surgeon's certificate is required to submit a fee payment with his or her application. The act waives this requirement for the renewal of a certificate if the applicant certifies to the board that the renewal is for the sole purpose of providing voluntary, unpaid service in specified settings.

This bill would also waive the application fee for the initial issuance of a physician and surgeon's certificate if the applicant makes this same certification to the board.

Ch. 145 (AB 495) Montanez Waste discharge requirements: penalties.

Existing law, the Porter-Cologne Water Quality Control Act, with certain exceptions, requires the imposition of a mandatory minimum penalty in the amount of \$3,000 for certain violations of waste discharge requirements, including for each serious violation, as defined,

and, under certain circumstances, for a violation of a waste discharge requirement effluent limitation, a failure to file a waste discharge report, or a violation of a toxicity effluent limitation. Existing law defines “effluent limitation,” for specified purposes, as a numeric or numerically expressed narrative restriction on the quantity, discharge rate, concentration, or toxicity units of a pollutant or pollutants authorized to be discharged from a location that is specified in waste discharge requirements.

This bill would redefine that term to mean a numeric restriction, or numerically expressed narrative restriction, on the quantity, discharge rate, concentration, or toxicity units of a pollutant or pollutants that may be discharged from an authorized location.

Ch. 146 (AB 720) Villines California State University: observance of Veterans Day.

Existing law prescribes the holidays in this state for state agencies, public schools, and community colleges. Among the holidays prescribed in this state is November 11, known as Veterans Day.

Existing law establishes the California State University under the administration of the Trustees of the California State University. Existing law authorizes the trustees to provide, by rule, for the holidays to be observed by the employees of the university.

This bill would require every campus of the California State University to observe November 11 as a holiday by closing on that day. The bill would also require the university to observe the following Monday as the Veterans Day holiday when November 11 falls on a Sunday, and to observe the preceding Friday as the Veterans Day holiday when November 11 falls on a Saturday.

Ch. 147 (AB 752) Karnette Oil spill contingency planning: financial responsibility.

Existing law establishes in state government the office of administrator for oil spill response and requires the administrator to adopt and implement regulations and guidelines governing the adequacy of oil spill contingency plans.

Under existing law, a nontank vessel, as defined, that is required to have a contingency plan may not enter marine waters of the state unless the nontank vessel owner or operator has provided to the administrator evidence of financial responsibility that demonstrates, to the administrator’s satisfaction, the ability to pay at least \$300,000,000 to cover damages caused by a spill, and the owner or operator of the nontank vessel has obtained a certificate of financial responsibility from the administrator for the nontank vessel. However, until January 1, 2006, the administrator is authorized to establish a lower standard of financial responsibility for specified nontank vessels.

This bill would extend indefinitely the authority of the administrator to establish a lower standard of financial responsibility for the specified nontank vessels.

Ch. 148 (AB 785) Karnette Vehicles: registration services: motor carriers of property permits.

(1) Existing law defines a “registration service” as a person engaged in the business of soliciting or receiving any application for the registration, renewal of registration, or transfer of registration or ownership, of any vehicle of a type subject to registration under the Vehicle Code, or of transmitting or presenting any of those documents to the Department of Motor Vehicles, when compensation is solicited or received for the service.

Existing law establishes a system for the issuance by the department of motor carrier permits to motor carriers of property.

This bill would include in the definition of “registration service” a person engaged in the business of soliciting or receiving an application for a motor carrier permit. The bill would make conforming changes in related provisions of existing law.

Because a violation of the licensing provisions governing registration services is a misdemeanor under other provisions of existing law, the bill would establish a state-mandated local program by expanding the scope of existing crimes.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 149 (AB 1093) Matthews Employment: wages.

Existing law prohibits any person from issuing in payment of wages due or to become due, as an advance on wages to be earned, any order, check, draft, note, memorandum, or other acknowledgment of indebtedness, unless negotiable and payable on demand without discount at some established place of business in the state. Existing law provides that provision shall not prohibit an employer from depositing wages due or to become due or an advance on wages to be earned in an account on any bank, savings and loan association, or credit union of the employee's choice in this state, provided the employee has voluntarily authorized the deposit, and provides that if an employee is discharged or quits, the voluntary authorization for deposit shall be deemed terminated and existing law relating to payment of wages upon termination of employment shall apply.

This bill would instead provide that the employer may deposit the wages or advance on wages in an account in any bank, savings and loan association, or credit union of the employee's choice that has a place of business in this state. This bill would additionally modify existing law to provide that if an employee is discharged or quits, the employer may pay the wages earned and unpaid at the time the employee is discharged or quits by depositing that sum into the account authorized by the employee, and would provide that existing law relating to the payment of wages upon termination or quitting of employment shall continue to apply.

Existing law requires that an employee in the computer software field be exempt from the requirement that an overtime rate of compensation be paid if certain conditions are met, including a requirement the employee's hourly rate of pay is not less than \$41.

This bill would instead provide that requirement be that the employee's hourly rate of pay is not less than \$41 or the annualized full-time salary equivalent of that rate, provided that all the other requirements for exemption are met and that in each workweek the employee receives not less than \$41 per hour worked.

Ch. 150 (AB 1238) Plescia North County Transit District.

Existing law provides for creation of the North San Diego County Transit Development Board, with various powers and duties relative to the planning and operation of a transit system in a portion of San Diego County.

This bill would revise and recast these provisions and rename the board as the North County Transit District. The bill would conform to the provisions of the San Diego Regional Transportation Consolidation Act. The bill would also provide that a violation of a district fare ordinance is a crime. Because the bill would create a new crime, it would thereby impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 151 (AB 1523) Blakeslee State employment: military leave of absence.

Existing law requires, upon presentation of a copy of orders for active duty in the Armed Forces, the National Guard, or the Naval Militia, the appointing power to grant a military leave of absence for the period of active duty specified in the orders, but not to exceed 4 years

for a permanent, probationary, or exempt employee, or for the remainder of a limited-term employee's appointment or a temporary employee's appointment.

This bill would require the appointing power to grant a military leave of absence for the period of active duty specified in the orders, not to exceed 5 years.

Ch. 152 (AB 1577) Benoit Unemployment insurance reform.

(1) Existing law states the intent of the Legislature to ensure that job order information registered with the Job Service of the Employment Development Department be shared among the department's field offices and requires all of the department's offices within a common labor-market area, as defined, to share job listing information, as specified, and display signs containing specified information for job seekers to review.

This bill would repeal the provisions requiring the department's offices within a common labor-market area to share job listing information and display specified signs, and would modify the provisions relating to legislative intent to state that job order information registered with the One-Stop Career Centers System shall be also shared among the department's field offices and one-stop career centers in the local labor market and throughout the state.

(2) Existing law requires the department to administer all job training and placement programs and services for eligible persons, as defined, to establish necessary data systems for purposes of providing administrative information on specified persons, including progress report data for clients in the manpower training program, as specified, and to conduct and administer, among other things, the California Migrant Master Plan.

This bill would delete the provisions requiring the department to submit progress report data, as provided, and to conduct and administer the California Migrant Master Plan.

(3) Existing law requires the Employment Development Department to develop and administer an amnesty program for a 3-month period beginning on April 1, 1995, under which an employer is eligible to apply for the waiver of unpaid penalties, and interest owed on those penalties, imposed on or before June 30, 1993, that are owed as a result of the nonpayment or underpayment of these tax liabilities or the failure to file reports; or penalties imposed, or that may be imposed, and taxes required to be withheld, that are owed as a result of the nonreporting or underreporting of these tax liabilities or the failure to file reports for periods that ended on or before June 30, 1993.

This bill would delete those obsolete provisions relating to that amnesty program.

(4) Existing law provides for the establishment of a self-employment assistance program, administered by the Director of the Employment Development Department, and establishes the eligibility requirements that an individual must satisfy in order to qualify for the self-employment assistance program. Existing law terminates that program as of the week ending December 5, 1998.

This bill would delete those obsolete provisions relating to the self-employment assistance program.

(5) Existing law requires the department to coordinate various employment programs, including work incentive programs, and to implement a federal welfare-to-work grant program pursuant to the federal Balanced Budget Act of 1997.

This bill would delete those provisions relating to the work incentive programs and the welfare-to-work grant program.

(6) Existing law authorizes the State Job Training Coordinating Council to develop a comprehensive and coordinated employment and training programs and services plan in accordance with the federal Job Training Partnership Act, which imposes various requirements on states to provide local employment and training services for economically disadvantaged individuals and displaced workers as a condition of receipt of federal funds. Existing law defines "employment and training programs and services" to include specified programs and prescribes certain guidelines for developing the coordination and special services plan, as provided.

This bill would delete those provisions relating to the guidelines for developing the coordination and special services plans, and the provisions relating to the definition of the phrase "employment and training programs and services."

(7) Under existing law, the Secretary of the Health and Welfare Agency, the Secretary of the Trade and Commerce Agency, the Chancellor of the California Community Colleges, and the Superintendent of Public Instruction, in collaboration with state and regional, as well as local workforce education and training providers, are required to develop and maintain a state workforce development plan to create an integrated, high-quality workforce development system in order to prepare emerging, transitional, and current workers to be employed in the state's global economy.

This bill would repeal those provisions relating to the Regional Work Force Preparation and Economic Development Act.

(8) Existing law establishes a job training program and a career opportunities development program for welfare recipients and other disadvantaged persons administered by the State Personnel Board, and requires the board to ensure that a sum of no less than \$1,000,000 be available to certain entities that develop jobs providing or leading to permanent employment for registrants of the Greater Avenues for Independence Act of 1985.

This bill would repeal the provisions relating to the career opportunities development program.

(9) This bill would also delete obsolete references, revise cross-references and make conforming and clarifying changes to the provisions relating to unemployment compensation, employment services programs and withholding tax on wages.

#### Ch. 153 (AB 1729) Houston Real estate.

(1) Existing law, the Real Estate Law, provides for the licensure and regulation of real estate brokers and makes a violation of its provisions a crime. Existing law requires a real estate broker who is performing certain acts in negotiating a loan to be secured by a lien on real property, or performing certain acts in negotiating the purchase of a real property sales contract or a note secured by a deed of trust, to provide the prospective lender or the prospective purchaser, as the case may be, with a specified disclosure statement. Existing law sets forth various exceptions to this requirement.

This bill would revise the requirements for those exceptions.

(2) Existing law requires a real estate licensee who undertakes to service a promissory note secured directly or collaterally by a lien on real property or a real property sales contract to comply with specified requirements, including the obtaining of a written authorization from the borrower, lender, or owner of the note or contract that is included within the terms of a written servicing agreement.

This bill would exempt from that requirement certain provisions requiring the trust accounts of a broker or person becoming the servicing agent of those notes or interests that are sold to be inspected by an independent certified public accountant.

(3) Existing law requires a real estate broker to file certain information with the commissioner relative to the conducting of a transaction that involves the sale of or offer to sell a series of notes secured directly by an interest in real property, or the sale of undivided interests in a note secured directly by real property equivalent to a series transaction. Existing law requires the notes or interests of the purchasers to be identical in their underlying terms but allows different selling prices for interests to the extent the differences are reasonably related to changes in the market value of the loan occurring between the sales of the interests. Existing law requires the interest of each purchaser to be recorded.

This bill would specify the recording procedures in this regard.

(4) Because a violation of the bill would be a crime, the bill would impose a state-mandated local program.



(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 154 (SB 1082) Morrow Child support: military reservists.

(1) Existing law sets forth provisions by which a support order may be revised by the court and specifies that a support order may not be modified or terminated as to an amount that accrued before filing of a motion or an order to show cause to modify, except as specified.

This bill would create an additional exception to this rule to permit service members, activated to United States military duty or National Guard service and deployed out of state, to request modification of a support order, as specified. The bill would require the service member to indicate the date of deployment and would require the court, if possible, to schedule a hearing on the matter prior to that date, or grant a stay of the motion or order to show cause for modification consistent with certain federal timelines for stays. This bill would impose additional requirements on a court that fails to grant a discretionary stay and would provide that a service member, who does not file a notice of activation of military service and request to modify a support order prior to deployment out of state, is not subject to penalties on the amount of child support that would not have accrued if the order had been modified, as specified. The bill would also require the Judicial Council to develop any forms and procedures necessary to implement those provisions.

The bill would also provide that a party's absence, relocation, or failure to comply with custody and visitation orders is not, by itself, sufficient to justify a modification of a custody or visitation order if the reason for the absence, relocation, or failure is the party's activation to military service and deployment out of state.

(2) Existing law permits an order modifying or terminating a support order to be made retroactive to the date of the filing of the notice of motion or order to show cause to modify or terminate, or to any subsequent date, except as specified.

This bill would provide that if an order modifying or terminating a support order is entered due to a change in income resulting from the activation to military service or National Guard duty and deployment out of state for either the support obligor or support obligee, the order shall be made retroactive in accordance with specified requirements.

The bill would also require the Department of Child Support Services to work with the military and National Guard to ensure that information regarding the ability of service members to have support orders modified based on a change of income is made readily available to those service members. The bill would additionally require that department to develop a form for completion by the service member to allow the local child support agency to proceed with a motion for modification of a support order without the service member being required to appear. By placing new duties on local child support agencies, the bill would impose a state-mandated local program.

(3) Existing law establishes an arrears collection enhancement process pursuant to which the Department of Child Support Services may accept offers in compromise of child support arrears and interest accrued thereon owed to the state for reimbursement of aid paid pursuant to the California Work Opportunity and Responsibility to Kids Act (CaWORKs program).

This bill would provide that the acceptance of an offer in compromise shall be deemed to be in the state's best interest with regard to arrears that accrued as a result of a decrease in income when an obligor was a reservist or member of the National Guard, was activated to military service, and failed to modify the support order to reflect the reduction in income. The bill would also specify that those changes apply to all service members deployed out of state, regardless of whether those members were deployed before or after the effective date of the bill. The bill would also require the director of that department to establish specified rules in accordance with this provision.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(5) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 155 (AB 690) Saldana National Guard: weapons of mass destruction civil support team.

Existing law provides certain protection and benefits for members of the National Guard and reservists called to active duty, as specified.

This bill would authorize a state retention bonus in the amount of \$2,000 to be awarded annually to a member of the California National Guard Weapons of Mass Destruction Civil Support Team, as specified, provided that the member is a certified hazardous materials specialist or technician.

Ch. 156 (AB 341) Daucher County health care delivery systems.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons are provided health care services.

Existing law authorizes a county or counties to establish, by ordinance, a special commission in order to meet the problems of the delivery of publicly assisted medical care and to demonstrate ways of promoting quality care and cost efficiency, and to negotiate an exclusive contract with the California Medical Assistance Commission to provide or arrange for the provision of health care services provided under the Medi-Cal program.

Existing law also authorizes the commission operating in Santa Cruz and Monterey Counties pursuant to the above provisions to enter into contracts for the provision of health care services to persons who are eligible to receive medical benefits under any publicly supported program, if the commission and participating providers acting pursuant to subcontracts with the commission agree to hold harmless the beneficiaries of the publicly supported programs if the contract between the sponsoring government agency and the commission does not ensure sufficient funding to cover program costs.

This bill would reinstate provisions that took effect on June 9, 2005, which were superseded by Chapter 80 of the Statutes of 2005, to authorize a county, by ordinance, to authorize the special commission to provide delivery systems for persons eligible to receive health care services under the Medicare Program and under both the Medi-Cal program and Medicare Program. This bill would require a special commission providing delivery systems pursuant to this provision to obtain a license under the Knox-Keene Health Care Service Plan Act under certain circumstances, to conform to applicable state licensing and freedom of choice requirements as directed by the federal Centers for Medicare and Medicaid Services, and to provide notice that includes eligibility and enrollment information for those persons who are dually eligible to receive medical benefits under both the Medi-Cal program and the Medicare Program. These provisions would have continuous operation from June 9, 2005.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 157 (SB 118) Chesbro Alcoholic beverages: licenses and fees.

The Alcoholic Beverage Control Act imposes upon the Department of Alcoholic Beverage Control the responsibility to administer and enforce state laws with respect to alcoholic beverages, including the implementation of alcoholic beverage licensing. Among other things, the act authorizes any unlicensed adult resident of this state to apply to the department and be issued a permit to receive a shipment of wine from any state that allows adult residents of that state to receive shipments of wine from this state, as provided. The act

also provides that an individual or licensee in a state that affords California licensees or individuals an equal reciprocal shipping privilege, may ship, for personal use, and not for resale, no more than 2 cases of wine per month to any adult resident in this state.

This bill would eliminate the requirement that an unlicensed adult apply and be issued a permit to receive a shipment of wine.

This bill would also provide that a licensed winegrower who obtains a wine direct shipper permit, as described, may sell and ship wine directly to a California resident, for personal use, under specific conditions. Knowing violation of these provisions would be a misdemeanor.

By creating a new crime, this bill imposes a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 158 (SB 966) Committee on Local Government Local Government Omnibus Act of 2005 and state government.

(1) Existing law prescribes the procedures for special districts to retain and destroy their old records.

This bill would expressly refer to those procedures in the principal acts of 30 types of special districts.

(2) Existing law authorizes the Calaveras County Board of Supervisors to grant a county sheriff a leave of absence without salary for not to exceed one year for a specified purpose.

This bill would repeal that authorization.

(3) Existing law authorizes the Governor to take certain actions when the President, at the Governor's request, declares a major disaster to exist in the state and other actions when both the Governor proclaims a state of emergency and the President declares an emergency or major disaster to exist in this state.

This bill would authorize the Governor to take certain actions when both the Governor proclaims a state of emergency and the President declares an emergency or major disaster to exist in this state instead of when the President at the Governor's request declares a major disaster to exist in the state.

(4) Existing law, the Disaster Assistance Act defines certain terms for purposes of that act.

This bill would delete the definition of street and highway project and public facilities project and would revise the definition of project and project application. The bill would rename the act the California Disaster Assistance Act.

(5) Existing law creates within the Disaster Response Emergency Operations Account, the 1987 Higher Education Earthquake Account into which are paid funds for assistance to eligible higher education entities that incurred losses or expenses related to earthquake activity that began on October 1, 1987.

This bill would repeal provisions related to the 1987 Higher Education Earthquake Account.

(6) Existing law makes available for transfer by the Department of Finance to the State Highway Account in the State Transportation Fund any money in the Street and Highway Account that the Director of the Office of Emergency Services determines is not needed for immediate use for purposes of the Disaster Assistance Act. Existing law authorizes the director to advance to the Department of Transportation from the Street and Highway Account to the State Highway Account in the State Transportation Fund, funds that are necessary to provide for the restoration or repair of local federal aid system highway facilities when those funds are eligible for reimbursement with federal emergency relief funds.

This bill would repeal these provisions.

(7) This bill would make conforming changes and delete obsolete provisions relating to disaster assistance.

(8) Existing statutory law requires that certain county offices are to be elected, in addition to those that the California Constitution requires to be elected. Existing law establishes a process by which those offices that are required by statute to be elected may be converted to offices appointed by the board of supervisors.

This bill would explicitly state that those offices required by the California Constitution to be elective may not be made appointive by this process.

(9) Existing law contains an authorization for county boards of supervisors to impose a special ad valorem property tax, now made obsolete by the passage of Proposition 13 in 1978, to pay for comfort stations.

This bill would repeal that obsolete provision.

(10) Existing law requires that a county board of supervisors retain for at least 5 years records of any unaccepted bid or proposal for the construction or installation of any building, structure, bridge, highway or other public work.

This bill would reduce that period to 2 years.

(11) Existing law states that city representatives to regional coastal zone conservation commissions, which have been repealed, shall be appointed by a city selection commission.

This bill would repeal this obsolete provision.

(12) Existing law, the Joint Exercise of Powers Act authorizes 2 or more public agencies to perform jointly any program each agency is individually authorized to perform. Existing law also provides a procedure for counties and cities to jointly construct public buildings.

This bill would repeal the latter procedure.

(13) Existing law contains alternative procedures, enacted in 1973, for local voters to consolidate the County of Sacramento with its incorporated cities if a constitutional amendment on the subject was rejected by the voters. However, the constitutional amendment was approved.

This bill would repeal those alternative procedures.

(14) Existing law requires a certificate or statement by the county surveyor for the final map of a subdivision that lies within an unincorporated area or a certificate or statement by the city engineer or city surveyor if the subdivision lies within a city. Existing law also requires other specified information from that official.

This bill would also require that the final map contain the stamp of the seal of that official.

(15) Existing law requires that a final map contain the engineer's or surveyor's statement.

This bill would require that the statement contain a specified declaration regarding the proper placement of survey monuments.

(16) Existing law requires that whenever the governing board of a recreation and park district or a mosquito abatement and vector control district levies a special tax, benefit assessment, or a tax to pay for general obligation bonds, it is required to file specified documents with the State Board of Equalization.

This bill would delete that requirement.

(17) Existing law requires the deposit of a criminal laboratory analysis fee imposed by the courts upon conviction of specified offenses into a criminalistics laboratories fund maintained by the county treasurer to be used for specified purposes. Existing law requires the county treasurer, at the conclusion of each fiscal year, to determine the amount of any funds remaining in the fund and to distribute the surplus funds pursuant a specified allocation schedule.

This bill would authorize the county board of supervisors to assign that duty of the treasurer to determine the amount of any funds remaining in the fund at the end of the fiscal year to the auditor or another county officer.

(18) Existing law establishes the California Coordinate System, which contains the substantive requirements for surveying.

This bill would revise various provisions relating to that system to include surveying technologies such as Global Positioning Systems and Geographic Information Systems and would make related changes.

(19) Existing law grants the Kirkwood Meadows Public Utility District and the June Lake Public Utility District all of the powers of a mosquito abatement district or vector control district.

This bill would correct obsolete references to mosquito abatement districts and vector control districts in those public utility district laws.

(20) Existing law authorizes the consolidated agency consisting of the San Diego Association of Governments, the San Diego Metropolitan Transit Development Board, and the North San Diego County Transit Development Board to adopt bylaws and other rules.

This bill would specify the procedures for the publication of ordinances adopted by the board.

(21) Existing provisions of the San Diego County Regional Airport Authority Act provided for administration of the San Diego County Regional Airport Authority by an interim board with prescribed membership until December 2, 2002.

This bill would repeal obsolete provisions and make technical changes to provisions pertaining to that interim board.

(22) Existing law requires the appropriate appointing authority to fill a vacancy on the authority board occurring prior to the expiration of the member's term.

This bill would make a technical corrective change in the language of this provision.

(23) Existing open-meeting requirements of the Ralph M. Brown Act are applicable to all local agencies, including the authority.

This bill would amend the San Diego County Regional Airport Authority Act to explicitly restate the applicability of the Ralph M. Brown Act to the authority.

Ch. 159 (SB 547) Cox Vehicles: driving under the influence: vehicle impoundment.

Existing law authorizes a court to order the impoundment of a person's vehicle when the person has been convicted of violating certain provisions prohibiting driving a vehicle while under the influence of alcohol or any drug, or a combination of those.

Existing law authorizes the removal of a vehicle in accordance with a specified procedure when a peace officer undertakes the arrest of a person who was driving or in control of a vehicle, for an alleged public offense and the officer is required or authorized to take the person into custody, and does take the person into custody.

This bill would establish a pilot program in Sacramento County that would authorize, until January 1, 2009, the impoundment of a person's vehicle by a peace officer for a DUI offense that is undertaken in combination with an intervention and a referral of the person to a driving-under-the-influence program, as specified, if the person has one or more prior DUI convictions within the past 10 years. The bill would implement the program only to the extent that funds from private or federal sources are available to fund the program and only if the Board of Supervisors of Sacramento County enacts an ordinance or resolution authorizing the implementation of the pilot program in the county. The bill would require the county to report to the Legislature regarding the effectiveness of the pilot program, as specified.

Ch. 160 (AB 190) Negrete McLeod Taxpayer contributions: California Sexual Violence Victim Services Fund.

Provisions relating to the administration of personal income taxes allow individual taxpayers to contribute amounts in excess of their tax liability for the support of specified funds.

This bill would allow taxpayers to designate on their tax returns that a specified amount in excess of their tax liability be transferred to the California Sexual Violence Victim Services Fund, which would be created by this bill. However, the bill would provide that a voluntary contribution designation for this fund may not be added on the tax return until another voluntary contribution designation is removed from that return.

This bill would require that all moneys contributed to the fund pursuant to these provisions, upon appropriation by the Legislature, be allocated to the Franchise Tax Board, the Controller, and the Epidemiology and Prevention of Injury Control Branch of the State Department of Health Services for allocation to the California Coalition Against Sexual Assault, as provided.

This bill would provide that these voluntary contribution provisions are repealed on January 1 of the 5th taxable year following the taxable year the fund first appears on the tax return. The bill would further provide that these provisions are repealed for taxable years beginning on or after January 1 of the calendar year in which the Franchise Tax Board estimates by September 1 that the contributions made on returns filed in that calendar year will be less than \$250,000, or an adjusted amount for subsequent taxable years.

Ch. 161 (AB 483) Nunez Personal income tax: contributions: California Peace Officer Memorial Foundation.

Under existing law regulating the administration of personal income taxes and corporation taxes, individual taxpayers are allowed to contribute amounts in excess of their tax liability for the support of specified funds or accounts, including, among others, the California Firefighters' Memorial Fund and the California Peace Officer Memorial Foundation. Existing law provides for the repeal of the contribution provisions for these funds on January 1, 2006.

This bill would instead repeal those provisions on January 1, 2011.

Ch. 162 (AB 893) Shirley Horton Sex offenders: community placement.

Existing law provides that if the Director of Mental Health determines that a sexually violent predator's diagnosed mental disorder has so changed that the person is not likely to commit acts of predatory sexual violence while under supervision and treatment in the community, the director shall forward a report and recommendation for conditional release.

Existing law requires that when a community placement location is recommended, the department or its designee consider the victim or victim's next of kin's concerns and proximity.

This bill would, in addition, require that when a placement location is proposed for a sexually violent predator in the conditional release program, consideration shall be given to the age and profile, as defined, of the offender's victim.

This bill would incorporate additional changes in Section 6608.5 of the Welfare and Institutions Code, to become operative only if SB 723 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 163 (AB 1188) Wolk Abuse: reporting.

Under existing law, the failure of a mandated reporter to report child, elder, or dependent adult abuse, is punishable by imprisonment in a county jail for up to 6 months, or by a fine of up to \$1,000, or by both that fine and imprisonment. A supervisor or administrator who impedes or inhibits a report of child abuse is guilty of an infraction that is punishable by a fine of up to \$5,000. Any mandated reporter who willfully fails to report elder or dependent abuse, where that abuse results in death or great bodily injury, is punishable by up to one year in a county jail, by a fine of up to \$5,000, or by both that fine and imprisonment.

This bill would make the impeding or inhibiting by a supervisor or administrator of the report of child, elder, or dependent abuse punishable by imprisonment in the county jail for up to 6 months, or by a fine of up to \$1,000, or by both that fine and imprisonment. This bill would provide that any mandated reporter who willfully and unlawfully fails to report abuse or neglect, or any person who impedes or inhibits a report of abuse or neglect, where that abuse or neglect results in death or great bodily injury, shall be punished by imprisonment in the county jail for up to one year, a fine of up to \$5,000, or both that fine and imprisonment.

Because the bill would revise existing or create new crimes, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 164 (AB 1353) Liu Driving-under-the-influence offenders: education and counseling programs.

If the court grants probation to any person punished for driving under the influence of alcohol or drugs or for driving under the influence of alcohol or drugs and causing bodily injury to another person, and if the county board of supervisors has approved, and the State Department of Alcohol and Drug Programs has licensed, an alcohol and other drug education and counseling program, in addition to other terms and conditions imposed by the court, existing law requires the court to require as a condition of probation that the driver enroll and participate in, and successfully complete, a driving-under-the-influence program.

Existing law requires the court to refer a first offender whose blood alcohol concentration was 0.20% or more, by weight, or who refused to take a chemical test, to participate for at least 6 months or longer in a licensed program that consists of at least 45 hours of program activities.

This bill would instead require a first offender whose blood alcohol concentration was 0.20% or more, by weight, or who refused to take a chemical test, to participate for at least 9 months or longer in a licensed program that consists of at least 60 hours of program activities. The bill would make conforming changes.

Ch. 165 (AB 665) Salinas Business of massage.

Existing law authorizes the legislative body of a city or county to enact an ordinance that provides for the licensing for regulation of the business of massage within that jurisdiction and permits the ordinance to provide for license denial upon a showing of proof that the massage personnel or the owners or operators of a massage business are required to register with local law enforcement agencies because of the conviction of specified criminal offenses.

This bill would also provide that the ordinance, if adopted, shall require license denial upon a showing of proof that the massage personnel or the owners or operators of the massage business are required to register as sex offenders.

Ch. 166 (AB 1637) Mountjoy Vehicles: refuse or garbage truck: horn: camera.

(1) Existing law requires a refuse or garbage truck purchased after September 1, 1983, to be equipped with an automatic backup audible alarm that sounds on backing more than 36 inches and that is capable of emitting a specified sound, or be equipped with an automatic backup device, as specified, that is in good working order. It is an infraction to violate this requirement.

This bill would apply the above requirements to a refuse or garbage truck, regardless of when it was purchased, and would delete the 36-inch requirement.

The bill would also require a refuse or garbage truck that is purchased after January 1, 2010, to be equipped with a functioning camera providing a video display for the driver that enhances or supplements the driver's view behind the truck for purposes of safely maneuvering the truck. The bill would except from these requirements a vehicle, known as a rolloff vehicle, that is used for the express purpose of transporting waste containers such as open boxes or compactors.

The bill would provide that a violation of these provisions is an infraction punishable by a fine of \$150 to a fine of not to exceed \$250, depending upon the number of prior convictions.

Because this bill would expand the scope of an existing crime, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 167 (AB 86) Levine Firearms.

Existing law directs local law enforcement to submit the description of serialized property which has been reported stolen, lost, found, recovered, or under observation, directly to an automated Department of Justice system. Existing law requires reports of stolen nonserialized property which has unique characteristics or inscriptions permitting accurate identification to be sent by each sheriff or police chief executive directly to the Special Services Section of the department.

This bill would delete the latter requirement. It would instead require local law enforcement to submit the description of uniquely inscribed property, as well as serialized property, to the Department of Justice's system.

This bill would also provide that any information entered into the Department of Justice system regarding a firearm would remain in the system until the firearm was found, recovered, no longer under observation, or the record was deemed to have been entered in error. The bill would require the costs resulting from this requirement to be reimbursed from funds other than those collected from specified fees relating to firearms.

Ch. 168 (AB 1437) Strickland California Film Commission.

Existing law establishes and generally sets forth the duties of the California Film Commission in encouraging and promoting the film industry in the state. Existing law requires the commission to develop and oversee the implementation of the Cooperative Motion Picture Marketing Plan.

This bill would establish the Film Promotion and Marketing Fund in the State Treasury, to be available to the commission upon appropriation by the Legislature, for activities performed consistent with the provisions of existing law related to the Cooperative Motion Picture Marketing Plan. The bill would require that proceeds that accrue to the state from the sales of location library documents, photocopying, and other film-related informational documents, be deposited in the fund. The bill would authorize the commission to receive and accept for deposit in the fund, moneys from any and all public or private sources that support the commission.

Ch. 169 (SB 122) Committee on Local Government Validations.

This bill would enact the Second Validating Act of 2005, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 170 (SB 123) Committee on Local Government Validations.

This bill would enact the Third Validating Act of 2005, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

Ch. 171 (SB 127) Chesbro Alcoholic beverages: licenses.

The Alcoholic Beverage Control Act imposes upon the Department of Alcoholic Beverage Control the responsibility to administer and enforce state laws with respect to alcoholic beverages, including the implementation of alcoholic beverage licensing. Among other things, the act provides for the issuance of an on-sale license for a wine, food and art cultural museum, and educational center that authorizes described persons to sell, furnish,



or give alcoholic beverages for consumption on the premises and for various off-sale privileges, but limits the off-sale privileges to the sale of no more than 6,000 cases per calendar year of wine labeled, as provided.

This bill would delete that limitation.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 172 (SB 322) Migden Alcoholic beverages: reporting.

The Alcoholic Beverage Control Act provides for the issuance and transfer of alcoholic beverage licenses by the Department of Beverage Control.

This bill would require the department to submit to the State Board of Equalization a quarterly report of licenses issued and transferred, as specified.

Ch. 173 (SB 381) Denham Charitable annuities: exemptions.

Existing law allows certain organizations and persons, known as grants and annuities societies, to receive transfers of property, conditioned upon their agreement to pay an annuity to the transferor, after obtaining a certificate of authority from the Insurance Commissioner. Existing law exempts a grants and annuities society from specified regulatory requirements if it also holds a certificate of authority as an insurer from the commissioner.

This bill would add regulatory provisions relating to the maintenance of reserves, annuity agreement terms, the transaction of variable annuities, and the filing of a specified financial statement to the provisions from which a grants and annuities society is exempt if it also holds a certificate of authority as an insurer.

Ch. 174 (SB 487) Cox Group life insurance.

Existing law generally regulates group life insurance policies, and defines various forms of group life insurance.

This bill would provide that, in addition to the issuance of group life insurance otherwise permitted by specified provisions of law, the Insurance Commissioner may approve the issuance of group life insurance if the insurer or applicant proves specified facts to the commissioner's satisfaction, including facts regarding the insurer, the group to be insured, the premiums charged, and the public interest. The bill would allow an insurer under a policy covered by these provisions to exclude or limit the coverage on any person as to whom evidence of individual insurability is not satisfactory to that insurer.

Ch. 175 (SB 671) Cox Plumas County Flood Control and Water Conservation District: board of directors.

Existing law, the Plumas County Flood Control and Water Conservation District Act, establishes the Plumas County Flood Control and Water Conservation District and requires the Plumas County Board of Supervisors to serve ex officio as the board of directors of the district. The act requires the members of the board of supervisors to serve as directors on the board of the district without compensation.

This bill would authorize the board of directors to receive compensation, with a certain exception and subject to a specified limit, for performing duties as a director on that board.

Ch. 176 (SB 872) Denham Vertebrate pest control research.

Existing law, which is to be repealed on January 1, 2006, requires the Secretary of Food and Agriculture to establish and administer a research program and advisory committee to control vertebrate pests that pose a significant threat to the welfare of the state's agricultural economy and the public. Existing law requires county agricultural commissioners to pay an assessment on the vertebrate pest material sold, distributed, or applied by the county for vertebrate pest control purposes, as specified. Existing law also establishes the Vertebrate Pest Control Research Account in the Department of Food and Agriculture Fund and continuously appropriates the money in the account to the secretary for purposes of the program.

This bill would provide that these provisions would remain in effect until January 1, 2016, thereby imposing a state-mandated local program, and making an appropriation by continuing in effect a continuously appropriated fund. This bill would provide that county agricultural commissioners may withhold from the assessment paid to the secretary the amount necessary to recover the cost of complying with these provisions, as specified. This bill would expand the purposes of the research program to address vertebrate pests that pose a significant risk to the state's infrastructure. This bill would define research for purposes of these provisions to include both basic and applied research, as specified. This bill would also restrict expenditure of funds from the Vertebrate Pest Control Research Account, as specified.

Existing law provides that the Vertebrate Pest Control Research Advisory Committee shall consist of 11 representatives appointed by the secretary, including one representative of the county agricultural commissioners.

This bill would instead provide for a representative of the California Agricultural Commissioners and Sealers Association be appointed to the committee. This bill would also make other conforming changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

**Ch. 177 (SB 1097) Dunn State employees: State Bargaining Unit 12.**

The annual Budget Act appropriates specified amounts from the General Fund, unallocated special funds, and unallocated nongovernmental cost funds for expenditure for state employee compensation.

This bill would approve the provisions of the settlement agreement entered into by the state employer and State Bargaining Unit 12 on January 25, 2005, that requires the expenditure of funds, and would provide that the provisions of that settlement agreement that requires the expenditure of funds shall become effective even if the provisions of the settlement agreement are approved by the Legislature in legislation other than the Budget Act. This bill would provide that the provisions of the settlement agreement scheduled to take effect on or after July 1, 2005, that require the expenditure of funds shall not become effective unless the funds are expressly appropriated by the Legislature.

This bill would appropriate \$9,254,000 from the General Fund, unallocated special funds, and other unallocated nongovernmental cost funds for expenditure during the 2004-05 fiscal year for state employee compensation in augmentation of Items 9800-001-0001, 9800-001-0494, and 9800-001-0988 of Section 2.00 of the Budget Act of 2004, in accordance with the settlement agreement entered into by the state with State Bargaining Unit 12, the International Union of Operating Engineers, and approved by the Legislature.

This bill would declare that it is to take effect immediately as a statute providing an appropriation for the usual and current expenses of the state.

**Ch. 178 (AB 11) De La Torre Local agency legislative bodies: compensation.**

Existing law specifies the procedures for setting the compensation of city council members and establishes a compensation schedule based on city population.

This bill would prohibit a city council from authorizing compensation for any of its members for any purpose in an amount exceeding the existing schedules unless that additional compensation is authorized by statute. It also would provide that, unless otherwise specified by another statute, an elected member of a city council who serves on a commission, committee, board, authority, or similar body that is created by, or is under the jurisdiction of, a city council shall not receive compensation for that service in excess of \$150

per month for each commission, committee, board, authority, or similar body upon which the member serves. It would specify that any amount reimbursed for actual and necessary expenses, including traveling expenses, shall not be considered compensation for this purpose.

Existing law requires the legislative body of each community that has declared by ordinance that there is a need for the community development commission to function in that community to establish and provide the terms, compensation, and removal of commissioners.

This bill would provide that if that ordinance declares that need only with respect to a redevelopment agency the compensation of commissioners shall not exceed \$75 per meeting of the commission attended, not to exceed 2 meetings per calendar month. If the ordinance declares the need for the commission to function with respect to a redevelopment agency and a housing authority, the compensation shall not exceed \$150 for a commissioner per commission meeting attended, not to exceed 2 meetings per calendar month.

Ch. 179 (AB 52) Jerome Horton Horse racing: samples.

Existing law requires a blood or urine test sample required by the California Horse Racing Board to be taken from a horse to be divided or taken in duplicate, if there is sufficient sample.

This bill would exempt from that requirement total carbon dioxide testing. The bill would require emergency regulations to be adopted to establish policies, guidelines, and procedures that include a split sample process related to total carbon dioxide testing.

Existing law also requires the board to contract with the Regents of the University of California to have  $\frac{1}{3}$  of the required routine equine drug testing performed by the California Animal Health and Food Safety Laboratory.

This bill would instead require the board to contract with the Regents of the University of California to be the primary drug testing laboratory for any required equine drug testing.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 180 (AB 85) Maze Citrus fruit crops.

Existing law provides that there is within the Department of Food and Agriculture the Navel and Valencia Orange Advisory Committee which oversees an inspection program in specified counties pertaining to standards for orange maturity and freeze damage.

This bill would expand these provisions to also include lemons and mandarin citrus varieties. This bill would change the name of the advisory committee to the California Citrus Advisory Committee. This bill would include among the topics upon which the committee makes recommendation procedures for implementing a state crop estimating service and acreage survey.

Existing law provides that producers in specified counties shall pay an assessment not exceeding \$0.009 per carton of navel oranges shipped and \$0.004 per carton of Valencia oranges shipped to fund the inspection program and to establish a reserve to fund the frost inspection program, and an additional assessment of \$0.002 per carton, as specified, to fund a state crop estimating service and an acreage survey.

This bill would instead repeal the additional assessment and provide that a single assessment shall be paid by producers of navel oranges in the amount of \$0.011 per carton, by producers of lemons in the amount of \$0.005 per carton, and by producers of Valencia oranges and mandarin citrus in the amount of \$0.006 per carton which shall be used for all of the purposes listed above. This bill would provide that the committee may recommend to the Secretary of Food and Agriculture that no assessment be collected if no inspection program or crop survey exists, as specified. This bill would remove provisions that provide that the amount of the frost inspection fund shall not exceed the average annual expenditure for the program.

Because this bill would increase the assessments deposited into the Department of Food and Agriculture Fund, a continuously appropriated fund, this bill would make an appropriation.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 181 (AB 182) Benoit Search warrants: individuals authorized to serve.

Existing law provides that investigators or inspectors employed in that capacity by the office of a district attorney are peace officers. Existing law also provides that a search warrant is an order, in writing, directed to a peace officer. Existing law also provides the form which a search warrant is required to follow, and provides that the warrant is to any sheriff, marshal, or police officer, but does not specifically mention peace officer.

This bill would conform the provisions specifying the form of a search warrant to the provisions specifying that a search warrant is directed to a peace officer.

Ch. 182 (AB 205) Ruskin Denture identification.

Existing law, the Dental Practice Act, regulates the practice of dentistry by the Dental Board of California in the Department of Consumer Affairs. Under existing law, a complete upper or lower denture fabricated by a licensed dentist, or fabricated pursuant to the dentist's work order, is required to be marked with the patient's name or social security number, unless the patient objects.

This bill would instead require that the dentures be marked with the patient's name unless the patient objects. The bill would also require the dentist to inform the patient that the markings are to be used for identification only and that the patient has the option whether the dentures are marked.

Ch. 183 (AB 223) Negrete McLeod Real estate licensure: education requirements.

Existing law, the Real Estate Law, requires the licensure of a person by the Real Estate Commissioner to engage in the business of, act in the capacity of, or advertise or assume to act as, a real estate broker or a real estate salesman. Existing law requires applicants for a real estate license renewal to meet certain education requirements.

This bill would revise these requirements on July 1, 2007, to include, among other things, completion of a 3-hour course in risk management that includes principles, practices, and procedures calculated to avoid errors and omissions in the practice of real estate licensed activities.

Ch. 184 (AB 346) Chu State claims.

(1) Existing law requires the California Victim Compensation and Government Claims Board to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state allowed by the board. Existing law authorizes the board to assess a surcharge in an amount not to exceed 15% of the total approval claim. The surcharge is to be deposited into the General Fund and may be appropriated in support of the board, as specified.

This bill would appropriate \$1,082,007.08 from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board. The bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from the Budget Act items of appropriation identified in this bill to Item 8700-001-0001 of Section 2.00 of the Budget Act of 2004, but would provide that the surcharge does not apply to approved claims to reissue expired warrants.

(2) Existing law requires the payment of a \$25 filing fee for filing a claim against the state with the board, but provides that the fee does not apply to persons who have applied for and been granted permission to proceed as litigants in forma pauperis. Existing law requires the filing fee to be reimbursed to the claimant upon board approval of the claim.

This bill would provide that the filing fee does not apply to (a) persons who are receiving benefits pursuant to the Supplemental Security Income and State Supplemental Payments programs, the CalWORKS program, the Food Stamp program, or provisions of existing law relating county aid and relief to indigents, (b) persons whose income is below a specified level, (c) persons sentenced to imprisonment in a state prison or confined in a county jail, or are residents of a state institution, and within 90 days prior to the date the claim is filed has a balance of \$100 or less credited in the inmate's or resident's trust account. The bill would require the fee be paid to the board by the state entity against which the approved claim was filed if the claimant is granted a fee waiver. The bill would provide that the filing fee shall not be reimbursed if the approved claim was for the payment of an expired warrant. The bill would provide that the time for the board to determine the sufficiency, timeliness, or any other aspect of the claim is to begin when the claim is submitted with the filing fee, the fee waiver is granted, or the filing fee is paid to the board upon the board's denial of a fee waiver request if payment is received within 10 calendar days of the mailing of the notice of the denial. These provisions would become operative on July 1, 2005, or upon the enactment of the Budget Act of 2005, whichever occurs later.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 185 (AB 348) Arambula Small business certification and reciprocity program.

Existing law provides for various programs to encourage the participation of small businesses, as certified by the Department of General Services, in state agency contracts, and sets forth the duties of the Office of Small Business and Disabled Veteran Business Enterprise Services in this regard.

This bill would specify that a business that has been certified by, or on behalf of, another governmental entity may be eligible for certification as a small business if the certifying entity uses substantially the same or more stringent definitions as those set forth in existing law and substantially the same or a more stringent certification analysis than that used by the department under these provisions. It would require the office to make efforts to develop, in cooperation with associations representing counties, cities, and special districts, a core statewide small business certification application that may be adopted by all participating entities.

Ch. 186 (AB 370) Aghazarian Optometry.

The Optometry Practice Act provides for the licensing and regulation of optometrists by the State Board of Optometry. Existing law authorizes the board to initiate disciplinary proceedings against a licensee for violations of the act.

This bill would generally require the board to file an accusation against a licensee within 3 years after the board discovers the act or omission that is the subject of the proceeding, or within 7 years after the act or omission occurred, whichever comes first, subject to certain exceptions.

Ch. 187 (AB 489) Bermudez Ports: transportation network.

Existing law requires the Port of Los Angeles and the Port of Long Beach to evaluate changes to the goods movement network to gauge adherence by those ports to the certain state goals relative to utilization of and congestion at ports and to collect statistics regarding compliance with federal, state, and local efforts to achieve certain related objectives. Existing law requires the ports to report to the Business, Transportation and Housing Agency, the Office of Goods Movement of the Department of Transportation, and the Assembly and Senate Committees on Transportation in this regard by January 31, 2005, and annually thereafter through 2007.

This bill would instead require the ports to provide those reports by January 1, 2006, and annually thereafter through 2008. Because the bill would place increased duties on the ports, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 188 (AB 780) Chu Public meetings: Franchise Tax Board.

The Bagley-Keene Open Meeting Act generally requires that all meetings of a state body be open and public. Writings that are public records and are distributed to members of the state body prior to or during a public meeting, pertaining to any item to be considered during the public meeting, are required to be made available for public inspection, and any person may attend any public meeting of a state body, as provided. Existing law also provides that, prior to a state body taking a final action on any item of the Franchise Tax Board, any writings, as defined, which pertain to that item be made available to the public, as specified, to the extent that those writings are public records and are distributed by the Franchise Tax Board staff or individual members to the members of the state body.

This bill would specify that those writings must be not only distributed, but also prepared by the Franchise Tax Board staff or individual members of that board.

Ch. 189 (AB 818) Leslie Local agencies.

Existing law provides formulas for the computation of the allocation of property tax revenues among local agencies when various jurisdictional changes occur. One of those jurisdictional changes is a qualified annexation of unincorporated territory, which is defined as an annexation for which proceedings before the relevant local agency formation commission are initiated on or after January 1, 1998, and on or before January 1, 2005.

This bill would change the definition of a qualified annexation of unincorporated territory to mean an annexation for which an application or a resolution was filed on or after January 1, 1998, and on or before January 1, 2010.

Ch. 190 (AB 900) Benoit Investigators: Department of Food and Agriculture.

Existing law specifies certain persons who, although not peace officers, are authorized to exercise the powers of arrest, to serve search warrants, and to receive state summary criminal history information, as specified.

This bill would add to the list of persons so authorized investigators, investigator supervisors, and investigator managers who are employed by the Department of Food and Agriculture and designated by the Secretary of Food and Agriculture, as specified.

Ch. 191 (AB 947) Liu Postsecondary education: California Educational Facilities Authority.

(1) Existing law establishes the California Educational Facilities Authority Act, the purpose of which is to provide private institutions of higher education within the state an additional means by which to expand, enlarge, and establish dormitory, academic, faculty and staff housing, and related facilities, finance those facilities, refinance existing facilities, and to provide private and public institutions of higher education within the state an additional means to assist students in financing their costs of attendance. The act requires a "private college" to be a nonprofit private or independent degree-granting educational institution that is regionally accredited and empowered to provide a program of education beyond the high school level.

This bill would specify that, for purposes of obtaining financing under the act, a "private college" also includes a nonprofit affiliate, established on or prior to January 1, 2005, of one or more private colleges, whose sole or primary purpose is to provide administrative or other support services to the affiliated private college or colleges, and that undertakes a project for the exclusive use and benefit of one or more of the affiliated private colleges. The bill would

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also specify that a “private college” includes a private nonprofit research organization affiliated with one or more private colleges and engaged in basic research and advanced education at the predoctoral and postdoctoral levels, but solely for the purpose of refunding bonds or other obligations previously issued by the authority.

Because this bill would authorize the authority to expend funds for new purposes, it would make an appropriation.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 192 (AB 1071) Chu Immediate Intervention/Underperforming Schools Program.

The existing Immediate Intervention/Underperforming Schools Program invites schools that score below the 50th percentile on certain achievement tests to participate in the program, and provides specified funding to those schools. Existing law requires the Superintendent of Public Instruction to take specified actions with regard to a school that is state monitored under this program if the school has not met certain growth targets, and the Budget Act of 2004 appropriates funds to the State Department of Education and provides that up to \$13,600,000 may be used for this purpose.

This bill would make an appropriation by increasing the amount that may be used for the program to \$17,648,050.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 193 (AB 1099) Leno Property tax: exclusion from new construction: active solar energy systems.

The California Constitution generally limits ad valorem taxes on real property to 1% of the full cash value of that property. For purposes of this limitation, “full cash value” is defined as the assessor’s valuation of real property as shown on the 1975–76 tax bill under “full cash value” or, thereafter, the appraised value of that real property when purchased, newly constructed, or a change in ownership has occurred. Pursuant to authority granted to the Legislature in the California Constitution, existing law excludes, for the 1999–2000 fiscal year to the 2004–05 fiscal year, inclusive, from the definition of “newly constructed” the construction or addition of an active solar energy system, as defined.

This bill would specify that this exclusion for the construction or addition of an active solar energy system applies from the 1999–2000 fiscal year to the 2008–09 fiscal year, inclusive.

Section 2229 of the Revenue and Taxation Code requires the Legislature to reimburse local agencies annually for certain property tax revenues lost as a result of any exemption or classification of property for purposes of ad valorem property taxation.

This bill would provide that, notwithstanding Section 2229 of the Revenue and Taxation Code, no appropriation is made and the state shall not reimburse local agencies for property tax revenues lost by them pursuant to the bill.

This bill would take effect immediately as a tax levy.

Ch. 194 (AB 1131) Torrico Health care districts: asset transfer.

(1) The existing Local Health Care District Law provides for the formation of local health care districts and, until January 1, 2006, authorizes each local district to transfer, at fair market value, any part of its assets to one or more corporations to operate and maintain the assets. After January 1, 2006, existing law changes that provision to refer to transfers to nonprofit corporations, rather than corporations.

This bill would extend a district’s authorization to transfer assets at fair market value to one or more corporations until January 1, 2011, and would thereafter only authorize the board to transfer assets at fair market value to one or more nonprofit corporations.

(2) Existing law, until January 1, 2006, authorizes the board of directors of a district to enter into lease agreements with one or more corporations. After January 1, 2006, existing

law changes this provision to refer to transfers to nonprofit corporations, rather than corporations.

This bill would extend the board's authorization to enter into lease agreements with one or more corporations until January 1, 2011, and would thereafter only authorize the board to enter into lease agreements with one or more nonprofit corporations.

(3) The bill would require a health care district to report to the Attorney General within 30 days of any transfer or lease of district assets to one or more nonprofit or for-profit corporations.

#### Ch. 195 (AB 1155) La Suer Grossmont Healthcare District.

Existing law provides for the formation of health care districts, provides for appointments of their governing boards, and sets forth their powers and duties, including, but not limited to, the power to enter into long-term leases for the operation of a hospital or a part of a hospital, and establishes standards for determining whether a transfer of assets by a local district is at fair market value.

This bill would, notwithstanding any provisions of law, permit renegotiation or extension of the lease executed between the Grossmont Healthcare District, and the Grossmont Hospital Corporation if approved by the voters of the district. The bill would make certain findings and declarations regarding the inapplicability of a general statute within the meaning of Section 16 of Article IV of the California Constitution.

#### Ch. 196 (AB 1419) Parra Finance lenders: business locations.

Existing law, the California Finance Lenders Law, provides for the licensure and regulation of finance lenders by the Commissioner of Corporations and makes a willful violation of that law a crime. That law requires the commissioner to investigate a licensure applicant and designated personnel of the applicant. A licensee under that law may file a short form license application to operate at an additional location.

This bill would specify application requirements for a licensee to operate at an additional location and would authorize the licensee to operate at that new location 10 days after the date of mailing the application. The bill would also require the commissioner to investigate any person responsible for the conduct of the lending activities of a licensure applicant and authorize the commissioner to deny an application based on the unlawful activities, as specified, of that person.

Because the bill would specify additional requirements under the California Finance Lenders Law, the violation of which is a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 197 (AB 1461) Salinas Community Development Block Grant Program Funds.

Under existing law, the Department of Housing and Community Development allocates federal community development block grant funds to cities and counties. Existing law specifies the percentage of the federal community development block grant funds that are to be used for economic development projects and programs, housing for persons and families of low or moderate income or for purposes directly related to the provision or improvement of housing opportunities for these persons and families, and for cities and counties that apply on behalf of certain Indian tribes. Existing law requires 10% of the total amount of funds to be awarded to small cities or counties for specified purposes. Existing law sets forth the maximum amount of the grants.

This bill would, until January 1, 2009, delete the limits on the maximum amount of grants. The bill would require the Department of Housing and Community Development, until



January 1, 2009, to determine, and announce in the applicable Notice of Funding Availability, the maximum amounts. The bill would, until January 1, 2009, delete the requirement that 10% of the total amount of funds be awarded to small cities and counties and would instead require the department to determine the percentage and maximum amount of these funds that would be allocated to small cities and counties. The bill would require the department to submit to the Legislature a report that indicates the number, amounts, and types of grants provided under these changes. The bill would reinstate existing law on January 1, 2009. The bill would make related conforming changes.

Ch. 198 (AB 1743) Committee on Judiciary Child support.

(1) Existing law requires the State Department of Social Services, in consultation with the Department of Child Support Services, to promulgate regulations by which the county child welfare department shall determine whether it is in the best interests of the child to have the case referred to the local child support agency for child support services, in cases that result in foster care assistance payments, as specified.

This bill would expand this program to include cases involving CalWORKs payments to a caretaker relative, as specified, Kin-GAP payments, and other specified aid, thereby imposing a state-mandated local program by expanding the duties of county child welfare departments.

(2) Existing law also requires the county child welfare department, pursuant to department regulation, to review determinations that it is not in a child's best interest to have his or her case referred to the local child support agency following each court hearing.

This bill would instead require the county child welfare department to make these reviews annually, as specified.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 199 (AB 1748) Committee on Transportation Vehicles: licenses: endorsements.

(1) Existing law authorizes the holder of a class C driver's license to operate a motorized scooter on the highway.

This bill, additionally, would authorize the holder of a class M1 or M2 driver's license to operate a motorized scooter on the highway.

(2) Under existing law, operative September 20, 2005, a person is prohibited from operating a schoolbus unless the person has a valid commercial driver's license with a passenger endorsement and possesses a schoolbus driver's certificate.

This bill would require the Department of Motor Vehicles to issue a schoolbus endorsement to operate a schoolbus without a schoolbus certificate for an operator who is employed as a schoolbus mechanic or a schoolbus driver-trainee and the endorsement is restricted to operation when there is no pupil being transported.

Ch. 200 (AB 1755) Committee on Elections and Redistricting Political Reform Act of 1974.

Existing provisions of the Political Reform Act of 1974 define a "sponsored committee" for purposes of the act.

This bill would make a nonsubstantive change to that definition.

Existing provisions of the act require financial reports in connection with campaigns, including provisions requiring certain committees to file these reports in odd-numbered

years prior to a March primary according to specified schedules. Existing law has moved the March primary date to the first Tuesday following the first Monday in June.

This bill would repeal specified provisions of the act that address reporting requirements relating to the former March primary date.

Existing provisions of the act require a candidate or committee that makes or receives a late contribution, or a committee that makes a late independent expenditure, to report the contribution or expenditure by specified means. In addition, provisions of the act require certain of these types of contributions and expenditures to be reported online, and provide that those expenditures and contributions that are required to be reported online need not also be reported by the alternative means in the act.

This bill would clarify that the alternative reports are not required for a candidate or committee that has disclosed the expenditures and contributions online.

Existing law requires holders of specified public offices to file disclosures of investments, real property interests, and income within specified periods of assuming or leaving office. The act provides that a holder of one of these offices who completes a term of an office within 30 days of beginning a term of the same office or another of these specified offices of the same jurisdiction is not deemed to assume office or leave office.

This bill would provide instead that a holder of one of these offices who completes a term of an office within 45 days of beginning a term of the same office or another of these specified offices of the same jurisdiction is not deemed to assume office or leave office.

Existing provisions of the act require statements of economic interest to be filed by certain public officers, employees, and candidates for office, and specify with whom the statements must be filed according to the employing agency or office of the officer, employee, or candidate. The act requires city treasurers to file these statements.

This bill would provide that candidates for city treasurer must also file these statements.

Existing law makes a violation of the act subject to administrative, civil, and criminal penalties.

This bill would impose a state-mandated local program by imposing potential criminal penalties on candidates for city treasurer who fail to file statements of economic interests as required by the bill, and by requiring city clerks to copy, forward, and file the copies of, the original statements.

Existing law requires candidates for judge to file statements of economic interest with the clerk of the court, as do judges and court commissioners.

This bill would provide that candidates for judge shall instead file those statements with the person with whom the candidate's declaration of candidacy is filed.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes with a  $2/3$  vote of each house and compliance with specified procedural requirements.

This bill, which would declare that it furthers the purposes of the act, would therefore require a  $2/3$  vote.

Ch. 201 (AB 1757) Committee on Elections and Redistricting Elections: precinct board members.

Existing law requires the local elections official to publish, not less than one week before the election, a list of polling places designated for each election precinct, followed by a list of precinct board members appointed.

This bill would instead require the elections official, not less than one week before the election, to post a list of all current polling places in each precinct and a list of precinct board members appointed by the 15th day before the election and, not later than 28 days after the election, to post a list of precinct board members who actually served on election day. The bill would require the elections official to post these lists at his or her office and on his or her official Web site, to divide and distribute these lists for posting at the City Clerk's office, as specified, and to keep, archive, and make available these lists, as specified. By increasing the duties of local elections officials, this bill would impose a state-mandated local program. The bill would also make conforming changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 202 (AB 1763) Committee on Natural Resources Beverage containers: redemption payments: processing fees.

The existing California Beverage Container Recycling and Litter Reduction Act requires a distributor of specified beverage containers to pay a redemption payment to the Department of Conservation for each beverage container, as defined, sold or transferred, for deposit in the California Beverage Container Recycling Fund. Except for distributors of beer or other malt beverages, the act requires beverage distributors to make the payment within 40 days of any sale. For beer or other malt beverage distributors, the act requires the payment be made not later than the last day of the 3rd month following the sale. The act provides for an increase in that payment if a specified condition is not met by July 1, 2007. Under the act, the department is required to calculate a processing fee for each beverage container with a specified scrap value, which is required to be paid by beverage manufacturers for each beverage container sold or transferred to a dealer.

The act allows a distributor, upon the approval of the department, to elect to make a single annual payment, if the distributor meets specified conditions and notifies the department of its intent to make annual redemption payments. The act also allows a beverage manufacturer, upon the approval of the department, to elect to make a single annual payment of processing fees, if the beverage manufacturer meets specified conditions and notifies the department of its intent to make an annual redemption payment.

This bill would require all beverage distributors to make the payment no later than the last day of the 3rd month following the sale of beverage. This bill would revise the conditions under which a distributor or beverage manufacturer is authorized to make a single annual payment, and would revise the requirement to provide advance notice to the department with regard to this payment.

Ch. 203 (SB 220) Chesbro Alcoholic beverage control: school property.

Existing law generally prohibits the sale, possession, or consumption of alcoholic beverages at a public schoolhouse. Existing law provides that this prohibition does not apply if certain conditions apply.

This bill would exempt from the prohibition wine produced by a bonded winery owned or operated as part of an instructional program in viticulture and enology.

This bill would incorporate additional changes in Section 25608 of the Business and Professions Code proposed by AB 767, to be operative only if AB 767 and this bill are both

chaptered and become effective on or before January 1, 2006, and this bill is chaptered last. These changes would become operative on the operative date of AB 767.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 204 (AB 767) Mullin Alcoholic beverages: places of consumption.

Existing law generally prohibits the sale or consumption of alcoholic beverages at a public schoolhouse or any grounds thereof. Existing law provides that this prohibition does not apply if the alcoholic beverage is acquired, possessed, or used at a professional minor league baseball game conducted at the stadium of a community college located in a county with a population of less than 250,000 inhabitants, as specified.

This bill would provide that the prohibition against the sale or consumption of alcoholic beverages on the grounds of a public schoolhouse does not apply if the grounds on which the alcoholic beverage is acquired, possessed, used, or consumed is property that has been developed and is used for residential facilities or housing that is offered for rent, lease, or sale exclusively to faculty or staff of a public school or community college district.

This bill would incorporate changes in Section 25608 of the Business and Professions Code proposed by SB 220, to be operative only if SB 220 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 205 (SB 488) Soto Contractors.

Existing law, the Contractors' State License Law, creates the Contractors' State License Board within the Department of Consumer Affairs and provides for the licensure and regulation of contractors. Existing law makes it a misdemeanor for any person to engage in the business or act in the capacity of a contractor without having a license. Existing law requires, with exceptions, that a repeat offender be confined in a county jail for not less than 90 days. Existing law requires a court to state on the record its reasons if the court imposes a jail sentence of less than 90 days or only a fine.

This bill would also make 3rd and subsequent convictions of these offenses punishable by a fine of not less than \$4,500 nor more than the greater amount of either \$10,000 or 20% of the contract price under which the unlicensed person performed contracting work or by imprisonment or by both that fine and imprisonment.

Existing law generally requires an applicant for a contractors' license or a licensee to have on file with the board a Certificate of Workers' Compensation Insurance or a Certification of Self-Insurance. Existing law provides that failure to comply with these provisions constitutes cause for disciplinary action.

This bill would also make any qualifier for a license guilty of a misdemeanor for committing or failing to prevent the commission of any of these acts that are cause for disciplinary action.

Because failure to comply with the bill would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 206 (SB 375) Speier Medicare supplement coverage.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care and makes a violation of the act a crime. Existing law provides for the licensure and regulation of health insurers by the Department of Insurance. Under existing law, a plan or insurer that issues a Medicare supplement contract or policy, as defined, is required to comply with requirements in addition to those generally imposed on health care service plan contracts and health insurance policies.

This bill would make certain changes to these Medicare supplement coverage provisions corresponding to revisions made to the Medicare program by the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003. The bill would revise eligibility requirements for Medicare supplement coverage, including the guaranteed issue of coverage, and would add 2 benefit plans. The bill would also revise application procedures for this coverage.

Because a violation of the new requirements for Medicare supplement coverage issued by a health care service plan would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 207 (SB 708) Speier Drug discount program: conditions of participation.

Existing law establishes the federal Medicaid program, administered by each state, California's version of which is the Medi-Cal program. The Medi-Cal program, which is administered by the State Department of Health Services, provides qualified low-income persons with health care services.

Existing federal law requires the United States Secretary of Health and Human Services to enter into an agreement with each manufacturer of covered drugs that are not subject to a rebate under an agreement between the state Medicaid program and the manufacturer under which the amount required to be paid to the manufacturer for covered drugs, with certain exceptions, purchased by a covered entity, as defined, does not exceed an amount equal to the average manufacturer price for the drug under the federal Medicaid program in the preceding calendar quarter, reduced by the rebate received pursuant to the Medicaid agreement.

This bill would require the State Department of Health Services to develop a standard contract for private nonprofit hospitals whereby a hospital that elects to participate in the drug discount program established under federal law shall agree to provide charity care on a continuing basis.

Ch. 208 (SB 665) Migden California Career Resource Network.

Existing law establishes various career preparation programs, including the School-to-Career Program, which provides grants for local agencies to build connections between educators, employers, local government, and the community, as specified. Existing law also establishes the California Occupational Information Coordination Committee for the purposes of, among other things, developing a plan for the use of available resources to design and implement a statewide comprehensive labor market and occupational supply and demand information system.

This bill would repeal the California Occupational Information Coordination Committee and instead establish the California Career Resource Network for the purpose of providing career development information and resources, as provided. The bill would also make conforming changes.

Ch. 209 (SB 467) Lowenthal Carl Moyer Memorial Air Quality Standards Attainment Program.

Existing law establishes the Carl Moyer Memorial Air Quality Standards Attainment Program, which provides grants to offset the incremental cost of eligible projects that reduce oxides of nitrogen from heavy-duty mobile sources in the state. Existing law requires the State Air Resources Board to establish or update grant criteria and guidelines consistent with the program for covered vehicle projects.

This bill would require the state board to revise the grant criteria and guidelines to incorporate projects in which an applicant turns in nonroad internal combustion technology and equipment that the applicant owns and that still has some useful life, coupled with the purchase of new nonroad zero-emission technology and equipment that is in a similar category or that can perform the same work. The bill would impose certain restrictions on the state board's evaluation of the cost-effectiveness of a project.

Ch. 210 (SB 376) Soto Three Valleys Municipal Water District: standby charge authority.

The existing Municipal Water District Law of 1911 authorizes a municipal water district, by ordinance or resolution, as specified, to impose an annual water standby assessment or availability charge in any portion of the district to which the water is made available by the district, whether the water is actually used or not. The existing Uniform Standby Charge Procedures Act generally authorizes a local agency that is authorized to provide water service to impose, in any given year and in accordance with prescribed procedures, a water standby charge on land to which water service is made available by that local agency. Article XIII C and Article XIII D of the California Constitution subject local governmental entities to various requirements prior to imposing or increasing certain taxes, fees, or assessments.

This bill would authorize the Three Valleys Municipal Water District, by resolution, to adopt an assessment with a schedule of annual adjustments, and to adjust the amount of an assessment in a specified manner, if certain conditions are met. The bill would impose prescribed notice and hearing requirements. The bill would state that, for the purposes of those constitutional provisions, the district has not increased an assessment if the district adjusts an assessment in a specified manner.

Ch. 211 (SB 157) Ackerman Taxation: installment payment agreements: business taxpayers.

Existing law allows an individual taxpayer to enter into an installment payment agreement with the Franchise Tax Board for the payment of the amount of the taxpayer's tax liability, but permits all taxpayers, including business entities, to enter into installment agreements, regarding the payment of tax liability, during the tax amnesty period from February 1, 2005, until March 31, 2005. Under existing law, certain nonindividual taxpayers are subject to a 50% amnesty penalty, as provided, if they have a balance due after March 31, 2005, and have not entered into installment payment agreements with the Franchise Tax Board by that time, even though they might have informally agreed to pay the amount of the tax owed.

This bill would expand the category of taxpayers that are allowed to enter into installment payment agreements with the Franchise Tax Board to include nonindividual taxpayers. This bill would also require that certain informal payment plan arrangements between the Franchise Tax Board and nonindividual taxpayers be treated as installment payment agreements for amnesty purposes, and would postpone until July 1, 2005, the imposition of the specialized tax services fee, as provided, for specified installment agreements.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 212 (SB 878) Dunn Charitable solicitation disclosures.

Existing law requires certain disclosures to be made prior to any solicitation or sales solicitation for charitable purposes.

This bill would revise the requirements for these disclosures, including deleting provisions requiring disclosure of the percentage of the amount collected that is used for charitable purposes.

Ch. 213 (SB 1085) Migden Infrastructure financing districts: public trust lands.

Existing law authorizes the formation by local legislative bodies of infrastructure financing districts, which may include specified types of areas, to incur debt, as defined, or provide for tax increment allocation, to finance the purchase, construction, expansion,

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improvement, seismic retrofit, or rehabilitation of specified types of real or tangible property, including specified types of facilities, pursuant to an infrastructure financing plan adopted pursuant to specified procedures.

This bill would include a public agency that owns all the land to be included in a proposed district within the definition of “landowner” for purposes of these provisions.

This bill would, with respect to the City and County of San Francisco, expand the definition of “debt” for these purposes, include environmental remediation and certain types of repairs within those projects that may be financed, include various facilities within those qualifying for financing, and make various conforming changes. It would, with respect to the City and County of San Francisco, include tidelands and submerged lands subject to the public trust for commerce, navigation, and fisheries, and the applicable statutory trust grant or grants, among the areas that may be included in an infrastructure financing district and make related changes, would make various changes in the procedures for formation of the district and adoption of an infrastructure financing plan if all the land in the district would be publicly owned, and would authorize the amendment of an infrastructure financing plan to extend time limitations for receipt of property tax increment, subject to specified conditions.

Ch. 214 (SB 772) Ducheny Environment: border region: waste and used tires.

The existing California Tire Recycling Act requires the California Integrated Waste Management Board to administer a tire recycling program that promotes and develops alternatives to the landfill disposal of used whole tires. The board is required to adopt and biennially update a 5-year plan to establish goals and priorities for the waste tire program, including specified program elements. The budget for implementation of the act and the funding of the tire recycling program are based upon the 5-year plan.

This bill would additionally require the plan to include specified border region activities, conducted in coordination with the California Environmental Protection Agency, including training programs, environmental education, waste tire abatement, tracking tire flow across the border, and coordination with regard to environmental and control requirements.

Ch. 215 (AB 220) Committee on Public Safety Domestic violence.

Existing law permits the Board of Prison Terms, at parole hearings, to consider evidence that a prisoner suffered from battered women’s syndrome at the time the crime was committed.

This bill would change the reference from battered women’s syndrome to intimate partner battering.

Existing law provides that commissioners and deputy commissioners who conduct parole hearings must be trained in domestic violence and battered women’s syndrome.

This bill would change the reference from battered women’s syndrome to intimate partner battering.

Existing law directs that health care providers be trained in the dynamics of victimization, including battered women’s syndrome.

This bill would change the reference to intimate partner battering.

Existing law provides that a court may consider expert testimony about battered women’s syndrome when considering whether or not to grant custody to a parent who has been convicted of murdering the other parent of the child who is the subject of the order.

This bill would change the reference from battered women’s syndrome to intimate partner battering.

Existing law precludes a civil action against a defendant based upon a conviction for murder or attempted murder if the defendant presented substantial evidence at trial that he or she was the victim of battered women’s syndrome, or if the defendant’s parole was granted due to evidence of battered women’s syndrome that was presented to the Board of Prison Terms.

This bill would change the reference from battered women's syndrome to intimate partner battering.

The bill would incorporate additional changes to Section 3030 of the Family Code made by this bill and SB 594 to take effect if both bills are chaptered and this bill is chaptered last.

Ch. 216 (AB 268) Matthews Unprofessional conduct.

Existing law requires reporting by a physician and surgeon and various other persons, including a coroner, clerk of court, prosecutor, and professional liability insurer, to the Medical Board of California or the California Board of Podiatric Medicine relative to criminal indictments, criminal convictions, negligence, patient deaths, and other matters concerning a physician and surgeon or podiatrist.

This bill would instead require reporting to the Osteopathic Medical Board of California with respect to licensees of that board.

Ch. 217 (AB 297) Yee State employees: requirements to file charges.

Existing law permits any person, except for a current ward of the California Youth Authority or a current inmate of the Department of Corrections, with the consent of the State Personnel Board or the appointing power, to file charges against a state employee requesting that adverse action be taken for one or more causes for discipline.

This bill would specify that a current patient of a facility operated by the State Department of Mental Health also may not file these charges against a state employee.

Ch. 218 (AB 493) Frommer Multiple employer welfare arrangements: investments.

Existing law allows creation of multiple employer welfare arrangements (MEWAs) to allow employer members or trade associations to create trust funds for the purpose of providing health care benefits to their employees or members. Under existing law, a MEWA is required to comply with specified investment requirements.

This bill would revise the requirements for the investment of the assets of a MEWA.

Ch. 219 (AB 512) Richman Clinical laboratories.

Under existing law, the State Department of Health Services licenses and regulates clinical laboratories and clinical laboratory personnel. A violation of these provisions is a misdemeanor. Under existing law, the department may deny, suspend, or revoke a license or registration for specified reasons.

This bill would also authorize the department to deny, suspend, or revoke a license or registration for failure to comply with specified disease reporting requirements.

Existing law authorizes the department to impose specified penalties in lieu of, or in addition to, revocation or suspension of a license or registration.

This bill would also authorize the department to impose civil monetary penalties for failure to comply with specified disease reporting requirements.

Because a violation of the bill would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 220 (AB 520) Parra Civil administrative penalties: food and agriculture violations.

Under existing law, persons who sell certain agricultural commodities are required to provide a record of proof of ownership, as specified. Existing law prohibits any person knowingly falsifying those records or causing those records to be falsified. Violation of these provisions is a misdemeanor pursuant to other provisions of law.



This bill would authorize the Secretary of Food and Agriculture, or the County Agricultural Commissioner to, in lieu of prosecution, levy a civil fine against persons violating those provisions, as specified.

Under existing law, in lieu of civil prosecution, the Secretary of Food and Agriculture or the County Agricultural Commissioner may levy a civil penalty against any person for a violation relating to the use of a California Grown seal on agricultural products of not more than \$500 for each violation.

This bill would authorize the secretary or the commissioner to levy a civil penalty against any person violating provisions relating to fruit, nut, and vegetable standards. The civil penalties would range from not more than \$500 or \$3,000 for first violations, as specified, to fines up to \$1,000 or \$5,000 for subsequent or other violations, as specified.

Ch. 221 (AB 599) Gordon Mental health account: primary goals: California veterans.

Existing law authorizes a county to appoint a county veterans service officer and to prescribe the duties of that office.

Existing law sets forth the primary goals of the mental health account of a local mental health trust fund, including, but not limited to, services for seriously emotionally disturbed children and adolescents, and adults and older adults who have a serious mental disorder.

This bill would specifically include within this priority, veterans in need of mental health services who are not eligible for care by the federal Department of Veterans Affairs or other federal health care providers and would require the county to refer the veteran to the county veterans service officer, if any, prior to denying eligibility, thereby imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 222 (AB 621) Cogdill Milk.

Existing law requires the Secretary of Food and Agriculture to require inspections at least quarterly of all milk products plants that pasteurize milk or milk products, manufacture cheese, or manufacture raw milk cheese, and requires that the inspection procedures include specified elements.

This bill would provide that milk products plants that have been approved to use Hazard Analysis Critical Control Points (HACCP) procedures under the auspices of the National Conference of Interstate Milk Shipments, or a state or federal regulatory agency, may adhere to the inspection protocol of the HACCP regulatory enforcement procedures.

Existing law prohibits a dairy cow farm that was marketing market milk on August 1, 1996, from marketing manufacturing milk, except as specified.

This bill would apply this prohibition to a dairy cow farm that was marketing market milk on August 1, 2005, and would prohibit a dairy cow farm that begins operation on or after January 1, 2006, from marketing manufacturing milk, except as specified. A violation of this provision would be a misdemeanor. Because this bill would expand an existing crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 223 (AB 856) Bass Baldwin Hills Conservancy.

Existing law establishes the Baldwin Hills Conservancy to acquire and manage public lands within the Baldwin Hills area, and to provide recreational, open space, wildlife habitat restoration and protection, and lands for educational uses within the area. Existing law requires that the governing board of the conservancy consist of 6 nonvoting members.

This bill would increase from 6 to 7 the number of nonvoting members of the board and add the Director of the Department of Conservation, or his or her designee, as a nonvoting member.

The bill would require that all meetings of the board be subject to the Bagley-Keene Open Meeting Act instead of the Ralph M. Brown Act. The bill would also eliminate the requirement that the conservancy obtain and maintain liability insurance for the acts or omissions of the conservancy's agents, employees, and volunteers.

Ch. 224 (AB 885) Keene Real property: mortgages.

(1) Existing law requires a person recording a notice of default or a notice of sale under any deed of trust or mortgage with power of sale to perform specified actions. These actions include, but are not limited to, mailing a copy of the notice with the recording date shown and a copy of the notice of the time and place of sale, as specified, to each person requesting a copy and to each trustor or mortgagor at his or her last known address if different than the address specified in the deed of trust or mortgage with power of sale.

This bill would modify the definition of "last known address" for purposes of these provisions.

(2) Existing law provides that all sales of property under the power of sale contained in any deed of trust or mortgage shall commence at the time and location specified in the notice of sale, and requires any postponement to be announced at that time and location or at any time prior to the completion of the sale at the discretion of the trustee or upon instruction by the beneficiary to the trustee that the sale proceedings be postponed. Existing law permits a maximum of 3 postponements of the sale proceedings, and requires a new notice of sale to be given before any further sale proceedings may be scheduled. Existing law also requires the trustee to postpone the sale upon the order of any court of competent jurisdiction, or where stayed by operation of law, or by the mutual agreement of any trustor and any beneficiary or any mortgagor and any mortgagee; however, any such postponement does not count in determining the maximum number of postponements permitted without giving a new notice of sale.

This bill, instead, would permit any number of postponements of the sale proceedings at any time prior to the completion of the sale, for any period of time not to exceed a total of 365 days from the date set forth in the notice of sale, upon the order of any court of competent jurisdiction, where stayed by operation of law, by mutual agreement of any trustor and any beneficiary or any mortgagor and any mortgagee, at the discretion of the trustee, or upon instruction by the beneficiary to the trustee that the sale proceedings be postponed. Any postponements beyond the 365-day period would require a new notice of sale to be given before any further sale proceedings may be scheduled.

Ch. 225 (AB 983) Laird Housing: downpayment assistance.

Existing law governing housing and home finance generally defines the term "affordable housing cost," with respect to very low, lower, and moderate-income households receiving assistance on or after January 1, 1991. Pursuant to that definition, housing costs may not exceed the product of a specified percentage times a specified percent of the area median income. This definition is used for determining, among other things, the affordability of housing made available pursuant to a requirement that a redevelopment agency allocate 20% of tax-increment revenues for housing available at affordable housing cost.

Existing law, until January 1, 2006, authorizes any redevelopment agency in Santa Cruz County to make assistance available from its low- and moderate-income housing fund

directly to a home buyer and separately defines affordable housing cost for these purposes. Existing law imposes specified reporting requirements on those redevelopment agencies.

This bill would extend the repeal date of these provisions for redevelopment agencies within Santa Cruz County to January 1, 2008, and would make related changes in the reporting requirements. The bill would make the provisions that separately define affordable housing costs in Santa Cruz County for purposes of making assistance available from the low- and moderate-income housing fund directly to a home buyer also applicable to the Contra Costa County Redevelopment Agency and the Monterey County Redevelopment Agency for those purposes. The bill would require the Controller to furnish to the Legislature and the Director of Housing and Community Development the additional information these redevelopment agencies are required to include in their annual reports.

Ch. 226 (AB 1048) Pavley Motor carriers.

Existing law imposes various requirements upon owner-operators providing transportation services to a motor carrier under the direction and control of that motor carrier, as specified. Existing law makes a motor carrier that engages an owner-operator responsible for the compliance of that owner-operator with certain laws and regulations relating to commercial motor vehicle safety, if the owner-operator meets certain requirements.

This bill, instead, would make a motor carrier that engages a person who owns, leases, or otherwise operates not more than one commercial motor vehicle to provide transportation services under the direction and control of the motor carrier, responsible for the compliance of that person with the specified laws and regulations. The bill would revise the definition of “direction and control” for these purposes.

Ch. 227 (AB 1201) Laird Sierra Nevada Conservancy.

Existing law establishes the Sierra Nevada Conservancy, to undertake various activities related to the Sierra Nevada Region, as defined, and prescribes the management, powers, and duties of the conservancy. Existing law authorizes the conservancy to acquire from willing sellers or transferors an interest in real property, but prohibits the conservancy from acquiring a fee interest in real property. Existing law authorizes the conservancy to receive, among other things, gifts, donations, and a fee interest in real property.

This bill would revise the description of the Sierra Nevada Region for purposes of the conservancy.

This bill would specify that the conservancy may not acquire a fee interest in real property by purchase. The bill would also authorize the conservancy to receive bequests and devises. The bill would make various technical, nonsubstantive changes in those provisions.

Ch. 228 (AB 1329) Wolk Design-build contracting: cities.

Existing law requires public entities to comply with certain procedures in soliciting and evaluating bids and awarding contracts for the erection, construction, alteration, repair, or improvement of any public structure, building, road, or other public improvement. Existing law, until January 1, 2006, permits certain counties, with the approval of the board of supervisors, to enter into design-build contracts, as defined, in accordance with specified provisions.

This bill would, until January 1, 2011, permit cities in the Counties of Solano and Yolo, with the approval of the city council, to enter into specified design-build contracts, as defined, in accordance with specified provisions. This bill would require cities that elect to use the described design-build contract procurement process to report to the Legislative Analyst’s office before December 1, 2009.

This bill would also require the Legislative Analyst’s office to report to the Legislature regarding the effectiveness of the design-build program.

This bill makes legislative findings of the necessity to enact special legislation with respect to cities located in the Counties of Solano and Yolo.

This bill would require specified information to be verified under oath, thus imposing a state-mandated local program by expanding the scope of an existing crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 229 (AB 1358) Mullin Acquisition of proposed schoolsites: notice.

Existing law requires the governing board of each school district, before acquiring title to property for a new schoolsite, to provide the State Department of Education written notice of the proposed acquisition, along with any information required by the department, if the proposed site is within two miles, measured by air line, of that point on an airport runway or potential airport runway included in an airport master plan that is nearest to the site. Existing law requires the State Department of Education, upon receipt of the notice, to notify the Department of Transportation in writing of the proposed acquisition. Existing law requires the Department of Transportation to investigate the proposed site and submit a report of its findings and recommendations concerning acquisition of the site to the State Department of Education. Existing law requires the State Department of Education to forward the report to the governing board of the school district. Existing law provides that state or local funds may not be apportioned or expended for acquisition of a site if the Department of Transportation's recommendation does not favor acquisition of the site.

This bill would require a school district to provide the Department of Transportation with that notice before leasing property for a new schoolsite. This bill also would make these provisions applicable to charter schools.

Ch. 230 (AB 1359) Chan Prescription drug plans.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, the willful violation of which is a crime, provides for the licensure and regulation of health care service plans and specialized health care service plans by the Department of Managed Health Care and other provisions of law provide for the regulation of life and disability insurers by the Department of Insurance.

This bill would require a sponsor of a prescription drug plan authorized by the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 in this state to be licensed as a health care service plan or as a life and disability insurer.

Because a willful violation of the bill would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 231 (AB 1424) Saldana Taxation: delinquent tax liabilities: surplus line brokers.

Existing law imposes a gross premiums tax on, among others, surplus line brokers, which is measured by gross premiums less return premiums with certain exceptions, and provides for the processing and auditing of tax returns by the Department of Insurance, for the issuing of deficiency assessments, and the processing of petitions and refunds by the State Board of Equalization. Existing law provides that the tax levied upon an insurer, as specified, is a lien upon all property owned by the insurer, imposes a penalty on any insurer who fails to pay any tax, as specified, and disallows a corporate dissolution or bankruptcy discharge unless all tax obligations are paid.

This bill would clarify that surplus line brokers are subject to these same lien provisions that apply to other insurers.

Ch. 232 (SB 546) Dutton Office of Emergency Services: public-private partnerships.

The California Emergency Services Act sets forth the duties of the Office of Emergency Services in overseeing and coordinating various emergency response programs in the state.

This bill would authorize the office to share facilities and systems that would, among other things, include private businesses and nonprofit organizations in a voluntary program that would integrate private sector emergency preparedness measures into governmental disaster planning programs to the extent that the cost of the program is reimbursed by the private sector.

The bill would create the Disaster Resistant Communities Account in the General Fund and would require that any new activity undertaken by the office under these provisions is contingent upon the receipt of private donations to the account.

Ch. 233 (AB 823) Nava Disaster response.

Existing law ratifies, approves, and sets forth the provisions of the Interstate Civil Defense and Disaster Compact.

This bill would, until March 1, 2007, ratify, approve, and set forth the provisions of the Emergency Management Assistance Compact. The bill would also require the state to indemnify and make whole any officer or employee who is a resident of California, or his or her heirs, if the officer or employee is injured or killed in another state when rendering aid pursuant to the compact. It would require the Attorney General or other legal counsel provided by the state to defend local government or special district personnel who are officially deployed under the provisions of the compact, as specified, and would require indemnification of these personnel subject to the same conditions and limitations applicable to state employees.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 234 (AB 128) Committee on Budget Education finance.

(1) Existing law requires the Superintendent of Public Instruction, with the approval of the State Board of Education, to develop the California High School Exit Examination in English language arts and mathematics in accordance with state academic content standards. Existing law requires, commencing with the 2003–04 school year and each school year thereafter, each pupil completing grade 12 to successfully pass the exit examination as a condition of graduation from high school.

Existing law requires the governing board of each school district maintaining any or all of grades 2 to 9, inclusive, to offer, and authorizes a charter school to offer, programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in grades 1 to 9, inclusive, who have been recommended for retention or who have been retained, and authorizes a school district or charter school to require a pupil who has been retained to participate in supplemental instructional programs.

This bill would provide specified funding for eligible pupils, as defined, who are required to pass the California High School Exit Examination, to be used for intensive instruction and services for those pupils, and provides for the allocation of those funds to schools. The bill would make an appropriation as it would revise items of the Budget Act of 2005 to provide funds for this purpose. The bill would also make an appropriation as it would provide that funds received for supplemental instruction may also be used for these purposes.

(2) Existing law, the Budget Act of 2005, appropriates certain funds for purposes of special education instruction to fund the costs of children placed in licensed children's institutions who attend nonpublic schools based on a funding formula specified in existing law, and appropriates funds for various special education purposes.

This bill would make an appropriation as it would revise the amounts available for these purposes and would place certain requirements on the use of these funds.

(3) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 235 (SB 12) Escutia School food nutrition.

(1) Existing law prohibits the sale of certain beverages and food items at elementary schools, and at middle and high schools participating in a pilot program.

This bill would, commencing July 1, 2007, limit those provisions, revised as specified, to elementary schools.

The bill, additionally, would prohibit the sale of certain beverages and food items, as specified, at all middle, junior high, and high schools, commencing July 1, 2007.

The bill would provide the intent of the Legislature that the governing board of a school district annually review its compliance with certain nutrition standards.

(2) Existing law requires the Superintendent of Public Instruction to monitor school district compliance with specified pupil nutrition and activity requirements, as specified, and requires certain school districts to report their compliance to the Superintendent, as specified.

This bill would, instead, authorize the Superintendent to monitor that school district compliance and would require those monitored school districts to report their compliance, as specified.

(3) The bill would make additional, nonsubstantive, conforming changes.

Ch. 236 (SB 281) Maldonado California Fresh Start Pilot Program.

Existing state and federal laws require all schools participating in meal programs to provide nutritious food and beverages to pupils.

Existing law requires that the sale of all foods on school grounds at an elementary school be approved for compliance with specified nutrition standards.

Existing law requires that a minimum of 50% of the food items, except as specified, offered for sale each schoolday at any schoolsite by any entity or organization during regular school hours be selected from a list of specified items, including specified fruits, vegetables, and fruit and vegetable juices.

Existing law requires the State Department of Health Services to establish and implement, to the extent funds other than state general funds are available, a "5 A Day—For Better Health" program for the purpose of promoting public awareness of the need to increase the consumption of fruits and vegetables as part of a low-fat, high-fiber diet in order to improve health and prevent major chronic diseases, including diet-related cancers.

This bill would establish, within the State Department of Education, the California Fresh Start Pilot Program, to be administered by the department, in consultation with the Department of Food and Agriculture and the State Department of Health Services, in order to encourage public schools maintaining kindergarten or any of grades 1 to 12, inclusive, to provide fruits and vegetables that have not been deep fried to pupils in order to supplement other fruits and vegetables that have not been deep fried and that are available to those pupils, and in order to promote the consumption of nutritious fruits and vegetables by schoolage children.

The bill would make an appropriation by requiring that, of the funds appropriated in a specified item of the Budget Act of 2005, \$400,000 shall be available for the department to provide grants to a county office of education or a community college selected on a competitive basis, to be allocated in the amount of not more than \$100,000 to develop an online professional development seminar for schoolsite staff on serving, marketing, and promoting nutritious fruits and vegetables, and not more than \$300,000 to contract with an independent evaluator to conduct a comprehensive evaluation, as specified.

The bill would require the department, in consultation with the Department of Food and Agriculture, the State Department of Health Services, and the State Board of Education, to

develop emergency regulations necessary to implement the program and to establish guidelines for the administration and evaluation of the program.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 237 (SB 965) Escutia Pupil nutrition: beverages.

Existing law requires the governing board of a school district to give diligent care to the health and physical development of pupils. Existing law restricts the sale of beverages to pupils at an elementary school to certain specified beverages, including water, milk, and 100% fruit juices, and at a middle or junior high school at specified times to certain specified beverages.

This bill would modify the list of beverages that may be sold to pupils at an elementary or a middle or junior high school, and would restrict the sale of beverages to pupils at a high school at specified times to certain specified beverages.

Ch. 238 (SB 972) Poochigian Crime victims: restitution.

Existing law requires a court to impose a restitution fine and order upon a person who is convicted of a crime.

This bill would authorize a court to specify that funds confiscated at the time of arrest may be applied to the restitution fine or order, if the funds are not otherwise exempt from confiscation.

Existing law created a 4-year pilot program whereby the State Board of Control collaborated with judges to amend restitution orders, as specified.

This bill would repeal that pilot program.

Under existing law, if a defendant is incarcerated at a state prison with a 2-way audiovideo communication capability, the Department of Corrections may arrange for a hearing to impose or amend a restitution order.

This bill would authorize the department to collaborate with a court in any county to arrange for that hearing, if the victim has received assistance from the Restitution Fund.

Existing law sets forth procedures for the disposition of an estate.

This bill would provide that when a deceased person has an heir who is confined in a state or local correctional facility, the estate attorney, or beneficiary, personal representative, or person in possession of property of the decedent shall give the Director of the California Victim Compensation and Government Claims Board notice of the decedent's death and the name and location of the decedent's heir not later than 90 days after the date of death, as specified.

Existing law provides for restitution to a victim of crime committed by a minor.

This bill would make nonsubstantive, technical changes to that provision.

Ch. 239 (SB 180) Kuehl Human trafficking.

Existing law establishes various task forces for purposes of crime prevention and law enforcement.

This bill would establish the California Alliance to Combat Trafficking and Slavery (California ACTS) Task Force and require it to evaluate various programs available to victims of trafficking and various criminal statutes addressing human trafficking, and report to the Legislature, Governor, and Attorney General on or before July 1, 2007.

Existing law establishes the Commission on Peace Officer Standards and Training.

This bill would require the commission to develop a course or courses for peace officers relating to human trafficking, as specified. The bill would provide that participation in the courses by law enforcement would be voluntary.

Ch. 240 (AB 22) Lieber Trafficking in persons.

Existing law establishes the offenses of slavery and involuntary servitude. Existing law also makes it an offense to entice an unmarried female minor for purposes of prostitution, as specified, or to aid or assist with the same, or to procure by fraudulent means, any female to

have illicit carnal connection with any man. Existing law also makes it a crime to take away any minor as specified, for purposes of prostitution.

This bill would establish the crime of trafficking of a person for forced labor or services or for effecting or maintaining other specified felonies, and the crime of trafficking of a minor for those purposes, punishable by terms of imprisonment in the state prison for 3, 4, or 5 years, or 4, 6, or 8 years, respectively. The bill would permit a victim of trafficking to bring a civil action for actual damages, provide for restitution and punitive damages, and would establish a victim-caseworker privilege.

By creating new crimes, this bill would impose a state-mandated local program.

The bill would require state and local law enforcement agencies to issue a Law Enforcement Agency Endorsement for all trafficking victims within 15 business days of initial contact with the victim.

By imposing new duties on local law enforcement agencies, this bill would impose a state-mandated local program.

Existing law establishes various advisory bodies in connection with domestic violence.

The bill would establish a task force to study various issues in connection with human trafficking and to advise the Legislature, as specified. The provisions relating to the task force would be repealed January 1, 2008.

Existing law requires the Attorney General to give priority to matters involving organized crime, gang activities, drug trafficking, and cases involving a high degree of risk to the witness.

This bill would include human trafficking in that list of priorities.

This bill would incorporate additional changes in Section 186.2 of the Penal Code proposed by AB 988 to become operative only if this bill and AB 988 are enacted and become effective on or before January 1, 2006, and this bill is enacted last.

This bill would incorporate additional changes in Section 1202.4 of the Penal Code proposed by SB 972 to become operative only if this bill and SB 972 are enacted and become effective on or before January 1, 2006, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Ch. 241 (SB 13) Bowen Personal information.

The existing Information Practices Act of 1977 generally prohibits a state agency from disclosing any personal information in a manner that would link the information to the individual to whom it pertains unless the disclosure of the information is, among other things, to the University of California or a nonprofit educational institution conducting scientific research if specified confidentiality requirements are met.

This bill would revise the provision authorizing a state agency to disclose personal information to those institutions by permitting that disclosure only if the request is approved by the Committee for the Protection of Human Subjects for the California Health and Human Services Agency. The bill would also establish criteria for the review and approval of the request, as specified.

Existing law prohibits the disclosure of confidential information regarding applicants and recipients of public assistance benefits, with certain exceptions that include allowing the State Department of Social Services to make case records available for research purposes provided that the research will not result in the disclosure of the identity of applicants for or recipients of public social services.



This bill would allow the department to make these case records available provided that making them available will not result in disclosure of the identity of applicants for or recipients of public social services and will not disclose personal information in a manner that would link the information to the individual to whom it pertains, except as specified.

The bill would also make a statement of legislative intent regarding the protection of personal information.

Ch. 242 (SB 14) Campbell Income tax: underpayment penalty relief.

The Personal Income Tax Law and the Corporation Tax Law impose a penalty on a taxpayer who underpays an estimated income tax. Those laws also specify that a penalty may not be imposed for an underpayment in specified taxable years if the underpayment was created or increased by specified changes in law.

This bill would preclude a penalty from being imposed under these laws for an underpayment in a specified taxable year or in any taxable year thereafter if the underpayment was created or increased by a change in law in that same taxable year, as specified.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 243 (SB 35) Florez California Children and Families Program.

(1) The California Children and Families Act of 1998, an initiative measure, requires that the California Children and Families Program, established by the act, be funded by surtaxes imposed on the sale and distribution of cigarettes and tobacco products and deposited into the California Children and Families Trust Fund, and that the fund be used for the implementation of comprehensive early childhood development and smoking prevention programs. Existing law establishes a state commission, First 5 California, with powers and duties relating to the administration of the act on a state level, and authorizes a county's board of supervisors to establish a county children and families commission to administer the act on a county level.

Existing law requires county commissions, for each fiscal year, to receive the portion of the total moneys available to all county commissions equal to the percentage of the number of births recorded in the relevant county (for the most recent reporting period) in proportion to the number of births recorded in all of the counties participating in the California Children and Families Program (for the same period), if certain requirements are met.

Existing law requires each county commission, on or before October 15 of each year, to conduct an audit of, and issue a written report on the implementation and performance of, its functions during the preceding fiscal year, and requires the state commission to prepare a written report that consolidates, summarizes, analyzes, and comments on the annual audits and reports submitted by all of the county commissions.

This bill would require each county commission, on or before November 1 of each year, to submit its audit and report to the state commission. It would require the report to be in a format prescribed by the state commission, if the state commission approves that format in a public meeting prior to the fiscal year in which it is to be utilized. The bill would require that the state commission's report include a listing, by category, of the aggregate expenditures on program areas funded by the state and county commissions. It would also authorize the state commission to withhold funds that would otherwise be allocated to the county commission from the California Children and Families Trust Fund in the event a county commission does not submit required information for the written report.

This bill, in addition, would require the Controller to issue guidelines for expanded annual audits of each county commission and associated quality control functions, subject to funding by the state commission, and to present the final audit guidelines and implementation plan to the state commission in a public meeting on or before April 30, 2006.

This bill would only become operative if AB 109 of the 2005-06 Regular Session is enacted and becomes operative.

(2) The California Constitution provides that the Legislature may amend an initiative statute by another statute that becomes effective only when approved by the voters unless the initiative statute permits amendment without voter approval. The act provides that it may be amended only by a vote of  $\frac{2}{3}$  of the membership of both houses of the Legislature and that all amendments pursuant to this provision shall be to further the act and must be consistent with its purposes.

This bill, in conformance with those requirements, would declare that its provisions further the act and are consistent with its purposes.

Ch. 244 (SB 45) Alarcon Intermodal marine terminals.

Existing law imposes special regulations on various business activities but does not specifically regulate detention and per diem charges imposed by intermodal terminals on intermodal equipment used by motor carriers.

This bill would prohibit an intermodal marine equipment provider or marine terminal operator from imposing per diem, detention, or demurrage charges, as defined, on an intermodal motor carrier relative to transactions involving cargo shipped by intermodal transport under certain circumstances. The bill would also prohibit an intermodal marine equipment provider from terminating, suspending, or restricting equipment interchange rights of a motor carrier for specified reasons and from charging back, deducting, or offsetting per diem, detention, or demurrage charges or certain other charges from the motor carrier's freight bill.

Ch. 245 (SB 49) Machado Land conservation contracts.

Existing law makes the current fair market valuations required to determine the cancellation fee for removing land from a Williamson Act conservation contract subject to appeal to the county board of equalization. Existing law requires the county assessor to send a notice to the assessee that indicates the current fair market value of the land as though it were free of the contractual restriction and to notify the landowner and the Department of Conservation of the opportunity to request formal review from the assessor. Existing law permits the Department of Conservation or the landowner, if either believes that the current fair market valuations are inaccurate, to request formal review from the county assessor in the county considering the cancellation petition. Existing law permits the assessor to formally review the valuation pursuant to specified procedures and to recompute the cancellation fee, as specified.

This bill would require the county assessor to formally review the valuation upon receiving a request for formal review if he or she determines that additional information submitted by the requesting party may have a material effect on the valuation of the property, thereby imposing a state-mandated local program. It would also make other related changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 246 (SB 78) Committee on Budget and Fiscal Review Budget Act of 2004: contingencies and emergencies.

The Budget Act of 2004 appropriated specified amounts from the General Fund, unallocated special funds, and unallocated nongovernmental cost funds for expenditure for contingencies or emergencies upon written notification from the Director of Finance. The Budget Act of 2004 also appropriated specified amounts for loans to state agencies for contingencies or emergencies.

This bill would appropriate \$89,426,000, as scheduled, in augmentation of these Budget Act appropriations. The bill would provide that certain of these funds will revert to the General Fund if unencumbered as of the effective date of this act.

This bill would declare that it is to take effect immediately as a statute providing for the usual current expenses of the state.

Ch. 247 (SB 97) Murray Commercial electronic mail: penalties.

Existing law prohibits a person or entity from using commercial e-mail advertisements containing certain falsified, misrepresented, obscured, or misleading information. Existing law authorizes the Attorney General, an e-mail service provider, or the recipient of an unsolicited commercial e-mail advertisement transmitted in violation of these provisions to bring an action to recover actual damages and liquidated damages of \$1,000 per unsolicited commercial e-mail advertisement transmitted in violation of the provisions, up to \$1,000,000 per incident, subject to reduction by the court.

This bill would make a violation of these provisions a misdemeanor punishable by a fine of up to \$1,000, imprisonment of up to 6 months, or both that fine and imprisonment. By creating a new crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 248 (SB 110) Florez Fresno County Transportation Authority.

(1) The Fresno Transportation Improvement Act establishes the Fresno County Transportation Authority, which is authorized to impose a sales tax in Fresno County for up to 30 years for transportation purposes, subject to voter approval. Existing law specifies the wording of the proposition to be presented by the board of supervisors to voters in that regard.

This bill would delete the specific language for the proposition, and instead would require the language presented to the voters to include the nature of the tax to be imposed, the tax rate or maximum tax rate, the period during which the tax will be imposed, and the purposes for which the revenue from the tax will be used. The bill would authorize the board of supervisors to designate an agency to place the matter before the voters of Fresno County.

(2) Existing law provides that the authority shall consist of 7 members and authorizes the authority to amend the expenditure plan for the sales tax revenues by a majority vote.

This bill would expand the authority to 9 members and revise the composition of the authority. The bill would require the authority to establish a citizens oversight committee. The bill would modify the process for amending the expenditure plan to require approval of amendments by the board of supervisors and a majority of the cities in Fresno County constituting a majority of the county's incorporated population. The bill would thereby impose a state-mandated local program.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 249 (SB 135) Kehoe Community services districts.

Existing law contains provisions relating to the establishment of community services districts, including the formation of a district, the selection of a district governing board, the powers and duties of the board, and procedures for changing those powers.

This bill would repeal those provisions and enact the Community Services District Law which would specify the procedures for district formation, procedures for the selection of

district governing board members, the powers and duties of the board, and the procedures for changing those powers and duties. The bill would also make other conforming changes.

This bill would specify that a violation of any rule, regulation, or ordinance adopted by a board of directors of a community services district would be a misdemeanor. By creating a new crime, the bill would constitute a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 250 (SB 141) Soto Residential care facilities: preadmission fee refunds.

Existing law regulates the licensure and operation of residential care facilities for the elderly, including setting forth the basic services a facility is required to provide. Existing law requires that a licensee of a residential care facility for the elderly, if the licensee charges a preadmission fee, provide the applicant or his or her representative with a written general statement describing costs associated with the preadmission fee charges and stating whether or not the preadmission fee is refundable. If the preadmission fee or some portion thereof is refundable, existing law requires the statement to describe the conditions for the refund. A violation of the provisions relating to the licensure or operation of a residential care facility for the elderly is a crime.

This bill would provide that if the applicant decides not to enter the facility prior to the facility's completion of a preadmission appraisal or if the facility fails to provide full written disclosure of the preadmission fee charges and refund conditions, the applicant or the applicant's representative would be entitled to a refund of 100% of the preadmission fee. It would also require a preadmission fee in excess of \$500 to be refundable under certain conditions, and would require the licensee to provide the applicant or his or her representative with a written statement, stating that the preadmission fee is refundable and describing the conditions for the refund. By changing the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 251 (SB 158) Machado Powers of attorney: social security numbers.

The Uniform Statutory Form Power of Attorney Act establishes the procedures by which a person may appoint another person as his or her agent with various powers over property, business, estate, trust, and other decisions. Existing law sets forth a statutory form to be used for granting power of attorney and this form includes a line requiring the social security number of the person designating power of attorney.

This bill would delete that line for the social security number. The bill would also include a statement on the form that a third party may seek identification.

Ch. 252 (SB 197) Cox Sly Park Reservoir.

Existing law prohibits the recreational use of reservoirs where water is stored for domestic use to include recreation in which there is bodily contact with the water by a participant. Existing law exempts certain reservoirs from this prohibition and sets forth conditions and restrictions to ensure water purity. Existing law exempts Sly Park Reservoir from this prohibition if certain conditions are met. Among those conditions is the requirement that the water receive ongoing treatment by June 30, 2005, including, but not limited to, an advanced technology treatment.

This bill would remove the requirement that the ongoing water treatment commence on or before June 30, 2005, and instead require the water treatment to commence before the

reservoir may be used for recreational activity in which there is bodily contact with the water. The bill would also remove the advanced technology treatment requirement and instead require a treatment that complies with a specified federal standard.

Existing law requires that the recreational use of the reservoir be subject to additional conditions and restrictions adopted by the entity operating the reservoir that are designed to further protect public health.

This bill would, instead, make the reservoir subject to additional conditions and restrictions adopted by the entity or the State Department of Health Services that are necessary to further protect public health.

Existing law requires the El Dorado Irrigation District to file a report with the department on the recreational uses and water treatment program at the Sly Park Reservoir.

This bill would require the department to prescribe the degree of treatment necessary to abate any increased hazards in the Sly Park Reservoir resulting from body contact recreation based on information provided in the El Dorado Irrigation District report.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 253 (SB 271) Scott Charitable gift annuities.

Existing law generally regulates grants and annuities societies, which may receive transfers of property conditioned upon an agreement to pay an annuity to the transferor. Existing law limits the investments that the reserve for each annuity contract may be invested in, as specified.

This bill would state the intent of the Legislature that the reserve required to be maintained by a grants and annuities society be invested in a manner generally consistent with the provisions of law governing the investment of trust assets.

The bill would allow the reserves for these annuities contracts to be invested in investment companies registered under the federal Investment Company Act of 1940.

Existing law requires every grants and annuities society holding a certificate of authority to file with the Insurance Commissioner a copy of each agreement entered into between the permit or certificate holder and the transferor.

This bill would require such a grants and annuities society to file information regarding each agreement in the manner and at the times prescribed by the commissioner.

Existing law requires each annuity agreement covered by these provisions to show specified information, including the reasonably commensurate value of the benefits created.

This bill would eliminate the requirement that such an agreement show the reasonably commensurate value of the benefits created, and would add requirements that the agreement show the signature of each donor and a specified statement regarding the unprotected nature of the annuity. The bill would require each grants and annuities society holding a certificate of authority to certify annually to the commissioner that all agreements entered into during the time period covered by the certification show all of the information required pursuant to these provisions.

This bill would declare that it is to take effect immediately as an urgency statute, but that certain changes to existing law would become operative on January 1, 2006.

#### Ch. 254 (SB 274) Romero Incompatible offices: elected and appointed positions.

Existing statutory law forbids specified officers or employees from engaging in any employment, activity, or enterprise for compensation which is inconsistent, incompatible, or in conflict with, or inimical to, his or her duties as an officer or employee or with the duties, functions, or responsibilities of his or her appointing power or the agency by which he or she is employed, except as specified. The common law forbids the simultaneous holding of 2 offices that exercise sovereign power that are incompatible, the test for which is satisfied in each of the following circumstances: (1) when one office is superior to and exercises some supervisory power over the other, or has the power to remove the incumbent of the other or to audit the accounts of the other, (2) when there are inconsistent functions or divided

loyalties between the offices, or (3) when the nature and duties of the 2 offices render it improper, from consideration of public policy, for one incumbent to retain both. Existing law authorizes the Attorney General to bring an action against any person who unlawfully holds or exercises any public office.

This bill would, except as specified, provide that a public officer, including, but not limited to, an appointed or elected member of a governmental board, commission, committee, or other body, shall not simultaneously hold 2 public offices that satisfy this common law test for incompatibility. It would provide when 2 offices are incompatible that a public officer shall be deemed to have forfeited the first office upon acceding to the 2nd. It would state that this provision is enforceable by the Attorney General. It would further state that its provisions do not apply to a position of employment, as specified, or to a governmental body with only advisory powers.

The bill would state that it codifies the common law rule prohibiting an individual from holding incompatible public offices. It would further state that nothing in its provisions is intended to expand or contract the common law, and that it is intended that courts interpreting its provisions be guided by judicial and administrative precedent developed under the common law.

Ch. 255 (SB 353) Migden Claims against the state.

Existing law requires the California Victim Compensation and Government Claims Board to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state allowed by the board.

This bill would appropriate \$739,417.96 from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board. The bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from the Budget Act items of appropriation identified in this bill to Item 1870-001-0001 of Section 2.00 of the Budget Act of 2005.

This bill would appropriate \$6,384,798.15 from the Proposition 98 Reversion Account to the Executive Officer of the California Victim Compensation and Government Claims Board for payment of Sunnyvale School District desegregation claims and interest owed through the 1991-92 fiscal year.

This bill would approve the report submitted by the board on specified victim compensation claims.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 256 (SB 389) Morrow Automated teller machine fees.

Existing law prohibits an operator of an automated teller machine from imposing a surcharge upon a customer unless the surcharge is disclosed to the customer.

This bill would provide that an agreement to operate or share an automated teller machine may not prohibit, limit, or restrict the right of the operator or owner of the automated teller machine to charge a customer conducting a transaction using an account from a financial institution that is located outside the United States an access fee or surcharge.

Ch. 257 (SB 408) Margett Escrow agents.

Existing law provides for the licensing and regulation of escrow agents by the Commissioner of Corporations. Existing law requires the commissioner, until January 1, 2006, to charge and collect specified fees and assessments. Existing law, commencing January 1, 2006, revises the fees and assessments the commissioner is required to charge and collect.

This bill would change these dates to January 1, 2010, and would make related changes.

Existing law authorizes the commissioner to impose penalties on a person who fails to provide specified information to the commissioner.

This bill would impose a limit on the amount of those penalties.

Existing law requires a person seeking employment with an escrow agent to complete a specified employment application that asks certain questions, including whether the person has a criminal history.

This bill would provide that the question regarding a person's criminal history excludes inquiry into minor traffic citations that do not constitute a misdemeanor or felony offense.

Ch. 258 (SB 439) Simitian Public records: disclosure: public investment funds.

The California Public Records Act provides that, except for exempt records, every state or local agency, upon request, shall make records available to any person upon payment of fees to cover costs.

This bill would provide that, notwithstanding these provisions, specified records regarding alternative investments, as defined, in which public investment funds invest are not subject to disclosure under these provisions, unless the information is already publicly released by the keeper of the information. The bill would subject specified information contained in these records regarding alternative investments in which public investment funds invest to public disclosure and would provide that the information is not to be considered a trade secret exempt from disclosure.

Ch. 259 (SB 460) Margett Offender access to personal information.

Existing law prohibits specified offenders who are confined in county facilities or in facilities under the jurisdiction of the Department of Corrections and Rehabilitation from performing work that would give them access to the personal information of private persons, as specified.

This bill would, instead, prohibit any offender confined in a county facility or in a facility under the jurisdiction of the Department of Corrections and Rehabilitation from gaining other than incidental access to personal information, as specified.

By directing county agencies to limit who may participate in county and community work programs, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 260 (SB 502) Kehoe Weed and vegetation management.

(1) Existing law, relating to fire protection, requires firebreaks with respect to the maintenance of flammable vegetation or other combustible growth around occupied buildings located within very high fire hazard severity zones, as designated. Existing law exempts certain vegetation from those requirements.

This bill would revise that exemption, as specified.

Existing law defines the term "weeds" for the purposes of the abatement of hazardous weeds and rubbish as a public nuisance.

This bill would revise that definition, as specified.

(2) This bill would incorporate additional changes in Section 51182 of the Government Code and Section 4291 of the Public Resources Code, proposed by AB 1718, to be operative only if AB 1718 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 261 (SB 513) Soto California National Guard: benefits and protection: deferral of interest on financial obligations.

Existing law provides certain protection for members of the California National Guard and reservists called to active duty, as specified, during the period of military service, with respect

to, among other things, taxes or assessments, health or medical insurance, and death benefits payable to the surviving spouse or designated beneficiary of any member of the California National Guard, as specified.

This bill would create an additional benefit, subject to specified limitations, for members of the California National Guard killed in the line of duty in the service of the state or federal government by requiring a deferral, without penalty or accrual of any additional interest, for a period of 6 months after the member's death, of any interest on a financial obligation or liability, as specified, incurred by that member, or his or her surviving spouse, including any financial obligation or liability incurred by the member for which the member's beneficiary, as defined, is liable, before the member's entry into service.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 262 (SB 527) Alquist Redevelopment: senior housing.

The Community Redevelopment Law requires not less than 20% of all property tax increment funds that are allocated to a redevelopment agency to be used by the agency for purposes of increasing, improving, and preserving the community's supply of low- and moderate-income housing. These funds are required to be deposited in a separate Low and Moderate Income Housing Fund. This law requires each redevelopment agency to expend, over the duration of its redevelopment implementation plan, the moneys in the Low and Moderate Income Housing Fund to assist housing that is available to all persons regardless of age in at least the same proportion as the population under the age of 65 years bears to the total population of the community as reported in the most recent census of the United States Census Bureau.

This bill would specify that the housing assistance be available in at least the same proportion as the number of low-income households with a member under the age of 65 years bears to the total number of low-income households of the community.

Ch. 263 (SB 543) Margett State Water Project.

(1) Under existing law, the Department of Water Resources operates the State Water Resources Development System (State Water Project).

This bill would establish a permit program, administered by the department, for encroachments on State Water Project rights-of-way. The bill, with certain exceptions, would make any person who makes an alteration, improvement, encroachment, or excavation within the right-of-way acquired for the State Water Project, without a permit, guilty of a misdemeanor. The bill would provide for civil penalties, and, with certain exceptions, would also make it unlawful for any person to drain water, or permit water to be drained from the person's lands onto the State Water Project right-of-way, or to obstruct any natural watercourse or store or distribute water in a described manner. The bill would allow persons to continue certain authorized encroachments.

By creating new crimes, this bill would impose a state-mandated local program.

(2) Existing law authorizes the Director of General Services to enter into an agreement to lease state-owned real property to any provider of wireless telecommunications services for the location of its facilities.

This bill would require the Director of General Services to consult with the Department of Water Resources before making any state-owned real property that is part of the State Water Project available for leasing for that purpose.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 264 (SB 555) Machado Taxation.



(1) The California Constitution generally limits ad valorem taxes on real property to 1% of the full cash value of that property. For purposes of this limitation, “full cash value” is defined as the assessor’s valuation of real property as shown on the 1975-76 tax bill under “full cash value” or, thereafter, the appraised value of that real property when purchased, newly constructed, or a change in ownership has occurred. For purposes of these provisions, existing property tax law presumes that new construction is completed on the date of completion, unless the owner does not intend to occupy or use the property, in which case the owner is required to notify the county assessor within 30 days of commencing the construction, as specified. Existing property tax law requires a supplemental assessment to be made when property undergoes a change in ownership or has had new construction completed after the period in which the property was assessed in an assessment year.

This bill would exclude from this notice requirement, and presume that a supplemental assessment is not required for, certain property that the owner does not intend to occupy or use upon the completion of the new construction.

(2) The California Constitution and existing property tax law excludes from a “change in ownership” specified property transfers between parents and their children and grandparents and their grandchildren if, among other conditions, a claim is filed for the exclusion. For purposes of the exclusion of transfers between grandparents and their grandchildren, existing law establishes a condition that “all of the parents” of the grandchildren must be deceased at the time of the transfer to qualify for a change in ownership exclusion, as provided. Existing law authorizes a person aged 55 years or older or who is severely and permanently disabled to transfer the base year value, as defined, of his or her principal residence to a comparable replacement dwelling, as specified, if, among other conditions, the person files a claim for this transfer.

This bill would specify that claims filed for the parent-child or grandparent-grandchild transfer change in ownership exclusion or for the authority to transfer a base year value to a replacement dwelling are not public documents and are not open for public inspection, except to specified parties. This bill would also make findings regarding the bill’s purposes and make conforming changes to a related provision. This bill would also specify, for purposes of a grandparent to grandchild transfer, that a son-in-law or daughter-in-law of the grandparent that is a stepparent to the grandchild need not be deceased on the date of the transfer.

Section 2229 of the Revenue and Taxation Code requires the Legislature to reimburse local agencies annually for certain property tax revenues lost as a result of any exemption or classification of property for purposes of ad valorem property taxation.

This bill would provide that, notwithstanding Section 2229 of the Revenue and Taxation Code, no appropriation is made and the state shall not reimburse local agencies for property tax revenues lost by them to the bill.

(3) Existing law exempts from property taxation specified types of property or property owned by specified taxpayers. Existing law specifies that a property tax exemption applies to a supplemental assessment if the person claiming the exemption meets the qualifications for the exemption no later than 90 days after the date the new construction or change in ownership occurred.

This bill would instead provide that, in the case of a supplemental assessment on property that has undergone a change in ownership, an exemption that was granted to that property does not apply as of the date of the change in ownership if the transferee does not otherwise qualify for that exemption on the date of the change in ownership, as specified. This bill would exclude from these provisions property that qualifies for the homeowners’ exemption, as provided.

By changing the manner in which supplemental assessments are administered by county assessors, this bill would impose a state-mandated local program.

(4) Existing property tax law requires the county assessor to audit the books and records of a profession, trade, or business at least once every 4 years in the case of a taxpayer engaged

in a profession, trade, or business, that owns, claims, possesses, or controls locally assessable trade fixtures and business tangible property with a full value of at least \$400,000. The California Constitution and existing law exempt from property taxation specified property and property owned by specified entities.

This bill would instead require the assessor to perform these audits only with respect to taxpayers that are not fully exempt from property taxation, as specified.

(5) Existing property tax law provides that a notice of supplemental and escape assessments be made to an assessee on a form approved by the State Board of Equalization. The California Constitution requires the State Board of Equalization to assess specified properties owned by specified entities for purposes of property taxation. Existing property tax law requires the board to assess electric generation facilities, as defined. Existing law requires that the assessed value of an electric generation facility that is assessed by the board to be allocated entirely to the county in which the facility is located. Existing law requires the board to transmit to county assessors an estimate and a property tax roll that contain the assessed value of property that is assessed by the board, but does not expressly require the board to include within that estimate or roll the assessed value of electric generation facilities.

This bill would provide that, for specified counties, receipt by the assessee of the tax bill based on the assessment shall suffice as notice if the tax bill advises the assessee of the right to appeal the assessment. This bill would also require the board to additionally transmit the assessed value of electric generation facilities that are assessed by the board with that estimate and property tax roll.

(6) Existing property tax law authorizes a county to appoint an assessment hearing officer to conduct hearings on specified taxpayer assessment protest applications and to make recommendations on these applications to the county board of equalization or county assessment appeals board.

This bill would authorize a county board of supervisors to adopt a resolution providing that the assessment hearing officer's decision constitutes the final administrative action by the county board of equalization or county assessment appeals board.

(7) Existing law authorizes a county tax collector to sell tax-defaulted property in a cash or a credit transaction. Existing law authorizes a county tax collector to postpone a public auction sale of tax-defaulted property if certain conditions regarding notice of that postponement are met.

This bill would instead specify that a county tax collector may sell tax-defaulted property in a cash or a deferred-payment transaction. This bill would also authorize a county tax collector to postpone a tax sale that is conducted in the form of a sealed-bid sale. This bill would also make technical, nonsubstantive changes to the provisions relating to tax sale postponements.

(8) The Senior Citizens Property Tax Postponement Law provides that certain individuals who have an ownership interest, as defined, in a residential dwelling may request postponement of property taxes.

This bill would delete obsolete language and provide that houseboats and floating homes on which the property taxes are delinquent at the time for application for postponement are not eligible for postponement.

(9) The Private Railroad Car Tax Law requires the State Board of Equalization to assess private railroad cars, as specified, at their full value, and imposes a tax as prescribed by that law. That law provides for estimated and escape assessments and reassessments, as provided.

This bill would make technical, nonsubstantive changes to those provisions.

(10) The Personal Income Tax Law and the Corporation Tax Law authorize the Franchise Tax Board to require any person to withhold from items of income the tax due under those laws from the recipient of that income, as specified.

This bill would clarify that a limited liability company's tax payments under those laws are reduced by the amounts previously withheld and paid by that company.

This bill would also repeal an obsolete statute pertaining to deductions under the Corporation Tax Law for a state or federal savings and loan association.

(11) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 265 (SB 570) Migden Mentally incompetent minors.

(1) Existing law requires the Judicial Council to perform various duties designed to assist the judiciary.

This bill would require the Judicial Council, to the extent resources are available, to provide education on mental health and developmental disability issues affecting juveniles in delinquency proceedings to judicial officers and other public officers and entities, as specified.

(2) Existing law establishes various criteria for evaluating whether a minor is seriously emotionally disturbed or has a developmental disability.

This bill would authorize the court, in counties that agree to be subject to these provisions pursuant to a resolution adopted by the board of supervisors, as specified, to order a minor who may be a ward of the juvenile court to be referred for evaluation of whether the minor has a serious mental disorder, is seriously emotionally disturbed, or has a developmental disability either when it appears to the court that the minor may have one of these conditions or upon request of the prosecutor or the minor's counsel. The bill would also require an evaluation ordered by the court to be made by an appropriate and licensed mental health professional with specified credentials, and would require the evaluator to personally examine the minor and submit to the court a written report of his or her findings to guide the court.

The bill would establish dispositional procedures for the court to follow for wards of the court who are determined to be seriously emotionally disturbed, or who have serious mental disorders or developmental disabilities. Those procedures would include referral of the minor to a multidisciplinary team for review, as specified, development and review of a treatment plan by the multidisciplinary team, and a dispositional order by the court, consistent with the protection of the public and the minor's treatment needs identified in the team's report and other specified factors. The bill would make related findings and declarations.

Ch. 266 (SB 614) Figueroa Certified nurse-midwives.

Existing law, the Nursing Practice Act, authorizes the Board of Registered Nursing to issue a certificate to practice nurse-midwifery. The act describes the scope of practice authorized by the certificate, including that a certified nurse-midwife may furnish or order Schedule III, IV, or V controlled substances, and if ordered in a hospital, Schedule II controlled substances.

This bill would delete the requirement that Schedule II controlled substances be ordered in a hospital. The bill would authorize a certified nurse-midwife to furnish or order Schedule II controlled substances under conditions applicable to Schedule III, IV, or V controlled substances. The bill would require that a certified nurse-midwife with an active furnishing number provide specified documentation of continuing education relating to Schedule II controlled substances.

Ch. 267 (SB 648) Margett CEQA: lead agencies: determinations. The existing California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared by contract, and certify the completion of, an environmental impact report on a project, as defined, that it proposes to carry out or approve that may have a

significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. Existing law specifies time periods for public review for a draft environmental impact report, proposed negative declaration, or proposed mitigated negative declaration, and for review by the State Clearinghouse.

This bill would establish time periods for public review and for review and comment by state agencies as established by the State Clearinghouse of these documents, as specified.

CEQA authorizes any public agency, or in certain cases, the project applicant, in the event that a dispute arises with respect to a project to be carried out or approved by two or more public agencies, as to which is the lead agency, to submit the question to the Office of Planning and Research, and the office is required to designate, within 21 days of receiving the request, the lead agency, giving due consideration to the capacity of the agency to adequately fulfill the requirements of the act.

This bill would provide that, for purposes of those provisions requiring the designation by the office of a lead agency, a “dispute” means a contested, active difference of opinion between 2 or more public agencies as to which of those agencies shall prepare any necessary environmental document, and that a dispute exists where a public agency claims that it either has or does not have the obligation to prepare an environmental document. The bill would prohibit the office from designating a lead agency in the absence of such a dispute.

Ch. 268 (SB 679) Simitian Aid to Families with Dependent Children-Foster Care: group homes: definition.

Existing law establishes the Aid to Families with Dependent Children-Foster Care (AFDC-FC) program, under which counties provide payments to foster care providers, including group homes, on behalf of qualified children in foster care. The program is funded by a combination of federal, state, and county funds, with money from the General Fund being continuously appropriated to pay for the state’s share of AFDC-FC costs.

Existing law designates the various placements which may be made for a child eligible for AFDC-FC benefits, including a licensed group home. Existing law defines a group home for purposes of the AFDC-FC program as a nondetention privately operated residential home, organized and operated on a nonprofit basis only, of any capacity, that provides services in a group setting to children in need of care and supervision.

This bill would also include within the definition of a group home for purposes of the AFDC-FC program a nondetention, licensed residential home operated by the County of San Mateo, with a capacity of up to 25 beds, that provides services in a group setting to children in need of care and supervision. This bill would provide that no appropriation shall be made pursuant to the provision continuously appropriating funds for the AFDC-FC program, for the purposes of funding the bill.

Existing law requires foster care providers licensed as group homes to have rates established by the State Department of Social Services only if the group home is organized and operated on a nonprofit basis.

This bill, notwithstanding existing law, would authorize the department to establish a rate for a foster family group home operated by the County of San Mateo, as provided for in the bill.

Ch. 269 (SB 724) Scott Public postsecondary education: California State University: Doctor of Education degrees.

Existing law, known as the Donahoe Higher Education Act, sets forth, among other things, the missions and functions of California’s public and independent segments of higher education, and their respective institutions of higher education. Provisions of the act do not apply to the University of California unless the regents of the university act, by resolution, to make them applicable.

Among other things, the act provides that the University of California has exclusive jurisdiction in public higher education to award the doctoral degree in all fields of learning,

except that it may agree with the California State University to award joint doctoral degrees in selected fields. With respect to doctoral degrees, the act limits the California State University to awarding these degrees jointly with the University of California, as described above, or jointly with independent institutions of higher education, provided that the proposed doctoral program is approved by the California Postsecondary Education Commission.

This bill would instead authorize the California State University to award the Doctor of Education degree, and prescribe standards for the awarding of that degree. The bill would require the California State University, the Department of Finance, and the Legislative Analyst's Office to jointly conduct, in accordance with prescribed criteria, a statewide evaluation of the doctoral programs implemented under the bill and to report the results of the evaluation, in writing, to the Legislature and the Governor on or before January 1, 2011.

Ch. 270 (SB 731) Torlakson State and local government.

(1) Existing law requires motor vehicle dealers to be responsible for having a smog check inspection performed on motor vehicles offered for retail sale, except as specifically provided.

This bill would modify this provision.

(2) Existing law requires the bidder, in a court proceeding to obtain relief from a bid for a public contract, to demonstrate to the satisfaction of the court that, among other things, a mistake was made and that the bidder gave the public entity written notice of the mistake within 5 days after the opening of the bids.

This bill would exclude Saturdays, Sundays, and state holidays from that 5-day period.

(3) Existing law, the Off-Highway Motor Vehicle Recreation Act of 2003, until January 1, 2007, provides for the acquisition, operation, and funding of a system defined as the state vehicular recreation areas, the California Statewide Motorized Trail, designated areas within the state park, and areas supported by a specified off-highway vehicles grant program.

This bill would make technical, conforming changes to certain provisions of the act.

(4) Existing law requires applications for funding from the Aeronautics Account in the State Transportation Fund to be processed in accordance with the procedures adopted by the California Transportation Commission for processing applications by local entities for projects included in the state transportation improvement program.

This bill would revise the process used by the commission for funding projects from the Aeronautics Account.

(5) Existing law establishes the Equipment Service Fund in the State Treasury and continuously appropriates all money in the fund to the Department of Transportation to pay for mobile equipment services. Existing law provides that if the unencumbered balance remaining in the fund at the end of any fiscal year is more than 25% of the total annual appropriation made to the fund under the most recent Budget Act, the unencumbered balance is required to be refunded to programs that were assessed mobile equipment service charges during that fiscal year, as specified.

This bill would instead provide that if the balance remaining in the fund at the end of any fiscal year exceeds the amount allowable for billed central services under the Federal Office of Management and Budget Circular A-87, the balance is required to be treated consistent with that circular.

(6) Existing law specifies the membership, by rank, of the California Highway Patrol, and includes "deputy chiefs" among the ranks.

This bill would change the reference to "deputy chiefs" to "chiefs."

(7) Existing law defines a motor vehicle "dealer" as a person who sells a vehicle subject to registration under the Vehicle Code, a motorcycle or all-terrain vehicle subject to identification under that code, or a trailer subject to identification pursuant to that code.

This bill would add to the list of vehicles sold by dealers a snowmobile subject to identification under that code.

(8) Existing law authorizes the Department of Motor Vehicles to accept registration fees not more than 60 days prior to the expiration of the current registration or certification for a vehicle.

This bill would instead authorize the department to accept those registration fees not more than 75 days prior to the expiration of the current registration or certification for a vehicle.

(9) Existing law authorizes a vehicle to be equipped with not more than 2 red fog tail lamps mounted not lower than 15 inches.

This bill would authorize the tail lamps to be mounted not lower than 12 inches.

Ch. 271 (SB 822) Margett San Gabriel Basin restoration.

Under existing law, the San Gabriel Basin Water Quality Authority administers cleanup operations on behalf of the San Gabriel Basin.

This bill would authorize the authority to receive state funds in connection with those cleanup projects for the purpose of meeting a certain federal requirement for nonfederal matching funds.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 272 (SB 837) Dutton Alternative Protest Pilot Project.

Existing law provides for a pilot project for alternative protest procedures in connection with state agency acquisition of goods and services, including the acquisition of information technology goods and services, and requires the Department of General Services to administer the project until January 1, 2007, or until the pilot project has been applied to at least 25 contracts, including at least 5 information technology contracts, whichever occurs later.

This bill would delete the minimum contract attainment provisions, and would extend the repeal date until December 31, 2011, as specified. The bill would rename the project as the Alternative Protest Process.

This bill would also prohibit an unsuccessful bidder from using the Alternative Protest Process, and would instead provide for the filing of a writ of mandate, as specified.

Existing law requires the Department of General Services to submit electronically to the Legislature a report regarding the pilot project within 90 days after the termination of the project.

This bill would instead require the department to submit to the Legislature a report and recommendations regarding the Alternative Protest Process on or before January 1, 2007, and on or before January 1, 2010, as specified.

Ch. 273 (SB 894) Dunn Practice of law.

Existing law provides for the licensing and regulation of the practice of law by the State Bar of California. Under existing law, it is a misdemeanor for a person who is not a member of the State Bar or authorized to practice law in this state to advertise or hold himself or herself out as practicing or entitled to practice law or to otherwise practice law, subject to specified fines and imprisonment.

This bill would authorize a superior court, on its own motion or upon application by the State Bar, to assume jurisdiction over the practice of a person where there is probable cause to believe that the above provisions have been violated if certain requirements are met. The bill would also, under specified circumstances, authorize the court to appoint attorneys to take specified action with regard to the person's files, clients, and accounts.

Existing law provides for an Attorney Diversion and Assistance Program, which provides services for the treatment and recovery of attorneys due to the abuse of drugs or alcohol or mental illness and who may be enrolled as inactive members of the State Bar. Existing law provides that, upon successful completion of the program, participants on inactive status who complied with all conditions of probation are eligible for reinstatement to active status and a dismissal of the underlying allegations or a reduction in the recommended discipline.

This bill would also provide that, upon the successful completion of the program, attorney participants on inactive status as a condition of program participation who have complied with all conditions of probation may receive credit for the period of inactive enrollment toward any period of actual suspension imposed by the Supreme Court.

Ch. 274 (SB 919) Cox Meetings.

(1) The Bagley-Keene Open Meeting Act requires, with specified exceptions for authorized closed sessions, that all meetings of a state body be open and public and all persons be permitted to attend meetings of a state body.

This bill would authorize the California Gambling Control Commission to hold closed sessions, as specified, when discussing matters that are confidential pursuant to the Tribal-State Gaming Compacts.

(2) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would find that, in order for the California Gambling Control Commission to meet its obligation, as imposed by the Tribal-State Gaming Compacts, to maintain the confidentiality of trade secrets, nonpublic financial data, and other confidential or proprietary data and information, it is necessary that the commission meet in closed session.

Ch. 275 (SB 1009) Florez Water storage districts: election rolls.

(1) Existing law, the California Water Storage District Law, requires the board of directors of a water storage district to use the most recent county assessment rolls or to prepare an election roll to determine the ownership and value of parcels for the purpose of carrying out district elections. Existing law requires the district board to hold a public hearing to receive testimony regarding a preliminary election roll, to make any changes to the preliminary election roll following a hearing and deliberations, and to finalize the election roll in accordance with those changes.

This bill would revise the manner in which a district election roll is prepared. The bill would require the district board to have a registered civil engineer prepare a preliminary election roll, and assign votes on the basis of one vote for each acre of land or portion thereof owned by that voter within the district, or on the basis of the benefits derived by each parcel from being within the boundaries of the district, or from receiving services from the district, or both. The bill would require the district board, after making any changes to the preliminary election roll, to adopt the election roll. Under the bill, for a district organized on a one-vote-per-acre basis, the adopted election roll would be deemed the final election roll. For a district organized on a benefits-derived basis, the bill would require the board of supervisors of the principal county to approve the adopted election roll, as prescribed. By imposing duties on a district board and a board of supervisors, the bill would create a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 276 (SB 1053) Scott Schoolsite funding: Local Improvement Program.

Existing law establishes various categorical aid programs under which funding is provided for specific educational purposes.

This bill would, until June 30, 2010, establish the Local Improvement Program as a pilot project which would allow school districts to apply to the State Board of Education to

participate in the program and would limit participation to no more than 15 school districts. This bill would require school districts participating in the program to allocate instructional program funding to participating schools with maximum flexibility in the development and implementation of schoolsite funding in order to support and improve pupil learning.

**Ch. 277 (SB 1069) Soto Redevelopment: bonds.**

The Community Redevelopment Law limits the effectiveness of every redevelopment plan adopted on or before December 31, 1993, to 40 years from the adoption of the redevelopment plan or January 1, 2009, whichever is later, after which the agency has no authority to act pursuant to the redevelopment plan except to pay previously incurred indebtedness, to comply with provisions governing compliance with an agency's affordable housing obligations, and to enforce existing covenants, contracts, or other obligations. After 10 years from the termination of the effectiveness of the redevelopment plan pursuant to this provision, a redevelopment agency may not pay indebtedness or receive tax increment revenues, except as specified. Existing law prohibits these provisions from being construed to affect the validity of any bond, indebtedness, or other obligation, including any mitigation agreement authorized by the legislative body or the agency pursuant to this law before January 1, 1994, or to affect the right of an agency to receive tax increment revenues to pay the bond, indebtedness, or other obligation.

This bill would provide that the provisions regarding the time limits on the effectiveness of a redevelopment plan do not affect the right of an agency to receive tax increment revenues to pay refunding bonds issued to refinance, refund, or restructure indebtedness authorized prior to January 1, 1994, as specified.

**Ch. 278 (SB 1084) Kehoe Forest practices.**

Under existing law, the State Board of Forestry and Fire Protection is required to classify all lands within the state to determine areas in which the financial responsibility of preventing and suppressing fires is primarily the responsibility of the state.

The bill would prohibit a person from selling, offering for sale, leasing, or renting to a person equipment powered by a specified internal combustion engine, unless the equipment has a permanent warning label attached warning of the danger of starting a fire from sparks created by the operation of the equipment. This bill would require a person who manufacturers the described equipment to attach to that equipment the above-described permanent warning label. The bill would make it an infraction to violate these prohibitions and requirements, thereby imposing a state-mandated local program by creating a new crime.

The bill would revise the definition of "wild land" and define "hazardous fuel reduction" for purposes of a state responsibility area.

The bill would make related changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

**Ch. 279 (SB 1107) Committee on Public Safety Public safety: omnibus bill.**

Existing law generally regulates public safety.

This bill would make various technical, nonsubstantive changes to provisions related to, among other things, domestic violence, summary criminal history information, and child abuse reporting.

Existing law provides that the presiding judge of the superior court in Contra Costa County may appoint an alternate for the public member on the county board of parole commissioners.

This bill would repeal that provision.



Existing law identifies certain persons as mandated reporters of child abuse and neglect, and requires their reports to law enforcement to contain specified information, including the name of the child victim, and to include additional information if it is known.

This bill would provide that the name of the child shall be included if it is known.

Existing law provides that the Department of Justice shall maintain an index of all reports of child abuse and severe neglect it receives. Existing law provides that the department may charge a fee whenever this information is furnished to specified persons or entities as the result of an application for employment or licensing.

This bill would provide that the department may charge this fee when furnishing this information to a government agency conducting a background investigation of a person seeking employment as a peace officer.

Ch. 280 (SB 1112) Committee on Business, Professions and Economic Development Contractors and architects.

(1) Existing law provides for the licensing and regulation of architects by the California Architects Board in the Department of Consumer Affairs. Existing law provides that appointments to the board expire on June 1 of the 4th year following the year in which the previous term expired.

This bill would instead provide that board appointments expire on June 30 of the 4th year following the year in which the previous term expired.

(2) Existing law, the Contractors' State License Law, provides for the licensing and regulation of contractors by the Contractors' State License Board in the Department of Consumer Affairs. Existing law requires cities and counties that require issuance of a permit as a condition precedent to the construction, alteration, improvement, demolition, or repair of a building or structure to give specified notices.

This bill would revise the above notice requirement to conform with certain provisions of existing law.

Existing law establishes an arbitration process administered by the board to resolve disputes between contractors and consumers. Existing law authorizes the registrar of contractors, after investigating complaints and finding possible violations, to refer the alleged violation and complaint to arbitration if damages are more than \$7,500, and if certain other conditions are met.

This bill would instead require that, for referral to arbitration, the damages or potential damages be greater than the amount of the licensing bond required.

Existing law requires the registrar, upon receipt of a certified copy of the Labor Commissioner's finding of a willful or deliberate violation of certain provisions, to initiate formal disciplinary action against a license within 30 days of notification.

This bill would delete the requirement that the disciplinary action be formal.

Existing law requires an action not to recover wages or fringe benefits against a deposit to be brought within a certain time period after expiration of a license, or after the license was inactivated, canceled, or revoked. Existing law provides that a deposit in lieu of a bond shall not be released until a complaint is adjudicated.

This bill would also require a claim to recover wages or fringe benefits to be brought within 6 months of discovery of the wage or fringe benefit delinquencies, but not later than 2 years from the date the wage or fringe benefit contributions were due. The bill would provide that legal fees can't be charged by the board against a deposit posted. The bill would delete the provisions that a deposit shall not be released until a complaint is adjudicated and would instead provide that, if the board receives written notification of a civil action against a deposit, the bond will not be released except as ordered by the court.

Existing law authorizes the registrar to deny an application for licensure for specified reasons.

This bill would authorize the registrar, in lieu of denying licensure, to issue a probationary license, and would enact provisions relating to revocation and renewal of a probationary license.

This bill would make other nonsubstantive changes to the provisions relating to contractors.

Ch. 281 (AB 14) Harman Property tax: subdivisions: separate assessments and valuations.

Existing law provides for the creation of an assessor's office in each county, and requires the assessor's office to determine the new base year value for taxable real property that has been newly constructed. Existing law provides for the separate assessment of any parcel on the current tax roll and for specified classes of real property, and authorizes a payment of taxes on any parcel of real property separately from the whole assessment, if that parcel is either described in any duly executed and recorded deed or other specified document or has a separate valuation on the current roll, as provided.

The bill would prohibit an assessor from assigning parcel numbers or preparing a separate assessment or separate valuation to divide any existing residential structure into a subdivision, as defined, until a subdivision final map or parcel map, as specified, has been recorded as required by law.

Ch. 282 (AB 27) Mullin Homicide trial costs.

Existing law provides that when a court orders a change of venue to a court in another county, all costs incurred by that court or county, which are not payable by the state, as specified, shall be a charge against the court or the county in which the action originated. Existing law further requires that claims for these costs be forwarded to the treasurer and auditor of the county in which the action originated, and require the treasurer of the county of origin to pay the amount of county costs out of the general funds of the county of origin.

This bill would revise these provisions to instead provide that when a court orders a change of venue to a court in another county, all costs, as defined, incurred by the receiving county that are not payable by the state shall be paid by the transferring court or county. If the change of venue costs are court operations, those costs would be considered court costs to be charged against and paid by the transferring court to the receiving court, as specified. The Judicial Council would adopt specified financial policies and procedures to ensure the timely payment of these court costs. If the change of venue costs incurred by the receiving county are not court operations, those costs would be considered county costs to be paid by the transferring county to the receiving county, as specified.

Ch. 283 (AB 83) Leslie Public swimming pools: Cameron Park Community Services District.

Existing law requires the State Department of Health Services to supervise the sanitation, healthfulness, and safety of public swimming pools. Violation of these provisions is a crime.

Existing law sets forth construction standards for swimming pools, but excludes facilities in excess of 20,000 square feet of surface area, including, but not limited to, a manmade lake or swimming lagoon with sand beaches. The law establishes a requirement for lifeguard duties at public swimming pools of wholly artificial construction where a direct fee is charged.

This bill would, notwithstanding any provision of law to the contrary, until January 1, 2008, exempt any manmade lake or swimming lagoon with a beach or sand bottom operated by the Cameron Park Community Services District of El Dorado County from state water clarity standards if approved by the local health officer. This bill would require the department to form an advisory committee to adopt recommendations and to submit them to the department by January 1, 2007.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 284 (AB 109) Chan California Children and Families Program.

(1) The California Children and Families Act of 1998, an initiative measure, requires that the California Children and Families Program, established by the act, be funded by surtaxes imposed on the sale and distribution of cigarettes and tobacco products and deposited into the California Children and Families Trust Fund, and that the fund be used for the implementation of comprehensive early childhood development and smoking prevention programs. Existing law establishes a state commission, First 5 California, with powers and duties relating to the administration of the act on a state level, and authorizes a county's board of supervisors to establish a county children and families commission to administer the act on a county level.

Existing law requires county commissions, for each fiscal year, to receive the portion of the total moneys available to all county commissions equal to the percentage of the number of births recorded in the relevant county (for the most recent reporting period) in proportion to the number of births recorded in all of the counties participating in the California Children and Families Program (for the same period), if certain requirements are met.

This bill would add to these requirements (1) that the county commission, in a public hearing, adopt policies regarding conflict of interest of commission members and commission contracting and procurement policies, (2) that the county adopt a limit on the percentage of the county commission's operating budget that may be spent on administrative functions, pursuant to guidelines issued by the state commission, and (3) that the county commission adopt, in a public hearing, policies and processes establishing the salaries and benefits of employees of the county commission.

This bill would only become operative if SB 35 of the 2005–06 Regular Session is enacted and becomes operative.

(2) The California Constitution provides that the Legislature may amend an initiative statute by another statute that becomes effective only when approved by the voters unless the initiative statute permits amendment without voter approval. The act provides that it may be amended only by a vote of  $\frac{2}{3}$  of the membership of both houses of the Legislature and that all amendments pursuant to this provision shall be to further the act and must be consistent with its purposes.

This bill, in conformance with those requirements, would declare that its provisions further the act and are consistent with its purposes.

Ch. 285 (AB 204) Harman Decedents' estates: posthumously conceived children.

(1) Existing law provides for the distribution of a decedent's estate among heirs and beneficiaries. Existing law provides that, for purposes of determining rights to property to be distributed upon the death of a decedent, a child of the decedent conceived after the decedent's death, other than a child conceived as a result of human cloning, is deemed to have been born in the decedent's lifetime if the child or his or her representative proves by clear and convincing evidence that specified conditions are satisfied. Those conditions include the requirement that the decedent specify in writing that his or her genetic material shall be used for posthumous conception of a child of the decedent, and that the specification may be revoked or amended only by a signed writing.

This bill would require that specification, and any revocation or amendment thereof, to be dated. The bill would additionally delete a requirement that the specification, and revocation or amendment thereof, be signed by at least one competent witness.

(2) Existing law, for purposes of determining rights to property to be distributed upon a decedent's death, requires the person designated by the decedent to use his or her genetic material to be either the spouse or registered domestic partner of the decedent or some other person designated by the decedent, as specified. This provision also requires a posthumously conceived child or his or her representative to give written notice by certified mail that the decedent's genetic material was available for posthumous conception.

This bill would revise that provision to delete the reference to the spouse or registered domestic partner and would require the person designated by the decedent to control the use of the genetic material to give that written notice.

(3) Existing law provides that a person with the power to control the distribution of the decedent's property or death benefits does not incur liability for making a distribution or payment if that distribution or payment occurred prior to receiving notice or actual knowledge of the existence of genetic material.

This bill would also provide that each person to whom payment, delivery, or transfer of the decedent's property is made shall be personally liable to any person who has a superior right to the payment, delivery, or transfer of the decedent's property. The bill would specify the limitations on that liability and would provide that an action to impose liability shall be barred 3 years after distribution to the holder of the decedent's property or 3 years after discovery of fraud, whichever is later.

Ch. 286 (AB 241) Harman Mergers: certificate of satisfaction.

Existing law requires that the surviving corporation of a corporate merger assume the liability of the domestic disappearing corporation for specified tax obligations and allows the Secretary of State to file the merger without a certificate of satisfaction from the Franchise Tax Board, if the surviving corporation is a domestic corporation or a foreign corporation qualified to do business in this state.

This bill would specify that upon a merger, the surviving domestic or foreign corporation or other business entity would be deemed to have assumed the tax liability, as specified, of the disappearing domestic or foreign entity. The bill would extend the Secretary of State's authority to file the merger without a certificate of satisfaction from the Franchise Tax Board if the surviving entity is a domestic limited liability company or registered limited liability partnership or a foreign limited liability company or foreign limited liability partnership that is registered or qualified to do business in this state.

Ch. 287 (AB 276) Baca State employees: military benefits.

Existing law authorizes a state employee who is a member of the California National Guard or a United States military reserve organization to receive specified compensation benefits for a period not to exceed 365 days if he or she is ordered to serve on active duty on and after September 11, 2001, as a result of the War on Terrorism. Existing law authorizes the Governor to extend this benefit by executive order by up to 365 days.

This bill would specify that a state employee is entitled to retain hazardous duty pay, hostile fire pay, imminent danger pay, or any other special and incentive pay from the federal government because they would not be included as military pay and allowances for the purposes of these compensation benefits.

Ch. 288 (AB 277) Mountjoy Open meetings: closed sessions.

The Bagley-Keene Open Meeting Act requires, with specified exceptions for authorized closed sessions, that all meetings of a state body be open and public and all persons be permitted to attend any meeting of a state body. Pursuant to one of these exceptions, the act authorizes a state body, until January 1, 2006, to hold closed sessions to consider matters posing a threat or potential threat of criminal or terrorist activity against the personnel, property, buildings, facilities, or equipment, including electronic data, owned, leased, or controlled by the state body, where disclosure of these considerations could compromise or impede the safety or security of the personnel, property, buildings, facilities, or equipment, including electronic data, owned, leased, or controlled by the state body, as specified. It requires the state body holding a closed session under these provisions to make specified disclosures about the closed session.

This bill would extend indefinitely the duration of these provisions. This bill also would authorize the Board of Administration of the Public Employees' Retirement System to hold

closed sessions when considering matters relating to the development of rates and competitive strategy for long-term care insurance plans.

This bill would incorporate additional changes in Section 11126 of the Government Code, proposed by SB 234, to become operative only if SB 234 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 289 (AB 280) Oropeza Trespass.

Existing law prohibits a person from knowingly possessing specified weapons and other items within any sterile area, as defined, of an airport, except as specified.

This bill would apply this prohibition to the sterile area of a passenger vessel terminal, as defined, except as specified. By expanding an existing crime, the bill would impose a state-mandated local program.

Existing law prohibits an unauthorized person from knowingly entering any airport operations area, as defined, if the area has been posted with certain notices. Existing law provides that a person convicted of violating this provision is punishable by a specified fine or term of imprisonment, or both, if he or she refuses to leave the area after being requested to do so by a peace officer or authorized personnel.

This bill would apply this prohibition and penalty, in addition, to the shoreside boundary of a passenger vessel terminal operations area, as defined, and to the waterside boundary of such an operations area if notices have been posted in accordance with these requirements or in another specified manner. By expanding an existing crime, the bill would impose a state-mandated local program.

Existing law prohibits a person from intentionally avoiding submission to screening and inspection when entering or reentering a sterile area of an airport, except as specified. Existing law provides that a violation of this prohibition that is responsible for the evacuation of an airport terminal is punishable by a specified term of imprisonment under certain circumstances.

This bill would apply this prohibition, in addition, to the sterile area of a passenger vessel terminal, and would apply this penalty, in addition, to the evacuation of a passenger vessel terminal under similar circumstances. By expanding an existing crime, the bill would impose a state-mandated local program.

This bill would incorporate additional changes to Section 602 of the Penal Code proposed by SB 735 and SB 584, to be operative if this bill and one or both of the other bills are enacted and become effective on or before January 1, 2006, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 290 (AB 287) Negrete McLeod Rapid Disaster Response Act of 2005.

Under existing law, the Department of Forestry and Fire Protection is required, among other things, to provide fire prevention and firefighting equipment, organize crews and patrols, and employ necessary personnel.

Existing law authorizes the department, with the approval of the Department of General Services, to enter into cooperative agreements for the purpose of preventing and suppressing forest fires or other fires in any lands within any county, city, or district that makes an appropriation for that purpose.

This bill would enact the Rapid Disaster Response Act of 2005. The bill would require the Director of Forestry and Fire Protection to draw upon eligible federal funds to augment any state funds appropriated by the Legislature for the purpose of replacing the department's aging helicopter fleet.

#### Ch. 291 (AB 306) Baca Military service: benefits.

(1) Existing law provides certain protections for specified members of the United States Military Reserve ordered into active state service by the President of the United States pursuant to a specified order.

This bill would authorize members of the United States Military Reserve and National Guard, as defined, who are called to active duty as a result of the Iraq or Afghanistan conflicts, to defer payments on specified obligations for the period of active duty, plus 60 calendar days, or 180 days, whichever is the lesser.

The bill would apply only to specified obligations which were incurred prior to the date a reservist was called to active duty and shall not apply to any active duty served after the close of the Iraq or Afghanistan conflicts or to any member of the United States Military Reserve or National Guard of this state on active duty as part of the Iraq or Afghanistan conflict prior to the effective date of the bill.

This bill would provide that a deferral of payments shall not be a basis for affecting credit, as specified. It would allow the deferment of payments on mortgages, credit cards, retail installment accounts and contracts, real property taxes and assessments, and vehicle leases during the specified period and would require reinstatement of health insurance, as specified. This bill would also allow a lender to extend the term of the obligation by the amount of time the obligation was deferred. This bill would require a holder of a loan or retail installment sales contract with respect to which a debtor has purchased prepaid credit disability insurance to give notice, as provided, to the debtor that the debtor will not be protected unless the insurance is extended or, in the case of an open-ended loan or retail installment account with respect to which the debtor has purchased credit disability insurance with premiums payable monthly along with payments on the loan or account, the debtor elects to continue payment of premiums, as provided.

This bill would also prohibit foreclosure or repossession of property, as defined, on which payment has been deferred.

This bill would, in instances when a specified financial obligation is sold, transfer a requirement to defer payments to the purchaser of the obligation.

(2) This bill, by requiring a reservist to provide information under the penalty of perjury, expands the scope of an existing crime, thereby imposing a state-mandated local program.

This bill would additionally impose a state-mandated local program by imposing additional duties on county assessors and auditors.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 292 (AB 324) Mountjoy Correctional facilities: faith- and morals-based programs.

Existing law generally regulates the confinement and treatment of inmates in correctional facilities. Existing law provides that it is the intention of the Legislature that all prisoners confined in local detention facilities and state prisons be afforded reasonable opportunities to exercise religious freedom.

This bill would make specified findings and declarations regarding the benefits of faith- and morals-based programs in jails and state prisons, and would encourage local entities and the Department of Corrections to allow certain faith- or morals-based programs, educational and rehabilitation programs, and other secular volunteer programs in their correctional facilities.

Ch. 293 (AB 327) De La Torre Steven M. Thompson Physician Corps Loan Repayment Program: fees.

Existing law, the Medical Practice Act, establishes the Steven M. Thompson Physician Corps Loan Repayment Program in the Division of Licensing of the Medical Board of California. Under existing law, the program provides financial incentives, as specified, to a physician and surgeon for practicing in a medically underserved community. Existing law creates the Medically Underserved Account for the purposes of the program in the Contingent Fund of the Medical Board of California.

This bill would require the board to assess an applicant a \$50 fee for the issuance and renewal of a physician and surgeon's certificate. The bill would specify that payment of the fee is voluntary and would direct the deposit of the fees received by the board into the Medically Underserved Account for the Steven M. Thompson Physician Corps Loan Repayment Program.

Ch. 294 (AB 333) Harman Civil discovery.

(1) Under existing law, a party to a limited civil case, as defined, is permitted to take only one oral or written deposition as to each adverse party.

This bill would provide that a deposition of an organization shall be treated as a single deposition for purposes of this provision even though more than one person may be designated or required to testify, as specified.

(2) Existing law generally requires depositions to be conducted under the supervision of an officer who shall put the deponent under oath. The testimony, as well as any stated objections, are required to be taken stenographically, except as specified. Existing law also authorizes the party who notices the deposition to record the testimony by audio or video technology, as specified. Existing law permits any other party to make a simultaneous audio or video record of the deposition.

This bill would require the deposition officer to put the deponent under oath or affirmation. The bill also would require the testimony and any stated objections, when taken stenographically, to be taken by a certified shorthand reporter. This bill would delete the requirement that the making of the audio or video record of a deposition by a nondeposing party be simultaneous.

(3) Existing law, the Civil Discovery Act, authorizes a person who expects to be a party to a lawsuit in a California state court to petition to conduct discovery before the lawsuit is filed under specified circumstances.

This bill also would authorize prelitigation discovery when the contemplated lawsuit would be filed by or against the petitioner's successor in interest, under specified conditions. The bill would make other technical, nonsubstantive changes to the act.

(4) The Civil Discovery Act provides that a deposition taken pursuant to its provisions or under comparable provisions of the laws of another state, or the federal courts, or a foreign nation, is admissible in a court of this state.

This bill would provide that a deposition is admissible in a court of this state if it was taken under the provisions of the act or under comparable provisions of another state in which it was taken, or the federal courts, or a foreign nation in which it was taken.

(5) The Civil Discovery Act generally provides for the scope of discovery in civil actions and proceedings, the use of technology in conducting discovery in a complex case, the attorney work product, the methods and sequence of discovery, nonparty discovery, sanctions, the time for completion of discovery, the oral deposition inside California, the oral deposition outside California, depositions by written questions, depositions in actions pending outside California, written interrogatories, inspection and production of documents, tangible things, land and other property, physical or mental examination, requests for admission, form interrogatories and requests for admission, simultaneous exchange of expert witness information, the perpetuation of testimony or preservation of evidence before

filing an action, and the perpetuation of testimony or preservation of information pending appeal.

This bill would make various nonsubstantive, technical, and conforming changes to these and related provisions.

(6) This bill would incorporate additional changes in Section 1985.6 of the Code of Civil Procedure, proposed by AB 496, to become operative only if AB 496 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 295 (AB 361) Sharon Runner Notaries public.

Existing law generally sets forth the procedures for proof and acknowledgment of instruments executed before notaries public and prescribes administrative penalties and civil fines for violation of provisions that govern notaries public.

This bill would make it a misdemeanor for a notary public to willfully fail to perform the required duties of a notary public or to willfully fail to keep the seal of the notary under his or her direct and exclusive control. The bill would require a court to revoke the commission of a notary public, upon conviction of any offense related to his or her duties, or of any felony and would require surrender to the court of the seal of the notary public, which would then be forwarded to the Secretary of State. The bill would make other related changes. By creating new crimes, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 296 (AB 363) Chu Child and Family Service Review System.

Under existing law, the State Department of Social Services oversees the administration of county public social services, including child welfare services. Existing law requires the department to establish, by April 1, 2003, the California Child and Family Service Review System, in order to review, commencing January 1, 2004, all county child welfare systems. Existing law requires the department, beginning with the 2002–03 fiscal year, to report to the Assembly and Senate Budget Committees and appropriate legislative policy committees regarding the department’s progress relating to federal and state child and family service reviews.

This bill would revise the department’s duty to report the above information to instead require the department to provide information to the designated legislative committees. The bill would add to the information required to be provided, to include findings and recommendations for child welfare system improvements identified in county self-assessments and county system improvement plans, including common barriers that inhibit system improvements, and recommendations to overcome the barriers.

This bill would, to the extent that funds are appropriated in the annual Budget Act to enable counties to improve their performance on child welfare service outcome indicators provided for under existing law, require the department, in consultation with counties, to establish a process for allocating those funds to counties, and would require a county, to the extent possible, to use those funds in a manner designed to access additional federal, state, and local funds.

This bill would also require the department to include information regarding the allocation and use of the funds as part of its reporting requirement under existing law, as discussed above.

#### Ch. 297 (AB 394) Niello Housing: discrimination.

Existing law prohibits discrimination in housing through restrictive covenants based on race, color, religion, sex, sexual orientation, familial status, marital status, disability, national origin, source of income, or ancestry and provides that discrimination in housing through a



restrictive covenant includes the existence of a restrictive covenant regardless of whether accompanied by a statement that the covenant is repealed or void.

Existing law authorizes a person who holds an ownership interest of record in property that he or she believes is the subject of a restrictive covenant based on race, color, religion, sex, familial status, marital status, disability, national origin, or ancestry, to file an application with the Department of Fair Employment and Housing requesting a determination of whether the restrictive covenant violates the fair housing laws and is void. Existing law requires the department to provide the applicant with a written statement entitled "RACIALLY OR OTHERWISE UNLAWFULLY RESTRICTIVE COVENANT MODIFICATION" if the department determines that the document contains a restrictive covenant that violates the law. Existing law authorizes the applicant to strike out a void restrictive covenant identified by the department, complete and attach a copy of the written statement from the department to the front of the document, and cause the modified document to be recorded if all other requirements of recordation are met, including the payment of any recordation fee.

This bill would delete the provisions authorizing a person to file an application with the Department of Fair Employment and Housing, requiring the department to respond, and authorizing the person to strike out the restrictive covenant, attach a statement to the document, and record the modified document. The bill would instead authorize a person who holds an ownership interest of record in property that he or she believes is the subject of an unlawfully restrictive covenant based on race, color, religion, sex, sexual orientation, familial status, marital status, disability, national origin, source of income, or ancestry, to record a document titled Restrictive Covenant Modification, which would include a copy of the original document with the illegal language stricken. The bill would impose a state-mandated local program by requiring a county recorder to make available to the public forms for restrictive covenant modification.

The bill would require the county recorder before recording the modification document to submit the modification document and the original document to the county counsel who would be required to determine whether the original document contains an illegal restriction based on race, color, religion, sex, sexual orientation, familial status, marital status, disability, national origin, source of income, or ancestry. The bill would require the county counsel to return the documents and inform the county recorder of its determination. These new duties would impose a state-mandated local program on the county recorder and county counsel.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Ch. 298 (AB 453) Benoit Grade separation projects.

Existing law requires the California Transportation Commission to make allocations for grade separation projects, as defined. Existing law requires, in order for an allocation for construction costs, or for preconstruction costs if not already allocated, to be made, that a local agency furnish certain evidence satisfactory to the Department of Transportation, including that all matters prerequisite to the award of the construction contract can be accomplished within one year after the allocation.

This bill would require, in order for an allocation for construction costs, or for preconstruction costs if not already allocated, to be made, that a local agency furnish evidence satisfactory to the department that all matters prerequisite to the award of a construction contract can be accomplished within 2 years after the allocation.

Ch. 299 (AB 462) Tran Disability access.

Existing law requires the Department of General Services, for the purpose of ensuring access and use by persons with disabilities, to issue a written approval before a contract may be awarded where state funds are used for specified buildings or facilities, or where funds of counties, municipalities, or other political subdivisions are utilized for the construction of specified educational buildings or facilities.

This bill would authorize the Department of Transportation to approve plans for specified transportation facilities located within state highway rights-of-way to ensure access and use by persons with disabilities. The bill would require the Department of Transportation to use engineers certified through a specified program, if the State Architect establishes the program, to verify that the Department of Transportation's standards, guidelines, and design exceptions comply with requirements ensuring access and use by persons with disabilities.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 300 (AB 496) Aghazarian Service of process.

(1) Existing law requires every person who makes service of process in this state for compensation more than 10 times a year to register as a process server with the county clerk, with specified exceptions, including attorneys and their employees.

This bill would limit the latter exceptions to persons when serving process related to cases for which the attorney is providing legal services.

(2) Existing law provides that a plaintiff may have the clerk issue one or more summons for any defendant.

This bill would require the clerk, in that connection, to keep each original summons in the court records and provide a copy of each summons issued to the plaintiff who requested issuance of the summons.

(3) Existing law requires a summons to be returned to the court together with its proof of service, and provides specified procedures for a summons that is lost after service.

This bill would delete the requirement that the summons be returned, and would delete those procedures for lost summons. The bill would also make conforming changes to a related provision.

(4) Existing law authorizes the court to electronically transmit a summons with the court seal and the case number to the party filing the complaint.

This bill would instead require the court, upon request of the party filing the action, to issue that summons and to keep a copy thereof, as specified.

(5) Existing law requires the service of a subpoena duces tecum upon a consumer or an employee to be made, among other requirements, with a copy of the subpoena duces tecum, the affidavit supporting the issuance of the subpoena, if any, specified notice, and proof of service.

This bill would provide that if the subpoenaing party is the consumer or the employee, and the consumer or the employee is the only subject of the subpoenaed records, notice to the consumer or the employee, and delivery of the other documents, are not required.

(6) Existing law requires a sheriff or jailer upon whom a paper in a judicial proceeding is served, to forthwith deliver it to the prisoner with a note thereon of the time of its service. Existing law provides that if he or she neglects to do so, he or she is liable to the prisoner for all resulting damages.

This bill would provide that service directed to a person who is incarcerated may be served by any person who may lawfully serve process.

(7) This bill would incorporate additional changes in Section 1985.6 of the Code of Civil Procedure, proposed by AB 333, to become operative only if AB 333 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 301 (AB 497) Negrete McLeod Drug wholesalers and manufacturers: nonresident wholesalers.

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Existing law, the Pharmacy Law, provides for the licensure and regulation by the California State Board of Pharmacy of pharmacies and other persons. Under that law, a person located outside of this state that ships, mails, or delivers dangerous drugs or dangerous devices into this state at wholesale is considered an out-of-state distributor that must be licensed by the board prior to engaging in those activities. Existing law, operative January 1, 2006, to January 1, 2011, requires an applicant for the issuance or renewal of a nonresident wholesaler license to submit a surety bond of \$100,000, or an equivalent means of security, for each site to be licensed by the nonresident wholesaler through which dangerous drugs or dangerous devices are to be shipped, mailed, or delivered to a site located in California. Existing law requires a fee of \$550, which may be increased up to \$600, for a wholesaler or nonresident wholesaler license and annual renewal.

This bill would instead require a single \$100,000 surety bond, or an equivalent means of security, to be submitted by an applicant for the issuance or renewal of a nonresident wholesaler license. The bill would except from that bond requirement certain nonresident wholesalers to whom an approved new drug application has been issued by the federal Food and Drug Administration, as specified. The bill would also reduce certain application fee amounts required to be paid for a nonresident wholesaler license.

#### Ch. 302 (AB 541) Harman Guardians.

(1) Existing law, until January 1, 2008, authorizes a court to require any parent who is seeking custody of, or visitation with, a child who is the subject of a custody proceeding, to undergo testing for the illegal use of controlled substances and the use of alcohol under specified circumstances. Existing law requires the court to order the least intrusive method of testing. Existing law requires that testing be in conformity with certain federal procedures, provides that the results of this testing shall be confidential and maintained as a sealed record, and permits a parent or legal custodian who is tested to contest the test results at a hearing.

This bill would also authorize a court to require any person who is seeking custody of, or visitation with, a child who is the subject of a guardianship proceeding, to undergo drug testing pursuant to the above-described procedures.

(2) Existing law requires the Department of Justice to maintain a Statewide Registry of conservators and guardians, and requires all persons who wish to serve as a conservator or guardian, or who are currently serving as a conservator or guardian, to register and reregister with the Statewide Registry. Existing law authorizes the court to require any person who is the guardian for only one ward unrelated to the guardian by blood or marriage to comply with those provisions.

This bill would further authorize the court to require any person who is the guardian of the person, unrelated to the ward, and who receives compensation for acting as guardian of the person to comply with those provisions.

#### Ch. 303 (AB 550) Goldberg Correctional institutions: sexual abuse.

Existing law provides that an employee with a department, board, or authority under the Youth and Adult Correctional Agency or a facility under contract with a department, who, during the course of his or her employment directly provides treatment, care, control, or supervision of inmates, wards, or parolees, and who engages in sexual activity with a consenting adult who is an inmate, ward, or parolee, is punishable by a fine not exceeding \$1,000, imprisonment in a county jail for a period not exceeding 6 months, or by both that imprisonment and fine, or by a fine of not more than \$10,000, imprisonment in a county jail for a period not exceeding one year or in the state prison, or by both that fine and imprisonment. Existing law provides that a 2nd or subsequent violation of these provisions is punishable by imprisonment in the state prison and that anyone who is convicted of a felony violation of this section shall be terminated, as specified, and shall not be eligible to be hired or reinstated by a department, board, or authority within the Youth and Adult Correctional Agency.

This bill, the Sexual Abuse in Detention Elimination Act, would make legislative findings and declarations to the effect that its purpose would be to protect all inmates and wards from sexual abuse while held in institutions operated by the Department of Corrections and Rehabilitation.

This bill would require the agency to provide inmates and wards with informational handbooks regarding sexual abuse in detention published by outside organizations, as specified.

This bill would require the Department of Corrections and Rehabilitation to adopt specified policies, practices, and protocols related to the placement of inmates, physical and mental health care of inmate victims, and investigation of sexual abuse.

This bill would also create the Office of the Sexual Abuse in Detention Elimination Ombudsman to ensure impartial resolution of inmate and ward sexual abuse complaints.

This bill would require the Department of Corrections and Rehabilitation to develop guidelines for allowing outside organizations and service agencies to provide resources and counseling to inmates and wards.

#### Ch. 304 (AB 592) Yee Physicians and surgeons.

Existing law, the Medical Practice Act, creates the Medical Board of California and makes it responsible through its Division of Licensing and Medical Quality for licensing and regulating physicians and surgeons. Under the act, disciplinary action may be taken against a physician and surgeon for engaging in unprofessional conduct, which includes gross negligence, repeated negligent acts, and incompetence. Existing law provides that a physician and surgeon is not subject to discipline for these particular aspects of unprofessional conduct solely on the basis that the treatment or advice he or she rendered to a patient is alternative or complementary medicine, as defined, if specified conditions are satisfied.

This bill would also provide that a physician and surgeon is not subject to discipline for these particular aspects of unprofessional conduct solely on the basis that the treatment or advice he or she rendered to a patient is alternative or complementary medicine, including the treatment of persistent Lyme Disease, if those conditions are satisfied.

#### Ch. 305 (AB 620) Negrete McLeod Criminal proceedings: examination of witnesses.

Existing law provides for the conditional examination of a witness by the defendant in all cases and by the people in cases where the punishment may be other than death. Existing law further provides that when the defendant has been charged with a serious felony, as defined, the people may have a witness examined conditionally if the people have evidence the life of the witness is in jeopardy.

This bill would permit the people or the defendant, when the defendant is charged with a serious felony, to have a witness examined conditionally if there is evidence that the life of the witness is in jeopardy.

Existing law provides that the defendant or the people may apply for an order that the witness be examined conditionally when the material witness is about to leave the state, or is so sick as to afford reasonable grounds he or she will be unable to attend the trial, or is a person 70 years of age or older, or a dependent adult. Further, existing law provides the people may apply for the conditional examination of a prosecution witness when the people have evidence that the witness' life is in jeopardy.

This bill would lower the age at which a conditional examination application for a material witness may be made to 65 years of age or older. This bill would permit a conditional examination to be sought by either the people or the defendant when there is evidence a witness, not just a prosecution witness, is in jeopardy.

Existing law outlines specified information that must be provided upon an affidavit when applying for a conditional examination, including the nature of the offense, the state of the

proceedings in the action, witness information, and the specified grounds that make the conditional examination necessary.

Existing law prohibits a conditional examination unless the reasons for the exam, as provided for in statute, are shown to the satisfaction of the magistrate.

This bill would make other conforming changes to reduce the witness age to 65, from 70, for purposes of granting a request for a conditional examination, and to conform the definition of “dependent adult.”

Ch. 306 (AB 627) Leslie Parole: religious advisers.

Existing law generally authorizes members of the clergy or spiritual advisers to visit inmates while in prison. Existing regulation prohibits employees of the Department of Corrections and Rehabilitation from contacting, corresponding, or otherwise communicating with an inmate or parolee, except in the execution of their assigned duties.

This bill would authorize a departmental or volunteer chaplain who has ministered to or advised an inmate while incarcerated to continue to minister to or advise the inmate while he or she is on parole, as long as the chaplain so notifies the warden and the parolee’s parole agent in writing.

Ch. 307 (AB 646) Sharon Runner Body piercing.

Existing law makes it a misdemeanor to tattoo or offer to tattoo a person under the age of 18 years.

This bill would make it an infraction, punishable by a fine not exceeding \$250, for any person to perform or offer to perform body piercing, as defined, upon a person under the age of 18 years, unless performed in the presence of, or as directed by a notarized writing by, that person’s parent or guardian. By creating a new crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 308 (AB 671) Klehs Use taxes: collection: deficiencies: returns.

The Sales and Use Tax Law imposes a tax on the gross receipts from the sale in this state of, or the storage, use, or other consumption in this state of, tangible personal property. The State Board of Equalization issues forms for the computation and payment of sales and use taxes collected or owed by those retailers. There is no requirement for persons, other than retailers, that owe use taxes to register with the State Board of Equalization for the reporting and payment of use taxes owed by those persons to the state.

This bill makes findings with respect to the loss of use tax revenue attributable to those persons that fail to pay use tax that is owed to this state. This bill states the intent of the Legislature to inform taxpayers of their obligation to report and pay their use tax liability that is currently owed to this state.

The Sales and Use Tax Law provides for an 8-year statute of limitations for the collection of use taxes that are not reported under that law. That law, until January 1, 2006, in the case of a qualified purchaser, limits the statute of limitations to 3 years for the collection of unreported use taxes on specified purchases, if a determination is made that the failure to report and pay the tax was due to reasonable cause.

This bill would extend the operation of those provisions limiting the statute of limitations to 3 years until January 1, 2008, as provided. This bill would require the Franchise Tax Board to revise information accompanying income tax returns to inform taxpayers of their obligation to report and pay use taxes and the benefit of paying use taxes prior to the expiration of specified provisions of law.

Ch. 309 (AB 691) Hancock Transit village plans.

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The Transit Village Development Planning Act of 1994 authorizes a city or county to prepare a transit village plan for a transit village development district that includes all land within not less than  $\frac{1}{4}$  mile of the exterior boundary of the parcel on which is located a transit station and addresses specified characteristics, including all of the demonstrable public benefits that are specified. Existing law provides that a transit village plan shall be prepared, adopted, and amended in the same manner as a general plan.

This bill would authorize a city, county, or city and county to declare that a previously adopted specific plan or redevelopment plan that conforms to specified requirements constitutes a village transit plan, after publishing a notice stating the intent to make the declaration, describing the general location of the proposed plan, and stating the time, date, and place of the public meeting.

Ch. 310 (AB 706) Parra California State University: investigation of reported improper governmental activities.

(1) Existing law establishes the California State University and its various campuses under the administration of the Trustees of the California State University.

Existing law, the California Whistleblower Protection Act, sets forth the circumstances and procedures under which a state employee may report improper governmental activities or make a protected disclosure to the State Auditor, and prohibits retaliation or reprisal against a state employee for these acts. An existing provision of the California Whistleblower Protection Act defines any employee of the California State University as a state employee and the California State University as a state agency for the purposes of some provisions of this act.

Existing law authorizes a California State University employee to file a written complaint with his or her supervisor or manager, or with any other designated university officer, alleging actual or attempted acts of reprisal, retaliation, threats, coercion, or similar improper acts for having made a protected disclosure. It is a misdemeanor for any person to intentionally engage in acts of retaliation, reprisal, threats, coercion, or similar acts against an employee of the California State University for having made a protected disclosure under these provisions.

This bill would enact the California State University Investigation of Reported Improper Governmental Activities Act. The bill would establish a procedure for the investigation of written complaints submitted to a designated administrator of the California State University by employees of, or applicants for employment at, the university.

(2) An existing provision of the California Constitution requires that a statute, court rule, or other authority adopted after November 4, 2004, that limits the public's right of access be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

The bill would, with respect to this constitutional provision, express findings and declarations of the Legislature regarding the individual privacy interests that are protected under the bill.

Ch. 311 (AB 716) Canciamilla Vessels: abandonment: abatement.

(1) Existing law authorizes the officer who has custody of wrecked vessel property to sell it at public auction and transmit the proceeds of the sale, after deducting salvage, storage, property tax liens, other liens, and other expenses, to the Treasurer for deposit in the General Fund, if, among other things, no claimant of the property appears within 90 days after the wrecked property was saved.

This bill, instead, would authorize the wrecked property to be sold at auction if no claimant of the property appears within 60 days after the wrecked property was saved.

(2) Existing law authorizes a peace officer, as defined, an employee or officer of the State Lands Commission designated by the State Lands Commission, or a lifeguard or marine safety officer employed by a county, city, or district while engaged in the performance of

official duties, to remove, and, if necessary, store a vessel removed from a public waterway under certain, listed circumstances.

This bill, additionally, would authorize removal of a vessel when it is found or operated upon a waterway with a registration expiration date in excess of one year before the date on which it is found or operated on the waterway.

(3) Existing law makes it an infraction with a maximum \$1,500 fine for a person to abandon a vessel upon a public waterway or public or private property without the express or implied consent of the owner or person in lawful possession or control of the property, except for urgent and immediate concern for the safety of those aboard the vessel.

This bill would increase the maximum fine to \$3,000. The bill would also authorize the court to order the violator to pay the enforcing agency the actual costs incurred by the agency for the removal and disposition of the abandoned vessel.

(4) Existing law authorizes wrecked property, abandoned property, or property removed from a navigable waterway, as specified, to be sold or otherwise disposed of by the public agency that removed or caused the removal of the property, subject to certain conditions, including that the property have been appraised by disinterested persons, and have an estimated value of less than \$300.

This bill would limit the sale or disposal by a public agency of wrecked property or property removed from a navigable waterway to property that is an unseaworthy derelict or hulk, and would modify the specified condition to require the property to have an estimated value of less than \$2,000.

#### Ch. 312 (AB 729) Koretz Production agencies: regulation.

Existing law generally regulates the business of insurance, including insurers, brokers, agents, and production agencies.

Existing law requires a limited liability company, at the time of licensing as an insurance production agency and at all times during which it transacts business, to provide security for claims against it, as specified. Existing law requires this type of company to disclose various kinds of information to the commissioner.

This bill would make certain changes to the nature of the security required under this provision, and would impose additional disclosure requirements on limited liability companies, as specified. It would allow the commissioner to summarily deny or decline to act upon an application for the issuance or renewal of a license, or to summarily inactivate an existing license, for failure to comply with these requirements, and would also allow the commissioner to impose administrative penalties in connection with the filing of false or misleading information.

Existing law requires that an applicant for a license as an agent or broker pass a licensing examination administered by the Department of Insurance.

This bill would prohibit cheating, subverting, or attempting to subvert any licensing examination given by the department. A willful violation of this provision would be a misdemeanor. By creating a new crime, the bill would impose a state-mandated local program. The bill would require the Insurance Commissioner to impose certain administrative sanctions on a person who violates this provision.

Existing law imposes various regulatory requirements on insurance agents, brokers, and production agencies.

This bill would make specified changes and additions to certain of these requirements relating to the issuance and renewal of licenses, and the disclosure of information to the commissioner and the public.

The bill would make other changes, as specified.

The bill would incorporate changes made by SB 367 that would become operative if both bills are enacted and this bill is enacted after SB 367.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 313 (AB 800) Yee Medical records: patient's spoken language.

Existing law provides for access by a patient to his or her health records and requires that a patient's clinical laboratory test results be conveyed in plain language and in oral, written, or electronic form.

This bill would require all health facilities and all primary care clinics, except long-term care facilities meeting certain criteria, to include a patient's principal spoken language on the patient's health records.

Ch. 314 (AB 846) Liu Driver education: Internet: private secondary schools.

Existing law does not provide by statute the course requirements of an automobile driver education course offered by a private secondary school. Existing law provides that the satisfactory completion of a course in automobile driver education offered by such a school satisfies specified driver education instructional requirements, under specified conditions.

This bill would revise and recast those provisions and would instead provide that the satisfactory completion of an Internet-based, correspondence, or other distance-learning course offered by a private secondary school meets those instructional requirements. The bill would set forth additional automobile driver education course requirements for those private schools that offer that course and would specify other requirements.

Ch. 315 (AB 847) Berg Program for All-Inclusive Care for the Elderly.

Existing law establishes the federal Medicaid program, administered by each state, California's version of which is the Medi-Cal program. The Medi-Cal program, which is administered by the State Department of Health Services under the direction of the Director of Health Services, provides qualified low-income persons with health care services.

Existing federal law establishes the Programs of All-Inclusive Care for the Elderly (PACE), which provides specified services for older individuals so that they may continue living in the community. Federal law permits states to implement the PACE program as a Medicaid state option.

Existing state law authorizes the department to establish the California Program of All-Inclusive Care for the Elderly, and to contract with up to 10 demonstration projects to develop risk-based long-term care pilot programs, and establishes PACE program services as a covered benefit of the Medi-Cal program.

This bill would authorize the State Department of Health Services, and as applicable, the State Department of Social Services, and the California Department of Aging to grant exemptions to a PACE program from licensing and regulatory requirements applicable to clinics, residential care facilities for the elderly, and home health agencies. The bill would require the department to approve or deny any request for an exemption in writing within 60 days of submission. The bill would authorize the department to suspend or revoke an exemption that has been granted to a PACE program if the department determines the PACE program is operating in a manner contrary to the terms of the exemption or if the exemption is applicable to one or more license categories or locations.

Ch. 316 (AB 865) Ruskin Finance lender exemptions.

Existing law, the California Finance Lenders Law, provides for the licensure and regulation of finance lenders, as defined, by the Commissioner of Corporations and prohibits a person from engaging in the business of a finance lender or broker without a license. The law exempts from its requirements specified categories of organizations.

This bill would until January 1, 2010, exempt from the provisions of the California Finance Lenders Law a program-related investment by a private foundation, tax-exempt

**NOTE:** Superior numbers appear as a separate section at the end of the digests.



organization and a loan, guaranty, or investment made by a public charity, tax-exempt organization meeting specified requirements.

Ch. 317 (AB 920) Aghazarian California Physicians Corps Program.

Existing law establishes the Steven M. Thompson Physician Corps Loan Repayment Program in the Division of Licensing of the Medical Board of California. Under existing law, the program provides financial incentives to a physician and surgeon for practicing in a medically underserved community. The Medical Board of California has developed a program for volunteering physicians.

Existing law requires the Office of Statewide Health Planning and Development to establish a nonprofit public benefit corporation known as the Health Professions Education Foundation to perform various duties with respect to implementing health professions scholarship and loan programs.

This bill would repeal the Steven M. Thompson Physician Corps Loan Repayment Program in the Division of Licensing of the Medical Board of California. The bill would instead establish within the foundation, the California Physician Corps Program. The bill would provide that, operative July 1, 2006, the Steven M. Thompson Physician Corps Loan Repayment Program and the Physician Volunteer Program shall be transferred from the Medical Board of California to the foundation's California Physician Corps Program. The bill would require the foundation to establish and consult with an advisory committee to use guidelines for selection and placement of applicants until the office adopts other guidelines by regulation. It would authorize the foundation to appoint a selection committee that provides policy direction and guidance over the program.

Existing law establishes the Health Professions Education Fund the purpose of which is to provide scholarships and loans to students from underrepresented groups who are accepted to or enrolled in schools of medicine, dentistry, nursing, or other health professions, and to fund the Geriatric Nurse Practitioner and Clinical Nurse Specialist Scholarship Program. All money in the fund is continuously appropriated to the office for the purposes of the foundation.

Existing law establishes the Medically Underserved Account in the Contingent Fund of the Medical Board of California.

This bill would establish within the Health Professions Education Fund the Medically Underserved Account for Physicians primarily to fund the Steven M. Thompson Physician Corps Loan Repayment Program, and also to fund the Physician Volunteer Program. The bill would transfer funds in the Medically Underserved Account to the Medically Underserved Account for Physicians established under the bill. Funds in this account would be continuously appropriated for the repayment of loans under the California Physician Corps Program.

Under existing law, the foundation is governed by a board consisting of 11 members.

This bill would, until January 1, 2011, add 2 members to the foundation board to be appointed by the Medical Board of California from its membership. The bill would require that these appointed members be reimbursed by the Medical Board of California for any actual and necessary expenses incurred in connection with their duties as members of the foundation board. It would also require the foundation, the office, the Medical Board of California, and the advisory committee, on or before January 1, 2010, to evaluate the success of the programs' operation and the foundation's fundraising and to make recommendations to the Legislature for improvements to the programs or for the programs to be carried out by another agency or a foundation to be established within the Medical Board of California.

Ch. 318 (AB 961) Committee on Higher Education Postsecondary education: Golden State Scholarshare Trust: Board of Governors of the California Community Colleges: California Educational Facilities Authority: California State University.

(1) The Golden State Scholarshare Trust Act establishes the Golden State Scholarshare Trust, under the administration of the Scholarshare Investment Board, to provide financial aid for postsecondary education costs of participating students. The act authorizes the board to appoint a program administrator and determine his or her duties and compensation. The act authorizes the program administrator to enter into contracts on behalf of the board.

This bill would delete those provisions relating to a program administrator and, instead, authorize the board to appoint an executive director with similar powers. The bill would also authorize the executive director to conduct any business necessary for efficient operations of the board. The bill would additionally authorize the board to invest specified moneys under contract with investment managers, and would make related conforming changes.

(2) The act requires that participants in the program be permitted to make up payments, in full or in part, for years in which they were eligible to contribute, but did not, for the benefit of a designated beneficiary. The act authorizes the amendment of participation agreements to provide for adjusted levels of payments based upon changed circumstances or changes in educational plans. The act requires that participation agreements be freely amended throughout their terms to enable participants to increase or decrease the level of participation.

The bill would delete the make up payment provision, delete the participation agreement payment adjustment option for changed circumstances or changes in educational plans, and delete the participation level adjustment provision.

(3) The act requires program administrators to develop adequate measures to prevent certain excess contributions, to pay the balance of a participant's account to the participant under certain circumstances, to develop a method to make payment of qualified higher education expenses directly to higher education institutions for the benefit of designated beneficiaries and to control for fraud under any direct reimbursement method of payment. The act authorizes program administrators to develop a method to make payment of qualified higher education expenses directly to beneficiaries in a manner that is consistent with applicable federal requirements and restrictions.

The bill would delete references to program administrators, and instead impose the described responsibilities and powers on the board. The bill would delete that provision requiring the development of measures to prevent excess contributions.

(4) The act requires the board to submit an annual audited financial report on the operations of the trust by September 30.

This bill would change that date to October 31.

(5) The act requires the trust to provide an annual listing to the Franchise Tax Board on magnetic tape or other machine-readable form, and in a manner agreed upon by the Franchise Tax Board and the Scholarshare trust, of all distributions, including payment of benefits and refunds, to any individual with respect to an interest in a participation agreement. The act requires the listing to include the names, addresses, tax identification numbers, and type and amounts of each distribution, including interest earned and penalties imposed. The act requires the trust to make a report to each participant or beneficiary of the type and amount of each distribution, including payment of benefits and refunds. The act requires the trust to report annually to each participant or beneficiary on the investment goal the participant will achieve if all future contributions with respect to that beneficiary are timely made.

The bill would specifically impose those requirements and other trust responsibilities on the board. The bill modifies the annual listing requirement to instead require an annual listing of distributions to individuals with respect to an interest in a participation agreement to the Franchise Tax Board at a time and in a manner and form as specified by the Franchise Tax Board. The bill would modify the individual report requirement to require the board to make a report to the appropriate individual of any distribution to any individual with respect to an interest in a participation agreement, at a time and in a form and manner as required by the Franchise Tax Board. The bill would delete the individual investment goal reporting requirement, and instead would require the board's report to include information on

investments and education costs that participants can use to set savings goals and contribution amounts.

(6) Existing law establishes the California State University under the administration of the Trustees of the California State University. Existing law authorizes the establishment of auxiliary organizations of the university for various purposes consistent with the mission of the university. Existing law requires the governing board of each auxiliary organization to meet on at least a quarterly basis.

This bill would instead require that the governing boards of these auxiliary organizations meet on at least an annual basis.

(7) Existing law establishes the California Educational Facilities Authority Act, the purpose of which is to provide private institutions of higher education within the state an additional means by which to expand, enlarge, and establish dormitory, academic, faculty and staff housing, and related facilities, finance those facilities, refinance existing facilities, and to provide private and public institutions of higher education within the state an additional means to assist students in financing their costs of attendance.

This bill would prohibit a city, county, city and county, district, or other local jurisdiction from operating, authorizing, or requesting an entity, including a corporation, to take any of several specified actions with respect to student loans. The bill would also require any entity that, as of January 1, 2006, is not qualified to be awarded an allocation of the state's annual private activity volume cap to issue qualified scholarship funding bonds, as defined, to obtain approval from the authority to operate as a qualified scholarship funding corporation, as defined.

(8) Existing law, the California State University Contract Law, provides, among other things, that when, in the opinion of the Trustees of the California State University, the best interests of the university so dictate, the trustees may enter into an agreement with a contractor to provide all or significant portions of the design services and construction services relating to the erection, construction, alteration, painting, repair, or improvement of a state structure, building, road, or other state improvement of any kind.

This bill would require that, when the design of portions of the building project permits the selection of subcontractors, the contractor competitively bid those portions. The bill would also require the contractor to provide to the trustees a list of subcontractors whose work is in excess of 1/2 of 1% of the total project cost as soon as the subcontractors are identified. The bill would further require that, once the subcontractors are listed, they shall have the rights provided in the Subletting and Subcontracting Fair Practices Act.

The bill would, notwithstanding a provision of existing law that requires the Department of General Services to approve, with respect to access compliance, plans and specifications for state buildings that are intended for use by the public and constructed with state funds, authorize the trustees to perform this function for California State University buildings and facilities that are intended for use by the public and constructed with state funds.

(9) Existing law establishes the various campuses of the California State University, including the campus of California State University, Channel Islands, under the administration of the Trustees of the California State University.

Existing law authorizes the trustees to exchange a portion of a prescribed parcel located approximately 8 miles from, and maintained by, the California State University, Channel Islands, for land, or for a combination of land and money, in accordance with prescribed criteria. Existing law provides that any funds received from the transaction authorized by this provision would be appropriated to the trustees for expenditure, without regard to fiscal years, for construction and capital development of projects that are eligible for state support, following review and approval by the Department of Finance. Existing law requires that the expenditure of funds received under these provisions be consistent with the master plan of the campus for which the project is proposed. Existing law also requires that any funds received under these provisions that are not encumbered prior to January 1, 2007, revert to the General Fund.

This bill would additionally authorize the university to sell all or a portion of the 262-acre parcel and to use the proceeds of that sale to acquire a specified parcel or to meet commitments made in an environmental impact report. The bill would require any exchange or sale of properties to be for no more than fair market value for any land acquired. The bill would require any funds received to be held in trust and used for either of those purposes. Any proceeds of the sale of land authorized by the bill would be deposited into a continuously appropriated fund. Because the bill would authorize the deposit of moneys into that continuously appropriated fund from a new source, the bill would make an appropriation. The bill would move to January 1, 2012, the date on which any funds, received under these provisions and not previously encumbered, would revert to the General Fund.

Ch. 319 (AB 980) Umberg California militia: disability benefits.

Existing law provides for specified benefits and compensation for any officer or enlisted member of the National Guard, the organized militia when not in the active service of the state, or the unorganized militia when called into the active service of the state.

This bill would require the Military Department to determine the difference between the amount of disability benefits to which an officer, warrant officer, or enlisted member of the California National Guard or the organized militia, as specified, who is injured, wounded, or disabled in the line of duty, as specified, is entitled to receive from the federal government and the amount of disability benefits that comparably ranked and injured regular military personnel would receive. If the Military Department determines that the amount of disability benefits that regular military personnel would receive are greater than the amount of disability benefits that the officers, warrant officers, or enlisted members would receive, this bill would require that department, upon an appropriation of funds by the Legislature for this purpose, to provide to those officers, warrant officers, or enlisted members an amount equal to the difference between those 2 amounts.

Ch. 320 (AB 982) Laird Community colleges: fees.

Under existing law, community college district governing boards are required to adopt regulations exempting from health supervision and services fees all low-income students, including students who demonstrate financial need (1) in accordance with the methodology set forth in federal law or regulation for determining the expected family contribution of students seeking financial aid or (2) according to specified income standards established by the Board of Governors of the California Community Colleges.

This bill would express findings and declarations of the Legislature with respect to the funding of student health services in the California Community Colleges. The bill would delete the provision requiring the exemption of certain students from health supervision and services fees.

Ch. 321 (AB 1043) Harman Insurance: unearned premium.

Existing law requires that, whenever any admitted or nonadmitted insurer rejects, declines, or cancels any of certain policies of insurance and the unearned premium is tendered to an insurance broker or agent of record as the insurer's agent, the unearned premium be tendered by the broker or agent to the insured or the person entitled thereto within 30 days of his or her receipt of the unearned premium from the insurer, except as specified.

This bill would delete the above requirement.

Existing law requires that, whenever an insurer endorses, rejects, declines, cancels, or surrenders any of certain automobile or property insurance policies, the unearned premium be tendered to the insured or to the person entitled thereto or to the insurance agent of record as the insurer's agent for transmittal within 25 days after the cessation or amendment of coverage. Existing law requires that, if this unearned premium is tendered to the insurer's

agent, the agent tender this premium to the insured or to the person entitled to the premium within a specified period after the agent receives the premium.

Existing law requires that whenever a policy not covered by the above provisions is canceled pursuant to certain provisions of law relating to premium financed policies, the unearned premium be tendered to the person entitled thereto or to the insurance agent of record as the insurer's agent for transmittal within 120 days after the cessation of coverage.

This bill would revise and recast these provisions. The bill would apply the provisions to all policies of personal lines insurance, as defined, that are terminated for any reason or for which coverage is reduced. It would eliminate the 120-day deadline for the return of unearned premium for premium financed policies, and would apply a 25-day deadline for the return of gross unearned premium. The bill would impose an 80-day deadline for the return of gross unearned premium when a policy other than a policy of personal lines insurance terminates for any reason, or when coverage is reduced, as specified.

The bill would impose specified requirements on insurers, brokers, and others with respect to returning unearned premiums, providing notice, and applying offsets to amounts owed to insureds. It would require an insurer to provide an accounting to the insured regarding the calculation of an unearned premium refund, and would provide that the Insurance Commissioner may adopt regulations regarding this accounting.

The bill would allow an insurer to solicit at any time the insured's consent, or in its policy to reserve the right, to apply the unearned premium generated by an amendment or endorsement removing or reducing coverage for an insured person or property to the balance owed on the policy as a whole, rather than tendering a refund of the unearned premium, except as specified.

The bill would make other technical changes.

#### Ch. 322 (AB 1044) Aghazarian Public officers: retirement benefits forfeiture.

Existing law provides that any person receiving an allowance from a public retirement system who is charged with any of certain felonies arising out of his or her former official duties shall have that allowance suspended if he or she leaves the jurisdiction of the court, as specified.

This bill would provide that any elected public officer, who takes office, or is reelected to office, on or after January 1, 2006, shall forfeit specified retirement benefits that accrue during his or her term of office if he or she is convicted of any of those felonies arising out of his or her official duties, unless the governing body authorizes the public officer to receive benefits. The bill would provide that any contributions made by the elected public officer that arose directly from or accrued solely as a result of his or her forfeited service as an elected public officer shall be returned, as specified.

The bill would require the officer's employer to notify the retirement system of the officer's conviction, as specified. The bill would also provide that a person ceases to be a member of the Public Employees' Retirement System, a county retirement system, or a city retirement system for the portion of his or her service as an elected public officer that is forfeited.

#### Ch. 323 (AB 1051) Benoit Pocket bikes: restrictions.

Existing law regulates the operation of vehicles and combinations of vehicles upon the highways, imposes certain disclosure requirements on the sale of motor vehicles and vehicles by licensed dealers, and imposes sanctions for violating these regulations and requirements.

This bill would require a manufacturer of a pocket bike, as defined by the bill, to affix on the pocket bike a sticker with a specified printed disclosure stating that the pocket bike is prohibited from being operated on a sidewalk, roadway, or any part of a highway, or on a bikeway, bicycle path or trail, equestrian trail, hiking or recreational trail, or on public lands open to off-highway motor vehicle use.

This bill would prohibit the operation of a pocket bike on a sidewalk, roadway, or any other part of a highway, or on a bikeway, bicycle path or trail, equestrian trail, hiking or recreational

trail, or on public lands open to off-highway motor vehicle use. The bill would authorize a peace officer, as defined, to cause the removal and seizure, for a specified minimum period, of a pocket bike that is found to be operating on a highway in a violation of the offense, created by the bill, prohibiting the operation of a pocket bike on a sidewalk, roadway, or any other part of a highway, or on a bikeway, bicycle path or trail, equestrian trail, hiking or recreational trail, or on public lands open to off-highway motor vehicle use. The bill would authorize a city, county, or city and county to adopt a regulation, ordinance, or resolution imposing charges equal to its administrative costs relating to the removal, seizure, and storage costs of a pocket bike, as provided.

Ch. 324 (AB 1052) Leslie Vehicles: school transportation vehicles: driver drug and alcohol testing.

(1) Existing law requires motor carriers and drivers of commercial vehicles, including schoolbus drivers, to comply with certain federal regulations relating to the use of controlled substances and alcohol, including testing requirements for the use of those substances. A willful violation of these requirements is a misdemeanor punishable by certain fines and terms of imprisonment.

This bill would define a “school transportation vehicle” as a vehicle that is not a schoolbus, school pupil activity bus, or youth bus, and is used by a school district or county office of education for the primary purpose of transporting children.

The bill would require a school district or county office of education that employs a driver to drive a school transportation vehicle, and that driver of the vehicle, to participate in a program that is consistent with the federal controlled substance and alcohol use testing requirements that apply to schoolbus drivers. The bill thereby would establish a state-mandated local program by imposing additional duties upon school districts and county offices of education.

Because it would be an infraction, under other provisions of existing law, for a person to fail to comply with these requirements, the bill would establish a state-mandated local program by creating a new crime.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 325 (AB 1064) Cogdill Mobilehome parks.

Existing law authorizes, until January 1, 2007, a mobilehome or cabana that is installed above 5,000 feet in elevation that does not have the capacity to resist the minimum snow loads established for residential buildings by local ordinance, to be installed only in a mobilehome park that has an approved snow load maintenance program, on the condition that the installation complies with all other applicable regulations and is approved by the enforcement agency. Existing law requires a conditional permit to operate subject to the snow roof load maintenance program to be obtained from the enforcement agency.

This bill would allow a manufactured home that does not have the capacity to resist the minimum snow load established for residential buildings by local ordinance to be installed above 5,000 feet in elevation if (1) it has the capacity to resist a roof live load of at least 60 pounds per square foot and the mobilehome park where it is to be installed has an approved snow load maintenance program or (2) the manufactured home is protected by a ramada designed to resist minimum snow loads established by local ordinance.

The bill would allow a cabana to be installed in a mobilehome park above 5,000 feet in elevation only if it has the capacity to resist the minimum snow load requirements established by local ordinance for residential buildings.

The bill would state the intent of the Legislature to require the revision of specified regulations that relate to minimum roof live load requirements for manufactured homes installed at elevations above 5,000 feet and that regulations adopted by the Department of Housing and Community Development to implement and interpret the changes enacted by this bill be deemed editorial changes pursuant to the Administrative Procedure Act if those regulations are amendments, repeals, or adoptions that are substantially the same in content as the statutory changes enacted by this act.

Ch. 326 (AB 1069) Montanez Deceptive identification documents.

Existing law prohibits a deceptive identification document, as defined, from being manufactured, sold, offered for sale, furnished, offered to be furnished, transported, offered to be transported, or imported or offered to be imported into this state, except as specified. Existing law defines “deceptive identification document” with reference to a document not issued by a governmental agency of this state, another state, or the federal government. A violation of this provision is a crime.

This bill would, in addition, prohibit a document-making device, as defined, from being possessed with the intent that the device will be used to manufacture, alter, or authenticate a deceptive identification document. A conviction would be punishable by imprisonment in a county jail not exceeding one year, or a fine not exceeding \$1,000, or by both imprisonment and that fine.

The bill would also revise the definition of “deceptive identification document” to include a document not issued by a governmental agency of a foreign government, a political subdivision of a foreign government, an international government, or an international quasi-governmental organization. By expanding the scope of an existing crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 327 (AB 1123) Wyland Insurance: renewal: liability.

Existing law provides that there shall be no liability on the part of, and no cause of action of any nature shall arise against, any insurer, agent, broker, or other specified person for any statement made, unless shown to have been made in bad faith with malice in fact, by any of them in specified communications involving the cancellation of a policy, or in evidence submitted at certain proceedings in which the cancellation is an issue.

This bill would, until January 1, 2011, apply these protections, in addition, to communications and evidence involving the nonrenewal of a policy for insurers that issue professional liability insurance policies to health care providers. For liability purposes, there would not, however, be a required showing of malice in fact.

Ch. 328 (AB 1166) Canciamilla Public employees’ benefits.

(1) Under existing law, the Board of Administration of the Public Employees’ Retirement System is authorized to appoint and fix the compensation of certain employees of the system whose positions are designated as managerial, notwithstanding specified provisions of law.

This bill would clarify the board’s ability to make appointments and fix compensation notwithstanding several provisions establishing salary limits.

(2) The Public Employees’ Retirement Law permits certain adjustments to be made with respect to employer and employee contributions if more or less than the correct amount is paid, and further specifies that losses or gains resulting from errors within the limits set by

the State Board of Control for automatic writeoff shall be debited or credited to specified reserves, losses, or contingencies.

This bill would change references to the State Board of Control to the Victim Compensation and Government Claims Board.

(3) Under existing law, state employees who become members of the Public Employees' Retirement System after a certain date do not immediately make contributions nor receive service credit for their service during their first 24 months of employment.

This bill would clarify that a member who separates from state employment shall remain subject to that provision for the duration of the 24-month period prescribed if he or she returns to state employment within that period, as specified.

(4) Existing law refers to the University of California Retirement System.

This bill would change those statutory references to the University of California Retirement Plan.

(5) Under existing law, patrol, state safety, state industrial, state peace officer/firefighter or local safety members, among others, who are incapacitated as a result of an industrial disability are retired for disability, except as specified.

This bill would exclude from that provision state safety members who are state prosecutors or state public defenders.

(6) The Public Employees' Retirement Law establishes the circumstances in which a retired person may serve without reinstatement from retirement or loss or interruption of benefits. Under that law, certain appointments may be made of limited duration if they do not exceed 960 hours in any calendar year.

This bill would change the basis for calculating the maximum number of hours a retired person may serve from a calendar year to a fiscal year and would make related changes to those provisions.

(7) Existing law authorizes a special death benefit for deceased state, school, or local miscellaneous members and for specified local safety members, if the death of the member was a direct consequence of a violent act that arose during his or her official duties.

This bill would make that provision applicable to state safety members who are state prosecutors and state public defenders.

(8) The Public Employees' Retirement Law establishes the Public Employees' Retirement System, and sets forth the provisions for its administration and the delivery of benefits to its members.

This bill would authorize any retired member whose allowance is not sufficient to pay his or her contributions for health benefit plan coverage provided by his or her employer to continue that coverage by paying the Board of Administration of the Public Employees' Retirement System the balance of the contributions plus the related administrative costs. Participating retired members would be required to make these payments quarterly in advance. The bill would authorize the system to charge participating retired members a one-time setup charge and a monthly maintenance charge in amounts sufficient to ensure the ongoing support of the program. All moneys received under those provisions would be deposited in the Public Employees' Contingency Reserve Fund, which is established in the Public Employees' Medical and Hospital Care Act, thereby making an appropriation.

(9) The Public Employees' Retirement Law defines the term "public agency" for purposes of certain provisions relating to the federal Social Security Act. Until January 1, 2005, that definition included a school district, a county superintendent of schools, and a regional occupational center or program established pursuant to specified provisions, with respect to employees eligible for membership in the State Teachers' Retirement Plan.

This bill would again include those entities within the definition of that term. The bill would also authorize the State Teachers' Retirement Plan to provide Medicare coverage for employees of a public agency, as so defined, upon request of the public agency. The bill would also specify the conditions by which a member of such a public agency may elect Medicare coverage.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.



(10) Existing law establishes the Public Employees' Medical and Hospital Care Act.

This bill would revise the definition of state service as used within the act, would specify the percentage of employer contributions for certain postretirement health benefits, and would make other related changes to that act, including changes related to the judicial branch and beneficiary designations.

Ch. 329 (AB 1180) Torrico Horse racing: jockeys.

Existing law, the Horse Racing Law, generally regulates horse racing. The California Horse Racing Board administers horse racing regulations. The board licenses jockeys. Violations of the Horse Racing Law are generally misdemeanors.

The bill would provide that a jockey who agrees to exercise a racehorse shall be paid no less than the standard rate paid to exercise riders, unless the jockey has been employed to ride that horse in a parimutuel race or is engaged in an official timed and recorded workout. Further, this bill would require the board to adopt regulations consistent with existing practice with respect to determining whether a jockey is entitled to receive a mount fee or riding fee, as specified.

The bill would preclude horses from being ridden at a racetrack unless the rider and horse are equipped with specified safety equipment. This bill would require the board to conduct an investigation regarding the use of safety reins, as specified, and adopt regulations mandating their use if it is determined that they would enhance safety. The bill would also require the board to approve and participate in a health assessment study of jockeys to provide information relevant to the determination of a scale of weights and weight control practices and to adopt regulations to establish new requirements if the current scale is determined to be detrimental to jockeys.

Existing law requires the board establish safety standards governing the race tracks, equipment, medical services, and other facilities to ensure the safety of horses, riders, and workers at the racetrack.

This bill would require every racing association and racing fair, as supervised by the board, to maintain specified equipment and staff for an on-track first aid facility. A qualified and licensed physician would be required to be on duty at all times during live racing, except as specified. Further, every racing association or racing fair would be required to adopt and maintain plans and contact with area hospitals to coordinate procedures for emergency hospital treatment, to designate and have on duty a health and safety manager or assistant to ensure compliance with these provisions. This bill would require the stewards to prepare reports on all on-track accidents that occur and are investigated at the racetrack. This bill would require the board to adopt regulations to implement these provisions.

Existing law prohibits entry in a race of a horse that tests positive for drug substances, as specified. A positive drug test disqualifies a horse from a race and requires any purse or award be forfeited.

This bill would permit a jockey to receive fees and pay, as specified, if the horse the jockey was engaged to ride tests positive for a prohibited substance if the board, including hearing officers and stewards find that a person other than the jockey administered the substance, as specified.

By imposing new requirements on licensees under the Horse Racing Law, the violation of which would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 330 (AB 1202) Laird Military and Aerospace Support Act.

Existing law specifies a single reuse entity for certain specified military bases subject to closure pursuant to the federal Defense Base Closure and Realignment Act and also specifies

a procedure for the recognition of a single local reuse entity for any military base that is closed in this state. Existing law authorizes the Director of Planning and Research under specified circumstances to appoint a mediator to reach agreement among the affected jurisdictions on a single local reuse entity.

This bill would change obsolete references of the “Defense Conversion Council” to the Office of Military and Aerospace Support and revise the definition of military base. The bill would specify that the Director of Planning and Research shall select a mediator in consultation with the federal Office of Economic Adjustment prior to 120 days from the effective date of the base closure decision.

This bill would revise the procedure for the recognition of a single local reuse entity for any military base that is closed in this state by providing, among other things, that recognition is subject to the regulations of the federal Office of Economic Adjustment and by requiring the Office of Military and Aerospace Support to consult with that office pursuant to specified procedures.

#### Ch. 331 (AB 1296) Hancock San Francisco Bay Area Water Trail.

Existing law establishes the jurisdiction of the San Francisco Bay Conservation and Development Commission over the waters of San Francisco Bay and Suisun Marsh. Existing law also establishes the State Coastal Conservancy with prescribed powers and responsibilities for implementing a program of agricultural land protection, area restoration, and resource enhancement within the coastal zone.

This bill would enact the San Francisco Bay Area Water Trail Act. The act would establish the San Francisco Bay Area Water Trail to link access to the waters of the San Francisco Bay and Suisun Marsh that are available for navigation by human-powered boats and beachable sail craft, and provide for diverse water-accessible overnight accommodations. On or before January 1, 2008, the San Francisco Bay Conservation and Development Commission would be required to prepare and submit to the Legislature the San Francisco Bay Area Water Trail Plan making recommendations, as specified, on the development of the water trail. The act would require the commission, in collaboration with the State Coastal Conservancy and the Association of Bay Area Governments, to establish and coordinate a collaborative partnership with other interested parties in the development of the plan.

The bill would designate the State Coastal Conservancy as the lead agency in the funding and development of projects to implement the San Francisco Bay Area Water Trail Plan, and would authorize the conservancy to undertake projects and award grants to advance the preparation or implementation of the plan. The bill would require the conservancy to help coordinate a collaborative partnership with the San Francisco Bay Conservation and Development Commission, the Association of Bay Area Governments, and other interested parties, to advance the preparation of the plan. Upon the completion of the plan, the bill would require the conservancy to consider the plan’s adoption and inclusion of appropriate elements of the plan in the conservancy’s strategic plan.

#### Ch. 332 (AB 1322) Evans Judges: disqualification.

Existing law sets forth the grounds for disqualification of a judge, including, but not limited to, the judge has a current arrangement concerning prospective employment or other compensated service as a dispute resolution neutral or is participating in, or, within the last 2 years has participated in, discussions regarding such prospective employment or service, and specified conditions apply.

This bill would add to those grounds for disqualification when the judge has been engaged in employment or service as a dispute resolution neutral, and would modify the conditions under which these grounds for disqualification apply. The bill would define “participating in discussions” for purposes of these provisions, and would provide a statement of legislative intent.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 333 (AB 1346) Richman Acute care hospitals: surgical and anesthesia services.

Existing law provides for the licensure and regulation by the State Department of Health Services of health facilities, including general acute care hospitals. A violation of these provisions by a health facility is a crime.

Existing law defines “general acute care hospital” as a health facility that provides 24-hour inpatient care, including basic medical, nursing, surgical, anesthesia, laboratory, radiology, pharmacy, and dietary services. Existing law provides exceptions to this definition for certain general acute care hospitals by authorizing them to provide for the required surgical and anesthesia services through a contract with another acute care hospital.

This bill would allow the general acute care hospital operated by the State Department of Developmental Services at Agnews Developmental Center to provide surgery and anesthesia services through a contract or agreement with another acute care hospital until June 30, 2007, and would allow a general acute care hospital operated by the Department of Corrections and Rehabilitation or the Department of Veterans Affairs that provides surgical and anesthesia services to provide the services on less than a 24-hour basis. It would also require any personal care services contract for surgical or anaesthesia services in a general acute care hospital operated by the Department of Corrections and Rehabilitation or the Department of Veterans Affairs, or the State Department of Developmental Services to meet specified requirements regarding when personal service contracts are permissible.

Ch. 334 (AB 1431) Saldana Fishing: trawl gear: halibut.

(1) Existing law generally permits the use of trawl nets, as defined, for the taking of fish and other marine life, except as otherwise prohibited for specific species or in various areas of the state. Existing law specifically authorizes the taking of shrimps and prawns by use of a trawl net under a permit issued by the Department of Fish and Game.

Existing law requires, commencing April 1, 2006, any vessel using bottom trawl gear in state-managed halibut fisheries to possess a halibut bottom trawl permit issued by the department that authorizes the use of trawl gear by that vessel for the take of California halibut. Existing law requires, commencing with the 2006 permit year, a halibut bottom trawl vessel permit to be issued annually, and commencing with the 2007–08 season, requires an applicant to have previously held a valid California halibut bottom trawl vessel permit.

Existing law prohibits the department from issuing a bottom trawl vessel permit for use in the halibut fishery unless that vessel has landed a minimum of 200 pounds of California halibut and reported that landing on fish tickets as being caught with bottom trawl gear within a specified timeframe. Existing law authorizes those permits to be transferred in certain circumstances. Existing law makes all these provisions inoperative upon the adoption by the Fish and Game Commission of a halibut fishery management plan, as specified.

This bill would delete a request for transfer because of the death or permanent disability of the permitholder, or because of the decision of the permitholder to retire from fishing upon reaching or exceeding the age of 65, from the circumstances under which the transfer of these permits is authorized, and would permit the commission to consider requests from a vessel permitholder or his or her conservator or estate representative to transfer a permit with the vessel if the permitholder has died, is permanently disabled, or is at least 65 years of age and has decided to retire from commercial fishing and if California halibut landings contributed significantly to the record and economic income derived from the vessel. The bill would also permit the commission to adopt regulations to implement that provision.

(2) Existing law designates the ocean waters lying between one and 3 nautical miles from the mainland shore lying south and east of a line running due west (270° true) from Point Arguello and north and west of a line running due south (180° true) from Point Mugu as the California halibut trawl grounds.

Existing law prohibits any trawl net that exceeds a certain entrance size, wing panel length, mesh size, or that uses trawl doors that exceed a certain weight from being used in the California halibut trawl grounds.

This bill would delete the specific entrance size, wing panel length, mesh size, and trawl door weight standards from this provision, and would instead authorize the commission to determine size, weight, and configuration of all parts of the trawl gear, including, but not limited to, net, mesh, doors, appurtenances, and towing equipment as it determines is necessary to ensure trawl gear is used in a sustainable manner within the California halibut trawl grounds.

(3) Existing law grants the Fish and Game Commission authority over all state-managed bottom trawl fisheries not managed under a federal or state fishery management plan, and over other types of gear targeting the same species as those fisheries. Existing law subjects every commercial bottom trawl vessel issued a state permit to the requirements and policies of the federal groundfish observer program. Existing law prohibits the commission from authorizing additional fishing areas for bottom trawls, unless the commission determines that adequate evidence establishes that additional fishing areas are sustainable, do not harm bottom habitat, and do not reasonably conflict with other users.

Existing law prohibits the use of roller gear more than 8 inches in diameter, and commencing April 1, 2006, makes it unlawful to fish commercially for prawns or pink shrimp, unless an approved bycatch reduction device is used with each net. Existing law specifies that a rigid grate fish excluder device is the approved type of bycatch reduction device, unless the commission, the Pacific Fishery Management Council, or the National Marine Fisheries Service determines that a different type of fish excluder device has an equal or greater effectiveness in reducing bycatch.

This bill would grant the commission authority to manage specified fisheries and would permit the commission to authorize additional fishing areas for bottom trawls, as provided. The bill would require the commission, on or before April 1, 2006, to approve one or more bycatch reduction devices for use in the bottom trawl fishery. The bill would specify that a rigid grate fish excluder device is the approved type of bycatch reduction device, unless the commission, the Pacific Marine Fishery Management Council, or the National Marine Fisheries Service determines that a different type of fish excluder device has an equal or greater effectiveness at reducing bycatch. The bill would, if the commission does not approve a bycatch reduction device prior to April 1, 2006, deem approved a device that is approved by the Pacific Marine Fishery Management Council or the National Marine Fisheries Service.

(4) Existing law makes a violation of the Fish and Game Code a misdemeanor punishable by fine, imprisonment, or both.

This bill would impose a state-mandated local program by creating new crimes for a violation of its provisions.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 335 (AB 1434) Shirley Horton Home health agencies: licensing enforcement.

Existing law requires private or public organizations, including, but not limited to, any partnership, corporation, political subdivision of the state, or other governmental agency within the state, to obtain a home health agency license before providing or arranging for the provision of skilled nursing services in the home. Existing law provides for licensing of home health agencies by the State Department of Health Services. Existing law gives the department full range of authority over accredited home health agencies to ensure that the licensure and accreditation requirements are met, including the entire scope of enforcement

sanctions and options available for unaccredited home health agencies. Existing law makes a violation of these licensing provisions a crime.

This bill would require the department to ensure that unlicensed entities are not providing skilled nursing services in the home, except as specified, would require field staff to be informed of these requirements, and would make technical and conforming changes. The bill would preclude unlicensed entities from using “home health” or similar words in their name or advertising or making related statements. The bill would also preclude unlicensed entities from using the words “skilled” or “nursing,” in their name to imply licensure as a home health agency to provide those services. By expanding the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 336 (AB 1471) McCarthy Acute Orphan Well Account.

Existing law generally regulates the drilling, operation, maintenance, and abandonment of oil and gas wells. Under existing law, on October 1, 2009, the Department of Conservation is required to report to the Legislature on the department’s progress toward meeting various goals of orphan well abandonment.

This bill would require the Division of Oil, Gas, and Geothermal Resources in the Department of Conservation to impose a fee upon the person operating each oil and gas well in the state, or owning royalty or other interests in respect to the production from the well, and upon the person operating each idle well in the state, as specified. Unless subsequently authorized by the Legislature, the bill would prohibit the division from collecting the fees after January 1, 2008. Revenue from these fees would be deposited into the Acute Orphan Well Account, which the bill would establish in the Oil, Gas, and Geothermal Administrative Fund.

The bill would provide that the moneys in the account would be available to the division, upon appropriation, for expenditure to administer the account, as prescribed, to cover certain other administrative costs, and for the purpose of plugging, abandoning, and further securing acute orphan wells, as defined. Use of moneys in the account would be limited to the minimum work necessary to eliminate any immediate risk to life, health, or natural resources.

The bill would appropriate the sum of \$1,500,000 from the account to the division for the purpose of carrying out these provisions. The bill would prohibit the division from expending any of the funds appropriated under these provisions until it has received notice from the Controller that there are sufficient funds in the account to cover all proposed expenditures for these purposes.

#### Ch. 337 (AB 1474) Maze Provisional licensing program.

(1) Existing law, the Brady-Jared Teen Driver Safety Act of 1997, allows for the issuance of a driver’s license to a person at least 16 years of age but under 18 years of age under the provisional licensing program.

Under that act, except as specified, during the first 12 months after the issuance of a provisional driver’s license, the licensee is prohibited from driving between the hours of 12 midnight and 5 a.m., and during the first 6 months after issuance, the licensee is also prohibited from transporting passengers who are under 20 years of age, unless in either situation the licensee is accompanied and supervised by a licensed driver who is the licensee’s parent or guardian, a licensed driver who is 25 years of age or older, or a licensed or certified driving instructor.

This bill instead, would provide that during the first 12 months after issuance of a provisional driver’s license, the licensee is prohibited from driving between the hours of 11 p.m. and 5 a.m. and is prohibited from transporting passengers who are under 20 years of age,

unless in either situation the licensee is accompanied and supervised as currently provided or an existing exception applies.

Because these changes would expand the scope of an existing crime, the bill would impose a state-mandated local program.

(2) This bill would incorporate additional changes in Section 12814.6 of the Vehicle Code, to become operative only if AB 806 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 338 (AB 1512) Garcia California Housing Finance Agency.

(1) Existing law authorizes the Executive Director of the California Housing Finance Agency to employ as general counsel for the agency an attorney at law licensed in this state to advise the board of the agency, the chairperson, and the executive director when so requested, with regard to all matters in connection with the powers and duties of the agency and its board members and officers.

This bill would authorize the general counsel, in his or her absence, to designate someone else to act in his or her behalf.

(2) Existing law requires the California Housing Finance Agency to administer the California Homebuyer's Downpayment Assistance Program for the purpose of assisting first-time low- and moderate-income home buyers utilizing existing mortgage financing.

Existing law establishes an expenditure allocation schedule of housing bond revenues in the Housing and Emergency Shelter Trust Fund. One of those allocations is the transfer of \$85,000,000 to the California Housing Loan Insurance Fund for bond and loan insurance purposes, as specified. The schedule provides that funds not utilized for those purposes within 30 months shall revert for general use in the California Homebuyer's Downpayment Assistance Program. Under existing law, the agency is authorized to make development loans, construction loans, property improvement loans, mortgage loans, and advances in anticipation of these loans to housing sponsors to finance housing developments and residential structures.

This bill would authorize the agency, at its discretion, to use not more than \$75,000,000 of the reversion funds available pursuant to the downpayment assistance program to finance, through short-term loans, the acquisition of land and construction and development of for-sale residential structures, pursuant to its authority under specified authority governing loans for housing developments. The bill would require the agency to make certain downpayment assistance a priority use for these funds, but not downpayment assistance for the purchase of a residence in a community revitalization area targeted by a nonprofit organization as a neighborhood in need of economic stimulation, renovation, and rehabilitation, as specified. By authorizing continuously appropriated funds to be used for this additional purpose, the bill would make an appropriation.

#### Ch. 339 (AB 1517) Sharon Runner Department of Managed Health Care: employee information.

Existing law authorizes the Department of Motor Vehicles to require fingerprint images and associated information from any employee or prospective employee whose duties include or would include access to certain confidential information, access to cash or checks, responsibility with respect to a critical automated system, or making decisions regarding licenses and other matters.

This bill would require the Department of Managed Health Care to require fingerprint images and associated information from any prospective employee whose duties would include access to medical information. This bill would require the department to require that

any services contract or interagency agreement that may include review of medical information for compliance with the Knox-Keene Health Care Service Plan Act of 1975 and entered into, renewed, or amended after January 1, 2006, include a provision requiring the contractor to agree to permit the department to run criminal background checks on its employees, contractors, agents, or subcontractors who will have access to this information. This bill would authorize those fingerprint images and associated information to be furnished to the Department of Justice for the purpose of obtaining information as to the existence and nature of a record of state or federal level convictions and arrests, as specified. The bill would authorize the Department of Justice to assess a fee sufficient to cover the processing costs for providing that information.

Ch. 340 (AB 1527) Liu Financial institutions: accounts.

Existing law provides for the regulation of certain depository institutions by the Department of Financial Institutions, including banks, savings associations, and industrial banks.

This bill would prohibit a supervised financial institution from issuing a consumer deposit account number to a customer if the account number was previously held by another customer until at least 3 years have passed since that account was closed.

Ch. 341 (AB 1529) Jones Attorneys: membership fees.

Existing law, the State Bar Act, provides for the licensure and regulation of attorneys by the State Bar of California, which is governed by the board of governors. Existing law provides that a member of the board of governors must disqualify himself or herself from making, participating in the making of, or attempting to influence any decision of the board or a committee of the board if it is reasonably foreseeable that the decision will have a material financial effect, distinguishable from its effect on the public or members of the State Bar generally on specified interests of the member.

This bill would instead require self-disqualification by a member with regard to any decision in which he or she has a financial interest, as defined, which it is reasonably foreseeable may be affected materially by the decision.

Existing law authorizes the State Bar, until January 1, 2006, to charge an annual membership fee of up to \$310 to active members of the State Bar.

This bill would increase the amount that the bar may charge active members to up to \$315 per year as of January 1, 2007. The bill would change the termination date relating to the State Bar's authority to charge this membership fee to January 1, 2008.

Existing law authorizes the State Bar to increase the annual membership fees up to \$35 for active members in any year, to be applied to the Client Security Fund.

This bill would instead authorize the State Bar to increase the annual membership fees up to \$40 for active members and up to \$10 for inactive members in any year for this purpose.

Existing law authorizes the State Bar to increase the annual membership fees for active members by up to \$25 for active members for costs of the disciplinary system.

This bill would also authorize the State Bar to increase the annual membership fees for inactive members by that amount.

Existing law establishes the Client Security Fund for the purpose of relieving or mitigating pecuniary losses caused by the dishonest conduct of active members of the State Bar.

This bill would expand the purpose of the Client Security Fund to include relieving or mitigating pecuniary losses caused by the dishonest conduct of Foreign Legal Consultants registered with the State Bar and attorneys registered with the State Bar under the Multijurisdictional Practice Program.

Existing law establishes the Attorney Diversion and Assistance Program and authorizes the State Bar to charge active members an annual fee of \$10 for administration of the program.

This bill would also authorize the State Bar to charge inactive members an annual fee of \$5 for this purpose.

Existing law authorizes the State Bar to charge an annual membership fee of up to \$40 for inactive members.

This bill would instead authorize the State Bar to charge inactive members an annual fee of up to \$65 until December 31, 2006, and an annual fee of up to \$75 on and after January 1, 2007.

Existing law requires a waiver of 25% of the State Bar annual membership fee if the member's income derived from the practice of law, including dispute resolution services, is less than \$40,000, and a waiver of 50% of the fee when income is less than \$30,000.

This bill would instead require a waiver of 25% of the annual membership fee when income from all sources is less than \$40,000.

Ch. 342 (AB 1594) Umberg Military service: California National Guard Surviving Spouses and Children Relief Act of 2004: death benefits.

Existing law requires the state to pay a \$10,000 death benefit to the surviving spouse or designated beneficiary of any member of the California National Guard, State Military Reserve, or Naval Militia who dies or is killed after March 1, 2003, in the performance of duty, as determined by the Military Department. Existing law provides, however, that those provisions will become operative upon an appropriation by the Legislature for the purpose of funding the payments of those military benefits.

This bill would appropriate the sum of \$130,000 from the General Fund to the Military Department for the purpose of paying those death gratuity benefits, as prescribed, to the families of those members who died or were killed after March 1, 2003, in the performance of duty.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 343 (AB 1595) Evans Public official: personal information.

Existing law prohibits a state or local agency from posting the home address or telephone number of any elected or appointed official on the Internet without first obtaining the written permission of that individual. Existing law also prohibits a person from knowingly posting on the Internet the home address or telephone number of an elected or appointed official or of the official's residing spouse or child with intent to cause imminent great bodily harm to that individual.

This bill would prohibit a person, business, or association from publicly posting or publicly displaying on the Internet the home address or telephone number of any elected or appointed official if that official has made a written demand of that person, business, or association to not disclose his or her home address or telephone number, or from soliciting, selling, or trading on the Internet the home address or telephone number of an elected or appointed official with the intent to cause bodily harm to the official or to any person residing at the official's home address. It would provide various remedies for violation of these provisions. It would limit the liability of an interactive computer service or access software provider under these provisions. This bill also would add to the list of elected or appointed officials covered by all of the foregoing provisions state administrative law judges, federal judges, and federal defenders, Members of the United States Congress, and appointees of the President.

Ch. 344 (AB 1642) Salinas School districts: reorganization.

Existing law authorizes a county committee on school district organization, except as specified, to establish, rearrange the boundaries of, and abolish trustee areas and make specified changes to the governing boards of school districts. Under existing law, a resolution of the county committee approving a proposal to establish or abolish trustee areas or to make

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.



specified changes to the governing boards of school districts constitutes an order of election, as specified.

Existing law authorizes the county committee on school district organization to establish a common governing board for a high school district and an elementary school district within the boundaries of the high school district, and requires that the resolution of the county committee approving the establishment of a common governing board be presented to the electors of the school districts, as specified.

This bill would extend these provisions to the abolition of a common governing board.

This bill would prohibit an election from being called for a petition to transfer territory if the election area for that petition is uninhabited territory, as defined, and would require the county committee, if it approves such a petition, to order that the petition be granted and to notify the county board of supervisors, and would authorize an appeal of this action.

Existing law specifies that the reorganization of any school district or districts shall not affect the classification of certificated employees already employed by any school district affected. With respect to probationary employees, existing law provides that if the employee is a probationary employee of the district that formerly maintained the school or other place of employment, he or she is to be employed by the district that thereafter maintains the school or other place of employment, unless the probationary employee is terminated by the district pursuant to specified provisions of existing law.

This bill would specify additional grounds, under which the probationary employee may be terminated.

Existing law requires that exchanges of property tax revenues between school districts as a result of reorganization be determined pursuant to specified provisions of existing law.

This bill would, instead, make this requirement applicable to exchanges of property tax revenues between school districts as a result of reorganization only if one or more of those districts is a basic aid district.

Existing law requires a county committee to hold a public hearing with respect to reorganization in the area proposed for reorganization at least 30 days prior to the submission of a final recommendation for unification or other reorganization to the State Board of Education.

Existing law requires that, after the public hearing or the last public hearing required with respect to reorganization of a school district, the county committee may adopt a final recommendation for unification or other reorganization and shall transmit the recommendation together with the petition to the State Board of Education.

This bill would, in addition, require the county committee to transmit the recommendation together with the resolution to reorganize a school district without an election.

Existing law authorizes the State Board of Education to approve proposals for the reorganization of school districts, if the state board determines, with respect to the proposal and the resulting districts, that specified conditions are substantially met.

This bill would modify and rephrase several of those conditions.

Existing law requires that an election to transfer territory of a school district to be conducted, as specified.

Existing law authorizes a local, special, or consolidated election to be conducted wholly by mail provided that specified conditions are met.

This bill would authorize a county superintendent of schools to conduct an election based on a petition to transfer territory of a school district either pursuant to existing law governing elections for the transfer of territory of a school district, or in accordance with existing law that authorizes a local special, or consolidated election to be conducted wholly by mail if specified conditions are met.

Because this bill would impose additional duties on local agencies, it would impose a state-mandated local program.

This bill would incorporate additional changes to Section 5019 of the Education Code, proposed by AB 835, to be operative only if this bill and AB 835 are both enacted and become effective on or before January 1, 2006, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 345 (AB 1666) Frommer Military service: benefits.

Existing law provides certain protections for members of the National Guard ordered into active state service by the Governor or active federal service by the President of the United States for emergency purposes, and for reservists called to active duty, as specified.

This bill would, in addition, provide protections for these persons in connection with their military service with respect to recording fees for a power of attorney, termination of a mobile telephony services contract, military leave of absence from specified educational institutions, waiver of attorney membership fees, payment of arrearages under terminated motor vehicle leases, and continuation of gas and utility services, as provided.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 346 (AB 1718) Mountjoy Forestry and fire prevention: screens.

(1) Existing law requires any person who owns, leases, controls, operates, or maintains any occupied dwelling or occupied structure in, upon, or adjoining any mountainous area, forest-covered land, brush-covered land, grass-covered land, or any land that is covered with flammable material, which area or land is within a very high fire hazard severity zone designated by a local agency, to take specified actions to prevent fires including, among other things, providing and maintaining at all times a screen over the outlet of every chimney or stovepipe that is attached to any fireplace, stove, or other device that burns any solid or liquid fuel.

Existing law also requires that a person that owns, leases, controls, operates, or maintains a building or structure in, upon, or adjoining any mountainous area, forest-covered lands, brush-covered lands, grass-covered lands, or any land that is covered with flammable material, take specified actions to prevent fires, including, among other things, providing and maintaining a screen over the outlet of every chimney or stovepipe that is attached to a fireplace, stove, or other device that burns any solid or liquid fuel, and requires that the screen be constructed of nonflammable material with openings of not more than 1/2 inch.

This bill would delete those provisions relative to providing and maintaining screens.

The bill would require the State Fire Marshal, not later than July 1, 2006, to develop and submit to the California Building Standards Commission for adoption and approval, building regulations that strengthen and improve existing requirements in the California Building Standards Code governing the location of screens and required screen mesh size for purposes of fire protection, and would specify that the proposed regulations shall be accompanied by a specified analysis justifying the approval of the regulations.

(2) This bill also would incorporate additional changes in Section 51182 of the Government Code and Section 4291 of the Public Resources Code proposed by SB 502, to be operative only if SB 502 and this bill are both enacted and become effective on or before January 1, 2006, and this bill is enacted last.

Ch. 347 (AB 1746) Committee on Local Government Local government reorganization.

(1) The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 governs the procedures for the formation and change of organization of cities and special districts. In the case of a petition for an annexation, a detachment, or a reorganization consisting solely of annexations or detachments, or both, signed by all of the landowners in the territory affected by the proposal, the local agency may approve or disapprove the proposal without notice or hearing, if prescribed conditions are met. With respect to uninhabited territory, the commission may waive protest proceedings if all the owners of land have given written consent and all subject agencies have consented in writing to a waiver of protest proceedings. With respect to inhabited city and district annexations or detachments, or both, the commission may waive protest proceedings if the commission has provided written notice of commission proceedings to all registered voters and landowners within the affected territory and has received no written opposition from registered voters or landowners within the affected territory, and all subject agencies have consented in writing to a waiver of protest proceedings.

This bill would, in those 2 circumstances, delete the requirement that all subject agencies consent in writing to a waiver of protest proceedings in order for the commission to waive proceedings and instead, add the requirement that all subject agencies have not submitted written opposition to a waiver of protest proceedings.

(2) Existing law requires the board of supervisors of a county to include in the Local Appointments List all appointments of public members and alternate public members made to the local agency formation commission pursuant to specified provisions of the act. Existing law requires the board of supervisors, whenever an unscheduled vacancy occurs in a local agency formation commission, to cause a special vacancy notice to be posted and provides that a final appointment to fill the vacancy may not be made for at least 10 working days after the posting of the notice.

This bill would require the commission, whenever a vacancy occurs in the public member or alternate public member position, in addition to posting a notice, to send a copy of the notice to the clerk or secretary of the legislative body of each local agency within the county. This bill would provide that a final appointment to fill the vacancy may not be made for at least 21 days after the posting of the notice.

(3) Existing law requires the commission to adopt a proposed budget by May 1 and a final budget by June 15 and prescribes the apportionment for the net operating expenses of a local agency formation commission among the county and the cities and special districts within the county. Existing law authorizes the board of supervisors to loan the commission funds if, during the fiscal year, the commission is without adequate funds to operate and to recover those funds in the commission's budget for the following fiscal year.

This bill, instead of authorizing the board of supervisors to recover the funds, would require the commission to appropriate sufficient funds in its budget for the subsequent fiscal year to repay the loan.

(4) Existing law requires the commission to develop and determine the sphere of influence of each local governmental agency within the county. For any sphere of influence or a sphere of influence that includes a special district, the commission is required to perform certain duties.

This bill would require on or before January 1, 2008, and every 5 years thereafter, the commission, as necessary, to review and update each sphere of influence.

(5) Existing law provides that where a change of organization consists of a dissolution, disincorporation, consolidation, or merger, the commission within a prescribed time period is required to make a finding regarding the value of written protests and take the action of terminating the proceedings, ordering the change of organization subject to confirmation of the voters or landowners, except under specified circumstances, or ordering a change of

organization without an election if the change of organization meets specified requirements of existing law.

This bill would delete the prescribed time period by which the commission is to make a finding with regard to the protests and eliminate the option to terminate the proceeding.

(6) Existing law authorizes the City of Willits, upon approval of the commission, to annex noncontiguous territory not exceeding 3,100 acres in an area that is located within the same county as that in which the city is situated, and that is owned by the city and is being used for municipal water purposes at the time preliminary proceedings are initiated.

This bill would authorize the City of Willits and the City of Arcata to annex noncontiguous territory, as described, that is being used for municipal water purposes, wildlife habitat, or sustainable forestry that is subject to an adopted city forest management plan at the time preliminary proceedings are initiated.

(7) Existing law permits any owner of land or registered voter within inhabited territory proposed to be annexed or detached, or any owner of land within uninhabited territory proposed to be annexed or detached to file a written protest against the annexation or detachment at any time prior to the conclusion of the noticed protest. Upon the conclusion of the protest hearing the commission is required to determine the value of written protests filed and not withdrawn.

This bill instead would permit the filing of those written protests with respect to territory that is the subject of a proposed change of organization or reorganization.

(8) Existing law specifies how required notice shall be mailed with respect to the proceedings of a local agency formation commission.

This bill would make technical changes to certain mailed notice requirements and would make other technical changes.

(9) By increasing the duties of local officials and the local agency formation commission as described above, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 348 (AB 1754) Committee on Housing and Community Development Housing.

(1) Existing law governing common interest developments requires the association to prepare and distribute to all of its members certain documents, including a report on reserve calculations.

This bill would make a change in this requirement.

(2) Existing law, for purposes of avoiding conflicts of interests, provides that a public officer or employee is deemed not to be interested in a contract if his or her interest is one that is specified in the law.

This bill would specify that an officer, employee, or member of the Board of Directors of the California Housing Finance Agency would not be deemed to be interested in a contract involving a loan product or program if the officer, employee, or member participated in the planning, discussions, development, or approval of the loan product or program, the loan product or program is or may be originated by lenders approved by the agency, and the loan product or program is generally available to qualifying borrowers on terms and conditions that are substantially the same for all qualifying borrowers at the time the loan is made.

(3) Existing law requires the work of the Department of Housing and Community Development to be divided into 3 divisions, one of which is named the Division of Community Affairs.

This bill would change the name of that division to the Division of Financial Assistance.

(4) Under existing law, no officer or employee of the California Housing Finance Agency may be employed by, hold any paid official relation to, or have any financial interest in, any

housing sponsor or any housing development financed or assisted under these provisions. A violation of this provision constitutes grounds for disqualification of a member from the board of directors or the officer or employee of the agency from his or her office or employment with the board or agency.

This bill would remove officers of the agency from the purview of this provision.

(5) Under existing law, the California Housing Finance Agency has, as its primary purpose, meeting the housing needs of persons and families of low or moderate income. Existing law authorizes the agency to issue bonds in the principal amount that the agency determines necessary to provide sufficient funds for financing housing developments and other residential structures, the payment of interest on bonds of the agency, the establishment of reserves, and other expenditures of the agency incidental to issuance of the bonds.

This bill would authorize the agency to issue bonds for the purpose of making loans to local public entities, and for the purposes of the agency, pursuant to specified provisions of existing law.

Ch. 349 (AB 1767) Committee on Revenue and Taxation Franchise Tax Board: administration: collections and seizures: erroneous levies: required disclosures: claim of right.

(1) Existing law authorizes the Franchise Tax Board, as part of its administrative duties with respect to the collection of taxes, to seize assets of a delinquent taxpayer. Existing law authorizes the board to issue an order to specified financial institutions to withhold and remit liquid assets of a delinquent taxpayer in order to satisfy the tax obligations of that taxpayer.

This bill would require a financial institution, in compliance with an order to withhold assets, to liquidate specified noncash assets of a delinquent taxpayer, in a specified manner.

(2) Existing law authorizes a person to file a reimbursement claim against the board for bank charges assessed against that person as a result of an erroneous levy by the board.

This bill would expand this provision to include any 3rd-party fees or charges assessed against a person as a result of an erroneous levy, erroneous processing action, or erroneous collection action by the board. This bill would provide that a penalty for underpayment of tax would not apply if the underpayment is based on an erroneous levy, erroneous processing action, or erroneous collection action by the board.

(3) Existing law generally provides that all taxpayer information obtained by the board is to remain confidential. Existing law provides exceptions to this general requirement, including a provision that requires the board, upon the request of the Department of Justice, a court, or any California law enforcement agency, to provide the address of any person represented to be a person for whom there is an outstanding arrest warrant.

This bill, in compliance with existing law, would require the board, upon the request of the Department of Justice, to provide the address of a sex offender, as specified.

(4) The Personal Income Tax Law, in specified conformity to federal income tax law, provides that if a taxpayer includes an item of income in gross income because it appears that the taxpayer has an unrestricted right to that income, and the taxpayer is subsequently required to repay that item, the taxpayer may deduct the repayment in the year the repayment is made and the taxes are to be calculated in a specified manner.

This bill would provide further conformity to federal income tax law with respect to dispositions of stock in trade and net operating losses, and by clarifying language relating to specified deductions and credits.

Ch. 350 (AB 1511) Evans Design-build contracting.

Existing law requires public entities to comply with certain procedures in soliciting and evaluating bids and awarding contracts for the erection, construction, alteration, repair, or improvement of any public structure, building, road, or other public improvement.

Existing law, until January 1, 2006, authorizes certain counties, with the approval of the board of supervisors, to enter into design-build contracts, as defined, in accordance with

specified provisions. These provisions require that contracts with a cost ranging from \$10,000,000 to \$20,000,000 be awarded to the lowest responsible bidder, and authorizes contracts costing more than \$20,000,000 to be awarded to the lowest responsible bidder or by best value.

This bill would extend the authorization for these contracts to January 1, 2011, would extend the authorization to contracts with costs in excess of \$2,500,000, would authorize the Counties of Del Norte, Humboldt, Los Angeles, Mendocino, Napa, and Yolo to use the design-build process on certain projects, as defined, would delete the requirement that contracts with costs ranging from \$10,000,000 to \$20,000,000 be awarded to the lowest responsible bidder and instead authorize the counties to award projects using either the lowest responsible bidder or best value method, and would require counties utilizing the design-build method and the Legislative Analyst to submit specified reports by certain dates. This bill would also make legislative findings and declarations as to the necessity of a special statute for these counties.

This bill would incorporate additional changes in Section 20133 of the Public Contract Code, proposed by SB 287, to be operative only if SB 287 and this bill are both chaptered and become effective January 1, 2006, and this bill is chaptered last.

Ch. 351 (AB 224) Negrete McLeod Teachers' retirement.

(1) Existing law requires the Teachers' Retirement Board to report to the Governor and the Legislature on the purchasing power of benefits under the Defined Benefit Program of the State Teachers' Retirement Plan no later than April 1, of each year. Existing law permits the Teachers' Retirement Board to fix compensation for certain positions notwithstanding specified authority granted to the Department of Personnel Administration. Existing law permits a member of the Defined Benefit Program of the State Teachers' Retirement Plan who is retired for service to terminate the retirement allowance upon written request to the system.

This bill would, among other things, change the date that the Teachers' Retirement Board is required to report to the Governor, as described above, to June 1. The bill would broaden the authority of the Teachers' Retirement Board to fix compensation for certain positions, as described above. The bill would further specify the procedure by which a member may terminate a retirement allowance upon written request.

(2) The Teachers' Retirement Law defines "final compensation" as the highest average annual compensation earnable during any 12 consecutive months for purposes of calculating various benefits, and specifies that the last 12 consecutive months of employment shall be used by the system in determining final compensation unless designated to the contrary in writing by the member.

This bill would delete that latter provision that requires the member to make a designation.

(3) The Teachers' Retirement Law authorizes the governing board of a school district, community college district, or county superintendent of schools to establish regulations allowing an employee who is a member of the Defined Benefit Program to reduce his or her workload from full time to part time and receive service credit if certain requirements are satisfied, as specified.

This bill would provide that a member who retires or separates from service prior to the end of the school year is in violation of those provisions and the member's service credit for that period of the contract will be computed in accordance with other provisions.

(4) The Teachers' Retirement Law authorizes certain members who are employed by a community college district that provides the Cash Balance Benefit Program to elect to become participants of that program, as specified.

This bill would provide that if an employee was excluded from participation in the Cash Balance Benefit Program for that service, the employee may elect to become a participant provided specified conditions regarding employment are met. The bill would also make various technical changes to the Teachers' Retirement Law.

Ch. 352 (SB 70) Scott Vocational education.

Existing law establishes economic and workforce regional development centers to provide specified services, and to perform specified functions relating to economic and workforce development.

This bill would require the Board of Governors of the California Community Colleges to assist economic and workforce regional development centers and consortia, including middle and junior high schools or high schools and regional occupational centers and programs, to improve linkages and career-technical education pathways between high schools and community colleges for the benefit of pupils and students in both education systems, as described. The bill would require the board of governors to ensure that elementary and secondary school educators strongly collaborate with college faculty in implementing this provision.

The bill would require the board of governors, in collaboration with the State Department of Education, to submit a report to the Legislature, the Governor, and the Director of Finance no later than July 1, 2007, regarding prescribed topics relating to the implementation of the bill.

The bill would appropriate \$20,193,000, as scheduled, to the board of governors for allocation for local assistance grants to consortia of community colleges and their public elementary and secondary school partners, and for associated workload, for purposes of the bill. To the extent the funds appropriated by this bill are allocated to a community college district or school district, as defined by existing law for purposes of Section 8 of Article XVI of the California Constitution, those funds may be applied toward the minimum funding requirements for school districts and community college districts imposed by Section 8 of Article XVI of the California Constitution.

Ch. 353 (SB 875) Runner After School Education and Safety Program: career technical education.

(1) The After School Education and Safety Program creates incentives to establish after school enrichment programs that partner schools and communities to provide academic and literacy support and safe constructive alternatives for pupils in kindergarten and grades 1 to 9, inclusive, at participating public elementary, middle, junior high, and charter schools.

Existing law requires that local program components provide, among other things, education enrichment, which may include, but need not be limited to, fine arts, recreation, physical fitness, and prevention activities.

The existing act continuously appropriates to the department specified funds to provide training and support to ensure quality program implementation, development, and sustainability. The existing act prohibits any change to these provisions, except to further its purpose by a bill passed by a majority of the Legislature and signed by the Governor.

This bill would expand the above-referenced educational enrichment component to include career technical education.

The bill would require a majority of the time of participation by a pupil who is in kindergarten or any of grades 1 to 8, inclusive, in a career technical education component of a program to physically take place at a schoolsite, as specified.

Because this bill would make money that is continuously appropriated specifically available for this new purpose, the bill would make an appropriation.

(2) Existing law requires the State Department of Education to consider specified criteria in selecting schools to participate in the program, including, among others, the school's capacity to facilitate better integration with the regular schoolday and other extended learning opportunities, which may include arts, recreation, computer use, and other activities to broaden a pupil's learning experience.

This bill would specify that those extended learning opportunities may include career technical education.

The bill would declare that its provisions further the purposes of the act.

Ch. 354 (AB 1609) Liu Vocational education: requirements.

The existing Classroom Instructional Improvement and Accountability Act, enacted by initiative statute, requires a school accountability report card to be prepared for each school. Existing law requires each card to provide data by which a parent can make meaningful comparisons between public schools that will enable him or her to make informed decisions on which school to enroll his or her children. Existing law requires the school accountability report card to include assessment of specified school conditions, including, among others, the degree to which pupils are prepared to enter the workforce. The existing act permits the Legislature to change its provisions to further its purposes by a bill passed by a vote of the 2/3 of the membership of both houses of the Legislature and signed by the Governor.

This bill would amend the act to also require the school accountability report card to include assessment of career-technical education data measures, such as the number of pupils participating in career technical education and the percentage of pupils that complete a career technical education program and earn a high school diploma. The bill would also require the school accountability report card to include certain information relating to a declared insufficiency of textbooks or instructional materials. The bill would state findings and declarations of the Legislature that the changes made to the act by its provisions further the purposes of the act.

This bill would incorporate additional changes in Section 33126 of the Education Code proposed by SB 687, that would become operative only if SB 687 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 355 (SB 319) Migden Charter schools: funding.

(1) Existing law, the Charter Schools Act of 1992, allows for the establishment of charter schools that operate independently from the existing school district structure as a method of accomplishing specified goals.

Existing law requires a revenue limit to be calculated for each school district and each county superintendent of schools and requires the amount of the revenue limit to be adjusted for various factors.

This bill would, for the 2005-06 fiscal year only, revise, as specified, the revenue limit funding of a unified school district with respect to the funding associated with the average daily attendance of pupils attending a charter school established prior to July 1, 2005, as specified.

(2) Existing law requires the Superintendent of Public Instruction to annually compute a general purpose entitlement, as defined, and a categorical block grant amount, as defined, for each charter school, pursuant to a specified formula.

Existing law requires, for purposes of computing eligibility for, and entitlements to, revenue limit funding, that the average daily attendance of a unified school district, other than a unified school district that has converted all of its schools to charter status, as specified, include all attendance of pupils who attend charter schools for which the district is the sponsoring local educational agency and reside in, and would otherwise have been eligible to attend a noncharter school of the district.

This bill, instead, would include all attendance of pupils who reside in the unified school district and who would otherwise have been eligible to attend a noncharter school of the unified school district if the unified school district was a basic aid school district in the prior fiscal year, or if the pupils attended a charter school of a school unified district that converted to charter status on or after January 1, 2005. The bill would also subject to different funding



provisions, as specified, a charter school in a unified school district that was converted to charter status after January 1, 2005, and that would otherwise be subject to the above provisions of existing law.

Ch. 356 (SB 352) Scott Chief Business Officer Training Program.

Existing law establishes various training programs for employees of school districts.

This bill would establish, within the State Department of Education, the Chief Business Officer Training Program, to be administered by the Superintendent of Public Instruction, with the approval of the State Board of Education.

The bill would authorize the Superintendent to award funding to school districts and to county offices of education, to provide eligible candidates, as defined, with instruction and training in the areas of school finance, school operations, and leadership. The bill would authorize the Superintendent to award funding to a school district or to a county office of education that has submitted an application, as specified, to the department.

The bill would require the state board, by September 15, 2005, to commence the process of developing rigorous criteria for the approval of state-qualified training providers, and to establish an application process for training providers, with certain requirements.

The bill would require the department, by July 1, 2007, to develop, subject to the review and approval of the state board, an interim report for submission to the Legislature regarding the status of the program established pursuant to this measure, as specified, and would require the state board to submit the report to the Legislature no later than September 30, 2007. The bill would require the department, by June 30, 2008, to develop, subject to the review and approval of the state board, a final report for submission to the Legislature regarding the status of the program established pursuant to the bill, as specified, and would require the state board to submit the report to the Legislature no later than August 31, 2008.

The bill would provide that its provisions are to become inoperative on July 1, 2009, and are repealed as of January 1, 2010.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 357 (SB 430) Runner Charter schools.

Existing law establishes the County Office Fiscal Crisis and Management Assistance Team to provide, among other things, fiscal management assistance at the request of any school district or county office of education.

This bill would permit a county superintendent of schools to request the County Office Fiscal Crisis and Management Assistance Team to review the fiscal or administrative condition of a school district or charter school under his or her jurisdiction. The bill would, in addition, permit a charter school to request specified assistance from the County Office Fiscal Crisis and Management Assistance Team.

This bill would incorporate additional changes in Section 42127.8 of the Education Code proposed by AB 1366, that would become operative only if AB 1366 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 358 (SB 687) Simitian School accountability report card: reporting requirements: standardized template: review and revisions.

The Classroom Instructional Improvement and Accountability Act requires each school district to develop and implement a school accountability report card, as prescribed. The act prohibits any change to its provisions, except a change to further its purpose enacted by a bill passed by a vote of  $\frac{2}{3}$  of the Legislature and signed by the Governor.

The act requires that the school accountability report card provide data by which a parent can make meaningful comparisons between public schools that will enable him or her to make informed decisions on which school to enroll his or her children, including providing an assessment of estimated expenditures per pupil, among other assessments.

This bill would impose a state-mandated local program by specifying reporting requirements for the assessment of estimated expenditures per pupil, and would require that assessment of estimated expenditures per pupil include salaries of personnel at the schoolsite, as specified.

Existing law also requires the State Department of Education to develop and recommend for adoption by the State Board of Education a standardized template intended to simplify the process for completing the school accountability report card and to make the school accountability report card more meaningful to the public.

This bill would require that the department, by July 1, 2006, recommend for adoption by the State Board of Education a revision to the standardized template, described above.

The bill would require that the revision to the standardized template recommended by the department include a field for reporting the actual restricted funding, per pupil, allocated for the specific benefit of the school or for the benefit of all schools in the district equally. The bill would also require that this revision to the standardized template include a comparison of the actual unrestricted funding per pupil allocated for the specific benefit of the school or for the benefit of all schools in the district equally, compared to the districtwide average and the state average of the same computation, and also a comparison of the average of actual salaries paid to certificated instructional personnel, compared to the districtwide average and state average of the same computation.

This bill would declare that these provisions further the purposes of the Classroom Instructional Improvement and Accountability Act.

This bill would incorporate additional changes in Section 33126 of the Education Code, proposed by AB 1609, to be operative only if AB 1609 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 359 (AB 740) Huff Charter schools: funding.

(1) Existing law establishes the targeted instructional improvement block grant and authorizes school districts, if they are not in violation of a court order regarding desegregation, to expend funds received pursuant to the grant for purposes related to specified programs.

This bill would allow schools to continue to receive funding, as specified, for purposes of a court-ordered desegregation program after they convert to charter schools if the court order remains in effect and they continue to serve the same population and implement the intended goals of the court order.

(2) Existing law requires the Superintendent of Public Instruction annually to compute a categorical block grant amount for each charter school, as specified.

This bill would repeal that provision of existing law as of July 1, 2006, and would establish a categorical block grant to provide charter schools with funding for general education and educationally disadvantaged pupil programs that would be in lieu of the funding received by charter schools pursuant to various categorical programs. The bill would establish, for the 2005–06 fiscal year, for the 2006–07 fiscal year, and for the 2007–08 fiscal year and thereafter, a different method for calculating the categorical block grant for charter schools.

(3) Existing law authorizes charter schools to apply for federal and state categorical programs, as provided.

This bill would revise those provisions and make related changes.

(4) Existing law requires the Director of Finance to make certain computations annually regarding charter school block grant funding and to provide that information to the Superintendent within 30 days of the enactment of the annual Budget Act.

This bill would repeal that provision of existing law.

(5) Existing law, the Budget Act of 2005, appropriates \$62,158,000 to the State Department of Education for categorical programs for charter schools.

This bill would require the department to distribute base block grant funds using a single funding rate per unit of average daily attendance, as provided. The bill would specify the manner in which supplemental educationally disadvantaged pupil block grant funds are to be distributed.

(6) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 360 (AB 1366) Lieber Community colleges: fiscal accountability: County Office Fiscal Crisis and Management Assistance Team.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Under existing law, community college districts throughout the state provide instruction at the campuses they operate and maintain. Existing law provides for an annual audit of each community college district, and requires the board of governors to establish standards and procedures to encourage sound fiscal management practices by community college districts.

Existing law establishes the County Office Fiscal Crisis and Management Assistance Team (FCMAT), which consists of persons having extensive experience in school district budgeting, accounting, data processing, telecommunications, risk management, food services, pupil transportation, purchasing and warehousing, facilities maintenance and operation, and personnel administration, organization, and staffing. Among other duties, FCMAT provides fiscal management assistance at the request of any school district or county office of education. A FCMAT unit is selected and governed by a 23-member governing board with prescribed membership.

This bill would add the Chancellor of the California Community Colleges or his or her designee and a member of a community college district governing board chosen by the chancellor to the FCMAT governing board, thus increasing its membership to 25.

The bill would authorize the board of governors to request the FCMAT to assist a community college district to establish or maintain sound financial and budgetary conditions and to comply with principles of sound fiscal management. The bill would specify the conditions under which the board of governors would be authorized to request the FCMAT to assist a community college district under the bill.

The bill would require that the costs of any activities undertaken by the FCMAT pursuant to this bill would be paid, as specified, by the district that was assisted by the FCMAT. The bill would require the FCMAT to submit a progress report to the affected district, to the board of governors, and to the chancellor at least every 6 months, or more frequently if that is required by the chancellor.

In the event that an assignment is made under this bill for the purpose of providing management or fiscal crisis intervention, or both, for a community college district where a crisis presents an imminent threat to the fiscal integrity and security of that district, the bill would require the chancellor to submit a report, including specified data, to the board of governors.

The bill would authorize community college districts to request the FCMAT to provide specified services, at that district's expense, as specified, irrespective of whether the board of governors has requested the FCMAT to assist the district in that instance.

The bill would require the board of governors to develop and adopt any regulations that are necessary for the implementation of the bill.

The bill would incorporate additional changes in Section 42127.8 of the Education Code proposed by SB 430 that would become operative only if SB 430 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 361 (AB 1385) Laird School meals.

Existing law requires school districts and county superintendents of schools to provide free or reduced-price meals to needy pupils as part of the National School Lunch and School Breakfast Programs.

This bill would require the State Department of Education to create a computerized data-matching system, as specified, using existing databases from the State Department of Education and the State Department of Health Services to directly certify recipients of public assistance programs for enrollment in the National School Lunch and School Breakfast Programs. This bill would require the State Department of Education to determine the availability of and request or apply for, as appropriate, federal funds to assist the state in implementing new direct certification requirements mandated by federal law. The bill would make its provisions operative upon receipt of federal funds to assist the state in implementing new direct certification requirements mandated by federal law.

Ch. 362 (AB 1480) Maze Agricultural education: California Community Colleges.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law establishes community college districts throughout the state, and authorizes these districts to provide instruction at the community college campuses they maintain.

This bill would express various findings and declarations of the Legislature with respect to agricultural education in the community college system. The bill would require the California Community Colleges Agriculture and Natural Resources Advisory Committee to identify and develop quality program criteria that may be used to uniformly evaluate the effectiveness of the agricultural education programs in community colleges throughout California. The bill would require that these criteria be developed in consultation with instructors, administrators, students, industry representatives, and other interested parties, and build upon the local program evaluation previously developed by the advisory committee. The bill would further require that these criteria be submitted, no later than June 30, 2007, in a written report to the Chancellor of the California Community Colleges and the Legislature.

This bill would require the advisory committee to perform all of the activities specified in this bill within a prescribed allotment of federal funding.

Ch. 363 (AB 1492) Evans Community college districts: property: sale or lease.

Existing law authorizes the governing board of any community college district to sell or lease, under specified conditions, real property, as defined, that the community college district owns. Existing law also requires state and local agencies, including community college districts, to comply with specified requirements prior to the disposal of surplus land.

This bill would exclude from provisions governing the construction of community college facilities and governing the disposal of property owned by community college districts certain transactions involving the sale or lease of property owned by a community college district if the proceeds of these transactions are expended for capital outlay purposes relating to qualified community college facilities, as defined, and if the district complies with other specified conditions.

Ch. 364 (AB 430) Nava Principal Training Program.

Existing law establishes the Principal Training Program administered by the Superintendent of Public Instruction, with the approval of the State Board of Education. Existing law requires the Superintendent to award incentive funding to local educational

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

agencies to provide schoolsite administrators, as defined, with instruction and training in specified areas. Existing law makes the program inoperative on July 1, 2006, and repeals it as of January 1, 2007.

This bill would change the name of the program to the Administrator Training Program and would change the reference “schoolsite administrator” to “school administrator.” The bill would require the State Department of Education, by July 1, 2008, and subject to review and approval by the state board, to develop an interim report concerning the program, as specified, for submission to the Legislature. The bill would require the department, by January 30, 2013, and subject to review and approval by the state board, to develop a final report concerning the program, as specified, for submission to the Legislature. The bill would additionally make related, conforming, and technical changes.

This bill would extend the date on which the program becomes inoperative to July 1, 2012, and the repeal date to January 1, 2013.

#### Ch. 365 (SB 975) Ashburn Air quality: biodiesel fuel.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution. Existing law requires the state board to establish, by regulation, various standards for gasoline and motor vehicle fuel.

This bill would provide that any public agency, or regulated utility, or owner or operator of a solid waste collection or collection vehicle, as defined, may use a biodiesel blend fuel, as defined, in any retrofitted vehicular or off-road diesel engine certified by the state board.

This bill would repeal its provisions on January 1, 2008, as specified.

#### Ch. 366 (SB 1037) Kehoe Energy efficiency.

(1) The Warren-Alquist State Energy Resources Conservation and Development Act establishes the State Energy Resources Conservation and Development Commission (Energy Commission) and requires it to certify sufficient sites and related facilities that are required to provide a supply of electricity sufficient to accommodate projected demand for power statewide. Under that act, the Energy Commission also administers existing law with respect to energy conservation and renewable electricity generation sources.

Existing law authorizes the Public Utilities Commission to regulate public utilities, including electrical and gas corporations. The Public Utilities Act requires the commission to review and adopt a procurement plan for each electrical corporation. The act prohibits any electrical corporation from beginning the construction of, among other things, a line, plant, or system, or of any extension thereof, without having first obtained from the commission a certificate that the present or future public convenience and necessity require or will require that construction. Under existing law, a person is guilty of a crime for failing to comply with provisions of the act, or with an order or decision of the commission.

This bill would require the commission, in consultation with the Energy Commission, to identify all potentially achievable cost-effective electricity efficiency savings and to establish efficiency targets for an electrical corporation to achieve pursuant to its procurement plan. The bill would require that an electrical corporation’s procurement plan include a showing that the electrical corporation will first meet its unmet resource needs through all available energy efficiency and demand reduction resources that are cost effective, reliable, and feasible.

The bill would require the commission, in consultation with the Energy Commission, to identify all potentially achievable cost-effective natural gas efficiency savings and to establish efficiency targets for the gas corporation to achieve these targets and to require that a gas corporation first meet its unmet gas resource needs through all available natural gas efficiency and demand reduction resources that are cost effective, reliable, and feasible.

The bill would require the commission, in considering an application for a certificate of public convenience and necessity for an electric transmission facility, to consider cost-effective alternatives to transmission facilities that meet the need for an efficient, reliable, and affordable supply of electricity, including specified demand reduction resources.

The bill, by requiring the commission to impose new requirements on electrical and gas corporations, the violation of which would be a crime, would create new crimes, thereby imposing a state-mandated local program.

(2) Existing law relating to electrical restructuring imposes certain requirements on local publicly owned electric utilities.

This bill would require each local publicly owned electric utility, in procuring energy, to first acquire all available energy efficiency and demand reduction resources that are cost effective, reliable, and feasible. The bill would require each local publicly owned electric utility to report annually to its customers and to the Energy Commission, its investment on energy efficiency and demand reduction programs. The bill, by imposing new requirements on local publicly owned electric utilities, would impose a state-mandated local program.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 367 (AB 380) Nunez Electricity: electrical restructuring: resource adequacy.

(1) The California Constitution establishes the Public Utilities Commission, and provides it with jurisdiction over all public utilities. The Constitution grants the commission certain general powers over all public utilities, subject to control by the Legislature, and authorizes the Legislature, unlimited by the other provisions of the Constitution, to confer additional authority and jurisdiction upon the commission, that is cognate and germane to the regulation of public utilities.

The existing Public Utilities Act imposes various duties and responsibilities on the commission with respect to the purchase of electricity and requires the commission to review and adopt a procurement plan and a renewable energy procurement plan for each electrical corporation pursuant to the California Renewables Portfolio Standard Program. Existing law relative to electrical restructuring, authorizes electrical service to be provided, in certain circumstances, by electric service providers, as defined, and community choice aggregators, as defined.

This bill would require the commission, in consultation with the Independent System Operator (ISO), to establish resource adequacy requirements for all load-serving entities, as defined, in accordance with specified objectives. The bill would require each load-serving entity to maintain physical generating capacity adequate to meet its load requirements, including, but not limited to, peak demand and planning and operating reserves, deliverable to locations and at times as may be necessary to provide reliable electric service. The bill would require each load-serving entity to meet, at a minimum, the most recent minimum planning reserve and reliability criteria approved by the Board of Trustees of the Western Systems Coordinating Council or the Western Electricity Coordinating Council. The bill would require the commission to implement and enforce the resource adequacy requirements established pursuant to the bill in a nondiscriminatory manner. The bill would subject each load-serving entity to the same requirements for resource adequacy and the renewables portfolio standard program that are applicable to electrical corporations, or otherwise required by law, or by order or decision of the commission. The bill would require

that the costs of an electrical corporation in meeting resource adequacy requirements, as specified, be fully recoverable from those customers taking service from the electrical corporation, at the time the commitment to incur the cost is made or thereafter, on a fully nonbypassable basis, as determined by the commission. The bill would require the commission to determine the most efficient and equitable means for achieving prescribed objectives. The bill would exclude from the definition of a "load-serving entity" a local publicly owned electric utility, as defined, the State Water Resources Development System commonly known as the State Water Project, or certain customer generation.

(2) Existing law relative to electrical restructuring states the intent of the Legislature that the state's local publicly owned electric utilities, as defined, and electrical corporations should commit control of their transmission facilities to the ISO.

The existing Warren-Alquist State Energy Resources Conservation and Development Act establishes the State Energy Resources Conservation and Development Commission (Energy Commission) and requires it to undertake a continuing assessment of trends in the consumption of electricity and other forms of energy and to analyze the social, economic, and environmental consequences of those trends and to collect from electric utilities, gas utilities, and fuel producers and wholesalers and other sources, forecasts of future supplies and consumption of all forms of energy. Existing law requires the Energy Commission, beginning November 1, 2003, and every 2 years thereafter, to adopt an integrated energy policy report which includes an assessment and forecast of system reliability and the need for resource additions, efficiency, and conservation.

This bill would require that each local publicly owned electric utility serving end-use customers prudently plan for and procure resources that are adequate to meet its planning reserve margin and peak demand and operating reserves, sufficient to provide reliable electric service to its customers. The bill would exempt certain customer generation from these requirements. The bill would require that each local publicly owned electric utility serving end-use customers, at a minimum, meet the most recent minimum planning reserve and reliability criteria approved by the Board of Trustees of the Western Systems Coordinating Council or the Western Electricity Coordinating Council. The bill would require a local publicly owned electric utility serving end-use customers, upon request, to provide the Energy Commission with any information the Energy Commission determines is necessary to evaluate the progress made by the local publicly owned electric utility in meeting these requirements, and would require the Energy Commission to report the progress made by each utility to the Legislature, to be included in the integrated energy policy reports.

Because this bill would establish various requirements to be met by local publicly owned utilities, this bill would impose a state-mandated local program.

Under existing law, a violation of the Public Utilities Act or an order or direction of the commission is a crime.

Certain provisions of this bill would be part of the act and an order or other action of the commission would be required to implement certain of the provisions. Because a violation of those provisions or an order or other action of the commission implementing those provisions would be a crime, and because the bill would make certain violations by a load-serving entity a crime, this bill would thereby impose a state-mandated local program by creating new crimes and by expanding the definition of existing crimes.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for specified reasons.

Ch. 368 (AB 515) Richman State Water Project: solar photovoltaic panels and systems.

Under existing law, the Department of Water Resources operates the State Water Project.

This bill would authorize the department to establish a program to authorize private entities to lease space above or adjacent to appropriate conveyance facilities of the State Water Project for the purposes of installing solar photovoltaic panels and related systems for the generation and transfer of electricity. The bill would require the department to evaluate proposals for installing solar photovoltaic panels and related systems. The bill would require a proposal submitted to the department for evaluation to include an engineering study of the proposed solar photovoltaic panels and related systems and an evaluation of the effect the solar photovoltaic panels and related systems may have on water supply, water quality, worker safety, and liability considerations. The bill would require the costs of the engineering study and the department's evaluation to be paid by the person or entity making the request. The bill would authorize the department to negotiate compensation for an agreement for the installation of solar photovoltaic panels and related systems for the transfer of electricity, that is equal to or exceeds the cost to the department of meeting its obligations under the agreement.

Ch. 369 (AB 728) Negrete McLeod Electricity: biogas digester customer-generators: net metering.

Under existing law, electric service providers, as defined, are required to provide eligible customer-generators with net energy metering, as defined. Under existing law, electrical corporations are required, only until January 1, 2006, to provide eligible biogas digester customer-generators with net energy metering, as defined, under a pilot program. Existing law defines an "eligible biogas digester customer-generator," in part, as a customer of an electrical corporation that uses a biogas digester electrical generating facility, as defined, with a capacity of not more than one megawatt, that is located on or adjacent to the customer's premises, is interconnected and operates in parallel with the electric grid, and is sized to offset part or all of the customer's own electrical requirements and that receives certain funding.

Existing law requires an electrical corporation to file a standard tariff providing for net energy metering for eligible biogas digester customer-generators and to make the tariff available upon request on a first-come-first-served basis, until the total cumulative rated generating capacity used by the eligible biogas digester customer-generators equals 5 megawatts within the service territory of the electrical corporation, with a combined statewide generating capacity not to exceed 15 megawatts.

This bill would extend the operation of the biogas customer-generator pilot program until December 31, 2009, and would authorize an eligible biogas digester customer-generator to continue to receive service pursuant to the net energy metering tariff for the life of the facility, after December 31, 2009. The bill would modify the definition of an "eligible biogas digester customer-generator," to authorize up to 3 large biogas digester electrical generating facilities with a capacity of more than one megawatt and not more than 10 megawatts. The bill would delete the above-described 5 megawatt per electrical corporation limitation on eligibility for the pilot program and would increase the current 15 megawatt statewide limitation to 50 megawatts. The bill would require a biogas digester electrical generating facility subject to the best available control technology (BACT) requirements to install the BACT at the time of installation in order to participate in the tariff. The bill would require the commission, in collaboration with the State Air Resources Board, to report certain information relative to the pilot program to the Legislature on or before December 31, 2008.

Under existing law, the failure to file a required tariff, or a violation of an order or direction of the commission, including a commission-approved tariff, is a crime.

Because the bill would require electrical corporations to file new tariffs and would continue tariffs in effect past their current repeal date, the bill would impose a state-mandated local program by creating new crimes.

Ch. 370 (AB 736) Jerome Horton Public utilities: regulation.



Under existing law, the Public Utilities Commission has regulatory authority over public utilities. Under existing law, a public utility has a duty to serve, including furnishing and maintaining adequate, efficient, just and reasonable service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons and the public. Existing law prohibits, with certain exemptions, any public utility other than a common carrier by railroad, as defined, from selling, leasing, assigning, mortgaging, or otherwise disposing of or encumbering the whole or any part of specified property necessary or useful in the performance of the public utility's duties to the public without first having obtained an authorizing order from the commission. Existing law, with certain exemptions, makes void every sale, lease, assignment, mortgage, disposition, encumbrance, merger, or consolidation made other than in accordance with the order of the commission authorizing it.

This bill would prohibit, with certain exemptions, any public utility other than a common carrier by railroad, from selling, leasing, assigning, mortgaging, or otherwise disposing of or encumbering the whole or any part of specified property necessary or useful in the performance of the public utility's duties to the public, without first having either secured an order from the commission authorizing it to do so for qualified transactions valued above \$5,000,000, or for qualified transactions valued at \$5,000,000 or less, having filed an advice letter and obtained a resolution from the commission authorizing it to do so. The bill would require the commission to determine the types of transactions valued at \$5,000,000 or less that qualify for advice letter handling. The bill would authorize the commission to designate a procedure different than the advice letter procedure if it determines that a particular transaction of a value of \$5,000,000 or less warrants a more comprehensive review. For transactions subject to the advice letter approval procedure, the commission would be required to approve or deny the advice letter within 120 days of its filing absent a protest or incomplete documentation by the applicant public utility. The bill would require the commission to reject an advice letter that seeks to circumvent the \$5,000,000 threshold by dividing what is a single asset with a value of more than \$5,000,000, into component parts, each valued at less than \$5,000,000. The bill would state the intent of the Legislature that transactions with monetary values that materially impact a public utility's rate base, or transactions that would trigger the commission's review responsibilities under the California Environmental Quality Act, should not qualify for expedited advice letter review.

Ch. 371 (AB 1007) Pavley Air quality: alternative fuels.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution.

This bill would require that, not later than June 30, 2007, the State Energy Resources Conservation and Development Commission, in partnership with the state board, and in consultation with specified state agencies, to develop and adopt a state plan to increase the use of alternative fuels, as defined.

Ch. 372 (AB 1182) Calderon Public Utilities Commission: work plan access guide.

Existing law requires the Public Utilities Commission to develop, publish, and annually update an annual work plan access guide describing the scheduled ratemaking proceedings and other decisions that may be considered by the commission during the calendar year, and containing specific information regarding the ratemaking process and access to that process. Existing law requires the commission to develop a program to disseminate the information in the guide utilizing computer mailing lists to provide regular updates on the information to those members of the public and organizations that request that information.

This bill would rename the annual work plan access guide the annual work plan and would require the commission to post the annual work plan on its Internet Web site. The bill would require the commission to determine the feasibility of submitting advice letters to the commission through electronic means, as described, and if determined to be feasible, to propose a plan for submitting advice letters by electronic means within 6 months of the date of that determination.

Ch. 373 (AB 1348) Sharon Runner Antelope Valley Fairgrounds EE and PV Synergy Demonstration Project.

Existing law requires the Public Utilities Commission, in consultation with the State Energy Resources Conservation and Development Commission (Energy Commission), to administer, until January 1, 2008, a self-generation incentive program for distributed generation resources in the same form that exists on January 1, 2004. Existing law establishes a net energy metering pilot program for eligible biogas digester customer-generators.

This bill would authorize the establishment of the Antelope Valley Fairgrounds EE and PV Synergy Demonstration Project, as specified, at the Antelope Valley Fairgrounds, a project that would include the installation of cost-effective energy efficient equipment and fixtures, and a photovoltaic solar energy system of up to 630 kilowatts. The bill would require an electrical corporation providing electrical service to the Antelope Valley Fairgrounds to file a tariff with the commission meeting certain criteria.

Under existing law, a violation of the Public Utilities Act or an order or direction of the commission is a crime.

Because the provisions of this bill would be a part of the act and because the failure to file a required tariff or the violation of a filed and approved tariff implementing its requirements would be a crime, the bill would impose a state-mandated local program by creating a new crime.

The provisions of this bill would be repealed on January 1, 2017.

Ch. 374 (AB 1576) Nunez Electrical corporations: rates: repowering projects.

Under existing law, the Public Utilities Commission (PUC) has regulatory authority over public utilities, including electrical corporations. Existing law authorizes the PUC to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable. Under existing law, a public utility has a duty to serve, including furnishing and maintaining adequate, efficient, just and reasonable service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons and the public. The Public Utilities Act requires the PUC to review and adopt a procurement plan for each electrical corporation in accordance with specified elements, incentive mechanisms, and objectives, including the requirement that the procurement plan enable the electrical corporation to fulfill its obligation to serve its customers at just and reasonable rates.

The existing Warren-Alquist State Energy Resources Conservation and Development Act establishes the State Energy Resources Conservation and Development Commission (Energy Commission) and requires it to certify sufficient sites and related facilities that are required to provide a supply of electricity sufficient to accommodate projected demand for electricity statewide. The act grants the Energy Commission the exclusive authority to certify any stationary or floating electrical generating facility using any source of thermal energy, with a generating capacity of 50 megawatts or more, and any facilities appurtenant thereto. Existing law, until January 1, 2007, requires the Energy Commission to establish a process for the expedited review of applications to construct and operate thermal powerplants and related facilities and for the expedited review of repowering projects, as defined.

This bill would require that the costs of a contract entered into pursuant to a procurement plan by an electrical corporation for the electricity generated by a replacement or repowering project concerning a thermal powerplant that meets specified criteria be recoverable in rates,

taking into account any collateral requirements and debt equivalence associated with the contract, in a manner determined by the PUC to provide the best value to ratepayers.

Existing law requires the Energy Commission to prepare an integrated energy policy report every 2 years. Existing law requires the report to contain an overview of major energy trends and issues facing the state, including, but not limited to, supply, demand, pricing, reliability, efficiency, and impacts on public health and safety, the economy, resources, and the environment.

This bill would require the Energy Commission, in consultation with the State Water Resources Control Board, to include in the integrated energy policy report to be adopted November 1, 2007, a review of the progress made toward implementing certain performance standards adopted pursuant to the federal Water Pollution Control Act for electrical generating facilities requiring certificates from the Energy Commission.

Ch. 375 (SB 66) Torlaxson Bay Area state-owned toll bridges: financing.

(1) Existing law specifies the powers and duties of the Department of Transportation, the Metropolitan Transportation Commission, and the Bay Area Toll Authority with respect to the collection and expenditure of toll revenue from the 7 state-owned toll bridges within the geographic jurisdiction of the commission. Existing law provides for a uniform \$3 auto toll on those toll bridges. Under existing law, this toll revenue, other than revenue from a \$1 seismic surcharge, is deposited into the Bay Area Toll Account and is controlled by the authority. Existing law requires the department and the authority to enter into a cooperative agreement that makes the department responsible for operating the bridges and for constructing improvements to the bridges financed by toll revenues. Existing law estimates the cost for seismic retrofit or replacement work on the Bay Area state-owned toll bridges at \$4,637,000,000 and identifies funding to be made available for this purpose from various sources, including imposition of a \$1 seismic surcharge. Under existing law, this surcharge revenue is deposited into the Toll Bridge Seismic Retrofit Account for expenditure by the department until completion of the seismic projects and payment of the bonds issued to finance those projects. Existing law specifies a particular single cable tower suspension replacement design for the eastern portion of the San Francisco-Oakland Bay Bridge. Existing law prescribes a specified formula for paying the maintenance costs of the Bay Area state-owned toll bridges from the State Highway Account and toll revenues.

This bill would state the Legislature's findings that the amount previously identified for seismic retrofit and replacement of the state-owned toll bridges is insufficient and would identify additional funding sources of \$3,600,000,000 for those projects, including revenues from an additional surcharge to be imposed by the authority, refinancing of existing bridge toll bonds, and various state funds, and would require a schedule to be adopted by the California Transportation Commission for allocation of those state funds. The bill would appropriate \$75 million of specified Motor Vehicle Account funds and \$125 million of other specified funds in that regard.

This bill would modify certain provisions to be enacted by AB 144 of the 2005-06 Regular Session relative to the financing of seismic repair and replacement work on Bay Area state-owned toll bridges. In the event both AB 144 and this bill are chaptered and become operative, the code sections to be added by AB 144 that are modified by this bill would become inoperative and only the modified versions of those code sections contained in this bill would become operative. Because this bill would impose certain duties on the Bay Area Toll Authority, it would thereby impose a state-mandated local program.

(2) Existing law creates the Traffic Congestion Relief Program, funded by certain sales taxes on motor vehicle fuel, and specifies the projects to be funded by that program. Existing law allows a regional or local entity that is the lead applicant for a project to apply to the California Transportation Commission for a letter of no prejudice for the project that allows the entity to spend its own funds on the project with provisions for reimbursement when state funds become available.

This bill would modify these provisions.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(4) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 376 (SB 287) Cox Design-build contracting.

Existing law requires public entities to comply with certain procedures in soliciting and evaluating bids and awarding contracts for the erection, construction, alteration, repair, or improvement of any public structure, building, road, or other public improvement.

Existing law, until January 1, 2006, permits certain counties, with the approval of the board of supervisors, to enter into design-build contracts, as defined, in accordance with specified provisions. These provisions require that contracts with a cost ranging from \$10,000,000 to \$20,000,000 be awarded to the lowest responsible bidder, and authorizes contracts costing more than \$20,000,000 to be awarded to the lowest responsible bidder or by best value.

This bill would extend the authorization for these contracts until January 1, 2011, and would extend the authorization to contracts with costs over \$2,500,000. This bill would also add Butte, El Dorado, Fresno, Kings, Madera, Mariposa, Merced, Monterey, Orange, Placer, San Diego, San Joaquin, San Luis Obispo, Shasta, Siskiyou, Stanislaus, and Yuba Counties to those counties that may elect to use these provisions, would make legislative findings and declarations as to the necessity of a special statute for those counties, and would eliminate the dollar limitations in existing law, thereby authorizing those counties to elect to enter into design-build contracts for any project, as defined. This bill would also extend the date of certain reporting provisions that have expired by operation of law. This bill would require the Legislative Analyst, on or before January 1, 2010, to submit a report, as specified, to the Legislature on the use of design-build contracts.

This bill would incorporate additional changes in Section 20133 of the Public Contract Code, proposed by AB 1511, to be operative only if AB 1511 and this bill are both chaptered and become effective January 1, 2006, and this bill is chaptered last.

Ch. 377 (SB 477) Soto Emergency services: recovery process.

Existing law, the Disaster Assistance Act, requires that the Director of the Office of Emergency Services provide financial assistance to local agencies for public real property that is damaged or destroyed by a disaster.

This bill would authorize the office to establish a model process that would be made available to assist a community in recovering from an emergency proclaimed by the Governor and would provide that the process may consider, among other things, the role of the office as an advisor and facilitator for the community recovery process, procedures to provide that the office has representation onsite as soon as practicable after the Governor proclaims a state of emergency, the role of the office to facilitate the use of temporary services, the role of the office to facilitate the establishment of temporary structures, including local assistance centers, showers and bathroom facilities, and temporary administrative offices, and measures to encourage the participation of nongovernmental organizations in the community recovery process to supplement recovery activities undertaken by federal or local agencies.

Ch. 378 (SB 584) Soto Trespass.

Existing law makes it unlawful for persons to engage in certain acts of trespass and punishes most trespasses by a fine not exceeding \$1,000, imprisonment in a county jail for a period not exceeding 6 months, or by both that fine and imprisonment.

This bill would make it a trespass to enter or reenter a courthouse or a city, county, city and county, or state building after intentionally avoiding submission to the screening and

inspection of one's person and accessible property in accordance with the procedures being applied to control access if the building's entrances have been posted so as to give reasonable notice that prosecution may result from that act.

By creating a new crime, this bill would impose a state-mandated local program.

This bill would incorporate additional changes to Section 602 of the Penal Code proposed by SB 735 and AB 280, to be operative if this bill and one or both of the other bills are enacted and become effective on or before January 1, 2006, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 379 (SB 640) Escutia Child care resource and referral programs: funding.

Existing law, the Child Care and Development Services Act, provides for a system of child care and development services for children, including children with exceptional needs, by public and private child care providers. The act authorizes the establishment of child care resource and referral programs for the purpose of, among other things, providing information and referrals to child care services and assistance to child care providers.

This bill would appropriate \$5,000,000 from the funds identified in Provision 5(c) of Item 6110-196-0001 of Section 2.00 of the Budget Act of 2005 to the State Department of Education for the purpose of funding, beginning in the 2005-06 fiscal year, state-funded child care resource and referral programs and certain local planning councils for certain activities related to child care and development services with respect to serving children with disabilities. The bill would require the State Department of Education to develop an allocation plan to distribute these funds, as provided. The bill would require child care resource and referral programs or specified local planning councils interested in applying for these funds to submit a proposal to the State Department of Education for the use of the funds. This bill would require the State Department of Education, in coordination with the California Child Care Resource and Referral Network, to develop a uniform reporting process for a state-funded child care resource and referral program or local planning council to submit a one-time report on the use and effectiveness of those funds.

#### Ch. 380 (SB 706) Ortiz Insurance Commissioner: enforcement.

Existing law provides that it is unlawful to knowingly employ runners, cappers, steerers, or other persons to procure clients or patients to perform or obtain services or benefits pursuant to specified provisions of law, or to procure clients or patients to perform or obtain services or benefits under a contract of insurance or that will be the basis for a claim against an insured individual or his or her insurer. Existing law allows a district attorney, the Insurance Commissioner, or any interested person to bring a civil action for a violation of these provisions.

This bill would require, in an action brought by an interested person, that the parties serve the commissioner and the local district attorney, within a certain period, with complete copies of all settlement agreements for actions brought under these provisions. The bill would provide that, if the commissioner has brought or proceeded with an action on or after January 1, 2006, and prior to January 1, 2011, the commissioner shall be entitled to reasonable attorneys' fees and costs in addition to any judgment. The bill would require a court, if the commissioner has proceeded with an action, and if other specified conditions are met, to determine the allocation of any judgment or settlement according to a specified priority.

Existing law requires, if the district attorney or commissioner does not proceed with an action under the above provisions, that the person bringing the action or settling the claim receive an amount that the court decides is reasonable for collecting the civil penalty and damages.

This bill would require, in addition, that the person receive an amount for reasonable expenses that the court finds to have been necessarily incurred, plus reasonable attorney's fees and costs, and that these amounts be imposed against the defendant.

Existing law requires the commissioner to appoint full-time attorneys and supervisory and investigatory personnel within the fraud division of the Department of Insurance.

This bill would delete the reference to full time, and would require the commissioner, in addition, to assign staff counsel who are employed by the department and are under the supervision of the department's general counsel to advise the department's fraud division and for other specified purposes.

Existing law allows the commissioner to issue a cease and desist order, and to impose a fine in a specified amount, against any person acting as, or holding himself or herself out as, an insurance agent or broker without being so licensed, and against any person holding out that person as transacting, or transacting, the business of insurance without having been issued a certificate of authority.

This bill would revise the circumstances in which the commissioner may issue a cease and desist order for acts of this type, and would revise the amount of the fine that may be imposed, as specified. The bill would prohibit the commissioner from imposing a fine against a person who has, without a license, acted in a capacity for which a license or registration was required, or against a person who aided or abetted such a person, unless the conduct was in intentional or clearly negligent disregard of the requirement for a license or registration.

#### Ch. 381 (SB 828) Maldonado Public contracts.

Existing law imposes various requirements and prohibitions on parties that provide goods to the state under a contract. Among these requirements is a requirement that the contractor certify that it will provide a drug-free workplace, that it has not provided goods under the contract that were produced under specified prohibited labor conditions, and that, in the case of contracts for the sale or lease of covered electronic devices or cell phones, the contractor has complied with specified provisions of law. Existing law also requires, in the case of specified contracts, that the contractor provide a sworn declaration that it is not in violation of an order from the National Labor Relations Board. Existing law further requires each party, and its affiliates, that are offered a contract to do business with the state to provide a seller's permit or certificate of registration that was issued under the State Sales and Use Tax Law, as specified. Existing law also prohibits the state from contracting with an expatriate corporation, as defined. Existing law also requires every state contract and subcontract to contain a nondiscrimination clause, as provided, and further requires contractors and subcontractors to give written notice of their obligations under the clause to labor organizations, as specified.

This bill would specify that these requirements and prohibitions do not apply to a credit card purchase of goods of \$2,500 or less, as specified.

Existing law, until December 31, 2005, authorizes the Office of State Publishing to accept paid advertisements in materials printed or published by the state.

This bill would extend to an indefinite time period the authorization for the Office of State Publishing to accept paid advertisements. This bill would also require any state agency that was not authorized to accept paid advertising in its publications before the operative date of the bill to use the Office of State Publishing for all paid advertising in its publications.

#### Ch. 382 (SB 1007) Ducheny San Diego Unified Port District Act: retirement and disability benefits.

The existing San Diego Unified Port District Act establishes the San Diego Unified Port District, prescribes the powers and duties of the district, and provides for the transfer to the district of specified tidelands and lands lying under inland navigable waters in San Diego. The act requires that all employees of San Diego County or any city within the county who are performing duties in connection with the Port of San Diego or the respective harbor

departments, be considered as employees of the district, and authorizes the district to contract with the State Employees' Retirement System and provide retirement and disability benefits for employees under the State Employees' Retirement System, pursuant to its rules and regulations. The act further authorizes the district to continue, by contract, those employees of the district who are covered as members of the system of which they were members while they were employees of the respective cities.

This bill would revise those provisions governing employee retirement and disability benefits to also authorize the district to contract with any other employee retirement and disability system, or to establish an independent employee retirement and disability system pursuant to certain provisions authorizing the legislative body of a local agency to establish a pension trust funded by individual life insurance contracts, individual annuities, group policies of life insurance, or group annuities, or any combination of those.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 383 (SB 1110) Committee on Natural Resources and Water Public resources.

(1) Existing law requires an entity, as defined, proposing a project that would alter a streambed to submit prescribed plans and other information to the Department of Fish and Game and to follow prescribed procedures. Existing law provides that the Attorney General, a district attorney, or a city attorney may seek a civil penalty, within 3 years, against an entity for violating an agreement or a memorandum of understanding (MOU) allowing that entity to carry out the project that was executed before January 1, 2004.

This bill would provide that the Attorney General, a district attorney, or a city attorney has 3 years to commence an action to recover civil penalties against an entity for violating the agreement or MOU that was executed on or after January 1, 2004. The bill would also provide a 3-year statute of limitations for an action seeking a civil penalty against an entity that violates a requirement related to the alteration of a streambed.

(2) Existing law, contain specified provisions relating to the protection of Native American places, features, and objects.

This bill would make a technical nonsubstantive change in those provisions.

(3) Existing law appropriated from the Harbors and Watercraft Revolving Fund for the fiscal year 1970-71 a sum not to exceed \$150,000 to the Department of Boating and Waterways for expenditure for contract authority for the purposes of establishing economic justification, making financial and engineering feasibility determinations, and preparing those plans and cost estimates as may be necessary to justify budget proposals or appropriate expenditures, for specified boating and waterway projects.

This bill would repeal those obsolete provisions.

(4) Existing law governing public contracts requires a governmental agency or public utility that proposes a project that would divert, obstruct, or change the natural flow of, or result in the disposal of debris in, a river, stream, or lake designated by the Department of Fish and Game, to include, in any notice inviting bids on the project that specifies locations of possible materials, such as borrow pit or gravel bed, for use in the construction of that proposed project and that is subject to provisions of the Fish and Game Code regulating impacts on rivers, streams, and lakes, specified conditions or modifications, as determined by the department.

This bill would make technical and conforming changes to correct obsolete references to those provisions of the Fish and Game Code imposing limitations on projects by the use of alteration agreements executed between the department and the entity undertaking the project.

(5) Existing law relating to contracting by local agencies prohibits operators of surface mines in California, whose operations are not identified in specified lists, from selling mined material produced from a surface mining operation subject to the Surface Mining and Reclamation Act of 1975 to a local agency.

This bill would define “local agency” for those purposes. This bill would also provide that this prohibition applies to a sale of that mined material to a contractor when the contractor is acting on behalf of, or pursuant to, a contract with a local agency, or otherwise intends to use the mined material on a project of a local agency.

(6) Existing law, the Surface Mining and Reclamation Act of 1975, authorizes the State Mining and Geology Board to impose a fee of \$5 per ounce of gold and 10¢ per ounce of silver mined within the state for deposit into the Abandoned Mine Reclamation and Minerals Subaccount in the Mine Reclamation Account to be expended for specified purposes regarding abandoned mined lands. That act requires the Director of Conservation, not later than January 1 of each year, to report to the Legislature on any abandoned mine remediation projects that are proposed for the following fiscal year.

This bill would provide that fees collected pursuant to the act may also be used to remediate features of historic abandoned mines, as defined, and lands that they impact. The bill would also eliminate the reporting requirement for abandoned mine remediation projects.

(7) Existing law required that the terms of the members first appointed to the State Mining and Geology Board, the State Board of Forestry and Fire Protection and of the members of fire protection district technical committees expired on specified dates.

This bill would repeal those obsolete provisions.

(8) Existing law required the State Board of Forestry and Fire Protection, before January 1, 1975, after a public hearing, to adopt, and authorizes the board from time to time, after a public hearing, to amend permanent stocking standards applicable to commercial timberland where the growing timber does not meet certain acceptable stocking standards, as enumerated.

This bill would revise those provisions to delete the obsolete reference to the date before which the board, after a public hearing, was required to adopt those permanent stocking standards.

(9) Existing law required the State Board of Forestry and Fire Protection to adopt specified rules prior to January 1, 1976, to specify certain stocking standards to be maintained or established after timber operations on timberlands that have been substantially damaged by fire, insects, disease, wind, flood, or other substantial damage caused by an act of God, as provided.

This bill would repeal those provisions.

(10) Existing law authorizes the Director of Parks and Recreation to grant, in trust and subject to prescribed conditions, all of the rights, title, and interest of the state in specified lands to specified counties for beach, park, and recreational purposes.

This bill would authorize the director to grant, in trust and subject to specified agreement between the Department of Parks and Recreation and the County of Santa Cruz, an easement to a specified portion of Aptos Creek Road in the County of Santa Cruz.

(11) Existing law required the Director of Parks and Recreation to prepare and transmit to the Legislature, no later than January 1, 1997, a proposed plan for the development and operation of a statewide system of recreation trails.

This bill would repeal that obsolete provision.

(12) Existing law required certain local governments, districts, and the Solano County Local Formation Commission to prepare, before July 1, 1978, and to submit to the State Lands Commission, before January 1, 1979, a local protection program for the preservation of Suisun Marsh.

This bill would repeal those obsolete provisions.

(13) Existing law provides that the California Coastal Zone Conservation Commission shall give priority to local coastal programs meeting certain requirements that are within areas designated as pilot project areas by the commission between August 31, 1976, and October 31, 1976.

This bill would repeal that provision.



(14) Existing law authorizes the State Coastal Conservancy to undertake projects and award grants related to the protection and restoration of coastal watershed and coastal and marine habitat water quality that meet objectives, as specified.

This bill would authorize the conservancy to fund projects or activities if they are consistent with the California Ocean Protection Act. The bill would also authorize the conservancy to undertake projects and award grants for activities that are compatible with the preservation, restoration, or enhancement of ocean, coastal, or watershed resources, or that facilitate environmental education for the San Francisco Bay region, urban waterfronts, and other urban coastal watershed areas.

(15) Existing law required the Department of General Services and the Integrated Waste Management Board, in consultation with other affected state agencies, on or before January 1, 1991, to adopt specifications for the purchase of compost by the state, as prescribed.

This bill would delete that obsolete date on or before which the department and the board were required to adopt those specifications for the purpose of composting by the state, and would require the department and board to maintain those specifications.

(16) This bill would provide that if the City of Exeter or the City of Porterville contracts with an unincorporated disadvantaged community, as defined, for the provision of water services, the provision of water services to that community, by itself, shall not cause the city to lose any applicable exemptions to general law that the city may have before the provision of water services to that community for projects related to water services conducted within the city's boundaries.

This bill would declare that due to the special circumstances pertaining to the rural communities near the City of Exeter and the City of Porterville, a general statute within the meaning of a specific provision of the California Constitution cannot be made applicable and a special statute is necessary.

(17) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that no reimbursement is required by this act for a specified reason.

(18) This bill would also incorporate additional changes in Section 338 of the Code of Civil Procedure proposed by AB 378, to be operative only if AB 378 and this bill are both enacted and become effective on or before January 1, 2006, and this bill is enacted last.

(19) This bill would provide that the changes proposed to Sections 65352.3, 65560, and 65562.5 of the Government Code by this bill would not become operative if SB 922 is enacted and also amends those sections.

(20) The bill would provide that its provisions are severable.

#### Ch. 384 (AB 165) Dymally California State University: African American Political and Economic Institute.

Existing law establishes the California State University and its various campuses under the administration of the Trustees of the California State University. Until January 1, 2010, existing law authorizes the trustees to establish an African American Political and Economic Institute at California State University, Dominguez Hills.

Existing law expresses the intent of the Legislature that the institute be funded by grants and contributions from private sources. Existing law prohibits funds, or resources supported by funds, available to the California State University for support of its educational mission, from being redirected to support the institute. This prohibition includes General Fund moneys, funds from the California State Lottery Education Fund, student fee revenues, and reimbursements and other income that otherwise would be available for support of the educational mission of the California State University. Existing law requires that, if any of these funds, or resources supported by these funds, are utilized for the initial startup costs of the institute, those funds are to be fully reimbursed by the institute from funding subsequently received by the institute through grants and contributions from private sources.

Existing law authorizes the establishment of an advisory board to the institution only if private funds have been donated to the institute in an amount deemed by the trustees to be sufficient to defray the costs of that board.

This bill would delete the requirement that private funds in a sufficient amount to defray the costs of an advisory board to the institute be donated before that advisory board could be established. Instead, the bill would require that no fees or any other form of compensation be paid to members of the advisory board.

The bill would declare that its provisions and the provisions of existing law are not to be construed to prohibit California State University, Dominguez Hills, from seeking nonpublic funds to support the institute.

#### Ch. 385 (AB 316) Nakanishi Contractors.

(1) Under existing law, the disassociation of any qualifying partner, responsible managing officer, or responsible managing employee from a license that has been referred to arbitration does not relieve the qualifying partner, responsible managing officer, or responsible managing employee from responsibility for complying with an award rendered as a result of an arbitration referral.

This bill would instead require a disassociated qualifying partner, responsible managing officer, or responsible managing employee to comply with an arbitration award rendered as a result of acts or omissions committed while acting as the qualifying partner, responsible managing officer, or responsible managing employee.

(2) Existing law provides for the licensing and regulation of contractors by the Contractors' State License Board. Existing law, operative January 1, 2006, requires that a home improvement contract, as defined, and any changes to the contract be in writing, signed by the parties, legible, and readable. Existing law also requires a contractor to provide a buyer with a copy of a home improvement contract and it also specifies that a change-order form will be incorporated into the contract if certain requirements are satisfied.

This bill would require that a home improvement contract and any changes to the contract comply with additional specified requirements, including, but not limited to, the inclusion of a notice stating that the owner or tenant has the right to require the contractor to have a performance and payment bond. The bill would provide that a violation of these provisions subjects a licensee, his or her agent or salesperson, or a person subject to be licensed to discipline.

(3) Existing law, operative January 1, 2006, defines a "service and repair contract" as an agreement between a contractor or salesperson for a contractor and a homeowner or a tenant that meets specified requirements.

This bill would revise and recast these requirements and would also set forth information, notices, and disclosures required to be included as part of the contract. The bill would also make a "service and repair contract" that does not meet specified conforming requirements subject to the requirements applicable to a home improvement contract regardless of the aggregate contract price.

#### Ch. 386 (AB 322) Oropeza Athletes' Bill of Rights.

Existing law, the Sex Equity in Education Act, states the policy of the state that elementary and secondary school classes and courses, including nonacademic and elective classes and courses, be conducted without regard to the sex of the pupil enrolled in these classes or courses. Existing federal law, known as Title IX, prohibits a person, on the basis of sex, from being excluded from participation in, being denied the benefits of, or being subject to, discrimination under any education program or activity receiving federal financial assistance.

This bill would enact the Athletes' Bill of Rights and would enumerate the rights available to a pupil relating to gender equity in athletics. The bill would require the State Department of Education, by July 1, 2006, to post these rights on its Web site.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Ch. 387 (AB 382) Chan Industrial development authorities: bonds.

Existing law, the California Industrial Development Financing Act, provides for the creation of industrial development authorities in a city, county, city and county, or redevelopment agency. Under the act, an authority may issue revenue bonds, with their proceeds being used to finance the acquisition, construction, or rehabilitation of facilities providing specified benefits. The act terminates the authority's power to undertake projects through the issuance of bonds on or after January 1, 2006, absent a statute changing that date.

This bill would repeal this termination provision thereby indefinitely extending an authority's power to undertake projects through the issuance of bonds.

Ch. 388 (AB 403) La Malfa Hazardous materials unified program agency: minor violation business plans: propane.

(1) Existing law requires the Secretary for Environmental Protection to adopt regulations and implement a unified hazardous waste and hazardous materials management regulatory program. A city or local agency that meets specified requirements is authorized to apply to the secretary to implement the unified program, and every county is required to apply to the secretary to be certified to implement the unified program as a Certified Unified Program Agency (CUPA).

Existing law defines the term "minor violation," for purposes of the unified program and repeals this definition on January 1, 2006. Existing law requires an authorized representative of the unified program agency (UPA), who, in the course of conducting an inspection, detects a minor violation, to issue a notice to comply detailing the violation and provides that a false certification that a violation has been corrected is punishable as a misdemeanor. Existing law provides that a notice to comply is the only means by which a UPA may cite a minor violation and repeals the provision requiring the enforcement of minor violations in this manner on January 1, 2006.

This bill would delete the repeal of the definition of the term "minor violation" and the repeal of the provisions requiring the enforcement of minor violations, thereby continuing the effect of those provisions indefinitely and imposing a state-mandated local program by imposing new duties upon local agencies and creating a new crime.

(2) Under existing law, businesses are required to have response plans for releases of specified hazardous materials and provide an annual inventory of hazardous materials handled to the administering agency, as specified..

This bill would exempt, from those hazardous materials business plan requirements, is the onpremise use, storage, or both, of propane, in a specified amount and for a specified purpose, unless the administering agency makes a certain finding, thereby imposing a state-mandated local program by imposing a new duty upon administering agencies.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for specified reasons.

Ch. 389 (AB 404) Leno Bail licenses: continuing education.

Existing law provides the licensing and education requirements for obtaining and maintaining a bail license. Existing law directs that professional organizations must provide education for licensure under this provision, and that education providers must consult with the California District Attorneys Association, California State Sheriffs' Association, the California Advisory Board of Surety Agents, and the California Bail Agents Association prior to submitting course outlines for approval. Further, existing law specifies the punishment for noncompliance with these provisions.

This bill would delete the above references to the California Advisory Board of Surety Agents and the California Bail Agents Association and add the County Counsels Association

of California. The bill would require education providers to be approved by the Insurance Commissioner every 2 years.

This bill would also specify that completion of bail agent continuing education requirements through Internet or correspondence instruction is permitted, and would provide that successful completion of these requirements through instruction of this type requires obtaining a passing grade of at least 70% on a written final examination, as specified. The bill would prohibit an Internet or correspondence continuing education course from being offered prior to April 1, 2006.

Existing law requires the Insurance Commissioner to require the payment of various fees by preclicensing or continuing education providers in connection with specified courses.

This bill would allow the commissioner to adopt regulations that include a schedule establishing fees to be paid by an applicant seeking approval to act as a provider and to deliver courses under these provisions. It would require that those fees be no greater than fees paid by applicants providing similar courses to other insurance agents licensed by the Department of Insurance, as specified.

Ch. 390 (AB 420) Shirley Horton Teachers: alternative language assessments: Filipino language.

Existing law requires the adequacy of subject matter preparation and the basis for assignment of certified personnel in public schools to be determined by the successful passage of a subject matter examination, as specified.

Existing law authorizes the Commission on Teacher Credentialing to establish guidelines for accepting assessments performed by organizations, as specified, to determine the adequacy of that preparation in languages for which there is no adequate examination.

This bill, instead, would authorize the commission to establish guidelines for alternative assessments performed by organizations, as specified, to determine the adequacy of that preparation in languages for which there is no adequate examination, and would require the commission to submit an expenditure plan for the development of a subject matter examination in the Filipino language to the Department of Finance no later than January 8, 2006. The bill would require the commission, upon approval of that plan, as specified, and subject to an appropriation in the Budget Act of 2006 for this purpose, to contract with another entity for that entity to develop, for certification by the commission, a subject matter examination in the Filipino language, to be administered no later than September 1, 2008.

Ch. 391 (AB 451) Yee Local sales tax: jet fuel: place of sale.

The Bradley-Burns Uniform Local Sales and Use Tax Law authorizes counties and cities to impose sales and use taxes pursuant to the adoption of local ordinances. That law provides, for purposes of applying a local sales tax imposed under that law to sales of jet fuel, that the point of sale of that jet fuel is the point of delivery of the jet fuel to the aircraft if, both the principal negotiations for that sale are conducted in this state, and the retailer of that jet fuel has more than one place of business in this state.

This bill would provide that, effective January 1, 2008, the point of sale of jet fuel is the point of delivery of that jet fuel to the aircraft.

Ch. 392 (AB 459) Oropeza Transfer of real property: disclosure of supplemental property taxes.

Existing law requires certain disclosures to be made upon the transfer of residential property and prescribes the manner and form of the disclosures. Among others, the seller of residential property subject to a continuing lien securing the levy of special taxes pursuant to the Mello-Roos Community Facilities Act, or a fixed lien assessment collected in installments to secure bonds issued pursuant to the Improvement Bond Act of 1915, is required to make a good faith effort to obtain a disclosure notice concerning the tax assessment from each local agency that levies the tax or collects the assessment, on the

property being transferred, and to deliver it to the prospective purchaser, as long as the notices are made available by the local agency.

This bill would make it the sole responsibility of the seller of residential property, or his or her agent, in addition to any other disclosures required, to deliver to the prospective purchaser a disclosure notice containing specified information about supplemental property tax assessments. The bill would further require that notice be included in the notice of intention that is filed with the Department of Real Estate by a person who intends to offer subdivided lands for sale or lease.

The bill would incorporate additional changes in Section 11010 of the Business and Professions Code proposed by SB 655, to be operative only if SB 655 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 393 (AB 488) Bermudez Optometry.

Existing law, the Optometry Practice Act, licenses and regulates the practice of optometry by the State Board of Optometry, and makes a violation of the act a crime. Existing law requires licensed optometrists who fit or supply a patient with lenses to provide the patient with a receipt.

This bill would instead require optometrists to provide a receipt to patients making a specified payment to the practice and it would also revise the information that is required on the receipt. The bill would authorize the board to issue a probationary license to an applicant, subject to specified terms and conditions.

Existing law sets forth acts that constitute unprofessional conduct and acts that are unlawful, and authorizes the board to take specified action against licensees.

This bill would revise and recast provisions relating to unprofessional conduct. The bill would authorize the Attorney General to prosecute a licensee for unprofessional conduct under the Administrative Procedure Act.

Existing law authorizes the board to establish various fees and penalties related to the practice of optometry. Existing law requires the board to submit a report to certain committees of the Legislature whenever the board increases a fee.

This bill would delete the reporting requirement. The bill would also make various changes to those fees.

The bill would make related changes.

#### Ch. 394 (AB 758) Calderon Construction contracts: indemnity.

Existing law provides that, except as specified, agreements affecting any construction contract that purport to indemnify the promisee against liability for damages for death or bodily injury to persons, injury to property, or any other loss, damage, or expense arising from the sole negligence or willful misconduct of the promisee or the promisee's agents, servants, or independent contractors who are directly responsible to the promisee, or for defects in design furnished by those persons, are against public policy and are void and unenforceable.

This bill would provide that, except as specified, all agreements affecting any residential construction contract and amendments thereto entered into after January 1, 2006, that purport to indemnify the builder by a subcontractor against liability for claims of construction defects or other injury to property arising from, pertaining to, or relating to the negligence of the builder or the builder's other agents, servants, or independent contractors who are directly responsible to the builder, or for defects in design furnished by those persons, or for claims that are unrelated to the scope of work in the agreement, are unenforceable, as specified.

#### Ch. 395 (AB 817) Matthews Insurance.

Existing law provides for the establishment of the California Insurance Guarantee Association, managed by a board of governors, in which each insurer admitted to transact

any specified class of insurance in this state is required to participate. Existing law provides that the purpose of the association is to provide each member insurer insolvency insurance. Existing law defines certain terms with respect to these provisions.

This bill would expand the definition of “covered claims” to include the obligations of an insolvent insurer to indemnify a permissibly self-insured employer for its liability to pay workers’ compensation benefits, as specified.

Existing law provides that in order to detect and prevent member insurer insolvencies, the board may make recommendations to the Insurance Commissioner and prepare and submit a report to the commissioner on the history and causes of any member insurer insolvency in which the association was obligated to pay covered claims, as specified.

This bill would provide that the board may request the Self-Insurers’ Security Fund to prepare, and that the fund may provide, a report identifying the aggregate amount of liability under all specific excess workers’ compensation policies as reported by the private self-insured employers, as specified.

#### Ch. 396 (AB 843) Nunez Tax preparers.

Existing law requires a tax preparer to maintain a bond in favor of, and payable to, the people of the State of California, for each individual preparing tax returns for another person. Existing law requires a tax preparer to provide a customer with certain information in writing prior to rendering any tax preparation services. A willful violation of the laws regulating tax preparers is a crime.

This bill would prohibit a tax preparer who advertises the availability of a refund anticipation loan from representing the loan as a client’s actual refund. The bill would require a tax preparer that offers to facilitate, or who facilitates, a refund anticipation loan to a client to display a specified fee schedule. The bill would require a tax preparer that offers to facilitate a refund anticipation loan to provide the client with a specified written disclosure prior to the client’s completion of the refund anticipation loan application. The bill would also require a tax preparer to provide the client with specified information, in either written or electronic form, prior to the client’s consummation of the refund anticipation loan transaction.

Because a violation of the bill’s requirements would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 397 (AB 873) Bogh Fire insurance: copies of policy.

Existing law generally regulates fire insurance.

This bill would require an insurer, after a covered loss under a fire insurance policy, to provide the insured with a free copy of his or her policy within 30 calendar days of receiving a request from the insured. It would allow the Insurance Commissioner to extend this period. The bill would provide that an insured who does not experience a covered loss shall, upon request, be entitled to one free copy of his or her policy annually.

#### Ch. 398 (AB 911) Chu Taxation: tax amnesty programs: administration.

Existing law authorizes the State Board of Control to discharge any state agency or employee from accountability for the collection of taxes, licenses, fees, or money if the debt is uncollectible or the amount of the debt does not justify the cost of its collection. Existing law authorizes a state agency not to collect these moneys if the amount involved is \$250 or less and the amount owed is uncollectible or does not justify the cost of collection.

This bill would allow the Franchise Tax Board, in addition to its existing authority to place certain taxpayer debts into inactive status, to extinguish an outstanding liability for the

payment of any tax, license, fee, or other money deemed uncollectible that is due and owing to the state, if certain conditions are met.

Under existing tax law, once a tax liability becomes due and payable, a statutory lien arises for that amount upon all real and personal property belonging to that taxpayer, but no statute of limitations exists on the collection of an income or franchise tax delinquency.

This bill, for tax liabilities that are due and payable, as defined, before, on, or after July 1, 2006, would establish a statute of limitations on collections of those liabilities to limit the collection period to 20 years beginning from the last statutory lien date for each taxable year, and would extinguish that liability for that taxable year by abating the underlying tax.

Existing law imposes specified taxes, including sales and use taxes that are administered by the State Board of Equalization, and personal income and corporate taxes collected and administered by the Franchise Tax Board and requires the State Board of Equalization and the Franchise Tax Board to administer tax amnesty programs during the period beginning February 1, 2005, and ending on March 31, 2005, inclusive, or during any other 2-month period ending before June 30, 2005, as provided. Existing tax laws allow a waiver of a taxpayer's unpaid penalties and fees if the taxpayer satisfies specific criteria, including a payment of all taxes due within a specified period, and provide for the imposition of a penalty and the revocation of that waiver if the taxpayer fails to pay any tax due for the 2005 and 2006 taxable years, as provided.

This bill would repeal the imposition of the penalty and the revocation of the waiver of penalties and fees under the Personal Income Tax and Corporation Tax Laws, as provided. This bill would also make various technical changes to the tax amnesty provisions under those laws.

Under existing tax laws, certain taxpayers are subject to a 50% amnesty penalty, which is an amount equal to 50% of the accrued underpayment interest payable for a specified period, if they have a balance due either on or after March 31, 2005, as provided. The Sales and Use Tax Law relieves a person of that 50% interest penalty if the failure to pay the tax under the amnesty program was due to reasonable cause or circumstances beyond the taxpayer's control, but it disallows any refund of that penalty.

This bill would delete the provisions that disallow a refund in those circumstances.

The Personal Income Tax and Corporation Tax Laws generally provide that an overpayment made by a taxpayer for any taxable year may be credited against the taxpayer's deficiency for any other taxable year, as specified, but do not allow a taxpayer to offset underpayments for taxable years eligible for amnesty with overpayments for other taxable years for purposes of reducing the amnesty penalty.

This bill, for purposes of computing amnesty penalties imposed on a taxpayer after March 31, 2005, would permit the taxpayer to offset an underpayment for taxable years eligible for amnesty with an overpayment for other taxable years, as specified.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 399 (AB 967) Canciamilla Concurrent enrollment of pupils in high school and community college.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law authorizes the governing board of a school district to authorize pupils, with parental permission, who would benefit from advanced scholastic or vocational work, to attend community college as special part-time students to undertake one or more courses of instruction at the community college level, in order to provide educational enrichment opportunities for a limited number of eligible pupils.

Existing law prohibits a principal from recommending, for any particular grade level, for community college summer session attendance, more than 5% of the total number of pupils who completed that grade immediately prior to the time of recommendation.

This bill would exempt from this 5% a pupil recommended by his or her principal for enrollment in a college-level advanced scholastic summer session course, or in a vocational community college summer session course, if specified criteria are met. The bill would require the Chancellor of the California Community Colleges, on or before January 1, 2007, and on or before January 1 of each year thereafter, to report to the Department of Finance the number of pupils recommended pursuant to that exemption who enroll in community college summer session courses. The bill would prohibit the Board of Governors of the California Community Colleges from including enrollment growth attributable to that exemption as part of its annual budget request for the California Community Colleges.

Existing law also authorizes a parent or guardian of a pupil to petition the governing board of the school district in which the pupil is enrolled to authorize the attendance of the pupil at a community college as a special full-time student on the ground that the pupil would benefit from advanced scholastic or vocational work that would be made available at a community college.

The bill would require the governing board of a community college district to assign a low enrollment priority to special part-time or full-time students in order to ensure that these students do not displace regularly admitted students.

#### Ch. 400 (AB 1031) Niello Vehicles: inspection of terminals.

Existing law requires the Department of the California Highway Patrol to inspect, at least every 25 months, every terminal of a motor carrier, as defined, that directs the operation of or maintains a commercial vehicle in this state, as specified. Existing law makes it unlawful for a motor carrier to operate specified vehicles without the required inspection of a terminal having been performed and the corresponding compliance report having been issued to the motor carrier.

This bill would make it unlawful for a motor carrier to contract or subcontract with, or otherwise engage the services of, another motor carrier, unless the contracted motor carrier provides certification of compliance with the requirement for inspection of a terminal.

To the extent that under existing law a violation of this provision is a crime, this bill would impose a state-mandated local program by expanding the scope of that crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 401 (AB 1081) Matthews Sherman Food, Drug, and Cosmetic Law: bottled or vended water.

Existing law, the Sherman Food, Drug, and Cosmetic Law, requires the State Department of Health Services to regulate the manufacture, sale, labeling, and advertising activities related to food, drugs, devices, and cosmetics in conformity with the federal Food, Drug, and Cosmetic Act. A violation of these provisions is a crime. Existing law requires each person upon first engaging in the food production business to register with the department and pay the required registration fee, and until January 1, 2006, a related surcharge.

This bill would increase the related inspection fees and would increase related criminal penalties for violations, including, but not limited to, penalties for intentional adulteration. The bill would extend the surcharge authority until January 1, 2011, and would make conforming changes. By changing the definition of a crime, this bill would impose a state-mandated local program.



Existing law prohibits operation of a water-bottling plant, source, or distributor without a license issued by the department and authorizes the department to charge related licensing fees.

This bill would provide that the fees are to be deposited in the Food Safety Fund to be used upon appropriation by the Legislature for the purposes of the program, and would make conforming changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 402 (AB 1136) Dymally Pupil retention block grants.

(1) Existing law authorizes the governing board of a school district and a charter school to offer programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in grades 2 to 6, inclusive, who have been identified as having a deficiency in mathematics, reading, or written expression, as specified, or as being at risk of retention. Existing law authorizes the governing board of a school district and a charter school to offer supplemental instructional programs in mathematics, science, or other core academic areas, as designated, and provides that the maximum entitlement of a school district or charter school for reimbursement for pupil hours of attendance in the supplemental instructional programs shall be calculated pursuant to a formula that is based on 5% of the total enrollment of the school district or charter school for the prior fiscal year multiplied by a specified hourly rate. Existing law makes these authorizations inoperative on July 1, 2005, and repeals them on January 1, 2006.

Existing law establishes a pupil retention block grant, that, commencing with the 2005–06 fiscal year, requires the Superintendent to apportion funds to a school district in the same relative statewide proportion that the school district received in the 2003–04 fiscal year for those programs, among others.

This bill would require adjustment of apportionment for changes in program participation by school districts in the 2004–05 fiscal year. This bill would also delete the inoperative and repeal dates, extending the operation of provisions relating to those programs indefinitely.

(2) Existing law requires the State Department of Education to make an initial allocation of 75% of the allocation for a school district of block grant funds, and to make the remaining portion of the allocation only after supplemental instructional programs for pupils enrolled in grades 7 to 12, inclusive, who do not demonstrate sufficient progress toward passing the high school exit examination, and programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in grades 2 to 9, inclusive, who have been recommended for retention or who have been retained, have been fully funded, as specified.

This bill would delete the requirement that the department retain the balance of block grant funds until supplemental instructional programs for pupils enrolled in grades 7 to 12, inclusive, who do not demonstrate sufficient progress toward passing the high school exit examination, and programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in grades 2 to 9, inclusive, who have been recommended for retention or who have been retained, have been fully funded.

(3) Existing law requires a school district that received pupil retention block grant funds for dropout prevention and recovery programs in the 2003–04 fiscal year to maintain at least the same number of outreach consultants in the 2004–05 fiscal year. Existing law requires a school district to place consultants 1st in schools that have the highest percentages of pupils eligible for the federal free and reduced price lunch program.

This bill would require a school district that received funds for dropout prevention and recovery programs in the 2004–05 fiscal year to maintain at least the same number of outreach consultants in the 2004–05 fiscal year. The bill would require a school district to place consultants 1st in schools that have at least 50% of pupils eligible for the federal free

and reduced price lunch program and that are eligible for specified funding under the federal No Child Left Behind Act of 2001.

(4) Existing law requires a school district and school that submit a school-based motivation and maintenance program plan pursuant to specified provisions of law to include a description of the manner in which it will utilize outreach consultants, as specified. Existing law makes those provisions inoperative on July 1, 2005, and repeals them on January 1, 2006.

This bill would delete the inoperative and repeal dates, extending the operation of those provisions indefinitely.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 403 (AB 1142) Dymally HIV/AIDS: African-Americans: statewide initiative.

Existing law makes provision for programs relating to treatment of persons with the human immunodeficiency virus (HIV) and the acquired immunodeficiency syndrome (AIDS). Under existing law, the Office of AIDS in the State Department of Health Services is the lead agency within the state responsible for coordinating state programs, services, and activities relating to HIV and AIDS, and AIDS-related conditions (ARC).

This bill would establish a Statewide African-American Initiative to address the disproportionate impact of HIV/AIDS on the health of African-Americans by coordinating prevention and service networks around the state and increasing the capacity of core service providers. The initiative would be implemented in 5 designated regions. The bill would establish the responsibilities and duties of the initiative. The bill would establish requirements for the office with respect to the initiative. The bill would require, until January 1, 2008, the initiative to be housed at the Office of AIDS, and by January 1, 2008, the initiative to establish itself as an independent nonprofit organization. The bill would provide that its requirements shall only be implemented after the Department of Finance makes a determination that nonstate funds in an amount sufficient to fully support the activities of the initiative have been deposited with the state, and thereafter only to the extent that nonstate funds are received for the purposes of the bill.

Ch. 404 (AB 1249) Blakeslee Waste tire facility permit.

Under existing law, the California Integrated Waste Management Board, in consultation with the State Fire Marshal and the State Department of Health Services, is required to adopt emergency regulations setting forth procedures and requirements necessary to obtain a major waste tire facility permit. Existing law specifies the content of regulations for a major waste tire facility permit.

This bill would, instead, require the board, in consultation with the Office of Environmental Health Hazard Assessment, to adopt those regulations. The bill would require the State Fire Marshal, in consultation with the board, to adopt fire prevention regulations for a major waste tire facility. The bill would require the major waste tire facility permit regulations to include by reference the fire prevention regulations adopted by the State Fire Marshal. The bill would make related and technical, nonsubstantive changes.

Ch. 405 (AB 1311) Committee on Labor and Employment Labor standards: enforcement hearings.

Existing law authorizes the Labor Commissioner to investigate employee complaints and to provide for a hearing in any action to recover wages, penalties, and other demands for compensation and to determine all matters arising under his or her jurisdiction. Existing law requires that, when one of these hearings is set, a copy of the complaint, together with a notice of time and place of the hearing, shall be served on all parties, personally or by certified mail. Existing law provides that, following an order, decision, or award in one of these hearings, the commissioner shall serve a copy of the decision on the parties personally or by first-class

mail. Existing law provides a separate set of rules for valid service of a summons in a civil action, including a rule permitting service by leaving a copy of the summons and complaint at the home or office of the person being served, as specified, and thereafter mailing a copy of the summons and complaint to the person at the place where a copy of the summons and complaint were left.

This bill would additionally permit the service of the complaint, notice, or decision relating to one of these labor hearings to be served as provided in the rule permitting service of a summons in a civil action by leaving a copy at the home or office of the person being served, and thereafter mailing a copy to the person at the place where a copy was left.

This bill would incorporate additional changes in Section 98 of the Labor Code proposed by AB 879 that would become operative only if AB 879 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 406 (AB 1317) Ruskin Environmental laboratories.

Existing law requires a laboratory that performs analysis for regulatory purposes of drinking water, wastewater, air, hazardous waste, and contaminated soils or sediments to obtain certification by the State Department of Health Services or, in the alternative, if appropriate, to obtain accreditation under the National Environmental Laboratory Accreditation Program (NELAP).

This bill would repeal, recast, and reenact certain of those provisions.

Among other things, the bill would authorize the department to offer both state accreditation and NELAP accreditation. The bill would set forth the duties and responsibilities of the department in accrediting and monitoring environmental laboratories, and would authorize the department to adopt regulations.

#### Ch. 407 (AB 1318) Evans County officers: public administrators.

(1) Existing law authorizes the boards of supervisors of specified counties to provide, by ordinance, that the public administrator be appointed by the board. Existing law also authorizes the boards of supervisors of specified counties, by ordinance, to appoint the same person to the offices of public administrator, veteran service officer, and public guardian.

This bill would include Sonoma County within those counties whose boards of supervisors are authorized to provide for the appointment of the public administrator by the board and within those counties whose boards of supervisors are authorized to appoint the same person to the offices of public administrator, veteran service officer, and public guardian.

(2) Existing law authorizes the board of supervisors, by ordinance, to consolidate the duties of certain county offices. Existing law requires the county surveyor to be elected unless the board of supervisors of the county provide for the surveyor's appointment by ordinance.

This bill would authorize the board of supervisors, by ordinance, to consolidate the duties of the county surveyor and the Director of Transportation. The bill would specify that for Solano County, the county surveyor is not an elected position and may be appointed by the Director of Transportation if the board of supervisors have so provided for that appointment by ordinance and the surveyor, if so appointed, would serve at the will of the director.

This bill would authorize the Sonoma County Board of Supervisors and the Tulare County Board of Supervisors, by ordinance, to consolidate the duties of the offices of Auditor-Controller and Treasurer-Tax Collector into the elected office of Auditor-Controller-Treasurer-Tax Collector.

(3) This bill would incorporate additional changes in Section 24011 of the Government Code, proposed by SB 282, to be operative only if SB 282 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 408 (AB 1356) Berg Department of Forestry and Fire Protection: cooperative agreements: fire suppression.

(1) Existing law prohibits personnel or equipment from being assigned to any location or pursuant to a cooperative agreement if the assignment would not meet policy and standards established by the State Board of Forestry and Fire Protection, that are designed to meet specified objectives, including, among other things, that the striking force and efficiency of the Department of Forestry and Fire Protection in its primary mission of wild land fire protection will not be reduced or impaired.

This bill would revise that objective to specify that the striking force and efficiency of the department in its primary mission of wild land fire protection, as well as response to major fires or other natural disasters will not be reduced or impaired.

(2) Existing law requires the normal assignment of fire resources of the Department of Forestry and Fire Protection to southern California during periods of critical fire weather conditions or during major wild land fires to not be impaired and to receive priority over agreements with counties.

This bill would extend that requirement to the normal assignment of fire resources throughout California rather than just to southern California.

(3) Existing law authorizes the Director of Forestry and Fire Protection, with the approval of the Department of General Services, to enter into a cooperative agreement with a county or special district for the purpose of preventing and suppressing forest fires or other fires within any county or special district that so requests under those terms and conditions that the director deems wise.

This bill would also authorize the director to enter into those cooperative agreements with a person, firm, association, corporation, or other political subdivision of the state for the purpose of preventing and suppressing fires.

(4) Existing law prohibits the director from entering into or renewing a cooperative agreement pursuant to those provisions in specified circumstances.

This bill would revise the circumstances under which the director is prohibited from entering into or renewing a cooperative agreement, as provided.

(5) Existing law requires that a cooperative agreement provide, for a specified cost apportionment and for the efficient utilization of necessary fire prevention and suppression-related equipment, personnel, and buildings that are located in or immediately adjacent to the state responsibility area during that period of the year commonly designated as the "nonfire season."

This bill would revise those provisions and would require the cooperative agreement to include a provision relating to the staffing level on all fire prevention and suppression vehicles.

Ch. 409 (AB 1390) Jones Housing.

(1) Existing law requires a redevelopment agency to use at least 20% of its tax increment revenues for the purposes of increasing, improving, and preserving the community's supply of low- and moderate-income housing available at affordable cost to persons and families of low or moderate income and lower, very low, and extremely low income households that are occupied by these persons and families unless the agency makes certain findings.

Existing law makes a redevelopment agency liable for all court costs and plaintiff's attorney's fees, and requires the agency to allocate not less than 25% of its tax increment revenues to its Low and Moderate Income Housing Fund every year if a court determines that an agency knowingly misrepresented any material facts regarding the community's share of its regional housing need for low- and moderate-income housing or the community's production record in meeting its share of the regional housing need.

This bill would require an action to compel compliance with these provisions to be commenced within 10 years of the alleged violation and would provide that the cause of action for a violation accrues on the last day of the fiscal year in which the funds were required

to be deposited in the Low and Moderate Income Housing Fund or, in the case of a violation regarding the improper use of the funds, on the date of the actual expenditure of the fund. The bill would require an agency found to have deposited less into the Low and Moderate Income Housing Fund than mandated by law or to have spent moneys from the Low and Moderate Income Housing Fund for purposes other than increasing, improving, and preserving the community's supply of low- and moderate-income housing, as mandated by law, to repay the fund with interest in one lump sum with certain exceptions.

(2) Existing law requires dwelling units housing persons and families of low and moderate income that are destroyed or removed from the low- and moderate-income housing market as part of a redevelopment project to be rehabilitated, developed, or constructed. Existing law makes the required number of those new or rehabilitated dwelling units contingent on whether those units are developed by the agency or by public or private entities or persons other than the agency.

Existing law defines "substantially rehabilitated dwelling units" for purposes of this requirement as including all units substantially rehabilitated with agency assistance and before January 1, 2002, includes substantially rehabilitated multifamily rented dwelling units with one or 2 units that are substantially rehabilitated with agency assistance. Existing law also defines "substantial rehabilitation" as meaning rehabilitation that value of which constitutes 25% of the after rehabilitation value of the dwelling, inclusive of the land value. Existing law repeals these definitions on January 1, 2006.

This bill would delete the repeal of the definition of "substantially rehabilitated dwelling units" and "substantial rehabilitation."

#### Ch. 410 (AB 1435) Evans Court facilities.

(1) Existing law specifies the duties and salary and benefit requirements for official phonographic reporters and official reporters pro tempore of the Mendocino County Superior Court.

This bill would delete those provisions relating to salary and benefit requirements.

(2) Under existing law, if responsibility for court facilities is transferred from a county to the Judicial Council, the county is relieved from the responsibility of providing those facilities. Existing law also specifies that this provision does not relieve a county of its obligation to make certain county facilities payments.

This bill would revise an erroneous cross-reference contained in those provisions.

(3) Existing law establishes a State Court Facilities Construction Fund, and specifies that the authority for certain penalties and filing fees expires proportionally as of the date of the transfer of responsibility for facilities from the county to the Judicial Council, except as specified.

This bill would instead provide that the authority for those penalties and filing fees expires proportionally on the June 30th following the date of transfer of responsibility.

(4) Under existing law, the Judicial Council is responsible for disposing of surplus court facilities following the transfer of those facilities from the counties to the Judicial Council. The Judicial Council is required to consult with the transferring county concerning the disposition of a surplus facility.

This bill would require the Judicial Council, when requested by the transferring county, to offer a surplus facility to that county at fair market value prior to offering the facility to any other state agency or other local government agency.

(5) Existing law authorizes the board of supervisors of any county to establish in the county treasury a Courthouse Construction Fund into which penalties collected by the counties on fines for criminal offenses are deposited for the purpose of assisting the county in the acquisition, rehabilitation, construction, and financing of courtrooms or of a courtroom building or buildings containing facilities necessary or incidental to the operation of the justice system. Existing law requires counties to make reports to the Administrative Office of the Courts and to the Department of Finance accounting for the receipt and

expenditure of these funds, as specified, and provides that funds used for purposes other than ones specifically permitted must be repaid.

This bill would authorize moneys in the Courthouse Construction Fund to also be used for the purpose of assisting the county in the acquisition, rehabilitation, construction, and financing of court facilities. This bill would specify that certain of the changes it makes are declarative of existing law and would require that these provisions be used to make determinations regarding whether the funds described above were used for authorized purposes. The bill would require the Judicial Council to submit a report on county receipts and expenditures in connection with these funds to the Legislature on or before January 1 of each year.

Ch. 411 (AB 1460) Umberg Subdivisions: release of performance security.

(1) The Subdivision Map Act and local ordinances authorize or require, under specified circumstances, the furnishing of specified types of security with respect to the performance of various acts or agreements subject to the act. The act also requires that security given for faithful performance of any act or agreement be released upon the performance of the act or final completion and acceptance of the required work.

This bill would, until January 1, 2011, establish procedures for the release of performance security, as specified, that would provide that a public entity, upon written notice from the subdivider, would have 45 days to review and comment or approve the completion of the required work. If the public entity does not agree that all work has been completed, the public entity would be required to supply a list of all remaining work to be completed by the subdivider.

The bill would require the subdivider, within 45 days of receipt of the list, to provide cost estimates to the public entity for all remaining work and the public entity would have 45 days to review, comment and approve, modify, or disapprove those cost estimates. Upon approval of the list and the cost estimate, the public entity would be required to release all performance security except for 200% of the cost estimate of the remaining work. The bill would also establish procedures for a partial release of performance security.

The bill would provide that the subdivider is entitled to a written statement of completion upon completion and acceptance of all remaining items by the public entity within 45 days. Within 45 days of the issuance of the written statement of completion, the release of the remaining performance security shall be placed on the agenda of the next meeting of the legislative body of the public entity for approval, or within 60 days, if the public entity delegates the authority to release the performance security to a public official or other employee. By increasing the duties of local public officials, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 412 (AB 1661) Jerome Horton Financial guaranty insurance.

Existing law generally regulates financial guaranty insurance. Existing law defines financial guaranty insurance to mean specified kinds of bonds, insurance policies, or indemnity contracts, and any similar guaranty, under which loss is payable upon proof of financial loss as a result of certain events, including the failure of an obligor under a debt instrument or other monetary obligation to pay specified sums when due as a result of a financial default or insolvency.

This bill would provide, in addition, that financial guaranty insurance may guaranty any other failure of a payment source to make payment if the payment source is investment grade.

The bill would generally revise and recast the provisions of law regulating financial guaranty insurance, including provisions regulating the investments of financial guaranty insurers, the reserves required to be maintained by these insurers, the obligations they may guaranty, the losses to which they are exposed, mandatory policy provisions, and reinsurance.

Ch. 413 (AB 1663) Jones Capitol Area Plan: construction of facilities.

Existing law authorizes the Director of General Services to purchase, exchange, or otherwise acquire real property and construct facilities, including any improvements, betterments, and related facilities, within the jurisdiction of the Capitol Area Plan in the City of Sacramento, with the total authorized scope consisting of approximately 1,400,000 gross square feet of office space on specified parcels of state-owned land, subject to specified criteria.

This bill would additionally authorize the project to include residential development and additional commercial space, subject to specified conditions.

Ch. 414 (AB 1734) Koretz Private employment: meal periods.

Existing law requires employers to provide meal periods to employees during work periods of specified duration.

This bill would exempt from the meal period requirement certain employees in the motion picture and broadcasting industries who are covered by a valid collective bargaining agreement that contains specified terms.

Ch. 415 (AB 1760) Committee on Insurance Insurance.

(1) Existing law requires the Insurance Commissioner to ensure that the Bureau of Fraudulent Claims aggressively pursues all reported incidents of probable workers' compensation fraud and forwards to the appropriate disciplinary body the names of individuals, licensed as specified, who are suspected of engaging in fraudulent activity.

This bill would include persons who are licensed under the Chiropractic Initiative Act in these provisions.

Existing law requires an insurer or other specified person, upon written request of an authorized governmental agency, to release to the agency certain information in connection with motor vehicle theft, motor vehicle insurance fraud, or workers' compensation insurance fraud. Existing law defines "authorized governmental agency" for these purposes.

This bill would include any licensing agency governed by the Chiropractic Initiative Act in the definition of authorized governmental agency.

(2) Existing law requires the Insurance Commissioner to, by June 1 of each year, design the format and content of a consumer rate guide for long-term care insurance. Existing law requires the consumer rate guide to include a history of the rates for all policies issued in the United States on or after January 1, 1990.

This bill would instead require the consumer rate guide to include a history of the rates for all policies issued in California for the current year and the 4 preceding years. The bill would require the Department of Insurance to publish, on its Internet Web site, a premium history of each insurer that writes long-term care policies for all the types of long-term care insurance and coverages issued by the insurer in each state.

(3) Existing law provides for the regulation, by the commissioner, of insurers desiring to reinsure the injury, disablement, or death portions of policies of workers' compensation insurance under the class of disability insurance. Existing law requires these insurers to deposit cash instruments or certain interest-bearing securities or stocks with specified financial institutions. Existing law requires these deposits to be made or adjusted by April 1 of each year.

This bill would instead require the deposits to be adjusted by March 31 of each year. The bill would require the approval of the commissioner to withdraw any amount of these

deposits. The bill would revise the fees that are required to be paid to the commissioner for certain filings. The bill would require these insurers and reinsurers to file a report with the commissioner each year that valuates and details the deposits.

(4) Existing law requires the commissioner to conduct a study of the market for property and liability insurance for corporations that provide subsidized low- and moderate-income rental housing, as specified.

This bill would provide that information disclosed by insurers pursuant to that study shall be confidential and shall not be made public by the department, except as specified.

Ch. 416 (SB 565) Migden Property tax reappraisal exclusion: domestic partners.

The California Constitution generally limits ad valorem taxes on real property to 1% of the full cash value of that property. For purposes of this limitation, "full cash value" is defined as the assessor's valuation of real property as shown on the 1975-76 tax bill under "full cash value" or, thereafter, the appraised value of that real property when purchased, newly constructed, or a change in ownership has occurred. Existing law excludes from the definition of "change in ownership" specified transfers of real property between family members and transfers made for the purpose of perfecting title to property.

This bill would, commencing with the lien date for the 2006-07 fiscal year, exclude from the definition of "change in ownership" any transfer of property between registered domestic partners.

Section 2229 of the Revenue and Taxation Code requires the Legislature to reimburse local agencies annually for certain property tax revenues lost as a result of any exemption or classification of property for purposes of ad valorem property taxation.

This bill would provide that, notwithstanding Section 2229 of the Revenue and Taxation Code, no appropriation is made and the state shall not reimburse local agencies for property tax revenues lost by them pursuant to the bill.

This bill would take effect immediately as a tax levy.

Ch. 417 (SB 644) Ortiz Dispensing prescription drugs and devices.

(1) Existing law makes certain actions by a health care professional unprofessional conduct subject to disciplinary action by the licensing board regulating the health care professional. Under existing law, the California State Board of Pharmacy is authorized to issue a citation for the violation of the Pharmacy Law or regulations adopted pursuant to it, and the board's executive officer is authorized to issue a letter of admonishment for the violation of those provisions.

This bill would prohibit a health care licentiate from obstructing a patient in obtaining a prescription drug or device and would require the licentiate to dispense drugs and devices pursuant to a lawful prescription or order except in specified circumstances, including on ethical, moral, or religious grounds asserted by the licentiate. The bill would authorize the licentiate to decline to dispense the prescription or order on that basis only if the licentiate notified his or her employer of the objection and it can be reasonably accommodated. The bill would require the licentiate's employer in those circumstances to establish protocols to ensure a patient's timely access to the prescribed drug or device. The bill would authorize the California State Board of Pharmacy to issue a citation for a violation of these provisions and would authorize its executive officer to issue a letter of admonishment for their violation.

(2) The bill would incorporate additional changes to Section 4315 of the Business and Professions Code made by this bill and SB 1111 to take effect if both bills are enacted and this bill is enacted last.

Ch. 418 (SB 973) Kuehl Public employees' retirement: domestic partners.

(1) For purposes of retirement benefits, the Teachers' Retirement Law provides that the term "spouse" includes a person who is the registered domestic partner of a member.



This bill would revise and recast those provisions to provide that a person who is the registered domestic partner of a member shall be treated in the same manner as a "spouse," and would make other conforming changes in that regard.

(2) Under the Teachers' Retirement Law, any member retiring from service may elect to receive his or her retirement allowance pursuant to specified options. A member may make a preretirement election by filing a form with the system's office in Sacramento within 30 days of the date of signature.

This bill would revise and recast those provisions to require the form to include the signature of the member's spouse or domestic partner, as specified, and be received at the system's headquarters, as provided.

(3) The Public Employees' Retirement Law requires a court to address certain community property issues and rights under the system upon the legal separation or dissolution of marriage of a member.

This bill would provide that a spouse or registered domestic partner who fails to meet specified criteria is prohibited from receiving a distribution until the member separates from employment.

The Public Employees' Retirement Law defines the term surviving spouse for the purpose of providing postretirement death benefits. These benefits are funded by the Public Employees' Retirement Fund, a continuously appropriated fund. Existing law extends the rights and duties of marriage to persons registered as domestic partners on and after January 1, 2005.

This bill would provide, for purposes of the provision of certain postretirement death benefits, that a surviving domestic partner shall be treated in the same manner as a surviving spouse if the domestic partner is in a registered domestic partnership that meets specified criteria or if the retired member and his or her domestic partner, who are currently in a registered domestic partnership, sign an affidavit that makes specified statements. Because moneys in the Public Employees' Retirement Fund would be used for a new purpose, this bill would make an appropriation.

(4) The Public Employees' Medical and Hospital Care Act authorizes the Board of Administration of the Public Employees' Retirement System to contract with carriers for health benefit plans and major medical plans for employees and annuitants, as defined, and approve other plans. The act defines domestic partnership for these purposes and provides that a domestic partner is a family member for specified purposes. The act permits certain persons who are eligible to enroll their domestic partners as family members in health plans, subject to collective bargaining, as specified. The act allows an employer to require an employee or annuitant to be responsible for certain increased costs or costs associated with covering the domestic partner, as specified. The act permits a contracting agency to offer health benefits to domestic partners of employees and annuitants at its option. The benefits provided under the act are funded by the Public Employees' Health Care Fund, a continuously appropriated fund.

This bill would revise and recast the provisions described above in connection with the extension of the rights and duties of marriage to domestic partnerships that occurred on and after 2005. Because moneys in the Public Employees' Health Care Fund would be used for a new purpose, this bill would make an appropriation.

(5) Under the County Employees Retirement Law of 1937, any member retiring from service may elect to receive his or her retirement allowance pursuant to specified options.

This bill would entitle a retired member and his or her domestic partner to the same entitlements as described above, if specified criteria are satisfied, including providing an affidavit signed by the member and domestic partner under penalty of perjury relative to the member's service retirement effective date or disability retirement date.

By expanding the scope of an existing crime, perjury, this bill would impose a state-mandated local program.

(6) Existing law specifies the capacity of a conservatee and the powers of a conservator and, among other things, provides that a conservatee retains the capacity to marry.

This bill would expand those provisions to provide that a conservatee retains the capacity to enter into a domestic partnership, as specified.

(7) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 419 (AB 228) Koretz Transplantation services: human immunodeficiency virus.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care and makes a violation of the act a crime. Existing law also provides for the licensure and regulation of health insurers by the Department of Insurance.

This bill would prohibit a health care service plan and a health insurer from denying coverage for the costs of organ or tissue transplantation services on the basis that the enrollee, subscriber, insured, or policyholder is infected with the human immunodeficiency virus.

Because the violation of this requirement by a health care service plan would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 420 (AB 1400) Laird Civil Rights Act.

The Unruh Civil Rights Act generally prohibits business establishments from discriminating on the basis of sex, race, color, religion, ancestry, national origin, disability, or medical condition. The Unruh Civil Rights Act provides civil remedies for violations of its provisions.

This bill would further prohibit that discrimination on the basis of marital status or sexual orientation, and would define related terms. The bill would also integrate those definitions into other related provisions, and would make specified findings and declarations in that regard.

Ch. 421 (AB 1586) Koretz Insurers: health care service plans: discrimination.

Existing law provides for licensing and regulation of health care service plans by the Department of Managed Health Care. Existing law provides for licensing and regulation of insurers by the Department of Insurance.

Existing law prohibits certain discriminatory acts by health care service plans and insurers. With respect to health care service plans, certain discrimination based on the sex of an enrollee is prohibited. With respect to life and disability insurers, an insurer may not refuse to accept an insurance application, or issue or cancel insurance under conditions less favorable to the insured than in other comparable cases, except for reasons applicable alike to persons of every race, color, religion, national origin, ancestry, or sexual orientation. The Insurance Commissioner has authority to assess specified administrative penalties for a violation of these provisions.

This bill would add "sex" to the insurance provision governing life and disability insurers. The bill, for purposes of both of these provisions, would provide that "sex" shall have the same meaning as "gender," as defined. The bill would state the intent of the Legislature in that regard.

Ch. 422 (AB 12) DeVore Nonprobate transfers: property conveyances upon death.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law authorizes certain types of property to be transferred by a property holder to another person without that property being subject to probate proceedings upon the death of the property holder. Existing law permits, among other types of nonprobate transfers, transfers on death of an insurance policy, bond, pension plan, specified trust and other financial accounts, and property held in joint tenancy. Existing law also requires the California Law Revision Commission to study topics approved by the Legislature.

This bill would require the California Law Revision Commission to study the effect of California's nonprobate transfer provisions and to study statutes in other states that establish beneficiary deeds as a means of conveying real property through nonprobate transfers. The objective of the study would be to determine whether legislation establishing beneficiary deeds should be enacted in California. The bill would require the commission to report its findings to the Legislature on or before January 1, 2007. The bill would also require the commission, if it recommends that the Legislature adopt a statutory scheme establishing beneficiary deeds, to also recommend the content of the proposed statute.

Ch. 423 (AB 300) Walters Residential care facilities for the elderly adult residential facilities, and group home facilities: licensing.

Existing law, the California Community Care Facilities Act, requires the Director of Social Services, in consultation with prescribed agencies and officials, to develop and establish a certification program to ensure that administrators of group home facilities and adult residential facilities have appropriate training and to establish a training program to ensure that licensees, operators, and staffs have appropriate training.

The bill would require that vendors approved by the department who exclusively provide either initial or continuing education courses for certification of administrators of a group home facility, an adult residential facility, or a residential care facility for the elderly, be regulated solely by the department pursuant to the California Community Care Facilities Act.

Existing law requires the license of any facility licensed as a residential facility for the elderly under the California Community Care Facilities Act on January 1, 1986, to automatically be transferred for the unexpired term of the license to licensure as a residential care facility for the elderly under the California Residential Care Facilities for the Elderly Act.

This bill would require that vendors approved by the department who exclusively provide either initial or continuing education courses for certification of administrators of a residential care facility for the elderly, an adult residential care facility, or a group home facility, be regulated solely by the department pursuant to the California Care Facilities for the Elderly Act, and would make a clarifying change to existing law.

Ch. 424 (AB 381) Montanez Legal obligations: liability.

Existing law establishes liability for various types of physical and constructive invasions of privacy, including, among other things, when a defendant knowingly enters onto the land of another without permission or otherwise committed a trespass with the intent to capture any physical type of visual image, sound recording, or other physical impression of the plaintiff engaging in a personal or familial activity, and the invasion is offensive to a reasonable person, as specified. Existing law provides that a person who commits physical or constructive invasion of privacy is liable for up to 3 times the amount of general and special damages proximately caused by that violation and may also be liable for punitive damages and, if proven to be committed for a commercial purpose, subject to disgorgement to the plaintiff of any proceeds or consideration obtained as a result of that violation.

This bill would provide that an assault committed with the intent to capture any type of visual image, sound recording, or physical impression of the plaintiff subjects a person to provisions of law authorizing liability for up to 3 times the amount of general and special damages proximately caused by that violation, punitive damages, and disgorgement to the

plaintiff of any proceeds or other consideration as a result of the violation. The bill would also provide that a person who directs, solicits, actually induces, or actually causes another person to commit an assault of this nature is liable for other specified damages.

Ch. 425 (AB 502) Cogdill Finance lenders: criminal history record checks.

Existing law, the California Finance Lenders Law, provides for the licensure and regulation of finance lenders by the Commissioner of Corporations. Under that law, a licensure applicant is required to provide information specified by the commissioner and to pay a fee for the investigation of the application.

This bill would also require a licensure applicant who is not currently licensed under the California Finance Lenders Law to submit a full set of fingerprints and related information to the commissioner for a criminal history record check. The bill would require the applicant to pay an additional amount to cover the costs of a criminal history record check by the Department of Justice.

Ch. 426 (AB 746) Blakeslee Public utilities: payment of billings.

Existing law authorizes the Public Utilities Commission to supervise and regulate every public utility in the state, including electrical, gas, or water corporations. Existing law authorizes the commission to establish rules for all public utilities, subject to control by the Legislature. Existing law authorizes the commission to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable.

Existing law prohibits any retailer in a sales, service, or lease transaction with a consumer, from imposing a surcharge on a cardholder who elects to use a credit card in lieu of payment by cash, check, or similar means.

This bill would require the commission to authorize an electrical, gas, or water corporation to offer credit card and debit card bill payment options. The bill would authorize an electrical, gas, or water corporation to recover reasonable transaction costs incurred by the electrical, gas, or water corporation from those customers that choose to pay by those payment options. The bill would require the commission to determine the reasonableness of transaction costs charged to customers that choose to pay by a credit card or debit card bill payment option. The bill would require the commission to determine how any associated costs or potential savings as a result of customers choosing to pay by a credit card or debit card bill payment option shall be passed on to electrical, gas, or water corporation customers.

The bill would exclude from the existing prohibition upon a retailer imposing a surcharge on a cardholder who elects to use a credit card in lieu of payment by cash, check, or similar means, a charge by an electrical, gas, or water corporation that is approved by the commission pursuant to the provisions that would be added by this bill.

Ch. 427 (AB 929) Oropeza Radiologic technology: radiation exposure.

Under existing law, the State Department of Health Services administers provisions that establish standards for, and regulates sources of, ionizing radiation. Violation of these standards and regulations is a crime.

This bill would require the Radiologic Health Branch of the department to adopt regulations that require personnel and facilities using radiation-producing equipment for medical and dental purposes to maintain and implement medical and dental quality assurance standards for the protection of the public health and safety. The bill would require the adoption of regulations and the submission of the regulations to the health committees of the Assembly and Senate on or before January 1, 2008. By changing the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 428 (AB 1027) Jerome Horton Criminal investigation.

Existing law establishes a procedure for the Director of Industrial Relations to obtain information from insurance rating organizations in connection with identifying employers who fail to secure adequate specified insurance in violation of law.

This bill would establish a similar procedure for the Registrar of Contractors of the Contractors State License Board to obtain that information in connection with licensed contractors who fail to secure adequate specified insurance in violation of law.

The bill would also require the Franchise Tax Board to notify the Registrar of Contractors of the Contractors State License Board, the Director of Employment Development, the Economic and Employment Enforcement Coalition, and the Joint Enforcement Strike Force on the Underground Economy upon the filing of criminal charges against or arraignment of any individual for a specified violation if the individual engages in the business or acts in the capacity of a contractor within this state pursuant to a license issued by the Contractors State License Board or unlawfully engages in the business or acts in the capacity of a contractor within this state without having a license therefor.

Ch. 429 (AB 1104) Levine Video provider billing practices.

The existing Video Customer Service Act requires all video providers, as defined, to render bills that are accurate and understandable and to provide a minimum of 30 days' written notice before increasing rates or deleting channels.

This bill would require that a video provider cease charging a customer for services within 7 business days of receiving a request to terminate service. The bill would provide that if the customer requests that service be terminated and provides 7 or more business days notice before the date for termination of service, the video provider would be required to cease charging the customer for additional services as of midnight of the last day of service.

Ch. 430 (AB 1278) Emmerson Vital records.

Existing law requires the Director of Health Services, as the State Registrar of Vital Statistics, to administer the registration of births, deaths, fetal deaths, and marriages. Existing law requires the certificate of live birth to contain information necessary to establish the fact of live birth as well as medical and social information.

This bill would revise the medical and social information to be included on a certificate of live birth relating to prenatal activities and procedures and principal sources of payment for prenatal care and delivery.

Existing law requires the State Registrar to appoint a Vital Statistics Advisory Committee to, among other duties, review and make recommendations to the State Registrar as to proposals for addition or deletion of items on the certificate of live birth and advise the State Registrar on the content and format of the certificate.

This bill would require the advisory committee to conduct a review of the contents of the certificate of live birth to coincide with decennial revisions by the National Center for Health Statistics to the United States Standard Certificate of Live Birth, and to make recommendations to the State Registrar regarding the adoption of modifications to the state certificate of live birth that are similar to those made to the federal certificate.

Existing law requires the State Registrar to publish within 90 days of receipt of recommendations by the advisory committee a list of recommendations adopted and a list of the recommendations not adopted, with reasons for the action.

This bill would require the State Registrar, notwithstanding the above requirement, to review the advisory committee's recommendations and, at the State Registrar's discretion, to submit to the Legislature, for approval, additions or deletions to the certificate of live birth.

Existing law requires the State Registrar to instruct all local registrars that have automated birth registration to electronically capture the mother's marital status in an electronic file and would prohibit this information from being transcribed onto the actual hardcopy of the certificate of live birth.

This bill would require the State Registrar to instruct the local registrars to collect additional information relating to, among other things, the mother's mailing address, height, weight, and smoking habits. The imposition of this new requirement on local registrars would impose a state-mandated local program.

Existing law requires the certificate of fetal death to contain a 1st section containing those items necessary to establish the fact of fetal death, and a 2nd section containing those items relating to medical and health data.

This bill would require that the information contained in the 2nd section be kept confidential and be labeled accordingly.

Existing law provides that the medical and social information contained in a certificate of live birth shall be confidential and limits access to this confidential information to certain persons and entities.

This bill would provide that the 2nd section of the certificate of fetal death relating to medical and health data and the electronic file of certain birth information shall similarly be confidential, and would authorize access by the county coroner and certain other persons and entities to that confidential information as well as to the medical and social information contained in a certificate of live birth.

Existing law, commencing January 1, 2006, prohibits local registrars and county recorders from issuing informational certified copies of birth and death certificates from any source other than the statewide database prepared by the State Registrar.

This bill would change the operative date of this prohibition from January 1, 2006, to July 1, 2007.

Existing law requires all certified copies of birth and death records issued by the State Registrar, local registrar, or county recorder to be printed on chemically sensitized security paper. Existing law also requires these entities to issue an informational certified copy of these documents under certain circumstances. Existing law, commencing January 1, 2006, requires that the security paper used for informational certified copies of birth and death records also contain a statement in perforated type that states "INFORMATIONAL, NOT A VALID DOCUMENT TO ESTABLISH IDENTITY."

This bill would change the operative date for this requirement from January 1, 2006, to July 1, 2007.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 431 (AB 1507) Pavley Cardiac health: automatic external defibrillators: health studios.

Existing law establishes the State Department of Health Services and sets forth its powers and duties, including, but not limited to, conducting a program for the control of cardiovascular disease.

Existing law, the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act (EMS act), establishes the State Emergency Medical Services Authority to oversee the local implementation of the emergency medical services system. The EMS act permits each county to establish an EMS program and designate a local EMS service agency (EMS agency). Existing law authorizes the authority to establish minimum standards for the training and use of automatic external defibrillators and requires persons or entities that acquire the defibrillators to comply with maintenance, testing, and training requirements which are scheduled to change commencing January 1, 2008. Existing law, until January 1, 2008, provides immunity from civil damages for those persons or entities.

This bill, commencing July 1, 2007, and until July 1, 2012, would require every health studio, as defined, to acquire an automatic external defibrillator, would provide immunity for providing the devices, and would, notwithstanding existing law, establish standards for providing the devices, including, but not limited to, maintenance and staff training regarding proper use.

The bill would require each health studio that elects to continue the installation on or after July 1, 2012, to maintain and train personnel in the use of an automatic external defibrillator, and would provide for related immunity.

Ch. 432 (AB 1566) Calderon Identity theft.

Existing law provides that every person who, with the intent to defraud, acquires, transfers, or retains possession of the personal identifying information of another person is punishable by imprisonment in a county jail for a period not to exceed one year, or a fine not to exceed \$1,000, or by both that imprisonment and fine.

This bill would provide that a violation of these provisions with respect to the personal identifying information of a person who is either a member of the armed forces, or is a member of the armed forces reserve or the National Guard, who has been called to active duty or active service and is deployed to a location outside of the state, as specified, is punishable by imprisonment in a county jail for one year, a fine not to exceed \$1,500, or by both that imprisonment and fine.

Because this bill would create a new crime, it would impose a state-mandated local program.

This bill would incorporate additional changes in Section 530.5 of the Penal Code proposed by AB 424 that would become operative only if AB 424 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 433 (AB 1640) Saldana Insurance claims information.

Existing law generally regulates how insurers maintain information related to adverse underwriting decisions.

This bill, as of July 1, 2006, would require any insurer who issues a policy of insurance covering residential property, if it reports claims history or loss experience to an insurance-support organization, to provide the insured, within a certain period, with a specified disclosure regarding contacting the claims information database, and to include the disclosure in the California Residential Property Insurance Bill of Rights.

Ch. 434 (AB 1676) Richman Advance Directives and Terminal Illness Decisions Program.

Existing law authorizes an adult to give an individual health care instruction and to appoint a person to make health care decisions for that individual in the event of his or her incapacity pursuant to an advance health care directive.

Existing law requires the Secretary of State to establish a registry system through which a person who has executed a written advance health care directive may register in a central information center, information regarding the advance directive, making that information available upon request to any health care provider.

This bill would enact the Advance Directives and Terminal Illness Decisions Program, which would require the Secretary of State to work with the State Department of Health Services and the office of the Attorney General to develop information about end of life care, advance health care directives, and registering the advance health care directives at the registry. It would also require that links to this information and the registry be available on

the Internet Web sites of the Secretary of State, the State Department of Health Services, the office of the Attorney General, the Department of Managed Health Care, the Department of Insurance, the Board of Registered Nursing, and the Medical Board of California.

Ch. 435 (SB 20) Escutia Auto insurance: low-cost policies: evidence of financial responsibility.

Existing law establishes, until January 1, 2007, a low-cost automobile insurance pilot program in the County of Los Angeles and the City and County of San Francisco. Existing law provides for the issuance of automobile liability policies pursuant to this program under specified terms and conditions, and provides that a policy so issued satisfies specified requirements regarding financial responsibility.

This bill would extend until January 1, 2011 the expiration date for these provisions and would, as of April 1, 2006, extend the low-cost automobile program to the Counties of Alameda, Fresno, Orange, Riverside, San Bernardino, and San Diego and would make expansion to all other counties in California subject to a determination of need made by the Insurance Commissioner following a public meeting, as specified. It would require the commissioner to establish the annual rate offered initially under the program for these counties, and to adopt regulations to extend the program to other counties.

The bill would make certain other changes to the provisions governing the program, including raising the cap on the vehicle value that can be insured under this program from \$12,000 to \$20,000 and specifying only 2 policies per person may be purchased under this program.

Existing law requires the Department of Motor Vehicles to require each applicant for renewal of a motor vehicle registration to submit either a form approved by the department, but issued by the insurer, containing specified information, or any one of specified documents as evidence of coverage under an alternative form of financial responsibility that may be provided by the applicant in compliance with existing financial responsibility laws. Under existing law, on and after January 1, 2007, this requirement is made inapplicable to a vehicle owner with a residence address in the County of Los Angeles or in the City and County of San Francisco. Existing law also makes inapplicable on or after that date, with respect to persons in those 2 jurisdictions, a related evidence of financial responsibility requirement involving providing that information to a peace officer.

This bill would change the date, making the requirements regarding evidence of financial responsibility inapplicable on or after January 1, 2011, in the County of Los Angeles and in the City and County of San Francisco.

Ch. 436 (SB 150) Escutia Insurance: adverse underwriting decisions.

Existing law requires that, in the event of an adverse underwriting decision, as defined, the insurance institution or agent responsible for the decision comply with certain requirements, including a requirement to either provide the consumer with the specific reasons for the adverse underwriting decision in writing or advise the person that upon written request he or she may receive the specific reasons in writing.

This bill would provide that, as of July 1, 2006, with respect to a declination, cancellation, or nonrenewal of an individual homeowners', auto, life, health, or disability insurance policy, the insurance institution or agent responsible for the decision shall provide the specific reason or reasons in writing at the time of the decision, except as specified.

Ch. 437 (SB 355) Murray Internet regulation.

Existing law, the Consumer Protection Against Computer Spyware Act, provides specified protections for the computers of consumers in this state against certain types of computer software.

This bill would enact the Anti-Phishing Act of 2005. The bill would make it unlawful for any person, through the Internet or other electronic means, to solicit, request, or take any



action to induce another person to provide identifying information by representing itself to be a business without the approval or authority of the business. The bill would provide certain civil remedies and civil penalties for a violation in that regard.

Ch. 438 (SB 390) Bowen Probate assignments: cash advances.

Existing law provides for the regulation of the distribution of an estate.

This bill would regulate the assignment of a beneficiary's entire or partial interest in a decedent's estate in consideration for a cash advance or any other consideration, as specified. The bill would require the agreement to be filed with the court, would require specified disclosures with regard to costs and fees, and would prohibit an assignment agreement from containing certain provisions. The bill would further authorize the court to modify or refuse to order that assignment under specified circumstances, and would allow for specified damages upon a willful violation of the above-described provisions.

Ch. 439 (SB 581) Figueroa Health studio contracts: maximum fees: cancellation rights.

(1) Existing law prohibits a contract for health studio services from requiring payments or financing by the buyer to exceed the term of the contract, nor may the term of the contract exceed three years. Existing law provides a statement of legislative findings with regard to health studio contracts and business practices.

This bill would provide that the limits on the financing and terms of health studio contracts do not apply to the obligation to pay valid, outstanding moneys due under the contract. The bill would revise the statement of legislative findings described above.

(2) Existing law provides that a consumer may cancel a contract for health studio services within 3 business days after the contract is executed or if the agreed upon services are not provided within 6 months after the date of the contract.

This bill would authorize a consumer to cancel a contract for health studio services (a) within 5 business days after the contract is executed, or within 20, 30, or 45 days thereafter if the amount of the contract exceeds certain dollar amounts; (b) if the health studio fails to provide the specific facilities advertised or offered within 6 months, except as specified, or, if no time is indicated, the consumer may cancel the contract within six months; or (c) if the health studio eliminates or reduces the scope of the facilities, as specified. The bill would prescribe the method for calculating the consumer's refund following cancellation of the contract. The bill would provide that a health studio entering a contract for services for \$1,000 or less is not required to comply with certain of these provisions.

The bill would also require a seller of health studio services to hold in trust all money received from a consumer if the health studio facility has not yet opened for business, except in certain circumstances, and would prohibit the seller from drawing on, transferring or encumbering those funds, except as specified.

(3) Existing law prohibits any contract for health studio services from requiring a payment from the client in excess of \$1,000, exclusive of interest or finance charges.

This bill would increase that limit to \$3,000, including initiation or initial membership fees, until January 1, 2010, at which time that limit would be further increased to \$4,400, including those fees.

Ch. 440 (SB 608) Escutia Public Utilities Commission: Division of Ratepayer Advocates: office of the public advisor.

(1) Under existing law, the Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures, subject to statutory limitations or directions and constitutional requirements of due process. Existing law establishes a division, known as the Office of Ratepayer Advocates, within the commission to represent the interests of public utility customers and subscribers within the jurisdiction of the commission. Under existing law, a director of the division is appointed by, and serves at the

pleasure of, the Governor, subject to confirmation by the Senate. Existing law requires the commission to provide personnel and resources to the division sufficient to ensure that customer and subscriber interests are fairly represented in all significant commission proceedings.

This bill would rename the Office of Ratepayer Advocates as the Division of Ratepayer Advocates and would provide that the purpose of the division is to represent and advocate on behalf of the interests of public utility customers and subscribers within the jurisdiction of the commission. The bill would require the commission to provide personnel and resources to the division, including attorneys and other legal support, sufficient to ensure that customer and subscriber interests are effectively represented in all significant proceedings. The bill would authorize the director of the division to appoint a lead attorney to represent the division.

(2) Existing law requires the commission to establish an office of the public advisor to assist members of the public and ratepayers who desire to testify before or present information to the commission in any hearing or proceeding of the commission open to the public. Existing law requires a separate office of the public advisor in the Los Angeles office of the commission, staffed by a minimum of 3 employees.

This bill would delete the requirement that the office of the public advisor in the Los Angeles office of the commission have a minimum of 3 employees. The bill would state that the purpose of the office of the public advisor is to assist members of the public and ratepayers who desire to testify before or present information to the commission in any hearing or proceeding of the commission. The bill would require the public advisor to publicize the commission's programs for encouraging and supporting participation in the commission's proceedings.

(3) Under existing law, a violation of the Public Utilities Act or an order or direction of the commission is a crime.

Because the bill would expand the entities from which the Division of Ratepayer Advocates can request information, including unregulated affiliates of public utilities and exempt wholesale generators, this bill would impose a state-mandated local program by expanding the definition of a crime.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 441 (SB 634) Speier Health insurance: claims practices.

Existing law provides for regulation of health insurers by the Insurance Commissioner. Existing law, known as the Health Care Providers Bill of Rights, imposes certain requirements and prohibitions on the relationship between providers of health care services and health insurers relative to alternative rates of payment made by insurers on behalf of covered insureds. Existing law also requires health insurance and self-insured employee welfare benefit plan disclosure forms to be provided to insureds and enrollees, and requires those disclosure forms to contain specified information.

This bill would impose additional requirements on health insurers that enter into contracts with health care providers relative to the processing and payment of claims including requiring the disclosure of specified information in electronic format to providers annually and, additionally, upon a contracted provider's request. The bill would also require a contracting agent to disclose such specified information in electronic format to providers annually and upon a contracted provider's written request. The bill would require the health insurance policy or self-insured employee welfare benefit plan disclosure forms to insureds and enrollees to contain the nature and extent of the financial liability that is or may be incurred by the insured, enrollee, or his or her family, where care is furnished by a provider

that does not have a contract with the insurer or plan to provide services at an alternative rate of payment.

Ch. 442 (SB 650) Ortiz Prostate cancer: Improving Access, Counseling, and Treatment for Californians with Prostate Cancer (IMPACT) Program.

Existing law requires the State Department of Health Services to develop, expand, and ensure a program to provide, through contracts, quality prostate cancer treatment services to low-income uninsured and underinsured men. Pursuant to this requirement, the department has established the Improving Access, Counseling, and Treatment for Californians with Prostate Cancer (IMPACT) Program.

This bill would, instead, require the department to develop and implement a program to provide quality prostate cancer treatment for low-income and uninsured men. It would also impose various requirements upon the program, including prescribed contract requirements.

This bill would require, contingent upon the timely receipt of program data from contractors, the department to report to specified legislative committees, by July 1, 2006, its evaluation of the IMPACT Program. The bill would appropriate \$2,404,000 from the General Fund to the department for purposes of prostate cancer treatment services under the program.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 443 (SB 666) Aanestad Congregate living health facilities.

Existing law provides for the licensure and regulation of health facilities, including congregare living health facilities, by the State Department of Health Services. A congregare living health facility is a residential home that provides inpatient care, which includes specific basic services, and that is limited, with certain exceptions, to a capacity of no more than 6 beds.

This bill would increase the capacity of a congregare living health facility to no more than 12 beds, with certain exceptions.

This bill would incorporate additional changes in Section 1250 of the Health and Safety Code, proposed by AB 1346, to be operative only if AB 1346 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 444 (SB 798) Simitian Prescription drugs: collection and distribution program.

The Pharmacy Law provides for the licensure and regulation of pharmacists by the California State Board of Pharmacy and authorizes a pharmacist to dispense a medication on prescription in a container that meets the requirements of state and federal law and is correctly labeled.

This bill would authorize a county to establish, by ordinance, a repository and distribution program for purposes of distributing surplus unused medications, as defined, to persons in need of financial assistance to ensure access to necessary pharmaceutical therapies. The bill would limit the program to pharmacies owned by or contracting with the county. It would require a county that elects to establish a repository and distribution program to establish procedures for, at a minimum, (1) establishing eligibility for medically indigent patients who may participate in the program, (2) ensuring that eligible patients are not charged for any medications provided under the program, (3) developing a formulary of appropriate medications for the program, (4) ensuring proper safety and management of any medications collected by and maintained under the authority of a licensed pharmacy, and (5) ensuring the privacy of individuals for whom the medication was originally prescribed. The bill would authorize any drug manufacturer legally authorized under federal law to manufacture or sell pharmaceutical drugs, or a licensed health facility, pharmacy wholesaler, or pharmacy to donate medications pursuant to these provisions. Except in cases of noncompliance with the bill, bad faith, or gross negligence, the bill would prohibit certain people and entities from

being subject to criminal or civil liability for injury caused when donating, accepting, or dispensing prescription drugs in compliance with the bill's provisions.

Ch. 445 (SB 802) Simitian Debit cards.

Existing law prohibits a person or business that accepts credit cards for the transaction of business from printing more than the last 5 digits of the credit card account number or the expiration date upon any receipt provided to the cardholder, except as specified.

This bill would further prohibit that disclosure with regard to debit cards.

Ch. 446 (SB 1105) Speier Life insurance: travel.

Existing law generally regulates life insurance.

This bill would prohibit an insurer from taking specified actions relating to issuing, renewing, or rating a life insurance policy based solely upon the applicant's or insured's past or future lawful travel destinations. The bill would allow an insurer to exclude or limit coverage, or refuse to issue a policy, based upon lawful travel, or charge a different rate, when that action is based upon sound actuarial principles or is related to actual and reasonably expected experience.

Ch. 447 (SB 2) Speier Homeowners' insurance: valuation: continuing education.

Existing law requires an applicant for a fire and casualty broker-agent license to complete courses in a prelicensing curriculum, and to pass an examination. Existing law requires fire and casualty broker-agents to meet specified continuing education requirements.

This bill would require the curriculum committee of the Department of Insurance, in 2006, to make recommendations to the Insurance Commissioner to instruct fire and casualty broker-agents and personal lines broker-agents, and applicants for fire and casualty and personal lines broker-agent licenses, in proper methods of estimating the replacement value of structures, and of recommending appropriate levels of coverage under a homeowners' insurance policy.

Existing law provides that, under a specified type of homeowners' insurance policy, when a state of emergency has been declared, no time limit of less than 24 months from the date that the first payment toward the actual cash value is made shall be placed upon an insured in order to collect the full replacement cost of the loss, subject to the policy limit.

This bill would provide, in addition, as of January 1, 2007, that if a state of emergency has been declared, coverage for additional living expenses shall be for a period of 24 months, but shall be subject to other policy provisions, provided that any extension of time beyond the period provided in the policy shall not act to increase the additional living expense policy limit in force at the time of the loss.

The bill would require an insurer, in the event of a loss under a homeowners' insurance policy for which the insured has made a claim for additional living expenses, to provide the insured with a list of items that the insurer believes may be covered under the policy as additional living expenses.

Existing law establishes, until January 1, 2008, a mediation program for disputes arising out of certain auto insurance, earthquake insurance, and homeowners' insurance claims.

This bill would make this program permanent, and would make specified changes to the homeowners' and earthquake claims to which it applies. The bill would make certain other changes to the provisions governing the mediation program.

The bill would incorporate changes made by SB 518 that would become operative if both bills are enacted and this bill is enacted after SB 518.

Ch. 448 (SB 518) Kehoe Homeowners' insurance: insurance adjusters.

Existing law generally regulates insurance, including homeowners' and other insurance relating to real and personal property.

This bill would require an insurer, after a covered loss, to provide, free of charge, a complete copy of the insured's current insurance policy or certificate within 30 calendar days

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

of receipt of a request from the insured. It would provide that an insured who does not experience a covered loss shall, upon request, be entitled to one free copy of his or her current insurance policy or certificate annually.

Existing law prohibits an insurer, with respect to certain homeowners' insurance policies, from placing upon an insured a time limit of less than 12 months from the date that the first payment toward the actual cash value is made in order for the insured to collect the full replacement cost of the loss, subject to the policy limit.

This bill would provide that, as of January 1, 2007, in the event of a covered loss relating to a state of emergency, as defined, coverage for additional living expenses shall be for a period of 24 months, but shall be subject to other policy provisions, provided that any extension of time beyond the period provided in the policy shall not act to increase the additional living expense policy limit in force at the time of the loss.

Existing law requires an insurer under a homeowners' insurance policy to provide certain disclosures to an insured. Existing law allows the commissioner, with respect to one of these disclosures, to modify that disclosure only upon the request of an insurer.

This bill would apply this limitation on modification to other disclosures, as specified.

Existing law requires an applicant for a license to act as a public insurance adjuster to meet specified requirements, including passing a licensing examination and posting a surety bond or cash in the sum of \$5,000. Existing law provides that the examination requirement is waived for specified applicants.

This bill would raise the required amount of the bond or cash to \$20,000. It would delete the provision providing for waiver of the examination requirement for certain applicants.

Existing law sets forth the grounds for denying, suspending, or revoking a license to act as an insurance adjuster or public insurance adjuster.

This bill would make specified changes to the grounds for denying, suspending, or revoking those licenses.

Existing law requires that a contract between a public insurance adjuster and a client include specified provisions and information.

This bill would require that certain additional information relating to the insured, the insurer, and the adjuster be included in such a contract, and would prohibit a contract of this type from containing specified provisions. It would require that a public insurance adjuster provide the client with a written disclosure prior to the signing of the contract, as specified. The bill would make certain changes to the duties owed by the adjuster to the client.

Existing law prohibits a public adjuster from initiating any contract with a policyholder between 6 p.m. and 8 a.m.

This bill would instead prohibit a public adjuster from initiating any contact with a policyholder between those hours.

Existing law provides that, if a client cancels a contract with a public insurance adjuster, the adjuster is not entitled to receive compensation for services performed prior to the cancellation.

This bill would allow a public insurance adjuster to receive reimbursement for out-of-pocket emergency expenses paid for the client prior to cancellation if the adjuster provides the client with a specified statement.

The bill would impose additional regulatory requirements on public insurance adjusters relating to disclosures and receiving money on behalf of an insured.

Existing law allows an expired public adjuster's license or branch office certificate to be renewed within 5 years of its expiration if certain requirements are met.

This bill would instead provide that an expired license or certificate may be renewed within one year of its expiration if those conditions are met.

The bill would incorporate changes made by SB 2 that would become operative if both bills are enacted and this bill is enacted after SB 2.

Ch. 449 (AB 354) Cogdill Telemedicine.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law, the Medical Practice Act, regulates the practice of telemedicine, defined as the practice of health care delivery, diagnosis, consultation, treatment, transfer of medical data, and education using interactive audio, video, or data communications.

This bill would, commencing July 1, 2006, and until January 1, 2009, authorize under the Medi-Cal program, to the extent that federal financial participation is available, "teleophthalmology and teledermatology by store and forward," as defined. The bill would require the State Department of Health Services to, on or before January 1, 2008, report to the Legislature specified information regarding store and forward telemedicine provided under this provision as a Medi-Cal benefit.

Ch. 450 (SB 61) Battin Common interest developments: elections.

Existing law creates and regulates common interest developments and requires them to have a recorded declaration containing specified information and permits them to levy assessments. Existing law establishes, in certain situations, voting requirements for amendments of the declaration and the levy of assessments. Existing law establishes the Common Interest Development Open Meeting Act. Existing law requires that a common interest development be managed by an association. Existing law regulates a broad range of activities associated with statewide, local, and special elections.

This bill would require that an association adopt rules, pursuant to specified procedures, to provide equal access to various association media as part of election campaigns, as specified, and to establish qualifications for candidates and voting, as specified, among other things. The bill would also make a conforming change. The bill would require that elections within a common interest development regarding assessments, selection of members of the association board of directors, amendments to the governing documents, or the grant of exclusive use of common area property be held by secret ballot, as specified. The bill would require that a common interest development select an independent 3rd party, as specified, as an inspector of election, who would be granted specified powers, for these elections. The bill would require that ballots and two preaddressed envelopes with instructions on how to return ballots be mailed to each member at least 30 days prior to the deadline for voting, be handled in a specified manner, and that votes be counted and tabulated by the inspector in public at a noticed meeting. The bill would establish additional procedures for storage and review of election results. The bill would prohibit association funds from being spent for campaign purposes, as specified, in connection with an association board election or in connection with any other association election, except as specified. The bill would permit a member of an association to bring a civil action, as specified, for violations of these provisions, and other provisions regarding open meetings, by his or her association, and would impose a civil penalty of up to \$500 per violation.

The provisions of this bill would be operative July 1, 2006, and would become operative only if AB 1098 is enacted and becomes effective, as specified.

Ch. 451 (SB 115) Florez California Disabled Veteran Business Enterprise Program.

Under existing law, state agencies and all other state entities contracting for materials, supplies, equipment, alteration, repair, or improvement are required to have at least 3% participation goals for disabled veteran business enterprises. Existing law requires the Department of Veterans Affairs and the awarding departments to appoint a Disabled Veteran Business Enterprise Program Advocate to assist in meeting the participation goals.

This bill would specify that the Department of General Services is the administering agency of the California Disabled Veteran Business Enterprise Program, except in the case of contracts for professional bond services, would specify the duties of the Department of General Services in meeting that requirement, and would set standards for meeting the program's participation goals.

Existing law requires the Department of General Services' small business advocate to provide, at a minimum, specified services to small businesses.

This bill, instead, would require the department's small business advocate to provide these services to certified small businesses and certified disabled veteran business enterprises.

Ch. 452 (SB 137) Ducheny Common interest developments: assessments.

The Davis-Stirling Common Interest Development Act defines and regulates common interest developments and authorizes the association that manages the development to levy assessments to fulfill its obligations. The act provides that a regular or special assessment of the association, late charges, reasonable costs of collection, attorney's fees, and interest, as specified, are a debt of the owner of the separate interest at the time the assessment or other sums are levied, and are a lien on the owner's separate interest when the association records a notice of delinquent assessment and follows a specified process. The act permits the association to enforce the lien in any manner permitted by law including a sale by a trustee, also known as nonjudicial foreclosure.

The act authorizes an owner of a separate interest in a common interest development to pay assessments that are in dispute in full under protest. Existing law, the right of redemption, permits a judgment debtor, as defined, to redeem his or her real property, as specified, after judicial foreclosure only if the decree of foreclosure finds that a deficiency judgment may be ordered against the debtor.

This bill would revise and recast the procedures for collecting delinquent assessments for certain debts that arise on and after January 1, 2006. The bill would provide that when an association of a common interest development seeks to collect delinquent assessments of less than \$1,800, not including accelerated assessments and specified late charges and fees, the association must either file a civil action in small claims court or record a lien upon which it would be prohibited from foreclosing until the amount equals or exceeds \$1,800 or the assessments are more than 12 months delinquent. The bill would delete provisions authorizing the owner of a separate interest to pay assessments that are in dispute in full under protest and requiring the board of directors of an association to respond to an owner's written dispute of a debt within 15 days.

The bill would permit an association of a common interest development seeking to collect delinquent regular or special assessments of \$1,800 or more, not including accelerated assessments and specified late charges and fees, or any assessments that are more than 12 months delinquent, to use foreclosure subject to specified conditions. Among these conditions, the bill would require the board of directors of an association to make the decision to foreclose upon a lien at an executive meeting of the board, by a majority vote, as specified, at least 30 days prior to any public sale, and to record the results of the vote, as specified, and would require the board to provide notice of the decision to foreclose, as specified.

The bill would require, if the owner so requests, that the association permit the owner of the separate interest to elect dispute resolution or alternative dispute resolution procedures, under specified circumstances. The association would be prohibited from recording a lien or initiating a foreclosure action without participating in those procedures if so requested by the owner. If it is determined through dispute resolution or alternative dispute resolution that an association has filed a lien for a delinquent assessment in error, the association would be required to reverse specified charges and take other corrective actions.

The bill would require the association to file an itemized statement of the charges owed by the owner together with the notice of delinquent assessment. The bill would further provide that, notwithstanding any law to the contrary, a foreclosure by an association to collect upon a debt for a delinquent assessment, as specified, is subject to a right of redemption. The bill would provide a redemption period of 90 days. The bill would exempt from its provisions developers and separate interest owners in timeshare projects, as specified.

The bill would require the association to send any and all correspondence and specified legal notices to both a primary and secondary address, as specified, if the owner provides written notice of the secondary address to the association. The bill also would authorize an association created to manage a common interest development to appear and participate in

small claims court hearings through an agent, a management company representative, or bookkeeper who appears on behalf of the association.

This bill would, to the extent existing funds are available, require the Department of Consumer Affairs and the Department of Real Estate to develop an on-line education course for the board of directors of an association regarding the role, duties, laws, and responsibilities of board members and prospective board members and the nonjudicial foreclosure process.

The bill would make other related, conforming changes.

Ch. 453 (SB 210) Bowen Telecommunications: telephone corporations: surcharge.

The existing federal Telecommunications Act of 1996, establishes a program of cooperative federalism for the regulation of telecommunications to attain the goal of local competition, while implementing specific, predictable, and sufficient federal and state mechanisms to preserve and advance universal service, consistent with certain universal service principles. Existing federal law requires that a manufacturer of telecommunications equipment or customer premises equipment ensure that the equipment is designed, developed, and fabricated to be accessible to and usable by individuals with disabilities, as defined, if readily achievable. Existing federal law further requires that a provider of telecommunications services, as defined, ensure that the service is accessible to and usable by individuals with disabilities, if readily achievable.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including telephone corporations. Existing law requires the commission to design and implement programs under which telephone corporations provide access to the telecommunications system for subscribers who are deaf, hearing impaired, or disabled, including programs to provide specialized or supplemental telephone communications equipment. The commission is required, until January 1, 2006, to establish a rate recovery mechanism through a surcharge, not to exceed  $\frac{1}{2}\%$  on intrastate service, to allow providers of the equipment and services to recover their costs. Existing law authorizes the commission, until January 1, 2006, to adjust the surcharge upward or downward within the specified  $\frac{1}{2}\%$  cap, to ensure that the programs supported thereby are adequately funded and that the fund balances are not excessive.

This bill would extend, until January 1, 2010, the authority of the commission to establish a rate recovery mechanism through a surcharge and to adjust the surcharge upward or downward within the specified  $\frac{1}{2}\%$  cap, to ensure that the programs supported thereby are adequately funded and that the fund balances are not excessive.

Ch. 454 (SB 244) Romero Continuing care retirement communities.

Existing law provides for the regulation by the State Department of Social Services of activities relating to continuing care contracts that govern care provided to an elderly resident in a continuing care retirement community for the duration of the resident's life or a term in excess of one year. Existing law sets forth particular rights to which a resident of a continuing care retirement community is entitled, in addition to any otherwise applicable civil or legal rights, benefits, or privileges. These rights include, among others, the right to live in an attractive, safe, and well maintained physical environment, and the right to organize and participate freely in the operation of resident associations.

Existing law designates the contents of a continuing care contract, including the conditions under which a resident of a continuing care retirement community may be voluntarily or involuntarily transferred from his or her designated living unit.

This bill would revise and expand the rights of continuing care retirement community residents to include those rights afforded to residents of residential care facilities for the elderly, and to include the right to manage their own financial affairs and the right to be assured of the voluntary nature of any designated purchases or contributions solicited for the



benefit of the facility or sponsored by the provider. The bill would give residents the right to file complaints with the Continuing Care Contracts Branch of the department, and would require the facility to inform residents of, and to post information relating to, the exercise of that right.

This bill would also expand and revise the contents of continuing care contracts, relating to the criteria for resident transfers, to include notice provisions and the right of a resident to have a transfer process reviewed by the Continuing Care Contracts Branch, and to seek the assistance of the local long-term care ombudsperson. This bill would require the contract to include a statement of billing practices, procedures, and guidelines, and would require a minimum of 14 days between the billing date and the payment due date. The bill would also limit the circumstances under which a provider would be entitled to impose a late payment charge.

Under existing law, an entity that issues, delivers, or publishes, or as manager or officer or in any other administrative capacity, assists in the issuance, delivery, or publication of any printed matter, oral representation, or advertising material that does not comply with the requirements of the law relating to continuing care contracts is guilty of a misdemeanor.

By revising the required contents of continuing care contracts, this bill would change the definition of an existing crime, thus imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 455 (SB 310) Chesbro Veterans' homes: funding.

Existing law requires the administrator of a veterans' home to maintain a Morale, Welfare, and Recreation Fund to be used for the general welfare of the residents of veterans' homes.

This bill would require the fund established for the Yountville facility to maintain a reserve in the amount of \$2,000,000.

#### Ch. 456 (AB 179) Bermudez Residential care facilities for the elderly: elder abuse information.

Under existing law, the State Department of Social Services regulates the licensure and operation of residential care facilities for the elderly. Existing law requires information to be disseminated to facility residents and their responsible persons, including providing information regarding the facility's policies regarding family visits and other communications on the client information form or admissions agreement and on its patient's rights form. Existing law requires a copy of any applicable resident's rights specified by law or regulation to be attached to all admission agreements. Existing law also requires these facilities to post certain information including licensing reports, and the name, address, and telephone number of the Office of the State Long-Term Care Ombudsman and the nearest approved organization for long-term care ombudsperson activities. A violation of the provisions relating to residential care facilities for the elderly is a misdemeanor.

This bill would require the personal rights form made available by the department's Community Care Licensing Division to residential care facilities for the elderly to include a statement regarding procedures for reporting known or suspected elder and dependent adult abuse, including the toll-free telephone number of the State Long-Term Care Ombudsman's CRISISline and a blank space for the telephone number of the nearest approved organization for long-term care ombudsperson activities. The bill would require the residential care facility for the elderly to insert in the form's blank space the telephone number of the nearest approved organization for long-term care ombudsperson activities. It would require the statement of resident's rights attached to admissions agreements by a residential care facility for the elderly to include the information on the reporting of suspected or known elder and dependent adult abuse provided for in the bill. By imposing this

requirement on residential care facilities for the elderly, this bill would change the definition of an existing crime, thus imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 457 (AB 787) DeVore Crime: impersonating a veteran.

Under existing law, any person who represents himself or herself as a veteran or ex-servicemember of any war in which the United States was engaged in connection with the soliciting of aid or the sale or attempted sale of any property, is guilty of a misdemeanor.

This bill would also make it a misdemeanor for a person to falsely claim to be, or present himself or herself to be a veteran member of the Armed Forces of the United States, with the intent to defraud. The bill would not apply to face-to-face solicitations involving less than \$10.

Because this bill would create a new crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 458 (AB 1098) Jones Common interest developments.

The Davis-Stirling Common Interest Development Act creates and regulates common interest developments, requires them to have a recorded declaration containing specified information, and permits them to levy assessments. The act establishes, in certain situations, voting requirements for amendment of the declaration and the levy of assessments, and requires that a common interest development be managed by an association.

This bill would require an affirmative vote of the members owning at least 67% of the separate interests in the common interest development to grant exclusive use of any portion of a common area to any member, except as specified.

The act also requires the association of a common interest development to make the accounting books and records and the minutes of proceedings of the association available for inspection and copying by a member of the association, or the member's designated representative, as specified. The act authorizes a member to bring an action to enforce that right and also authorizes a court to assess a civil penalty of up to \$500 for each violation of that provision.

This bill would require the association, commencing July 1, 2006, to make association records, as defined, for the current fiscal year and the previous 2 fiscal years available for inspection and copying by a member of the association, or the member's designated representative subject to payment of certain costs by the member, as specified. The bill would require the association to make the records available within 10 business days of receipt of the request for current association records or 30 calendar days of receipt of the request for association records prepared during the previous 2 fiscal years. The bill would require that minutes of member and board meetings be made permanently available. The bill would provide that these provisions apply to any community service organization or similar entity that is related to the association. The bill would specifically authorize a member to bring an action to enforce his or her right to inspect and copy association records in small claims court if the amount demanded does not exceed the jurisdiction of that court. The bill would also authorize the court to assess a civil penalty of up to \$500 for the denial of each separate written request. The bill would make other related changes.

The bill would become operative only if SB 61 is enacted and becomes effective on or before January 1, 2006.

Ch. 459 (AB 1439) Committee on Veterans Affairs Veteran benefits.

The Veterans' Farm and Home Purchase Act of 1974 authorizes the Department of Veterans Affairs to assist veterans in acquiring homes and farms by generally providing that the department may purchase a farm or home which the department then sells to a purchaser, as defined. Existing law limits the amount that the department may expend for purchasing a home or constructing a dwelling house and other improvements to the then current maximum Fannie Mae loan limit that is annually set by Fannie Mae for a single-family home and limits the amount the department may expend for a farm to 150% of that amount.

This bill would raise these expenditure limits to 125% of the maximum Fannie Mae loan limit for a single-family home, as provided, and thereby increase the price that the department may pay for a farm to 150% of that amount.

Ch. 460 (AB 1725) La Malfa Veterans' homes.

Existing law authorizes the Department of General Services, on behalf of the Department of Veterans Affairs, to acquire, design, equip, construct, and establish additional veterans' homes to be located in Lancaster, Saticoy, West Los Angeles, Fresno County, and Shasta County.

Existing law permits the Department of General Services, when authorized by the Legislature to use the design-build procurement process for a specific project, to contract and procure state office facilities, other buildings, structures, and related facilities.

This bill would, with respect to Fresno and Shasta Counties, allow the use of the design-build construction procurement process, as specified. This bill would require the construction of the veterans' homes in Redding and Fresno to be treated as separate public works projects that are subject to separate bids.

Existing law requires the Department of Veterans Affairs to make a report to the Legislature and the Governor semiannually on the progress of the acquisition, design, equipping, construction, establishment, and expansion of specified veterans' homes.

This bill would require the report to include a synopsis on the efficacy of the design-build procurement process.

Ch. 461 (AB 33) Sharon Runner Contact with minor.

Existing law provides that it is a crime for an adult stranger to contact or communicate with a minor, 12 years of age or younger, who the adult knew or should have known was 12 years of age or younger, to lure him or her away, as specified, for any purpose. Existing law provides that this crime is punishable by a fine, by imprisonment in a county jail, or by both.

This bill would prohibit this conduct when engaged in with a person who is under 14 years of age. This bill would provide that this crime is punishable as an infraction or a misdemeanor, as specified.

Existing law provides that certain property, such as a computer, may be subject to forfeiture if used by a defendant to commit particular offenses, as specified. Existing law further provides the process by which property is forfeited and by which it may be recovered by the owner.

This bill would provide that if the defendant used his or her computer to communicate with the victim in the attempt to lure the victim then that computer is subject to forfeiture. Because this bill would change the definition of a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 462 (AB 100) Cohn Battered women's shelters: grant program.

Existing law requires the Maternal and Child Health Branch of the State Department of Health Services to administer a comprehensive shelter-based services grant program to battered women's shelters, and requires the department to consult with an advisory council that remains in existence until January 1, 2006, in the administration of the grant program.

This bill would extend the period during which the advisory council would remain in existence to January 1, 2010.

Ch. 463 (AB 113) Cohn Parole placement.

Under existing law, an inmate who is released on parole for certain sex offenses involving child victims or dependent persons is prohibited from residing within one-quarter mile of any public or private school, for the duration of his or her parole.

This bill would prohibit, in addition, an inmate who is released on parole for those sex offenses whom the Department of Corrections and Rehabilitation determines to pose a high risk to the public from residing within one-half mile of a public or private school.

The bill would incorporate changes made by AB 240 that would become operative if both bills are enacted and this bill is enacted after AB 240.

Ch. 464 (AB 114) Cohn Child abuse.

Under existing law, evidence of a person's character, such as opinion or specific instances of conduct, is generally not admissible to prove a defendant's conduct on a particular occasion, with specified exceptions. Existing law provides, however, that when a defendant is accused of domestic violence in a criminal action, evidence of the defendant's prior acts of domestic violence may be admitted to prove the defendant's conduct, except as to the findings and declarations of a regulatory agency or when the acts occurred more than 10 years ago or the court exercises its discretion to exclude the evidence of prior acts, as specified.

This bill would provide that when a defendant is accused of child abuse in a criminal action, evidence of the defendant's prior acts of child abuse may be admitted to prove the defendant's conduct, except as specified and subject to an evidentiary hearing. The bill would also define "child abuse" for purposes of that provision and would make other nonsubstantive changes.

Ch. 465 (AB 118) Cohn Protective orders: minor children.

Existing law authorizes the court to grant reasonable visitation rights to a parent unless it is shown that the visitation would be detrimental to the best interest of the child.

Existing law also authorizes any court with jurisdiction over a criminal matter to issue protective orders.

This bill would require that if a criminal protective order has been issued, as specified, a visitation order or a specified custody and visitation order shall make reference to, and acknowledge the precedence of enforcement of, any appropriate criminal protective order. The bill would require the Judicial Council to modify criminal and civil court forms consistent with this provision, on or before July 1, 2006.

This bill would incorporate additional changes in Section 136.2 of the Penal Code proposed by AB 112, AB 1288, and SB 720, to become operative only if any or all of those bills and this bill are chaptered and become effective January 1, 2006, and this bill is chaptered last.

Ch. 466 (AB 217) Vargas Sex offenders: nursing facilities.

Existing law regulates the licensure and operation of health facilities, including long-term health care facilities, as defined. A violation of these provisions is a crime.

Existing law separately requires a person who has committed one or more designated sex crimes to register with the law enforcement agency of the city, county, city and county, or campus in which the person resides.

Existing law requires every person released on probation or parole who is required to register as a sex offender to provide proof of registration to his or her probation officer or parole agent within 6 working days of release on probation or parole, and requires the registering law enforcement agency to provide the registrant with a photocopy of the registration for this purpose, or for purposes of any other provision of law.

Before a person who is required to register as a sex offender is released into a long-term health care facility, this bill would require the Department of Corrections and Rehabilitation, the State Department of Mental Health, or any other official in charge of the place of confinement to notify the long-term health care facility in writing that the person is being released to reside at the facility.

By increasing the duties of local law enforcement, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 467 (AB 429) Chu Temporary restraining orders and protective orders.

(1) Existing law requires a court to order the plaintiff or his or her attorney to deliver a copy of each temporary restraining order or injunction with respect to workplace violence to the law enforcement agencies within the court's discretion as are requested by the plaintiff.

This bill would further provide that, at the request of the plaintiff, such an order shall be served on the defendant, regardless of whether the defendant has been taken into custody, by any law enforcement officer who is present at the scene of reported unlawful violence or a credible threat of violence involving the parties to the proceedings. The bill would also provide that the plaintiff shall provide the officer with an endorsed copy of the order and proof of service that the officer shall complete and send to the issuing court.

The bill would provide that upon receiving information at the scene of an incident of unlawful violence or a credible threat of violence that a protective order has been issued under this provision, or that a person who has been taken into custody is the subject of an order, if the plaintiff or the protected person cannot produce an endorsed copy of the order, a law enforcement officer shall immediately attempt to verify the existence of the order.

The bill would provide that if the law enforcement officer determines that a protective order has been issued, but not served, the officer shall immediately notify the defendant of the terms of the order, obtain the defendant's address, and enforce the order, as specified. The bill would also provide that the law enforcement officer's verbal notice of the terms of the order shall constitute service of the order and sufficient legal notice, as specified. The bill would also require the plaintiff to mail an endorsed copy of the order to the defendant's mailing address provided to the law enforcement officer within one business day of the reported incident of unlawful violence or a credible threat of violence at which a verbal notice of the terms of the order was provided by a law enforcement officer.

By requiring new duties of law enforcement, the bill would impose a state-mandated local program.

(2) Existing law provides for temporary restraining orders or emergency protective orders with respect to domestic violence and elder abuse, as specified. Existing law requires a law enforcement officer, if a protective order has been issued, but not served, to immediately notify the respondent of the terms of the order and, with respect to an order relating to elder abuse, to enforce the order at that time.

This bill would additionally require the officer to notify the respondent of where a written copy of the order can be obtained and, with respect to an order relating to domestic violence, to enforce the order at that time.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 468 (AB 465) Cogdill Controlled substances: iodine.

(1) Existing law generally provides that any manufacturer, wholesaler, retailer, or other person or entity in this state that sells, transfers, or otherwise furnishes to any person or entity in this or any other state any of a list of substances shall submit a report to the Department of Justice of all of those transactions, and shall submit an application to, and obtain a permit for the conduct of that business from, the Department of Justice, as specified. Any person who does not submit a report as required, who submits a false report, or who sells, transfers, or furnishes a substance without a permit is guilty of a crime, punishable as specified.

Existing law does not include iodine or phosphorous acid in the list of substances for which a report must be provided, or a permit to conduct business required, but existing law does make it a misdemeanor for any person to sell or purchase more than 8 ounces of iodine in any 30-day period, other than tincture of iodine, any topical solution containing iodine that is equal to or less than \$100, or iodine sold to specified licensed entities that sell, transfer, or furnish the iodine to a licensed pharmacy, physician, dentist, podiatrist, or veterinarian.

This bill would delete the provision prohibiting the sale or purchase of 8 ounces of iodine in any 30-day period. This bill would instead add iodine, tincture of iodine, and phosphorous acid and its salts to the list of substances with respect to which transactions must be reported and for which a permit to conduct business must be obtained, except in specified circumstances. By increasing the scope of persons to whom existing crimes are applicable, this bill would impose a state-mandated local program upon local government.

(2) Existing law provides that the reporting requirement is not applicable to any manufacturer or wholesaler licensed by the California State Board of Pharmacy, or any retail distributor, such as a grocery store or drug store, that sells, transfers, or otherwise furnishes a substance to specified entities, provided the manufacturer or wholesaler submits records of any suspicious sales or transfers as determined by the Department of Justice.

This bill would provide that the reporting requirement is also not applicable to a state-licensed health care facility that administers or furnishes a substance to its patients, or to the sale, transfer, furnishing, or receipt of any betadine or povidone solution with an iodine content not exceeding 1% in containers of 8 ounces or less, or any tincture of iodine not exceeding 2% in containers of one ounce or less, that is sold over the counter.

(3) Existing law provides that the permit requirement is not applicable to specified entities, including retailers and other persons, that are licensed by the California State Board of Pharmacy and also registered with the federal Drug Enforcement Agency.

This bill would remove retailers and other persons from, and add wholesale distributors to, this exemption. It would provide that the permit requirement is also not applicable to any pharmacist or other authorized person who sells or furnishes a substance upon the prescription of a physician, dentist, podiatrist, or veterinarian; or to any state-licensed health care facility, physician, dentist, podiatrist, veterinarian, or veterinary food-animal drug retailer that administers or furnishes a substance to a patient. The bill would add an exemption from the permit requirement for the sale, transfer, furnishing, or receipt of any betadine or povidone solution with an iodine content not exceeding 1% in containers of 8 ounces or less, or any tincture of iodine not exceeding 2% in containers of one ounce or less, that is sold over the counter.

(4) Existing law provides for criminal penalties to be imposed on any person or entity that engages in specified transactions relating to specified substances where the value of the goods in any transaction exceeds \$100.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

This bill would eliminate the element of the above offenses relating to the value of the goods involved. By eliminating an element of an existing crime, this bill would increase the number of cases that may be prosecuted, thereby increasing the local costs of prosecution and incarceration, and thus would impose a state-mandated local program.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 469 (AB 522) Plescia Automated drug delivery system: Medi-Cal coverage: drugs or other therapies: registered sex offenders.

Existing law provides for skilled nursing and intermediate care facilities to use an automated drug delivery system to store and distribute drugs, and to track the movement of drugs into and out of the system. Existing law regulates the manner in which a pharmacist stocks and oversees the removal of drugs from an automated drug delivery system.

This bill would clarify existing law to define pharmacy services and to require a pharmacist reviewing an order for a drug to check for contraindications and adverse drug reactions. This bill would further clarify existing law to prevent licensed personnel from accessing a different drug or dose of a drug than that approved by a pharmacist.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care services, pursuant to a schedule of health care benefits. The Medi-Cal program is, in part, governed and funded by federal Medicaid provisions.

Existing law requires a person who has committed one or more designated sex crimes to register with the law enforcement agency of the city, county, city and county, or campus in which the person resides. Existing law provides that the Department of Justice shall make available information concerning specified registered sex offenders to the public via an Internet Web site.

This bill would provide that the State Department of Health Services shall not provide or pay for any prescription drug or therapy to treat erectile dysfunction for any Medi-Cal recipient required to register pursuant to these provisions, except to the extent it is required under federal law.

This bill would require the Department of Justice to identify the names of persons required to register under these provisions from a list of persons provided by the requesting agency, and provide those names and other information necessary to verify proper identification, to any state governmental entity responsible for authorizing or providing publicly funded prescription drugs or other therapies to treat erectile dysfunction of these persons.

This bill would authorize the Department of Justice to establish a fee for the above requests.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 470 (AB 857) Bass Vehicles: registration fees: crime prevention programs.

Existing law authorizes, until January 1, 2006, a county to impose a \$1 fee on certain vehicles, upon adoption of a resolution by the county board of supervisors, as specified, in addition to other specified vehicle registration fees. Existing law also imposes in addition to that fee, a \$2 service fee on all commercial vehicles, as specified, upon implementation of the permanent trailer identification plate program, as specified. Existing law continuously appropriates the money generated by these fees to the Controller for disbursement to each county that has adopted a resolution as described above, and limits the expenditure of the money so disbursed to certain purposes related to law enforcement. Existing law, additionally, requires the money, upon appropriation, to be expended to cover the Controller's administrative costs under these provisions.

This bill would extend that repeal date to January 1, 2012.

The bill would make an appropriation by extending to January 1, 2012, the specified provisions that authorize disbursements from continuously appropriated moneys.

The bill would also make an appropriation by requiring the money to be continuously appropriated for the Controller's administrative costs under these provisions.

Ch. 471 (AB 940) Chu Missing persons DNA database.

Existing law requires the Department of Justice to develop a DNA database for all cases involving the report of an unidentified deceased person or a high-risk missing person, as defined. Existing law requires that, until January 1, 2006, the database be funded by a \$2 increase on death certificates issued by a local government agency or by the State of California. Existing law specifies the manner in which these funds shall be used. Under existing law a bill that makes changes in state taxes for the purpose of increasing revenue requires approval by a 2/3 vote of each house of the Legislature.

This bill would delete the January 1, 2006, expiration date for these provisions, and would instead extend the collection of the \$2 increase on death certificates until January 1, 2010, thereby imposing a state tax for purposes of increasing revenue. By requiring the collection of the fee on death certificates issued by local officials, the bill would impose a state-mandated local program.

Existing law allows the Department of Justice to distribute funds to various counties for the purposes of pathology and exhumation as the department deems necessary.

This bill would instead allow the department to distribute funds to those counties for those purposes in a manner consistent with the provisions of law establishing and regulating the DNA database.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 472 (AB 978) Sharon Runner Restraining orders: stalking.

Existing law authorizes courts to issue protective orders and emergency protective orders under various circumstances, including cases of domestic violence, stalking, abuse against elder or dependent adults, victim or witness intimidation, and workplace violence. Existing law also authorizes a court to issue an ex parte order prohibiting disclosure of the address or other identifying information of a party, child, parent, guardian, or other caretaker of a child. The willful disobedience of the terms, as written, of a court order or the intentional and knowing violation of a protective order or stay away order issued as specified, is a misdemeanor.

This bill would require a court to order that any party who is enjoined pursuant to the orders described above be prohibited from taking any action to obtain the address or location of a protected party or his or her family members, caretakers, or guardian, unless there is good cause not to make that order. The bill would also require the Judicial Council to promulgate forms necessary to effectuate those provisions.

Because the willful disobedience of the terms as written of a court order, or the intentional and knowing violation of a protective order or a stay away order issued as specified, is a misdemeanor, the bill would create a new crime, thereby imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.



Ch. 473 (SB 255) Torlakson Vessel registration: fees.

Existing law imposes fees for initial registration and renewal of registration of vessels that includes a fee of \$10 for a 2-year registration.

This bill would increase that fee to \$20.

The bill would require the funds derived from increasing the fee to be allocated, upon appropriation, to the Department of Boating and Waterways for expenditure in support of programs under the department's jurisdiction.

Ch. 474 (AB 1150) La Suer Civil warrants.

(1) Existing law provides that a witness disobeying a subpoena forfeits to the party aggrieved the sum of \$500, and all damages that he or she may sustain by the failure of the witness to attend, which forfeiture and damages may be recovered in a civil action. Existing law also authorizes the court or issuing officer to issue an arrest warrant to bring the witness before the court or officer.

This bill would revise that forfeiture provision to apply to any person failing to appear pursuant to a subpoena or court order. The bill would also establish procedures, as specified, as an alternative to issuing a warrant for contempt, pursuant to which a court may issue an arrest warrant for a witness who failed to appear pursuant to a subpoena or a person who failed to appear pursuant to a court order. The bill would authorize the sheriff to release the person arrested upon his or her promise to appear, would set forth the conditions under which the person arrested may not be released, and would specify the civil assessment for failure to appear upon a promise to appear.

(2) Existing law specifies that every warrant to arrest or commit a witness who fails to appear must be directed to the sheriff of the county where the witness may be, and must be executed by him or her in the same manner as process issued by the superior court.

This bill would delete that provision.

(3) Existing law establishes fees for, among other things, subpoenaing a witness or serving or executing a bench warrant, as specified.

This bill would establish various fees to be collected regarding a warrant for failure to comply with a subpoena or court order, including fees to receive and process the warrant, to cancel the warrant, for an inability to find the person after due diligence, and for the arrest or arrest and release of the person. Specified in forma pauperis fee waiver provisions would apply to that collection.

By imposing new duties on local law enforcement, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 475 (AB 1325) Vargas Motor vehicle speed contest.

(1) Under existing law, it is a misdemeanor to engage in a motor vehicle speed contest, as described, punishable by, among other things, imprisonment in a county jail for not less than 24 hours nor more than 90 days.

This bill would make it a misdemeanor punishable by imprisonment in a county jail for not less than 30 days nor more than 6 months, or a specified fine, or by both that fine and imprisonment, if a person is convicted of engaging in a motor vehicle speed contest and that violation proximately causes bodily injury to a person other than the driver. Because this would create a new crime, the bill provision would impose a state-mandated local program.

(2) Under existing law, a person convicted of a violation of the offense described in (1) that occurred within 5 years of the date of a prior offense that resulted in a conviction is punishable by imprisonment in a county jail for not less than 4 days nor more than 6 months and by a specified fine.

This bill would make it a misdemeanor punishable by imprisonment in a county jail for not less than 30 days nor more than 6 months and the imposition of a fine if a person is convicted of engaging in the above-described offense within the 5-year period and the most recent offense proximately causes bodily injury to a person other than the driver.

The bill would make it a misdemeanor or felony and would require the imposition of a specified fine if a person is convicted of engaging in the above-described offense within the described 5-year period and the most recent violation proximately causes serious bodily injury, as defined, to a person other than the driver.

The bill would make conforming changes in related provisions of existing law.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 476 (AB 1495) Canciamilla Public records: infrastructure security.

The California Public Records Act provides that, except for exempt records, every state or local agency, upon request, shall make records available to any person upon payment of fees to cover costs. Among those records that are exempt from disclosure under the act is a document prepared by a state or local agency that assesses its vulnerability to terrorist attack or other criminal acts intended to disrupt the public agency's operation and that is for distribution or consideration in a closed session.

This bill would, instead, exempt from disclosure critical infrastructure information, as defined, that is voluntarily submitted to the California Office of Homeland Security for use by that office, including the identity of the person or entity submitting the information. The bill would also state findings and declarations of the Legislature for limiting the public's right of access to specified documents and records relating to economic infrastructure.

This bill would make other technical changes.

This bill would incorporate additional changes in Section 6254 of the Government Code, proposed by SB 922, to become operative only if SB 922 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 477 (SB 33) Battin Child sexual abuse.

Existing law provides that it is a felony for persons within the degrees of consanguinity within which marriages are declared by law to be incestuous and void to commit fornication or adultery with one another.

This bill would provide that it is a felony for persons within specified degrees of consanguinity who are 14 years of age or older to commit fornication or adultery with one another.

Existing law provides that any person convicted of committing any lewd or lascivious act upon a child under 14 years of age shall not have his or her sentence suspended until the court obtains a report as to the mental condition of that person from a reputable psychiatrist or psychologist, or from a recognized treatment program.

This bill would delete the option of receiving a report from a recognized treatment program.

Existing law provides that, in lieu of prosecuting a person suspected of committing an act of abuse or neglect involving a minor victim, the prosecuting attorney may refer that person for counseling and psychological treatment.

This bill would specify that these provisions only apply to a person suspected of committing physical abuse or neglect.

Existing law also provides that, in lieu of trial, the prosecuting attorney may make a motion to defer entry of judgment with respect to any crime charged in which a minor is a victim of an act of molestation or sexual abuse, upon written agreement between the prosecuting

attorney and the suspect, if he or she is a family member of the victim, the person has no prior violent or sexual felony convictions, and no adverse diversion or counseling history, as specified, provided that rehabilitation is feasible, there is no threat of harm to the minor, the charged offense is not a lewd or lascivious act or any other sexual offense committed by means of force, violence, duress, menace, or fear of immediate and unlawful bodily injury, the defendant pleads guilty and completes an approved treatment program, 5 years after which, the court shall dismiss the charges against the defendant.

This bill would repeal these provisions.

Existing law provides that a person who is convicted of committing lewd and lascivious acts upon a child or engaging in continuous sexual abuse of a child, if the violation involved more than one victim, substantial sexual conduct with a victim who was under 14 years of age, or the use of obscene matter depicting sexual conduct, as specified, shall be ineligible for probation, a suspended sentence, nor shall any of the charges against him or her be dismissed, as specified, unless the court makes several findings including that the defendant is the victim's parent or relative, grant of probation is in the best interest of the child, rehabilitation of the defendant is feasible, and there is no threat of physical harm to the child.

This bill would instead provide that probation shall not be granted to, nor shall the execution or imposition of sentence be suspended for any person convicted of committing these offenses if the existence of any fact required to prove the allegation is alleged in the accusatory pleading and either admitted by the defendant or found to be true by the trier of fact. Further, for the existence of any fact relating to lewd and lascivious acts against multiple victims, in order for these provisions to apply, the allegation must specifically reference these provisions. The bill would specify the conditions under which a person convicted of lewd and lascivious acts upon a child or continuous sexual abuse of a child may be granted probation.

This bill would make other conforming changes.

Because this bill would increase local incarceration costs and change the punishment for a crime, it would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 478 (SB 104) Ortiz Public health orders: enforcement.

Existing law authorizes the Director of Health Services and local health officers to issue orders to enforce various health and safety requirements.

This bill would authorize local peace officers to enforce the orders of the State Department of Health Services and of local health officers issued for the purpose of preventing the spread of any contagious, infectious, or communicable disease and would authorize the state director and the local health officer to consider whether a request for enforcement assistance would necessitate advising regarding measures to be taken to prevent infection of enforcement officers when requesting assistance in enforcement of their orders.

Existing law establishes procedures and requirements to govern the allocation to, and expenditure by, local health jurisdictions of federal funding received for the prevention of, and response to, bioterrorist attacks and other public health emergencies. Existing law provides that these procedures apply only when local health jurisdictions are designated by a federal or state agency to manage the funds for public health preparedness and response to bioterrorist attacks and other public health emergencies, pursuant to a federally approved plan.

Existing law also provides that federal funding received by the State Department of Health Services for bioterrorism preparedness and emergency response is subject to appropriation in the annual Budget Act commencing with the 2003-04 fiscal year.

This bill would deem moneys made available in the 2004-05 Budget Act for bioterrorism preparedness available for expenditure and encumbrance until August 30, 2006.

Ch. 479 (SB 111) Alquist Statute of limitations: sex crimes.

Existing law requires that prosecution for certain felony sex offenses commence within 10 years after commission of the offense.

This bill would instead state that prosecution for certain felony sex offenses that are alleged to have been committed when the victim was under the age of 18 years may be commenced any time prior to the victim's 28th birthday.

Existing law specifies that a criminal complaint may be filed within one year of the date of a report to a responsible adult or agency, as defined, by a child who is the victim of certain sex crimes, or within one year of the date of a report to a California law enforcement agency by a person under 21 years of age who is the victim of certain sex crimes.

This bill would repeal those provisions.

Ch. 480 (SB 138) Maldonado Criminal procedure: closed-circuit testimony.

Under existing law, in any criminal proceeding the court may order that the testimony of a child 13 years of age or younger be taken by contemporaneous examination and cross-examination in another place and out of the presence of the judge, jury, defendant or defendants, and attorneys, and communicated to the courtroom by means of 2-way or one-way closed-circuit television if the court makes certain findings. Those findings include that the minor's testimony will involve a recitation of the facts of either an alleged sexual offense committed on the minor or a violent felony of which the minor is a victim, and that the minor witness would be unavailable to testify due to the impact of specified threats, defense conduct, or circumstances of the crime but for the closed-circuit procedure. Existing law specifies the persons that may be physically present for the closed-circuit testimony.

This bill would expand these provisions to apply to cases involving specified child abuse and endangerment charges. It would also permit a court, when a defendant has been charged with a child abuse or sex offense specified in these provisions, to order that the testimony of a child victim 13 years of age or younger be taken by means of a closed-circuit television as specified in this law if the court determines that (1) testimony by the minor in the presence of the defendant would result in the child suffering serious emotional distress so that the child would be unavailable as a witness, or (2) the child would be unavailable as a witness for specified reasons. The bill would add any technicians necessary to operate the equipment to the persons who may be physically present for the closed-circuit testimony.

Ch. 481 (SB 159) Runner Inmates: health care services.

Existing law authorizes the Department of Corrections and Rehabilitation to contract with providers of emergency health care services. Existing law specifies that hospitals and ambulance or other nonemergency response services that do not contract with the department shall provide those services at the Medicare rate.

This bill would apply these provisions to county sheriffs, chiefs of police, and directors or administrators of local departments of correction, except that it would specify that hospitals that do not contract with those local law enforcement agencies shall provide their services at a rate equal to 110% of the hospital's actual costs, as specified.

This bill would prohibit a county sheriff or police chief from releasing inmates from custody for the purpose of seeking medical care, with the intent to rearrest, unless the hospital determines the action would enable it to collect from a third-party source. By imposing new duties on local law enforcement, the bill would impose a state-mandated local program. Further, this bill would direct specified stakeholders to convene a working group to assist in resolving issues affecting cost and emergency health care for inmates.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

The provisions of the bill would be repealed as of January 1, 2009.

#### Ch. 482 (SB 444) Ackerman Crime.

Existing law, as amended by initiative, provides that any person who participates in any criminal street gang with knowledge that its members engage in a pattern of criminal gang activity and who promotes felonious criminal conduct shall be punished, as specified. Existing law defines a pattern of criminal gang activity as the commission, attempt to commit, conspiracy to commit, solicitation for, or conviction of two or more listed offenses, as specified. Existing law authorizes the Legislature to amend these provisions with a 2/3 vote of each house.

This bill would add various crimes relating to identity theft, and the manufacture and sale of false identification and access cards to those offenses which if committed by members of the criminal street gang establish a pattern of criminal gang activity for purposes of these provisions, however, such a pattern would not be established by commission of one or more of these offenses alone, in addition, an offense already listed in existing law would also have to have been committed.

Because this bill would change the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 483 (SB 594) Torlakson Custody and visitation: sex offenders.

Existing law prohibits a court from granting custody of, or unsupervised visitation with, a child to a registered sex offender if the victim was a minor, unless the court finds that there is no significant risk to the child and states its reasons in writing or on the record.

This bill would expand that provision to prohibit a court from granting custody of, or unsupervised visitation with, a child to a person if that person resides with a registered sex offender whose victim was a child. The bill would also provide that an existing custody or visitation order shall be modified or terminated consistent with that provision, as specified. The bill would also include related findings and declarations of the Legislature.

The bill would incorporate additional changes in Section 3030 of the Family Code proposed by AB 220, to be operative only if AB 220 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 484 (SB 619) Speier Electronic monitoring of offenders.

Existing law authorizes probation as an alternative to incarceration for various offenses.

This bill would authorize county probation departments to use global positioning system technology to supervise persons on probation, as specified.

Existing law authorizes the release of prisoners to parole. Existing law also authorizes electronic monitoring of certain parolees.

This bill would add new provisions authorizing the Department of Corrections and Rehabilitation to use global positioning system technology to supervise persons on parole, as specified.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 485 (SB 719) Romero Police pursuits.

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

(1) Existing law provides for compensation to crime victims, as specified, from the Restitution Fund, a continuously appropriated fund.

This bill would include as qualifying as a crime victim for those purposes, injury or death caused by any party where a peace officer is operating a motor vehicle in an effort to apprehend a suspect, and the suspect is evading, fleeing, or otherwise attempting to elude the peace officer.

By expanding the uses of a continuously appropriated fund, this bill would make an appropriation.

(2) Existing law requires the Commission on Peace Officer Standards and Training to implement a course or courses of instruction for the training of law enforcement officers in the handling of high-speed vehicle pursuits and to develop uniform, minimum guidelines for adoption by California law enforcement agencies for response to high-speed vehicle pursuits, as specified. Existing law expresses the intent of the Legislature that all local law enforcement agencies adopt those guidelines as a minimum for the agency's pursuit policy.

This bill, instead, would express the intent of the Legislature that each law enforcement agency adopt, promulgate, and require regular and periodic training consistent with an agency's specific pursuit policy that, at a minimum, complies with the commission's guidelines.

(3) Existing law specifies certain content for the California Driver's Handbook and examinations for a driver's license.

This bill would require the Department of Motor Vehicles, upon updating the handbook, to include at least one question in any of the noncommercial driver's license examinations of an applicant's knowledge and understanding to verify that the applicant has an understanding of the risks and punishments associated with eluding a pursuing peace officer's motor vehicle.

(4) Existing law makes it a misdemeanor, punishable by imprisonment in a county jail not exceeding 6 months, for any person while operating a motor vehicle to intentionally evade and willfully flee or otherwise attempt to elude a pursuing peace officer's motor vehicle or bicycle under certain conditions.

This bill would make that offense a misdemeanor punishable by imprisonment in a county jail not exceeding one year. By increasing the punishment for a crime, this bill would impose a state-mandated local program.

(5) Existing law makes it a misdemeanor punishable by confinement in a county jail for not more than one year or a felony punishable by imprisonment in the state prison for 3, 4, or 5 years or a specified fine for any person who commits the offense described in (4) above and proximately causes serious bodily injury, as defined, or death to any person.

This bill would increase the term of imprisonment in the state prison as follows:

(a) A term of 3, 5, or 7 years or the specified fine, or both the fine and imprisonment where the offense involves serious bodily injury.

(b) A term of 4, 6, or 10 years in the state prison where the offense involves a death.

(6) Existing law establishes the California Traffic Safety Program, to include state and local programs, as specified.

This bill would require all traffic safety programs that receive state funds and that include public awareness campaigns involving emergency vehicle operations to include in the public awareness campaign, information on the risks to public safety of peace officer motor vehicle pursuits, and the penalties that may result from evading a peace officer.

(7) Existing law requires each state and local law enforcement agency to report to the Department of the California Highway Patrol, on a form approved by the department, certain specific vehicle pursuit data, including, but not limited to, certain required data.

This bill instead would require the department to develop and approve a paper or electronic form that includes additional data, and would require that the report be made to the department no later than 30 days following a police pursuit, thereby imposing a

state-mandated local program by increasing the level of services imposed on local law enforcement agencies.

The bill would additionally require the Department of the California Highway Patrol to submit annually to the Legislature a report regarding motor vehicle pursuits.

(8) Existing law provides that any public agency employing peace officers that adopts a written policy on vehicular pursuits that meets certain minimum standards, as specified, shall be immune from liability for civil damages for personal injury to or death of any person or damage to property resulting from the collision of a vehicle being operated by an actual or suspected violator of the law who is being has been, or believes he or she is being or has been pursued by a peace officer employed by the public entity in a motor vehicle. Existing law makes the adoption of a vehicle pursuit policy pursuant to these provisions discretionary.

This bill would revise the minimum standards required for a written policy for the safe conduct of motor vehicle pursuits. These provisions would become operative on July 1, 2007.

(9) This bill also would incorporate additional changes in Section 13955 of the Government Code, to become operative only if AB 22 and this bill are both enacted and become effective on or before January 1, 2006, and this bill is enacted last.

(10) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 486 (SB 723) Denham Sexually violent predators: conditional release program.

Existing law requires the Director of Corrections, prior to the release of a person from custody who has been convicted for certain crimes of a sexual nature against 2 or more victims, to refer the person to the State Department of Mental Health for evaluation. Existing law authorizes civil commitment, as a sexually violent predator, to the custody of the State Department of Mental Health for treatment of the person's diagnosed mental disorder if the person is adjudicated to be likely to engage in sexually violent criminal behavior if discharged.

Existing law permits conditional release for one year of community treatment if, after a hearing, the court determines that the committed person does not pose a danger. Existing law requires that a nonparolee who is conditionally released under these provisions be placed in the county of domicile, as defined, unless the court finds that extraordinary circumstances require otherwise.

Existing law establishes provisions regulating the conditions for community release of inmates on parole.

This bill would, notwithstanding any provision of law, prohibit sexually violent predators released under the conditional release program from being placed within  $\frac{1}{4}$  mile of any public or private school providing instruction in kindergarten or any of grades 1 to 12, inclusive, if the person has been convicted of certain offenses or the court finds that the person has a history of improper sexual conduct with children.

This bill would incorporate additional changes in Section 6608.5 of the Welfare and Institutions Code, to become operative only if AB 893 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 487 (SB 734) Torlakson Controlled substances.

(1) Existing law provides that a prescription for a Schedule II controlled substance for use by a patient who has a terminal illness shall meet specified requirements.

This bill would provide that a prescription for a controlled substance for use by a patient who has a terminal illness may be written on a form that does not contain certain other features, as specified.

(2) Existing law provides that when a practitioner is charged with a felony violation of specified controlled substance offenses, the court, upon the motion of a law enforcement agency, shall issue an order requiring the practitioner to surrender any prescription forms in his or her possession at the time set in the order.

This bill would require the court, in its order, to also prohibit the practitioner from obtaining, ordering, or using any additional prescription forms. The bill would impose a state-mandated local program by requiring the law enforcement agency obtaining the order to notify the Department of Justice of the order. The bill would make clarifying and conforming changes to this and related provisions.

(3) Existing law provides that prescription forms for controlled substance prescriptions shall be obtained from security printers approved by the Board of Pharmacy; the board may approve security printer applications after the applicant has provided specified information and the applicant's fingerprints, in a manner specified by the board, for the purpose of completing state and federal criminal background checks.

This bill would revise the latter provision to provide instead that the prescription forms for controlled substance prescriptions shall be obtained from security printers approved by the Department of Justice and that the department shall provide the applicant with the means and direction to provide fingerprints and related information, in a manner specified by the department, for the purpose of completing state, federal, or foreign criminal background checks. The bill would provide that the applicant shall submit his or her fingerprint images and related information to the department for the purpose of the department obtaining information as to the existence and nature of a record of specified state, federal, or foreign level convictions and arrests. Requests for federal level criminal offender record information received by the department shall be forwarded to the Federal Bureau of Investigation by the department. The bill would provide that the department shall assess the applicant a fee sufficient to cover all processing or maintenance costs of the department associated with providing the background checks, as specified.

(4) Existing law provides that the Board of Pharmacy or the Department of Justice may deny a security printer application for specified reasons, including that the applicant has been convicted of a crime.

This bill would provide that the Department of Justice, but not the Board of Pharmacy, may deny the security printer application for the specified reasons, including if any individual owner, partner, corporate officer, manager, agent, representative, employee, or subcontractor for the applicant who has direct access, management, or control of controlled substance prescription forms has been convicted of a crime. The bill would also add as a condition for approval as a security printer that the applicant authorize the department to make any examination of books and records of the applicant, or to visit and inspect the applicant during business hours, to the extent deemed necessary by the board or department to properly enforce the provisions relating to security printers. An approved applicant would be required to submit an exemplar of a controlled substance prescription form, with all security features, to the department within 30 days of initial production.

(5) Existing law provides that prescription forms shall be printed with specified features.

This bill would provide that prescription forms shall also include the feature of an identifying number assigned to the approved security printer by the Department of Justice. The bill would also require the forms to set forth specified information, as appropriate, with respect to multiple prescribers.

(6) Existing law provides that controlled substances in Schedule III, IV, or V may be dispensed upon an oral or electronically transmitted prescription.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.



This bill would require persons who transmit or receive any oral or electronically transmitted prescription to ensure its integrity and confidentiality.

(7) Existing law provides for the electronic monitoring of the prescribing and dispensing of Schedule II controlled substances pursuant to the Controlled Substance Utilization Review and Evaluation System (CURES) program.

This bill would provide that the Board of Pharmacy shall, contingent upon the availability of adequate funds, evaluate the viability of implementing real time reporting, as defined, and access to data on controlled substances in the operation of CURES. This bill would provide that these provisions shall be implemented to the extent that sufficient nonstate funds are received to cover the costs to the Board of Pharmacy of providing staff and for the preparation of the report; and that any nonstate funds donated for that purpose are appropriated to the board for that purpose.

(8) Existing law generally provides that a violation of the provisions relating to the prescription of controlled substances is a misdemeanor, punishable as specified. This bill, to the extent it revises existing crimes, would impose a state-mandated local program upon local governments.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Ch. 488 (SB 963) Ashburn Home detention: electronic monitoring.

Existing law permits counties to authorize a home detention program using electronic monitoring, as specified.

This bill would authorize the use of global positioning system devices and other supervising devices for those purposes.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 489 (SB 1088) Bowen Family law: motions and orders.

Existing law prohibits ex parte communications involving certain administrative proceedings.

This bill would prohibit, in the absence of a stipulation to the contrary, ex parte communications between court-appointed or court-connected mediators or evaluators and the court, and between court-appointed or court-connected mediators or evaluators and any party or any attorney for a party to an action, except as specified. The bill would provide specified exceptions from these provisions. The bill would require the Judicial Council to adopt a related rule of court by July 1, 2006.

#### Ch. 490 (AB 924) Canciamilla Ammonium nitrate.

Existing law generally regulates fertilizer materials and provides for the licensure of individuals who manufacture or distribute fertilizing materials.

This bill would define ammonium nitrate fertilizer, as specified. This bill would require persons who manufacture or distribute ammonium nitrate fertilizer, or who intend to do so, to inform the Secretary of Food and Agriculture and to obtain a license identifying him or her as a manufacturer or distributor of ammonium nitrate. This bill would require licensees that manufacture, distribute, or sell ammonium nitrate to maintain specified information with respect to sales of that material that shall be made available only to the secretary and public safety officials upon request. This bill would also require the secretary to notify each person so licensed of the duty to maintain these records.

Because a violation of provisions relating to fertilizing materials is a misdemeanor, by changing the definition of a crime this bill would impose a state-mandated local program.

This bill would make other conforming changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 491 (SB 65) Committee on Budget and Fiscal Review Education finance.

(1) Existing law requires a revenue limit to be calculated for each school district and for each county superintendent of schools, and requires the amount of the revenue limit to be adjusted for various factors. Existing law requires the Superintendent of Public Instruction to take into account the revenue limit of a school district and a county superintendent of schools when apportioning funding to school districts and to county superintendents of schools. Existing law reduces the revenue limit for the 2004-05 fiscal year by a deficit factor of 0.323% for both school districts and for county superintendents of schools, further reduces that revenue limit for those entities for the 2003-04 and 2004-05 fiscal years by a deficit factor of 1.826%, further reduces that revenue limit for the 2005-06 and 2006-07 fiscal years by a deficit factor of 0.909% for school districts and 0.901% for county superintendents of schools.

This bill would, instead, reduce the revenue limit for each school district for the 2005-06 and 2006-07 fiscal years by a 0.892% deficit factor, and for each county superintendent of schools for the 2005-06 and 2006-07 fiscal years by a 0.898% deficit factor.

(2) Existing law requires the Superintendent of Public Instruction to calculate for each special education local plan area an amount based on (a) the number of children and youth residing in foster family homes and foster family agencies, (b) the licensed capacity of group homes licensed by the State Department of Social Services, and (c) the number of children and youth ages 3 to 21, inclusive, referred by the State Department of Developmental Services who are residing in certain skilled nursing or intermediate care facilities and the number of youth ages 18 to 21, inclusive, referred by the State Department of Developmental Services who are residing in certain community care facilities.

This bill would also include in the above calculation those children and youth, ages 3 to 21 years, inclusive, residing in small family homes. The bill would also require the above calculation for children and youth, ages 3 to 21 years, inclusive, rather than for youth ages 18 to 21 years, inclusive, referred by the State Department of Developmental Services who are residing in certain community care facilities.

(3) Existing law, for the purpose of computing an equalization adjustment for special education local plan areas, requires the Superintendent of Public Instruction to make certain computations to determine the statewide target amount per unit of average daily attendance for each special education local plan area.

This bill would revise these computations, as specified, for purposes of computing this adjustment for the 2005-06 fiscal year and each fiscal year thereafter.

(4) Existing law provides that a school district may not be required to implement or give effect to certain statutes, or portions thereof, during any fiscal year and for the period immediately following that fiscal year for which the Budget Act has not been enacted for the subsequent fiscal year if the statute, or portion thereof, has been specifically identified by the Legislature in the Budget Act for the fiscal year as being one for which reimbursement is not provided for that fiscal year.

This bill would, in addition, provide that a school district may not be required to implement or give effect to matters identified by the test claim number utilized by the Commission on State Mandates.

(5) Existing law, Chapter 38 of the Statutes of 2005, the Budget Act of 2005, make appropriations for the support of state government during the 2005-06 fiscal year.

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This bill would amend the Budget Act of 2005 by revising items of appropriation for support of the State Department of Education and the Department of Finance relating to the Comprehensive School Reform Program, adult education, special education instruction, the Early Education Program for Individuals with Exceptional Needs, School Safety Block Grants, and other various purposes relating to public education.

(6) Existing law appropriates \$605,094,000 from the General Fund to the State Department of Education for expenditure during the 2006-07 fiscal year, in specified amounts, for apprentice programs, supplemental instruction, regional occupational centers and programs, home-to-school transportation, the Gifted and Talented Pupil Program, the Targeted Instructional Improvement Block Grant, adult education, community day schools, categorical programs for charter schools, the School Safety Program, and the Pupil Retention Block Grant, appropriates \$200,000,000 for the 2006-07 fiscal year to the Board of Governors of the California Community Colleges for general apportionments, as specified in the Budget Act of 2005. Existing law appropriates \$16,811,000 for the 1995-96, 1996-97, and 2002-03 fiscal years to the Controller to pay for prior year state obligations for K-12 and community college mandate claims and interest, as provided. Existing law provides that these funds are deemed to be in partial satisfaction of certain outstanding balances for the 1995-96, 1996-97, and 2002-03 fiscal years, and in lieu of certain amounts, including \$101,811,000 that would otherwise be appropriated, as specified.

This bill would, instead, provide that these funds are deemed to be in partial satisfaction of certain outstanding balances and in lieu of \$16,811,000 that would otherwise be appropriated, as specified.

Existing law provides that for the purposes of satisfying the minimum annual funding obligation for school districts and community college districts required under the California Constitution, \$6,811,000 of these amounts are General Fund revenues appropriated for school districts for the 1995-96 fiscal year, as specified.

Existing law provides that for the purposes of satisfying the minimum annual funding obligation for school districts and community college districts required under the California Constitution, \$9,029,000 of these amounts are General Fund revenues appropriated for school districts for the 1996-97 fiscal year, as specified, and \$971,000 of these amounts are General Fund revenues appropriated for school districts for the 1996-97 fiscal year, as specified.

This bill would, instead, provide that, for the purposes of satisfying the minimum annual funding obligation for school districts and community college districts required under the California Constitution, \$10,000,000 of these amounts are General Fund revenues appropriated for community college districts, as defined, for the 1995-96 fiscal year.

(7) Existing law, the Budget Acts of 2000, 2001, 2002, 2003, and 2004, appropriates certain funds for purposes of Internet connectivity and network infrastructure for schools offering kindergarten and grades 1 to 12, inclusive, and county offices of education.

This bill would reappropriate these funds, thereby creating an appropriation, and make those funds available for expenditure by the Imperial County Office of Education consortium to continue management and operation of the high-speed network during the 2005-06 fiscal year, with certain requirements. The bill would also require the Joint Legislative Audit Committee to conduct an audit of the K-12 High Speed Network, as specified.

(8) This bill would also make various technical, nonsubstantive changes to existing law.

(9) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 492 (SB 112) Ortiz Refugee social services.

Under existing law, the State Department of Social Services must require that a county's costs in administering employment-related and English language training programs funded by certain program funds derived from the federal Refugee Act of 1980 not exceed the percentage for county administrative costs permitted by the department in administering the

Refugee Targeted Assistance Program. Existing law requires the department to allocate all social services funds derived from the act, after setting aside state administrative funds, and all federal targeted assistance funds received by the department, to each eligible county in the same proportion that the number of refugees on aid in each eligible county bears to the total number of refugees on aid in all eligible counties. Existing law defines “aid” and “eligible county” for these purposes.

This bill would revise these provisions to require the department, in allocating these funds, to assign differential weights for refugees, based on the length of time they have resided in the United States. The bill would make conforming changes in the applicable definitions.

The bill would instead require the department, after setting aside the necessary state administrative funds, to allocate all federal targeted assistance funds received by the department to the counties designated by the federal government as eligible, in the same way funds are allocated under a federal formula.

#### Ch. 493 (SB 190) Cedillo Community clinics.

Existing law, the Cedillo-Alarcon Community Clinic Investment Act of 2000 (the Cedillo-Alarcon Act), authorizes the California Facilities Financing Authority to award grants to eligible clinics for financing capital outlay projects. Existing law establishes the California Health Facilities Fund and continuously appropriates the fund to the authority for health facility financing purposes.

The Cedillo-Alarcon Act is to be implemented only to the extent that funds are appropriated for those purposes in the Budget Act of 2000.

This bill would remove that restriction, thereby making an appropriation, and would make conforming changes.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 494 (SB 224) Chesbro Health facilities: construction plans.

The existing Alfred E. Alquist Hospital Facilities Seismic Safety Act of 1983 requires design and construction standards for hospital buildings that house patients who have less than the capacity of normally healthy persons to protect themselves, and that must be reasonably capable of providing services to the public after a disaster. The act requires the Office of Statewide Health Planning and Development (OSHDP) to approve or reject all plans for the construction or alteration of a hospital building, but authorizes OSHPD to exempt from that review or expedite the review for certain projects. Existing law requires projects for the construction or alteration of hospital buildings and skilled nursing and intermediate care facilities that are single-story, wood-frame or light steel frame construction to be exempt from plan review and inspection by OSHPD prior to construction if the facility demonstrates to OSHPD by written description of the project that specified conditions are met.

Until January 1, 2009, this bill would require OSHPD to establish a plan review project that would exempt multistory hospital buildings from plan review and inspection by OSHPD if the facility demonstrates to OSHPD by written description of the project that those same specified conditions are met. The bill would require OSHPD to prepare and submit to the health policy committees of the Senate and Assembly a comprehensive report of the plan review project by March 1, 2008.

Existing law authorizes the governing authority of a hospital to request OSHPD to perform plan review and building inspection services for any building where outpatient clinical services of a licensed health facility are provided that is separated from a building in which hospital services are provided. If OSHPD agrees to perform those services, existing law requires OSHPD to charge an amount equal to its standard fee for the construction and alteration of hospital buildings.

This bill would instead require OSHPD to perform those services upon that request.

Ch. 495 (SB 402) Campbell Telecommunications.

Under existing law, the Federal Communications Commission licenses and partially regulates providers of commercial mobile radio service, including providers of cellular radiotelephone service, broadband Personal Communications Services (PCS), and digital Specialized Mobile Radio (SMR) services (collectively, mobile telephony service providers). Under existing law, no state or local government may regulate the entry of, or the rates charged by, any commercial mobile radio service, but is generally not prohibited from regulating the other terms and conditions of commercial mobile radio service.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including telephone corporations. Existing law authorizes the commission to regulate telecommunications services and rates of telephone corporations, except to the extent regulation of commercial mobile radio service is preempted by federal regulation.

Existing law prohibits a telephone corporation selling or licensing lists of residential subscribers, from including the telephone number of any subscriber assigned an unpublished or unlisted access number, as defined, without his or her written waiver of this protection. Existing law prohibits a provider of mobile telephony services, as defined, or any affiliate or agent of the provider, providing the name and dialing number of a subscriber for inclusion in a directory or directory database, from including the dialing number of any subscriber without first obtaining the express consent of that subscriber. Existing law establishes certain requirements for the provider's form for obtaining the subscriber's express consent, including that the form be a separate document that is not attached to any other document, that the form be signed by the subscriber, and if the subscriber may be billed for unsolicited calls or text messages from a telemarketer, a requirement that the form unambiguously disclose that by consenting to having his or her dialing number included in a publicly available directory, the subscriber may incur additional charges for receiving unsolicited calls or text messages.

This bill would revise the existing requirements for a provider of mobile telephony services to obtain the subscriber's express consent for inclusion of the dialing number of the subscriber in a directory, by additionally allowing the express consent to be an affirmative response made on a separate field on an Internet Web site where there is no default. The bill would provide that, if express consent is given in this manner, the provider of mobile telephony services would be required to send a confirmation notice to the subscriber's electronic mail address, or to a subscriber's postal mail address should the subscriber not have an electronic mail account.

Existing law prohibits a subscriber from being charged for making the choice to not be listed in a directory.

This bill would instead prohibit a subscriber from being charged for making the choice to not be listed in a publicly available directory assistance database.

Ch. 496 (SB 435) Hollingsworth Housing: density bonuses.

The Planning and Zoning Law requires, when a developer of housing proposes a housing development within the jurisdiction of the local government, that the city, county, or city and county provide the developer with a density bonus and other incentives or concessions for the production of lower income housing units or the donation of land within the development if the developer meets certain requirements, including a requirement that the developer agrees to construct a specified percentage of the total units for specified income households or qualifying residents.

This bill would include within those eligibility requirements the construction of a mobilehome park that limits residency based on age requirements for housing for older persons and the construction, for persons and families of moderate income, of a community apartment project and a stock cooperative.

The local administrative requirements imposed by the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 497 (SB 453) Poochigian Local law enforcement.

(1) Existing law establishes the Supplemental Law Enforcement Services Fund, specifies the purposes for which money in the fund may be expended, and requires by March 1 of each year, that the Legislative Analyst's Office report to the Legislature on the type of expenditures made by local law enforcement agencies in the previous fiscal year, and the effects of those expenditures on law enforcement and public safety, as specified.

This bill would eliminate the reporting requirement.

(2) Existing law establishes the Central Valley Rural Crime Prevention Program, a program addressing agricultural and rural based crime in specified counties. Existing law provides those provisions will become inoperative as of July 1, 2005, and be repealed as of January 1, 2006.

This bill would extend the operative date of those provisions to July 1, 2009, and the repeal date to January 1, 2010.

Existing law requires a cost-benefit analysis be prepared by each county participating in the program, as specified, and submitted to the Legislative Analyst by June 30, 2001. Existing law also requires the Legislative Analyst to conduct a cost-benefit analysis of the program, to analyze information submitted by each county, and to report to the Legislature by December 31, 2001.

This bill would repeal those provisions.

Existing law provides an appropriation of \$3,541,000 in the Budget Act of 1999 to the specified counties to fund the program.

This bill would express the intent of the Legislature regarding apportionment of any funds appropriated for the program to the specified counties.

Existing law provides an appropriation of \$100,000 in the Budget Act of 1999 for the Legislative Analyst for costs of preparing an evaluation of the Central Valley Rural Crime Prevention Program for purposes of the cost-benefit analysis of the report due to the Legislature by December 31, 2001, as specified.

This bill would repeal those provisions.

Existing law conditions appropriation of funds to the specified counties upon compliance with certain uniform procedures for participating in the program.

This bill would renumber the code section containing these provisions.

This bill would make other technical changes.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 498 (SB 569) Torlakson Public postsecondary education: California State University and University of California: disclosure of alumni names, addresses, and electronic mail addresses.

Existing law establishes the California State University, administered by the Trustees of the California State University, and the University of California, administered by the Regents of the University of California, as 2 of the segments of public postsecondary education in this state. Existing law establishes the Hastings College of the Law, under the governance of the Board of Directors of the Hastings College of the Law, within the University of California.

This bill would prescribe criteria for the disclosure of the names and addresses of alumni of the California State University, the University of California, and the Hastings College of the Law. The bill would require that the names, addresses, and electronic mail addresses of alumni be disclosed only to provide those persons with informational materials relating to the university and its programs and activities; to provide those persons, or the trustees, auxiliary organizations of the California State University, as defined, the regents, the board

of directors, or the alumni associations with beneficial commercial opportunities; or to promote and support the educational mission of the university, the trustees, the regents, the board of directors, or the alumni associations.

The bill would authorize this disclosure only if the trustees, auxiliary organizations, regents, board of directors, or the alumni associations, have a written agreement with a business, as defined, that maintains control over this data that requires the business to maintain the confidentiality of the names, addresses, and electronic mail addresses of the alumni, that requires that the respective universities retain the right to approve or reject any purpose for which the private information is to be used by the business and to review and approve the text of mailings sent to alumni pursuant to the bill, and that prohibits the business from using the information for any purposes other than those described, and the disclosure of alumni names, addresses, and electronic mail addresses does not include the names and addresses of alumni who have directed the trustees, regents, or board of directors, or an alumni association or auxiliary organization, not to disclose their names, addresses, or electronic mail addresses.

The bill would require the respective universities to make available to their alumni a specified form or an alternative notice, including specified information, in a mailing or in an Internet posting, as prescribed, before alumni names, addresses, and electronic mail addresses could be disclosed.

The bill would apply to the University of California only to the extent that the regents act, by resolution, to make it applicable. The bill would apply to the Hastings College of the Law only to the extent that the board of directors acts, by resolution, to make it applicable.

The bill would specify that its provisions would be repealed as of January 1, 2011.

Ch. 499 (SB 621) Speier Memoranda of understanding: addenda and posting.

(1) Under the Ralph C. Dills Act, a provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees that requires the expenditure of funds does not become effective unless approved by the Legislature in the annual Budget Act.

This bill would require the Department of Personnel Administration to provide any side letter, appendix, or other addendum to a properly ratified memorandum of understanding that requires the expenditure of \$250,000 or more related to salary and benefits and that is not already contained in the original memorandum of understanding or the Budget Act to the Joint Legislative Budget Committee. This bill would require the Joint Legislative Budget Committee within 30 days after receiving the side letter, appendix, or other addendum to determine if it presents substantial additions that are not reasonably within the parameters of the original memorandum of understanding and thereby requires legislative action to ratify it.

This bill would require the Department of Personnel Administration to expressly identify the side letter, appendix, or other addendum to a properly ratified memorandum of understanding that does not require the expenditure of funds if that side letter, appendix, or other addendum is to be incorporated in a subsequent memorandum of understanding submitted to the Legislature for approval.

(2) Existing law requires the Department of Personnel Administration to establish and adjust salary ranges for each class of position in the state civil service subject to any merit limits contained in Article VII of the California Constitution. The department also represents the Governor and presents the state's management position in negotiations with recognized employee organizations representing state employees.

This bill would require the department to post, in a clear and conspicuous manner on the department's Web site, each memorandum of understanding that has been submitted to the Legislature for determination pursuant to the Ralph C. Dills Act and has been ratified by the affected union membership, in its entirety. The bill would require the Web site posting to include a declaration that the memorandum has been submitted to the office of the Legislative

Analyst and the Legislature, including the date of that submission and a summary of the memorandum of understanding that is the same summary provided to the Legislature by the department.

The Legislative Analyst would have 10 calendar days from the date the tentative agreement is received to issue a fiscal analysis to the Legislature. The bill would provide that the memorandum of understanding would not be subject to legislative determination until either the Legislative Analyst has presented a fiscal analysis of the memorandum to the Legislature or until 10 calendar days have elapsed since the memorandum was received by the Legislative Analyst. The bill would require each memorandum of understanding submitted by the department to the Legislative Analyst to include the department's analysis of costs and savings.

**Ch. 500 (SB 759) Maldonado Public works: payroll records.**

Existing law generally requires the payment of the general prevailing rate of per diem wages for workers employed on public works, as defined, costing over \$1,000. Existing law requires each contractor and subcontractor performing work on a public work to keep payroll records regarding his or her employees. Existing law requires that these records contain the information specified by the Division of Labor Standards Enforcement.

This bill would, for the purposes of these payroll recordkeeping requirements, authorize the use of printouts of payroll data that are maintained as computer records, if certain conditions are met.

**Ch. 501 (SB 950) Torlakson Housing.**

(1) Existing law authorizes a redevelopment agency to issue negotiable revenue bonds for the purpose of making or purchasing mortgage or construction loans or making loans to a qualified mortgage lender, to finance residential construction.

This bill would require that units reserved for occupancy by low- or very low income households and financed with proceeds of bonds issued on or after January 1, 2006, remain available following the expiration or termination of the qualified residential project period, except as specified, to an eligible household occupying a reserved unit, at a rent not greater than the amount set forth by the regulatory agreement entered into by the redevelopment agency before the date of expiration or termination, until the earliest of certain events.

(2) Existing law provides for the creation of housing authorities of counties and cities and authorizes a housing authority to issue bonds for any of its corporate purposes, which include providing financing for the acquisition, construction, rehabilitation, refinancing, or development of dwelling accommodations for persons of low income.

This bill would require that units reserved for occupancy by low- or very low income households and financed with proceeds of bonds issued on or after January 1, 2006, remain available following the expiration or termination of the qualified residential project period, except as specified, to an eligible household occupying a reserved unit, at a rent not greater than the amount set forth by the regulatory agreement entered into by the housing authority before the date of expiration or termination, until the earliest of certain events.

(3) Existing insurance tax law, the Personal Income Tax Law, and the Corporation Tax Law, in modified conformity to federal income tax laws, allow taxpayers a credit against the taxes imposed by those laws for providing low-income housing, and require the California Tax Credit Allocation Committee to allocate the credit in accordance with specified criteria.

This bill would expand the categories of housing projects with respect to which a credit is allowed by broadening the category of at-risk of conversion housing and extending the eligible time period in which expirations of specified subsidies may occur.

(4) Existing law, until January 1, 2011, requires, prior to the anticipated date of the termination of a subsidy contract, expiration of rental restrictions, or prepayment on an assisted housing development, as defined, that the owner provide a notice of the proposed change to each affected tenant household residing in the assisted housing development and



to the affected public entities. An owner is not required to provide the notice if specified conditions contained in a regulatory agreement has been recorded against the property.

This bill would modify those conditions with respect to rent increases on assisted and unassisted units, as provided.

Ch. 502 (AB 23) Liu Adult education finance.

(1) Existing law requires, to the extent funds available for specified adult education programs are in excess of the amount needed to fund the programs, the Superintendent of Public Instruction to use the excess funds for the development of criteria for identifying programmatic areas of adult education needing expansion.

This bill would delete that requirement.

(2) Existing law requires the Superintendent of Public Instruction to develop criteria to identify programmatic areas of adult education that are in need of expansion and affords a school district an opportunity to apply for additional units of adult education average daily attendance to meet needs in programmatic areas identified by the Superintendent. This bill would repeal those provisions.

(3) Existing law requires the Superintendent of Public Instruction to determine an authorized limit of adult education average daily attendance for all high school districts and unified school districts that operated and claimed adult education state apportionments for the 1992–93 fiscal year. Existing law provides that for the 1996–97 fiscal year, and each fiscal year thereafter, a school district's adult education average daily attendance for apportionment purposes is its authorized adult education average daily attendance for the prior fiscal year multiplied by 1.025.

This bill would provide that, commencing in the 2006–07 fiscal year, and in each fiscal year thereafter, the allocation of statewide authorized adult education average daily attendance shall be modified pursuant to a specified formula.

The bill would also make specified school districts ineligible for an authorized limit of adult education average daily attendance for apportionment purposes for the 2005–06 and 2006–07 fiscal years. The bill would declare that due to the unique situation of those school districts, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution, and a general statute is therefore necessary.

(4) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 503 (AB 77) Frommer Medi-Cal: clinics: reimbursement.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits, including drugs, prosthetic and orthotic devices, durable medical equipment, medical supplies, and enteral formulae.

Pursuant to a federal waiver, the Medi-Cal program administers a program known as the Family Planning, Access, Care, and Treatment (Family PACT) Waiver Program, under which comprehensive clinical family planning services are provided to any person who has a family income at or below 200% of the federal poverty level and who is eligible to receive those services pursuant to the terms of the waiver.

Under this program, reimbursement for take-home drugs and supplies provided by a licensed community clinic or free clinic, or an intermittent clinic, is required to be the lesser of the amount billed or the Medi-Cal reimbursement rate and shall not exceed the net cost of the drugs or products as provided to retail pharmacies under the Medi-Cal program.

This bill would revise this reimbursement formula and would provide that reimbursement to these clinics for take-home drugs and supplies covered under these provisions shall be reimbursed as described in the bill.

Existing law exempts from the reimbursement formula federally qualified health centers and rural health clinics that have elected to be reimbursed for pharmacy costs based on certain other provisions.

This bill would authorize federally qualified health centers and rural health clinics electing under this provision to bill and be reimbursed pursuant to the bill.

Existing law also requires these clinics to comply with billing amount standards for take-home drugs and supplies covered under the Medi-Cal program and Family PACT Waiver Program.

This bill would revise the billing amount standards. The bill would require these clinics to bill the Medi-Cal program and Family PACT Waiver Program for drugs and supplies covered under these programs at the lesser of cost or the clinic's usual charge made to the general public. The bill would define "cost" for purposes of this provision.

Ch. 504 (AB 133) Committee on Budget In-home supportive services.

Existing law provides for the county-administered In-home Supportive Services (IHSS) program, under which qualified aged, blind, and disabled persons are provided with services in order to permit them to remain in their own homes and avoid institutionalization.

Existing law establishes the federal Medicaid program, which is administered by each state. California's version of this program is the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits.

Existing law provides for the payment of a supplementary benefit under the IHSS program to any eligible aged, blind, or disabled person who is receiving Medi-Cal personal care services and who would otherwise be deemed a categorically needy recipient under the IHSS program. Under existing law, this provision ceases to be operative upon a determination by the Department of Finance that the costs of supplemental payments under this provision exceed the savings resulting from federal financial participation in providing Medi-Cal personal care services, and upon notification of this determination to designated legislative committee chairs.

This bill would delete the provision that would require the IHSS supplementary benefit provision to become inoperative upon determination and notification by the Department of Finance.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 505 (AB 203) Harman Horse racing.

Existing law provides that the California Horse Racing Board shall have all powers necessary to carry out the purposes of the Horse Racing Law, such as adopting rules and regulations to protect the public, allocating dates for, and controlling horse racing and parimutuel wagering, and enforcing all rules and regulations.

This bill would make technical changes to the Horse Racing Law and would define the term "handle" to mean aggregate contributions to parimutuel pools.

Existing law prescribes the procedure by which the annual audit of the horsemen's organization is to be conducted, as specified.

This bill would require a copy of the audit be provided to the Senate and Assembly Committees on Governmental Organization.

Existing law prohibits specified persons from the unauthorized payment, distribution, receipt, or solicitation of purses or other consideration to or for the benefit of horsemen, except as expressly provided.

This bill would exempt payment by a licensed quarter horse racing association in the southern zone, to horsemen participating in its race meeting, from this prohibition.

Ch. 506 (AB 302) Committee on Business and Professions Professions and vocations.

(1) Existing law, the Naturopathic Doctors Act, provides for the licensure and regulation of naturopathic doctors by the Bureau of Naturopathic Medicine in the Department of Consumer Affairs. Existing law authorizes the bureau to license an applicant who graduated

prior to 1986 if the applicant passed a state naturopathic licensing examination and certain requirements are satisfied.

This bill would also authorize the bureau to license an applicant who graduated prior to 1986 if the applicant passed a Canadian Province naturopathic licensing examination.

(2) Existing law, the Pharmacy Law, provides for the regulation of the practice of pharmacy by the California State Board of Pharmacy and makes a violation of its provisions a crime. Existing law prohibits a person from furnishing any dangerous drug except upon the prescription of a physician, dentist, podiatrist, optometrist, or veterinarian. Existing law, the Uniform Controlled Substances Act, authorizes a pharmacist, in specified circumstances, to write or issue a prescription. Existing law, the Naturopathic Doctors Act, authorizes naturopathic doctors to prescribe or order drugs in specified circumstances.

This bill would add naturopathic doctors who prescribe or order drugs in those specified circumstances to the list of persons authorized to furnish dangerous drugs and write or issue prescriptions under the Pharmacy Law and the Uniform Controlled Substances Act. The bill would charge the Bureau of Naturopathic Medicine with certain responsibilities with respect to compliance with and enforcement of the Pharmacy Law with respect to its licensees. The bill would also make related changes.

(3) Existing law provides for the licensing and regulation of architects by the California Architects Board. Existing law requires that a settlement or arbitration award in excess of \$5,000 of a claim or action for damages caused by a licensee's fraud, deceit, negligence, incompetence, or recklessness in practice be reported to the board by insurers and licensees.

This bill would delete these requirements and would instead require a licensee, a liability insurer, or a governmental agency that self insures a licensee to submit a report to the board meeting certain requirements where there is a civil action judgment, settlement, arbitration award, or administrative action resulting in a judgment, settlement, or arbitration award against the licensee in an action alleging fraud, deceit, misrepresentation, breach or violation of contract, negligence, incompetence, or recklessness by the licensee in the practice of architecture if the amount or value of the judgment, settlement, or award is \$5,000 or more. The bill would authorize the board to adopt regulations defining the reporting requirements.

(4) Existing law provides for the licensing and regulation of architects by the California Architects Board. Existing law requires that a settlement or arbitration award in excess of \$5,000 of a claim or action for damages caused by a licensee's fraud, deceit, negligence, incompetence, or recklessness in practice be reported to the board by insurers and licensees.

This bill would delete these requirements and would instead require a licensee, a liability insurer, or a governmental agency that self insures a licensee to submit a report to the board meeting certain requirements where there is a civil action judgment, settlement, arbitration award, or administrative action resulting in a judgment, settlement, or arbitration award against the licensee in an action alleging fraud, deceit, misrepresentation, breach or violation of contract, negligence, incompetence, or recklessness by the licensee in the practice of architecture if the amount or value of the judgment, settlement, or award is \$5,000 or more. The bill would authorize the board to adopt regulations defining the reporting requirements.

(5) Because a violation of the provisions relating to pharmacy would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(6) The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 507 (AB 330) Gordon General acute care, acute psychiatric, and special hospitals: management requirements.

Existing law provides for the licensure and regulation of health facilities administered by the State Department of Health Services. A violation of these provisions is a crime.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law requires that any person, political subdivision of the state, or governmental agency desiring approval to manage a health facility currently licensed as a skilled nursing facility or intermediate care facility that has not filed an application for a license to operate that facility to file with the department a verified application containing specific information, including information regarding the applicant's character and ability to comply with applicable licensing and regulatory provisions.

This bill would expand this application requirement to apply to those seeking approval to operate, or manage, as defined, a health facility currently licensed as a general acute care hospital, acute psychiatric hospital, or special hospital that has not filed an application for a license to operate that facility. With respect to these health facilities, the bill would require the department to consider specific evidence in making determinations regarding character and ability to comply with applicable licensing and regulatory provisions and to make one additional determination with respect to a demonstration of sufficiency of financial resources.

Ch. 508 (AB 360) Frommer Skilled nursing facilities.

Existing law provides for the licensure and regulation of health facilities by the State Department of Health Services. Existing law provides for the imposition each state fiscal year upon the entire gross receipts of certain intermediate care facilities a quality assurance fee, as a condition of participation in the Medi-Cal program.

Existing law, as long as prescribed conditions are met, provides for the imposition of a quality assurance fee on each skilled nursing facility, with some exemptions, to be administered by the Director of Health Services and deposited in the State Treasury to be available to enhance federal financial participation in the Medi-Cal program or to provide additional reimbursement to, and support facility quality improvement efforts in, licensed skilled nursing facilities.

Existing law requires the department to request federal approval for implementation of these quality assurance fee provisions and authorizes imposition of a nonuniform fee in order to meet federal requirements.

This bill would exclude a unit that provides pediatric subacute services in a skilled nursing facility and a skilled nursing facility that is certified by the State Department of Mental Health for a special treatment program and is an institution for mental disease as defined under federal law from the fee requirements, and would make a conforming change to provisions setting forth the department's Medi-Cal ratesetting authority. The bill would revise erroneous cross-references contained in related provisions.

This bill would require reimbursement rates for services in institutions for mental disease that are required to be licensed and certified as skilled nursing facilities to be the same as the rates in effect on July 31, 2004. The bill would require these reimbursement rates to be increased by 6.5% annually from July 1, 2005, to June 30, 2008, and by 4.7% annually, commencing July 1, 2008.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 509 (AB 532) Levine Public contracts: schools: procurement.

Existing law sets forth the requirements for competitive bidding on various types of contracts awarded by state and local agencies. Existing law authorizes a school district to contract with suppliers to obtain materials, supplies, equipment, and services, including technological supplies and equipment.

This bill would authorize a school district to utilize alternative competitive negotiation methods for procuring bids for the acquisition of specified technological supplies and equipment.

Ch. 510 (AB 554) Nava Ventura County Watershed Protection District.

Existing law, the Ventura County Watershed Protection Act, authorizes the Ventura County Watershed Protection District to levy an assessment upon all taxable real property in the district to pay the costs and expenses of the district and to carry out any of the objects or purposes of the act. The act also authorizes the district to levy an assessment upon all taxable real property in any of the zones according to the benefits derived, or to be derived, in the respective zones, to pay the costs and expenses of carrying out any of the objects or purposes of the act in the respective zones. The California Constitution, with certain exceptions, conditions the imposition or increase of a property-related fee or charge by a special district upon compliance with requirements for providing written notice to property owners, conducting a public hearing, providing an opportunity for majority protest, and obtaining the approval by a majority vote of the property owners of the property subject to the fee or charge, or at the option of the special district imposing the fee or charge, by a  $\frac{2}{3}$  vote of the electorate residing in the area affected by the fee or charge.

This bill would authorize the district to impose a fee pursuant to those described requirements of the California Constitution on a districtwide or per zone basis for those same purposes.

Ch. 511 (AB 610) Calderon Telecommunications: mobile telephony services.

Existing law requires a provider of mobile telephony services, as defined, no later than January 1, 2004, to provide subscribers with a means by which a subscriber can obtain reasonably current and available information on the subscriber's calling plan or plans and service usage, including roaming usage and charges.

This bill would additionally require that, on or before January 1, 2007, a provider of mobile telephony services provide subscribers with a means by which a subscriber can obtain reasonably current and available information, as determined by the provider, on the subscriber's text messaging and Internet usage and charges.

Ch. 512 (AB 892) Cogdill Cigarettes and tobacco products.

(1) The California Cigarette and Tobacco Products Licensing Act of 2003 provides for the licensure, by the State Board of Equalization, of manufacturers, distributors, wholesalers, importers, and retailers of cigarette or tobacco products that are engaged in business in California and prohibits retailers, manufacturers, distributors, and wholesalers from distributing or selling those cigarette and tobacco products unless they are in compliance with those licensure requirements.

The act requires each distributor and each wholesaler to include certain information on each invoice for the sale of cigarettes or tobacco products, including a statement that all California cigarette and tobacco product taxes are included in the total amount of the invoice. The act provides that failure to comply with that requirement constitutes a misdemeanor.

This bill would provide that a distributor that is also a retailer shall include either the above tax statement on each invoice for the sale of cigarettes or tobacco products or the amount of excise taxes due to the board by the distributor on the sale of cigarettes and tobacco products. In the case of other distributors and wholesalers, this bill would require these parties to include the amount of excise taxes due to the board on these invoices. Additionally, this bill would require a distributor or wholesaler to include the date the cigarettes or tobacco products are sold on each invoice. By changing the definition of a crime, this bill would impose a state-mandated local program.

(2) The act authorizes the board or a law enforcement agency to seize any cigarettes or tobacco products that do not meet the act's requirements. Upon a finding that any distributor, wholesaler, manufacturer, or importer has violated any provision of the act, the act authorizes the board, upon a 1st offense, to revoke or suspend the license or licenses of the distributor, wholesaler, manufacturer, or importer, and, upon a 2nd or any subsequent offense, impose a civil penalty in an amount not to exceed the greater of 5 times the retail value of the cigarettes or tobacco products or \$5,000.

This bill would clarify that, upon a 2nd or subsequent offense, the board is authorized to impose a civil penalty in an amount not to exceed the greater of 5 times the retail value of the seized cigarettes or tobacco products or \$5,000.

(3) The act requires all manufacturers and all importers that begin operations in the state after January 1, 2004, to be charged an administration fee commensurate with their respective market share of cigarettes manufactured or imported by the manufacturer, and sold in this state during the next calendar year as estimated by the board.

This bill would clarify that all manufacturers and all importers that begin operations in the state after January 1, 2004, shall be charged a fee commensurate with their respective market share of cigarettes manufactured or imported by the manufacturer or importer, and sold in this state during the next calendar year as estimated by the board.

(4) Existing provisions within the act establish procedures for the seizure of cigarettes and tobacco products from a seller after a notification of suspension or revocation of their license.

This bill would specify that the State Board of Equalization or a law enforcement agency is empowered to seize cigarettes and tobacco products from unlicensed persons for the continued sales of cigarettes and tobacco products without a license.

(5) The State Board of Equalization administers various tax and fee programs, including the Sales and Use Tax Law and the Cigarette and Tobacco Products Tax Law. The tax and fee programs administered by the board generally require any person who collects tax or fee reimbursement in excess of the amount due to either refund the excess to their customer or remit the excess to the state.

This bill would apply these reimbursement provisions to the taxes imposed under the Cigarette and Tobacco Products Tax Law.

(6) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 513 (AB 953) Coto Local educational agency intervention.

Existing law authorizes invited schools that score below the 50th percentile on specified achievement tests to receive funding under the Immediate Intervention/Underperforming Schools Program. Existing law allows the Superintendent of Public Instruction to require a school district to enter into a contract with a management team, trustee, or a school assistance and intervention team to a schoolsite in order to help the school achieve significant improvement on the Academic Performance Index. Existing law requires the Superintendent to remove the management team, trustee, or school assistance and intervention team from providing services at the schoolsite or any other schoolsite if it fails to assist the school in making significant growth on the Academic Performance Index 36 months after it is assigned to the schoolsite.

This bill would require the Superintendent to provide a list of approved school assistance and intervention teams with which a school district may contract. The bill would require that the list be based on criteria recommended by the Superintendent and adopted by the State Board of Education. The bill would require the Superintendent to remove the management team, trustee, or school assistance and intervention team from providing services at a school if, 36 months after the Superintendent assigns the management team, trustee, or school assistance and intervention team, the management team, trustee, or school assistance and intervention team fails to fulfill all responsibilities pursuant to the terms of the contract.

Existing law, the Early Warning Program and the Prevention of Local Educational Agency Intervention Program, provides for a voluntary self-assessment process for local educational agencies that are in danger of being identified as program improvement local educational agencies under the federal No Child Left Behind Act of 2001 and allows those local educational agencies to participate in a prevention program that provides support and

funding in order to improve pupil academic achievement. Existing law provides that a local educational agency may receive that funding for no more than 2 years.

This bill would establish a priority system for the provision of that funding, as specified, to commence with the 2005–06 fiscal year. The bill would also delete the 2-year restriction on the receipt of funding under the program.

Existing law requires the State Department of Education to establish a Statewide System of School Support to provide a statewide system of intensive and sustained support and technical assistance for school districts and county offices of education with schools in need of improvement. Existing law requires that funds for that system be distributed based on the number of schools and the enrollment of those schools in each region that have been identified as being in need of program improvement under federal law.

This bill would require that funding for that system also be based on the number of school districts in each region that have been identified as being in need of program improvement.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 514 (AB 1195) Coto Continuing education: cultural and linguistic competency.

Existing law, the Medical Practice Act, provides for the licensure and regulation of physicians and surgeons by the Medical Board of California. Under the act, a physician and surgeon is required to demonstrate satisfaction of continuing education requirements. The act also creates a voluntary program for interested physicians and surgeons to learn a foreign language and cultural beliefs and practices that may impact patient health care practices.

This bill would require on and after July 1, 2006, that continuing medical education courses, except as specified, include curriculum in the subjects of cultural and linguistic competency in the practice of medicine, as defined. The bill would require accreditation associations to develop standards for this curriculum before July 1, 2006.

Ch. 515 (AB 1280) Maze Public postsecondary education: California Community College Baccalaureate Partnership Program.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state.

This bill would enact the California Community College Baccalaureate Partnership Act, and establish the California Community College Baccalaureate Partnership Program. Under the program, the Office of the Chancellor of the California Community Colleges would be authorized to annually award 2 grants, not to exceed \$50,000 each, to a collaborative, composed of at least one community college and at least one baccalaureate degree-granting institution, formed for the purpose of offering baccalaureate degree programs on the participating community college campus or campuses.

The bill would provide that these 2 grants may be awarded under its provisions in any fiscal year only to the extent that funding for this program is appropriated in the annual Budget Act.

The bill would require that, as a condition of an agreement for the receipt of a grant under this provision, a collaborative shall ensure that every student who enrolls in the baccalaureate degree program offered by the collaborative prior to an announcement of the termination of the collaborative has an opportunity to complete the coursework necessary to obtain a baccalaureate degree.

The bill would require that, on or before April 1, 2012, the Office of the Chancellor of the California Community Colleges submit a report to the Legislature and the Department of Finance on the efficacy of the program established by this bill. The bill would provide that its provisions would become inoperative on July 1, 2014, and that its provisions would be repealed on January 1, 2015.

Ch. 516 (AB 1309) Yee Local health authorities and commissions: joint powers agreements.

Existing law provides for the establishment in a county of a health authority or commission to provide or contract for the provision of health care benefits to eligible persons. Existing law sets forth rules of governance for each health authority or commission so established and makes it a public entity for certain purposes.

Existing law authorizes 2 or more public agencies, by agreement, to jointly exercise any power common to the contracting parties.

This bill would require that any entity that is established pursuant to a joint powers agreement that is licensed under provisions of law regulating the licensing of health care service plans, where one party to the agreement is an entity established in a county to provide or contract for the provision of health care benefits to eligible persons, shall be subject to all of the same provisions, including, but not limited to, governance, public records requirements, open meeting requirements, and conflicts of interest as is the entity that is a party to the joint powers agreement.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 517 (AB 1496) Goldberg High school attrition rates.

Existing law vests specified powers and duties in the State Department of Education for purposes of the public education system.

This bill would require the department to compile an attrition rate, in addition to the dropout rate the department compiles pursuant to the federal No Child Left Behind Act of 2001, for high school pupils according to a specified formula.

Ch. 518 (AB 1563) Committee on Jobs, Economic Development, and the Economy Enterprise zones: reports to Legislature.

The Enterprise Zone Act generally provides for the designation by the Department of Housing and Community Development of enterprise zones in the state pursuant to which certain entities within the zone may receive regulatory, tax, and other incentives for private investment and employment. The department is required to submit a report to the Legislature every 5 years that reviews the progress and effectiveness of each enterprise zone, with respect to specified components.

The act requires the Employment Development Department and the State Department of Education to give high priority to the training of unemployed individuals who reside in a targeted employment area or a designated enterprise zone.

This bill would require the report submitted by the Department of Housing and Community Development to include a review of any efforts made regarding training of unemployed individuals pursuant to these provisions, and would require the Employment Development Department to provide information to the department in this regard.

Ch. 519 (AB 1765) Committee on Revenue and Taxation State Board of Equalization: tax administration.

(1) Existing law requires the State Board of Equalization to administer various tax and fee programs, including taxes and fees imposed upon the sale of fuel, including diesel fuel. Existing law authorizes the board, as a party to the International Fuel Tax Agreement (IFTA), to enter into reciprocal agreements with other states for the administration, collection, and enforcement of taxes imposed upon motor fuels that are due and payable to this state.

This bill would make technical changes to some of the IFTA-related provisions, including clarifying the documents that constitute the International Fuel Tax Agreement.

(2) Existing law requires the board to administer taxes and fees imposed upon cigarettes and tobacco products. Existing law generally requires licensed cigarette distributors to purchase and affix an appropriate stamp to, or make an appropriate meter impression upon, each package of cigarettes prior to distribution, and provides specified penalties for failure



to comply with these requirements. Existing law provides that these penalties do not apply if the failure to comply is part of the taxpayer's overall failure to pay and report taxes that is subject to a separate, but related collection action by the board.

This bill would amend these provisions by making technical changes to delete obsolete references and to conform to provisions of existing law.

(3) The Diesel Fuel Tax Law requires all government entities that operate diesel-powered highway vehicles in this state to obtain a diesel fuel tax license and to file monthly diesel fuel tax returns for purchases of diesel fuel for which the diesel tax was not paid or collected at the time of purchase.

This bill would exempt from these requirements government entities that only purchase diesel fuel from vendors that have paid or collected the diesel tax at the time of, or prior to, the sale of the diesel fuel to that government entity. This bill would also make a technical clarifying change to the Diesel Fuel Tax Law.

(4) The Sales and Use Tax Law, the Vehicle Fuel License Tax Law, the Use Fuel Tax Law, the Cigarette and Tobacco Products Tax Law, the Alcoholic Beverage Tax Law, the Energy Resources Surcharge Law, the Emergency Telephone Users Surcharge Act, the Hazardous Substances Tax Law, the Integrated Waste Management Fee Law, the Oil Spill Response, Prevention, and Administration Fees Law, the Underground Storage Tank Maintenance Fee Law, the Fee Collection Procedures Law, and the Diesel Fuel Tax Law provide that any person whose estimated tax or fee liability under those laws averages less than \$20,000 per month may elect to remit amounts due by electronic funds transfer. The election is required to be operative for a minimum of one year.

This bill would delete the requirement that the election be operative for a minimum of one year.

(5) The Timber Yield Tax Law, for the 1977–78 fiscal year and each fiscal year thereafter, imposes a tax on every timber owner with respect to the harvesting of timber or felled or downed timber at specified rates. The Timber Yield Tax Law disallows, subject to certain exceptions, any adjustment of yield tax rates for 1979, 1980, or 1981 to reflect any portion of the property tax rate levied on the unsecured roll for the 1978–79 tax year, as provided, and requires that the Controller certify for a specified period the amount necessary to restore the deficient allocations, plus the amount necessary to bring the Timber Tax Reserve Fund to \$5,000,000. The specific provisions of that law providing for the restoration of any deficient allocations for the Timber Tax Reserve Fund however, were previously repealed.

This bill would delete these obsolete provisions relating to the adjustment of yield tax rates for 1979, 1980, and 1981, and the certification by the Controller of the amount necessary to restore certain deficient allocations.

This bill would declare that it is to take effect immediately as an urgency statute, as specified.

Ch. 520 (AB 1738) Committee on Local Government Electronic recordings: computer security auditors.

The Electronic Recording Delivery Act of 2004 authorizes, among other things, a county recorder, upon approval by a resolution of the board of supervisors and system certification by the Attorney General, to establish an electronic recording delivery system for the delivery and recording of specified digitized and digital electronic records, subject to specified conditions, including system certification, regulation, and oversight by the Attorney General.

The act also requires that a computer security auditor who is hired to perform an independent audit of the electronic recording delivery system shall have access to any aspect of the system. The act also requires that no person may be a computer security auditor or be granted secure access to an electronic recording delivery system if he or she has been convicted of a felony, has been convicted of a misdemeanor related to theft, fraud, or a crime of moral turpitude, or if he or she has pending criminal charges for any of these crimes and

requires all persons entrusted with secure access to the system to submit their fingerprints to the Attorney General for a criminal records check pursuant to specified procedures to determine whether they are eligible to have access to an electronic recording delivery system.

This bill would specify that for these purposes a person's criminal history information also includes federal convictions and arrests and would require the Department of Justice to forward requests from the Attorney General to the Federal Bureau of Investigation for this information. The bill would also require the Attorney General to review and compile this information to determine the person's eligibility to have access to an electronic recording delivery system and would authorize the Department of Justice to charge a fee to cover the cost of processing federal criminal offender record information.

Ch. 521 (AB 137) Committee on Budget Public resources.

Existing law establishes the Oil Trust Fund (fund) in the State Treasury and appropriates money in the fund to the State Lands Commission for specified costs associated with removal of oil and gas facilities commencing when the City of Long Beach adopts and transmits to the commission an ordinance declaring that certain tidelands oil fields have been abandoned and mitigation for environmental damage can begin. Existing law provides that the total amount deposited in the fund shall not exceed \$300,000,000.

This bill, instead, would require the City of Long Beach to adopt and transmit to the commission a resolution declaring that specified oil revenue is insufficient to fund those specified costs. The bill would provide that, from the date the balance in the fund totals \$300,000,000, all interest earned thereafter shall be transferred to the General Fund. In addition, all money remaining in the fund after completion of specified remediation activities shall be transferred to the General Fund.

This bill would require the commission to notify the Controller within 60 calendar days of receiving specified documentation from the city that expenditures from the fund may be made. The bill would also require the commission to submit to the Department of Finance and to the fiscal and appropriate policy committees of the Legislature a copy of the schedule for expenditures for disbursement of moneys from the fund.

Ch. 522 (AB 216) Oropeza Administration of transportation funds.

(1) The Traffic Congestion Relief Act provides for the Department of Transportation to allocate certain funds in the Traffic Congestion Relief Fund, as directed by the California Transportation Commission, to transportation agencies for certain transportation projects specified by statute. Existing law provides that funds allocated from the fund shall be available for encumbrance for 3 years after the date of allocation, with encumbered funds to be available for liquidation for 2 additional years, and further provides that funds not expended within that time limit shall revert to the Traffic Congestion Relief Fund, a continuously appropriated fund.

This bill would authorize the commission, with respect to any reverted funds in the Traffic Congestion Relief Fund, to direct the department to reallocate those funds to the same project if the commission makes certain findings.

(2) Existing law authorizes the expenditure of toll bridge revenues from the state-owned toll bridges within the jurisdiction of the Metropolitan Transportation Commission (MTC) for specified purposes, including a marketing program to promote tax-saving opportunities for employers and employees under federal law. Existing law also requires the MTC to adopt a regional transit connectivity plan by December 1, 2005 and a Bay Area Regional Rail Plan by July 1, 2006.

This bill would include as part of the marketing program tax deductions that are available under federal law for travel expenses. The bill would also delay the date for MTC to adopt a regional transit connectivity plan to May 1, 2006, and would delay the date for it to adopt the Bay Area Regional Rail Plan to July 1, 2007.

Ch. 523 (AB 258) Matthews Medi-Cal: durable medical equipment.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services, pursuant to which medical benefits are provided to public assistance recipients and certain other low-income persons.

Under existing law, durable medical equipment is a covered benefit under the Medi-Cal program, subject to utilization controls.

This bill, commencing July 1, 2006, would require any provider of custom rehabilitation equipment and custom rehabilitation technology services, as defined, to a Medi-Cal beneficiary to have on staff, either as an employee or independent contractor, or have a contractual relationship with, a qualified rehabilitation professional, as defined, who was directly involved in determining the specific custom rehabilitation equipment needs of the patient and was directly involved with, or closely supervised, the final fitting and delivery of the custom rehabilitation equipment.

This bill would require, commencing January 1, 2006, that a physical examination be conducted before a motorized wheelchair or scooter is prescribed, and would additionally require the prescribing medical provider to complete a certificate of medical necessity, developed by the department, for the motorized wheelchair or scooter.

Ch. 524 (AB 296) Negrete McLeod Hepatitis C.

The existing Hepatitis C Education, Screening, and Treatment Act requires the Director of Corrections to perform various functions and duties with respect to testing and treatment of individuals in the correctional system for hepatitis C. Existing law requires the director to provide the budget subcommittees of the Legislature, on or before March 1, 2002, with an annual statistical report on the prevalence of the hepatitis C virus in correctional facilities and trends in the incidence and prevalence of the hepatitis C virus in the correctional system. Existing law implements these provisions only to the extent funds for this purpose have been appropriated in the annual Budget Act.

This bill would require the Department of Corrections and Rehabilitation to make hepatitis C screening available without copayment to an inmate, make testing confidential, and make available hepatitis C information for all inmates upon intake examination or while providing general information.

Ch. 525 (AB 304) Hancock Building standards: reconstruction.

Existing law authorizes a city, city and county, or county to establish, by ordinance, building reconstruction standards applicable to the reconstruction of buildings identified, as specified, by the city, city and county, or county as being hazardous to life if an earthquake occurs.

This bill would include within those buildings that are potentially hazardous if an earthquake occurs, woodframe, multiunit residential buildings constructed before January 1, 1978, where the ground floor portion of the structure contains parking or other similar open floor space that causes soft, weak, or open-front wall lines, as specified, and would require the seismic retrofit of these buildings to comply with a nationally recognized model code relating to the retrofit of existing buildings or substantially equivalent standards. The bill would replace the word "reconstruction" with "seismic retrofit" in provisions governing earthquake hazardous building reconstruction and would define seismic retrofit for purposes of provisions governing earthquake protection.

Ch. 526 (AB 356) Chan Health care coverage: rating and underwriting criteria.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care, and makes a violation of the act's provisions a crime. Existing law also provides for the licensure and regulation of health insurers by the Department of Insurance.

This bill would, except as specified, require a health care service plan that offers health care coverage in the individual market to provide an individual to whom it denies coverage or enrollment or to whom it offers coverage at a higher than standard rate, with the specific reason or reasons for that decision in writing. The bill would also require such a plan or a health insurer to notify the contractholder or policyholder of a change in premium rate or coverage, including the reasons for a rate increase. The bill would, except as specified, require a health care service plan and a health insurer to inform an applicant of the California Major Risk Medical Insurance Program if it rejects an applicant or his or her dependents for coverage or offers individual coverage at a rate that is higher than the standard rate. The bill would also require a health care service plan and a health insurer to have written policies, procedures, or underwriting guidelines establishing the criteria and process for denial of coverage decisions with regard to individuals and ratesetting for that coverage. The bill would require a health care service plan or health insurer to submit these policies, procedures, or guidelines and certain additional information annually to the Director of the Department of Managed Health Care or the Commissioner of the Department of Insurance, respectively. The bill would, commencing September 1, 2006, require the director and the commissioner to make specified information related to rating and underwriting criteria and practices available via their Web sites. The bill would also require certain disclosure forms issued, amended, or renewed on and after September 1, 2006, for specified group benefit plans to include a notice advising consumers to examine their options before declining continuation coverage.

Because a violation of the bill's provisions with respect to health care service plans would be a crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 527 (AB 587) Negrete McLeod Public employees: health benefits.

The Public Employees' Medical and Hospital Care Act requires the Board of Administration of the Public Employees' Retirement System to approve health benefit plans for certain public employees and annuitants, and authorizes the board to contract with carriers offering health benefit plans. The act prohibits employees, annuitants, and family members who become eligible on or after January 1, 1985, for Part A and Part B of Medicare from enrolling in a basic health benefit plan.

This bill would further prohibit employees, annuitants, and family members enrolled in a prescription drug plan under Part D of Medicare from enrolling in a board-approved health benefit plan, unless enrolled in an approved Medicare Advantage plan.

Ch. 528 (AB 747) Blakeslee State excluded employees: catastrophic leave.

Existing law authorizes the Director of the Department of Personnel Administration to formulate and adopt rules and regulations affecting the purposes, responsibilities, and jurisdiction of the department and that are consistent with the law and necessary for personnel administration. Pursuant to these regulations, excluded employees are permitted to transfer annual leave, vacation, compensating time off, and holiday leave credits to an excluded employee or represented employee who has exhausted all of his or her paid time off when a catastrophic illness or injury occurs to the recipient employee or a member of his or her family.

This bill would codify this regulation and in addition, would permit an excluded employee, for catastrophic leave purposes, to be the recipient of annual leave, vacation, compensating time off, and holiday leave credits donated by a represented employee.

Ch. 529 (AB 889) Ruskin Weights and measures.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

Existing law, until January 1, 2006, provides that the State Sealer, county sealers, and their deputies and inspectors may level a civil penalty against a person for violating provisions of law relating to weights and measures, as specified. Existing law also provides that any person convicted or determined to be civilly liable for violating these provisions shall be liable for costs incurred in investigating the action, as specified.

This bill would provide that provisions that allow sealers to impose civil penalties would remain in effect. This bill would also specify that no investigative costs shall be imposed for violations of these provisions for which civil penalties are imposed.

Existing law permits the board of supervisors of a county to charge an annual device registration fee to recover the costs of inspecting or testing weighing and measuring devices by the county sealer not to exceed those fees specified in a table of maximum annual charges. Existing law provides that these provisions shall remain in effect only until January 1, 2006.

This bill would provide that these provisions would remain in effect until January 1, 2011, however, it would also revise and recast the annual registration fees that may be charged. This bill would provide that the annual registration fee would consist of a business location fee and a device fee, as defined. This bill would set forth various device fees, a maximum fee, and would also provide that fees shall graduate from \$60 for the location fee and 60% of the maximum applicable device fee specified, until January 1, 2008, at which time the location fee shall be \$100, and the device fee shall be 100% of the fees specified in these provisions.

This bill would provide the criteria and methodology, as specified, by which local officials are to measure and verify the accuracy of a point-of-sale system. This requirement would remain in effect only until January 1, 2009.

By directing local officials to follow a specified standard of inspection this bill would impose a state-mandated local program.

Existing law directs the Secretary of the Department of Food and Agriculture to adopt regulations that specify the type of violations for which civil penalties may be imposed, as specified, for persons who violate laws governing weights and measures.

This bill would repeal that provision.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 530 (AB 897) Coto Braille standards.

Existing law requires school districts, special education local plan areas, or county offices of education to provide opportunities for braille instruction for pupils who, due to a prognosis of visual deterioration, may be expected to have a need for braille as a reading medium.

Existing law requires the Superintendent of Public Instruction to form an advisory task force, with prescribed membership approved by the State Board of Education, to develop standards for mastery of the braille code by pupils, and to report to the Governor and the Legislature by June 30, 2004.

This bill would require the Superintendent to utilize that task force to develop standards for pupils to learn, and to achieve mastery of, the braille mathematics code as they progress from kindergarten and grades 1 to 12, inclusive. The bill would require that these standards be developed for pupils who, due to a visual impairment, are functionally blind or may be expected to have a need to learn the braille code as their primary literacy mode for learning. The bill would require the task force to report to the state board by March 1, 2006, regarding those standards.

The bill would also require the state board to adopt, by June 1, 2006, braille reading and mathematics standards for pupils who, due to a visual impairment, are functionally blind or may be expected to have a need to learn the braille code as their primary literacy mode for learning.

The bill would also require county offices of education, school districts, and special education local plan areas to provide opportunities for instruction for these pupils to master the braille reading and mathematics standards.

Ch. 531 (AB 901) Ridley-Thomas Covered loans.

Existing law imposes various restrictions on certain consumer loans defined as “covered loans,” including prohibiting a covered loan from including a prepayment fee or penalty after the first 36 months after the date of the loan and requiring a specified disclosure notice to a consumer before a covered loan is made. Existing law defines the term “covered loan” to mean a consumer loan in which the original principal balance of the loan does not exceed \$250,000 in the case of a mortgage or deed of trust where certain conditions are met.

This bill would instead provide that the term “covered loan” means a consumer loan in which the original principal balance of the loan does not exceed the most current conforming loan limit for a single-family first mortgage loan established by the Federal National Mortgage Association.

Existing law requires a county board of supervisors to review annually the effectiveness of the district attorney in deterring, investigating, and prosecuting real estate fraud crimes based upon information provided by the district attorney in an annual report submitted to the board.

This bill would also provide that the report be submitted to the Legislative Analyst’s Office, which would be required to compile the results and report to the Legislature.

Ch. 532 (AB 1045) Frommer Payers’ Bill of Rights: procedure charges.

Existing law provides for the licensure and regulation of health facilities by the State Department of Health Services. A violation of those provisions is a misdemeanor.

The existing Payers’ Bill of Rights requires each hospital to compile a list of the charges for 25 services or procedures commonly charged to patients. Beginning July 1, 2004, existing law requires each hospital to make that list available to any person upon request and to file the list annually with the Office of Statewide Health Planning and Development.

This bill would recast those provisions to require each hospital to compile a list of the average charges for 25 common outpatient procedures and the 25 most common inpatient procedures, as grouped by Medicare diagnostic-related group (DRG), and to submit these lists to the office. The bill would require each hospital to provide a list of average charges for outpatient procedures to the office and would require the office to publish this information on its Internet Web site. The bill would require certain information to be updated by the office at least annually.

Existing law authorizes the Office of Statewide Health Planning and Development to compile a list of the 10 most common Medicare DRGs and the average charge for each of these DRGs per hospital and to publish that information on its Internet Web site.

This bill would repeal those provisions.

Except for the provision of emergency services, this bill would require a hospital, upon the request of a person with no health coverage, to provide the person with a written estimate of the amount the hospital will require the person to pay for the health care services, procedures, and supplies that are reasonably expected to be provided to the person by the hospital and an application for financial assistance or charity care.

This bill would provide that any hospital that does not file the information required by the Payers’ Bill of Rights may be liable for civil penalties.

By changing existing duties of a hospital, the bill would change the definition of a crime, and would thereby impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 533 (AB 1065) Matthews Kitchen grease: transporters.

Existing law requires any person who engages in the transportation of inedible kitchen grease, as defined, to be registered with the Department of Food and Agriculture. Existing law authorizes registered transporters or licensed renderers to transport inedible kitchen grease, as specified.

This bill would define “interceptor grease” for purposes of regulation, including setting fees for transporters of interceptor grease. The bill would require licensed renderers to be registered as transporters in order to transport inedible kitchen grease. The bill would require, as a condition of registration as a transporter of inedible kitchen grease, that the applicant demonstrate the ability to respond to specified damages by means of a policy of insurance or surety bond of not less than \$2,000,000, as specified, and subject to exception. The bill would authorize the department to refuse to register an applicant if certain conditions are found. The bill would authorize the applicant to appeal that denial and would require the department to establish an appeals process for that purpose.

Existing law authorizes the department after a noticed hearing, to suspend or revoke a transporter’s registration if it finds certain acts were committed.

This bill would authorize the department to suspend or revoke a transporter’s registration for those findings, and would expand the circumstances requiring suspension or revocation to include violations of specified provisions relating to the transportation of inedible kitchen grease. The bill would authorize an appeal of the suspension or revocation and require the department to establish an appeals process including a noticed hearing. The bill would establish similar provisions for the revocation or suspension of a renderer’s license and similarly provide for an appeals process.

Existing law provides that it is the purpose of the provisions regulating transporters of inedible kitchen grease to prevent the sale and transfer of illegally obtained inedible kitchen grease.

This bill would expand the purposes of these provisions to include protecting the environment, reducing blockages of public sewer systems, and preventing the improper and illegal transportation and disposal of interceptor grease.

The bill would make other conforming changes.

Existing law requires licensed renderers to record and keep certain records relating to receipt of inedible kitchen grease. Registered transporters and licensed renderers are required to exhibit those records on demand to any peace officer, among others.

This bill would require the records be kept for an additional year. Pursuant to other provisions of law, violation of this provision is a misdemeanor. By expanding the scope of an existing crime, this bill would impose a state-mandated local program. This bill would authorize the department to establish a system for documenting and tracking the transportation of inedible kitchen grease in order to ensure the proper disposal or recycling of that material.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 534 (AB 1143) Emmerson Dentistry.

Existing law provides for the licensing and regulation of dentists by the Dental Board of California. Existing law authorizes a person who furnishes satisfactory evidence of having a pending contract with a California dental college approved by the board as a full-time professor, an associate professor, or an assistant professor, who meets specified education and certification requirements, and who pays a fee, to apply to take an examination for a special permit to practice dentistry.

This bill would delete the requirement that an applicant apply to take the examination, and would instead authorize him or her to apply for a special permit. The bill would authorize

a special permit to be granted where the employment is full time or part time, as defined, and would limit the application fee for a special permit to \$300 and the renewal fee to \$100. The bill would exempt from the education and certification requirements a dentist whose expertise or skill is in a specialty area of dental practice approved by the American Dental Association and recognized by the board or a general dentist, if the dentist has written verification from the dean of a dental school where an employment contract as a professor is pending that the addition of the dentist to the faculty will benefit the students and the dental school program. The bill would limit the special permits issued under these exemptions to not more than 5 of each type per dental school. The bill would authorize a person who has held a special permit for the 7 preceding years to enter into a part-time contract with a California dental college approved by the board if specified conditions are met, and would prohibit the holder of a special permit from practicing more than one day a week in the school's dental practice facility. The bill would also require that an applicant for a special permit furnish satisfactory evidence of successfully completing an examination in California law and ethics developed and administered by the board.

Ch. 535 (AB 1158) Lieber Civil procedure.

(1) Existing law, the California Anti-SLAPP Law, provides that a cause of action against a person arising from any act of that person in furtherance of the person's right of petition or free speech under the United States or California Constitution in connection with a public issue, as specified, shall be subject to a special motion to strike, unless the court, after considering the pleadings and supporting and opposing affidavits, determines that there is a probability that the plaintiff will prevail on the claim. If the court determines that the plaintiff has established that probability, neither that determination nor the fact of that determination is admissible in evidence at any later stage of the case, and no burden of proof or degree of proof otherwise applicable is affected by that determination.

This bill would provide, when the court determines that the plaintiff has established a probability that he or she will prevail on the claim, that neither that determination nor the fact of that determination shall be admissible in evidence at any later stage of the case, or in any subsequent action, and no burden of proof or degree of proof otherwise applicable shall be affected by that determination in any later stage of the case or in any subsequent proceeding.

(2) Existing law provides that a special motion pursuant to the above provisions may be filed within 60 days of service of the complaint or, in the court's discretion, at any later time upon terms it deems proper. Existing law also specifies that the motion shall be noticed for hearing not more than 30 days after service unless the docket conditions of the court require a later hearing.

This bill would require that the motion be scheduled by the clerk of the court for a hearing no more than 30 days after the service of the motion unless the docket conditions of the court require a later date.

(3) This bill would exempt a SLAPPback, as defined, from specified provisions of the California Anti-SLAPP Law, and would establish separate procedures for these actions. Among other things, the bill would require a special motion to strike a SLAPPback to be filed within 120 days of the service of the complaint or, at the court's discretion, within 6 months of the service of the complaint or at any later time in extraordinary cases, as specified. Additionally, the bill would authorize a party opposing a special motion to strike a SLAPPback to file an ex parte application for a continuance to obtain necessary discovery. The bill would require the court to award costs and reasonable attorney's fees to a plaintiff prevailing on a special motion to strike a SLAPPback if the court finds that the motion is frivolous or solely intended to cause unnecessary delay. These provisions would not apply to a SLAPPback filed by a public entity.

(4) The bill would declare the Legislature's intent with respect to certain provisions of the bill.

(5) This bill would declare that it is to take effect immediately as an urgency statute.



Ch. 536 (AB 1170) Canciamilla San Francisco Bay Area Rapid Transit District: seismic retrofit work: joint use agreements.

Existing law creates the San Francisco Bay Area Rapid Transit District to construct and operate a rail transit system in the Bay Area. The existing California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. The act exempts from the requirement specified discretionary projects, including specific actions necessary to prevent or mitigate an emergency. Existing law includes in those exempt actions, until June 30, 2005, the San Francisco Bay Area Rapid Transit District's seismic retrofit work on any existing structures or facilities, as specified, necessary for rapid transit service if the district conducts 3 workshops and other outreach efforts to ensure public awareness of the proposed seismic retrofit work prior to commencement of construction.

This bill would revise the exemption applicable to the district's seismic retrofit work on existing structures or facilities and impose certain conditions relative to the exemption. The bill would make these provisions operative until June 1, 2010.

Existing law authorizes the district to enter into agreements for the joint use of any property and rights by the district and any city, public agency, or public utility operating transit facilities for various cooperative ventures relative to transit service.

This bill would revise and recast these provisions.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 537 (AB 1194) Oropeza Entertainment: emergency exits.

(1) Existing law requires the State Fire Marshal to prepare and adopt regulations establishing minimum requirements for the prevention of fire and for the protection of life and property against fire and panic in, among other things, any assembly occupancy where 50 or more persons may gather together in a building, room, or structure for the purpose of amusement, entertainment, instruction, deliberation, worship, drinking or dining, awaiting transportation, or education.

This bill would require that any person, as specified, that owns, rents, leases, or manages a facility, as defined, that hosts a ticketed event for live entertainment make an announcement of the availability of emergency exits prior to the beginning of the live entertainment. Because a violation of this provision would be a misdemeanor, the bill would impose a state-mandated local program by creating a new crime.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 538 (AB 1378) Lieber Developmental services facilities.

(1) Existing law, the Lanterman Developmental Disabilities Services Act, requires the State Department of Developmental Services to allocate funds to private nonprofit regional centers for the provision of community services and support for persons with developmental disabilities and their families, and sets forth the duties of the regional centers, including, but not limited to, development of individual program plans and the monitoring of services. Existing law requires the department to develop a plan for the proposed closure of any developmental center.

This bill would authorize the department to operate any facility, provide employees to assist in the operation of any facility, provide other necessary services and supports, or contract with any entity for the use of the department's employees to provide services in furtherance of an orderly closure of Agnews Developmental Center.

(2) Existing law sets forth the rules relating to the liability of governmental agencies for tort injury caused by the action or omission of its officers or employees, including, but not limited to, the operation of mental institutions or medical facilities.

This bill would define “mental institution” or “medical facility” for this purpose to also include a developmental services facility, as defined.

(3) Existing law prohibits a retired, dismissed, separated, or formerly employed person of any state agency or department employed under the state civil service or otherwise appointed to serve in state government, within 2 years of the date the person left state employment, from entering into a contract in which he or she engaged in any of the negotiations, transactions, planning, arrangements, or any part of the decisionmaking process relevant to the contract while employed in any capacity by any state agency or department. For a period of 12 months following the date of his or her retirement, dismissal, or separation from state service, existing law prohibits a person employed under state civil service or otherwise appointed to serve in state government from entering into a contract with any state agency if he or she was employed by that state agency in a policymaking position in the same general subject area as the proposed contract within the 12-month period prior to his or her retirement, dismissal, or separation.

This bill would make these provisions inapplicable to any person who, in connection with the closure of Agnews Developmental Center, provides developmental services.

#### Ch. 539 (AB 1386) Laird Dentistry: oral conscious sedation.

Existing law provides for the licensing and regulation of dentists by the Dental Board of California. Existing law prohibits a dentist from administering or supervising the administration of general anesthesia, as defined, on an outpatient basis for dental patients unless the dentist has a general anesthesia permit from the Board of Dental Examiners. Existing law requires a permittee to meet specified requirements, including permitting onsite inspection and evaluation at least once every 6 years and completing 15 hours of approved courses of study related to general anesthesia as a condition of renewal.

This bill would instead require an onsite inspection and evaluation at least once every 5 years, and would require a permittee to complete 24 hours of approved courses of study related to general anesthesia as a condition of renewal.

Existing law generally prohibits a dentist from administering or ordering the administration of conscious sedation, as defined, on an outpatient basis unless the dentist has a general anesthesia permit or has a conscious sedation permit from the board. Existing law sets forth specified requirements that must be met in order to receive a conscious sedation permit, including educational requirements, and sets forth certain activities that constitute unprofessional conduct with respect to conscious sedation.

This bill would revise the definition of conscious sedation and oral conscious sedation, and would specify that a patient whose only response is reflex withdrawal from painful stimuli is not in a state of conscious sedation or oral conscious sedation.

Existing law authorizes a dentist without a permit to administer, or order the administration of, oral conscious sedation for minor patients if he or she registers his or her name with the board and meets specified requirements, including certain advanced education or residency requirements. Existing law sets forth precautions for dentists to take applicable to the oral conscious sedation of minors. A violation of the provisions governing the oral conscious sedation of minors constitutes unprofessional conduct.

This bill would revise the advanced education and residency requirements. The bill would also authorize a dentist without a permit to administer, or order the administration of, oral conscious sedation for adult patients if he or she registers his or her name with the board, pays an application fee, and meets specified requirements. The bill would set forth precautions for dentists to take applicable to the oral conscious sedation of adults. The bill would make a violation of the provisions governing the oral conscious sedation of adults unprofessional conduct, subject to revocation or suspension of the dentist’s permit, certificate, or license, or

all 3, or reprimand or probation. The bill would also require, in all cases of oral conscious sedation, that the drugs or techniques used have a margin of safety wide enough to render unintended loss of consciousness unlikely, and would require for very young or handicapped individuals incapable of the usually expected verbal response a minimally depressed level of consciousness to be maintained.

The bill would appropriate \$47,000 to the Department of Consumer Affairs from the State Dentistry Fund for processing applications for adult conscious sedation certificates.

This bill would delete obsolete related provisions.

Ch. 540 (AB 1438) Salinas Local agencies: open meetings.

(1) The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency be open and public and all persons be permitted to attend. The act authorizes a legislative body to use teleconferencing, subject to specified requirements, including that each teleconference location be accessible to the public and that at least a quorum of the members of the body participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction.

Existing law provides that in counties selected by the Director of Health Services with the concurrence of the county, a special county health authority may be established in order to meet the problems of delivery of publicly assisted medical care in each county, and to demonstrate ways of promoting quality care and cost efficiency.

This bill would provide that, notwithstanding the provisions of the act on teleconferencing, until January 1, 2009, with respect to a teleconference meeting of a county health authority established in a county under specified provisions, members of a health authority who are outside the jurisdiction may be counted toward the establishment of a quorum when participating in the teleconference if at least 50% of the number of members that would establish a quorum are present within the jurisdiction and the health authority provides a teleconference number and associated access codes, if any, that allows any person to call in to participate in the meeting and that number and access codes are identified in the notice and agenda of the meeting.

(2) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

Ch. 541 (AB 1497) Baca Government real property.

(1) In 1984, the State of California, through the Director of General Services, conveyed certain real property to the Redevelopment Agency of the City of San Bernardino on the condition that it only be used for park and recreation purposes. The deed was recorded in San Bernardino County on November 13, 1984, and transferred to the city a specified parcel within the County of San Bernardino.

This bill would state that under a particular quitclaim deed, real property was transferred to the Redevelopment Agency of the City of San Bernardino with a specified use restriction and the state has the right to reenter and take possession of the real property and to cause the title to the property to revert to the state if the use restriction is violated. The bill would state that the Legislature recognizes that the property was transferred to the San Bernardino City School District for use as recreational fields that will be accessible to the public. The bill would state that the Legislature acknowledges that this use is in compliance with the purposes and intent of the use restriction.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 542 (AB 1533) Bass Health care coverage.

Existing law governs the licensure and regulation of health care service plans and insurers, and makes a willful violation of the provisions governing health care service plans a crime. Existing law defines a "late enrollee" as an eligible employee or dependent who has declined health coverage under the health benefit plan offered through employment or sponsored by an employer at the time of the initial enrollment period provided under the terms of the health benefit plan and who subsequently requests enrollment in that plan. Existing law provides exceptions under which an eligible employee or dependent is not considered a late enrollee.

This bill would add to those exceptions an individual, or his or her dependent, who has lost or will lose Healthy Families Program coverage as a result of exceeding the program's income or age limits and who requests enrollment within 30 days after termination of coverage.

Because the bill would change the definition of a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 543 (AB 1610) Wolk Charter schools.

(1) Existing law, the Charter Schools Act of 1992, requires a charter school to comply with the provisions of its charter and the laws pertaining to charter schools and exempts charter schools from the laws governing school districts, with specified exceptions. Existing law authorizes the governing board of a charter school to request, and the State Board of Education to approve, a waiver of any otherwise applicable provision of law until July 1, 2005, with certain requirements.

This bill, instead, would make these provisions operative until January 1, 2007.

(2) Existing law, the Charter Schools Act of 1992, permits teachers, parents, pupils, and community members to petition the governing board of a school district to approve a charter school to operate independently from the existing school district structure as a method of accomplishing, among other things, improved pupil learning.

Existing law requires that charter schools meet specified statewide standards and conduct the specified pupil assessments.

This bill would require that these standards and pupil assessments include the high school exit examination, and would require a pupil completing grade 12 to successfully pass the exit examination as a condition of receiving a diploma of graduation.

This bill would also require a charter school, if a pupil is expelled or leaves the charter school without graduating or completing the school year for any reason, to notify the superintendent of the school district of the pupil's last known address within 30 days, and, upon request, to provide that school district with a copy of the cumulative record of the pupil, including a transcript of grades or report card, and health information, thereby imposing a state-mandated local program.

(3) Existing law authorizes a county board of education to approve a petition for the operation of a charter school that operates at one or more sites within the geographic boundaries of the county, and that provides instructional services that are generally not provided by a county office of education, if the county board of education finds, among other things, that the educational services to be provided by the charter school will offer services to a pupil population that will benefit from those services and that cannot be served as well by a charter school that operates in only one school district in the county. Existing law establishes petition and public hearing procedures prior to the approval of a petition for the establishment of such a charter school. Existing law requires the county board of education to deny a petition for the establishment of such a charter school if the board finds, among other things, that the petition does not contain reasonably comprehensive descriptions, as specified, with respect to the educational program of the school.

This bill would, if the proposed charter school serves high school pupils, expand the requirements of the petition to include a reasonably comprehensive description as to how the charter school will inform parents regarding transferability of courses to other public high schools and as to whether each individual course offered by the charter school meets college entrance requirements, as specified, admission requirements of the charter school, the public school attendance alternatives for pupils residing within the county, certain employee rights, and procedures to be used if the charter school closes.

Under existing law, a charter may be granted, as specified, for a period not to exceed 5 years, and renewed, as specified. Existing law authorizes a material revision of the provisions of a charter petition to be made only with the approval of the authority that granted the charter, and specifies the standards and criteria that govern renewals and material revisions.

This bill would require that renewals and material revisions include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed.

(4) Existing law requires that charter schools meet specified statewide standards and conduct the specified pupils assessments.

This bill would require that these standards and pupil assessments include the high school exit examination, and would require a pupil completing grade 12 to successfully pass the exit examination as a condition of receiving a diploma of graduation.

(5) Existing law requires a charter school to offer, at a minimum, a specified number of minutes of instruction for the appropriate age levels, to maintain written, contemporaneous records that document all pupil attendance, and to make these records available for audit and inspection.

This bill would prohibit the State Board of Education or the Superintendent of Public Instruction from waiving these requirements, but would permit the waiver of fiscal penalties incurred due to such a violation, with certain requirements.

(6) Existing law requires that the ratio of average daily attendance for independent study pupils 18 years of age or less to school district or county office of education full-time equivalent certificated employees responsible for independent study not exceed specified ratios.

This bill would authorize a charter school to calculate the above pupil-certificated employee ratio by using a fixed pupil-teacher ratio of 25 to 1, or less than 25 pupils per certificated employee.

(7) This bill would also make various technical, nonsubstantive changes to existing law.

(8) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 544 (AB 1655) Jerome Horton Public postsecondary education: fees and tuition: waiver: survivors of deceased law enforcement and firefighting personnel.

Existing law requires the Regents of the University of California, the Board of Directors of the Hastings College of the Law, and the Trustees of the California State University to excuse the mandatory systemwide tuition and fees of any surviving spouse or surviving child, natural or adopted, of a deceased person who was a resident of the state, who was employed by a public agency, or who was a contractor, or who was an employee of a contractor, as defined, whose principal duties consisted of active law enforcement service or active fire suppression and prevention, and who was killed in the performance of those duties. This provision is applicable to the Regents of the University of California only if the regents, by resolution, make it applicable.

This bill would add a surviving stepchild who, at the time of the death of that deceased person or at any time while that stepchild was a minor, was living or domiciled with the deceased person and claimed on a tax form filed by or on behalf of that deceased person, to the categories of survivors for whom the waiver of mandatory systemwide fees or tuition is authorized by this provision.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 545 (AB 1712) Hancock Domestic violence.

Existing law authorizes the Alameda County Board of Supervisors, upon making findings and declarations supporting the need for governmental oversight and coordination of the multiple agencies dealing with domestic violence, to authorize an increase in the fees for certified copies of marriage certificates, birth certificates, fetal death records, and death records, up to a maximum increase of \$2. Existing law authorizes the Alameda County Board of Supervisors to authorize an increase in those fees each year. In addition to those fees, existing law requires any applicant for a certified copy of a birth certificate, a fetal death record, or death record in Alameda County to pay an additional fee to the local registrar, county recorder, or county clerk as established by the Alameda County Board of Supervisors.

Existing law requires the Alameda County Board of Supervisors to direct the local registrar, county recorder, and county clerk to deposit the above fees into a special fund. Existing law authorizes the county to retain up to 4% of the fund for administrative costs and requires proceeds from the fund to be used for governmental oversight and coordination of domestic violence and family violence prevention, intervention, and prosecution efforts.

The above provisions of existing law remain in effect only until January 1, 2010.

This bill would additionally authorize the City Council of the City of Berkeley to authorize an increase in the fees within its local health jurisdiction for certified copies of birth certificates, fetal death records, and death records, up to a maximum increase of \$2. The bill would also authorize the city to authorize an increase in those fees each year and to establish an additional fee that any applicant for a certified copy of a birth certificate, a fetal death record, or death record in the city must pay to the local registrar. The bill would require the city to direct the local registrar to deposit the above fees into a special fund, separate from the county's special fund, and would authorize the city to retain up to 4% of the fund for administrative costs.

This bill would require the City Council of the City of Berkeley to submit a report to the Assembly Committee on Judiciary and the Senate Committee on Judiciary, by no later than July 1, 2009, containing designated information relating to the receipt and expenditure of the authorized fees and domestic violence prevention, intervention, and prosecution efforts in the city.

This bill would state the finding and declaration of the Legislature that, due to unique circumstances applicable to the City of Berkeley, a statute of general applicability cannot be made applicable.

Ch. 546 (AB 1753) Committee on Governmental Organization Gambling.

(1) The Gambling Control Act regulates the business of gambling within California and specifically requires every key employee, as defined, to apply for and obtain a key employee license. Pursuant to that act, a person is prohibited from being issued a key employee license unless that person is a California resident.

This bill would delete that restriction on obtaining a license.

(2) Existing law defines and regulates gaming, and further prohibits the transport and possession of slot machines, unless for purposes of display at trade shows and if the machine is inoperable.

This bill would add use as a prop for movies or television as an exemption, permitting the transport and possession of slot machines, and would provide that the exemption applies if the machine is inoperable or is set on "demonstration mode," as defined.

(3) Existing law prohibits persons from engaging in specified unlawful gambling activities, including fraudulently obtaining money or property from another person by the game of 3 card monte or other games, pool selling or bookmaking, or attempting to influence the outcome of sporting events or contests, among other offenses. Existing law specifies the penalties for each of those offenses and makes them punishable by imprisonment or by fine, or both.

This bill would revise the penalties for each of those offenses, and would set maximum and minimum fine amounts for each violation. The bill would also make technical, nonsubstantive changes to those provisions.

By changing the penalties of various gambling crimes, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 547 (AB 1772) Committee on Public Employees, Retirement and Social Security Classified school employees.

(1) Existing law requires a personnel commission to prescribe, amend, and interpret rules regarding the merit system. Existing law requires that those rules be printed and made available to a school, among others.

This bill would provide that those rules may be electronically transmitted.

(2) Existing law, until January 1, 2006, in a school district with a pupil population over 400,000, authorizes an appointment for a school-based position to be made from any rank on an eligibility list, but requires consideration of certain factors.

The bill would, until January 1, 2007, in a school district with a pupil population over 400,000, authorize an appointment for an open, entry-level, school-based position to be made from any rank on an eligibility list, with consideration of certain factors.

(3) Existing law, until January 1, 2006, in a school district with a pupil population over 400,000, authorizes an appointment to be made from other than the first 3 ranks of eligible applicants on an eligibility list if one of several specified conditions is satisfied.

The bill would change the date on which that authorization is to be repealed to January 1, 2007.

(4) Existing law provides that certain requirements regarding giving written notice of tests, vacancies, and transfer opportunities do not apply to a school district that publishes and distributes examination bulletins to all work locations at least once each month, as specified.

This bill would authorize a school district to publish and distribute examination bulletins by electronic means.

(5) Existing law authorizes the governing board of a school district to grant reimbursement of the costs, including tuition fees, to a permanent classified employee who satisfactorily completes approved training to improve his job knowledge, ability, or skill.

This bill would authorize the governing board of a school district to permit a permanent classified employee to attend a minimum of one schoolday each year, during working hours, for job-related in-service training, with pay.

Ch. 548 (SB 131) Chesbro Medi-Cal: federally qualified health centers and rural health clinics: reimbursement rates.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which health care services are provided to qualified low-income persons. Federally qualified health center (FQHC) services and rural health

clinic (RHC) services described under federal law are covered Medi-Cal benefits. Existing law requires that FQHCs and RHCs be reimbursed on a per-visit basis and defines "visit" for this purpose as a face-to-face encounter between the FQHC or RHC patient and designated health care providers under prescribed conditions.

Existing law authorizes an FQHC to elect to be reimbursed on a fee-for-service basis for pharmacy and dental services.

Existing law establishes procedures for a federally qualified health center or rural health clinic to submit scope-of-service rate change requests to qualify for an adjustment to its per-visit rate.

This bill, notwithstanding existing law, would deem a scope-of-service change request to be timely when filed within 150 days following the beginning of the FQHC's or RHC's fiscal year following the year in which the change occurred.

Existing law provides for the establishment of a commission to operate a local initiative that provides or arranges for the delivery of health care services in all or part of the geographic area of Los Angeles County. Existing law authorizes the department to obtain approval for a demonstration or pilot project under applicable federal laws in connection with the local initiative in Los Angeles County.

This bill, with certain exceptions, would require FQHCs that are receiving cost-based reimbursement under the terms of the Los Angeles County Section 1115 Waiver Demonstration Project on June 30, 2005, referred to as "Los Angeles cost-based FQHCs," to transition to a prospective payment system rate upon expiration of that waiver.

#### Ch. 549 (SB 418) Escutia Rehabilitation loans.

Existing law creates the Rehabilitation Revolving Loan Guarantee Fund, administered by the Department of Rehabilitation, which is appropriated without regard to fiscal years for the purpose of guaranteeing loans to persons for the purchase of vans, automobiles, and other special equipment to facilitate transportation of the physically handicapped and to assist private employers and employees and other persons with disabilities to purchase adaptive aids and assistive devices.

Under existing law, one of the categories of persons eligible to receive loans under this fund is persons with disabilities who require a modified vehicle for mobility and who are ineligible for vocational rehabilitation services or who are eligible for vocational rehabilitation services but have been placed on the department's order of selection waiting list, subject to the requirement that the person be employed and require a vehicle to maintain that employment.

This bill would delete these vocational rehabilitation and employment requirements for eligibility under the fund. By eliminating these conditions of eligibility, and thus expanding the eligibility for persons who may receive loans under this continuously appropriated fund, the bill would make an appropriation.

Existing law establishes a supported employment loan guarantee program to assist employers and employees with disabilities to purchase durable equipment, adaptive aids, and assistive devices in order to engage in supported employment. Existing law also creates within the Rehabilitation Revolving Loan Guarantee Fund a Supported Employment Revolving Loan Guarantee Account from which the department makes these loan guarantees.

This bill would eliminate this account and instead would make loans available directly from the fund to parents of a child with, or persons with, a disability who require assistive technology, as defined, that is necessary for independent living. The bill would require that loans made pursuant to these provisions provide for a security interest to the lending institution in the equipment, aids, and devices for which the loan is made, to the extent possible. It would also make various technical and conforming changes.

Existing law prohibits any loan exceeding \$35,000 from being made to any eligible persons under the above provisions.



This bill would instead require that loans made to any eligible person not exceed \$50,000.

Existing law requires the department to adopt regulations not inconsistent with these provisions, that, among other things, establish criteria for determining eligibility for loans in the guarantee program that ensure that applicants have the ability to repay loans. Existing law, in the event that the amount of loans applied for under these provisions exceeds the amount of the loans that may be guaranteed, authorizes the department to establish a system of priorities for the approval of loans.

This bill would require the department to adopt regulations that give preference to those applicants not receiving other supports and services from the department.

Existing federal law provides for the award of grants to states to pay for the federal share of the cost of the establishment and administration of, or the expansion and administration of, an alternative financing program featuring one or more alternative financing mechanisms to allow individuals with disabilities and their family members, guardians, advocates, and authorized representatives to purchase assistive technology devices and assistive technology services. State eligibility for participation in this program is based on the state's previous award of continuity grants for technology-related assistance and other requirements including that the state enter into a contract with a community-based organization that has individuals with disabilities involved in organizational decision making at all organizational levels for purposes of administering the federal alternative financing program.

This bill would authorize the department to apply for the federal grant funding and to enter into a contract with a community-based organization for purposes of receiving a federal grant award under this program. The bill would permit moneys in the fund to be used for purposes of matching these federal grant funds, thereby making an appropriation.

This bill would also require that any federal funds received be deposited in the Rehabilitation Revolving Loan Guarantee Fund, thereby making an appropriation.

#### Ch. 550 (SB 615) Figueroa Cervical cancer.

Existing law requires the State Department of Health Services to conduct the Cervical Cancer Community Awareness Campaign. Existing law requires the campaign to provide awareness, assistance, and information regarding cervical cancer.

This bill would extend the scope of the campaign to include the human papillomavirus (HPV), including provider education aimed at promoting the awareness of HPV and its link to cervical cancer.

Existing law establishes the Cervical Cancer Fund in the State Treasury to be expended by the department, upon appropriation by the Legislature, for the campaign. Existing law provides that the campaign shall not be implemented unless and until funds are appropriated for that purpose in the annual Budget Act.

This bill would provide, instead, that the department shall conduct the Cervical Cancer Community Awareness Campaign only if voluntary contributions are received to support its activities in conducting the campaign, and would make the continued implementation of the campaign contingent upon the receipt of voluntary contributions for that purpose. The bill would further provide that if the Department of Finance determines that insufficient voluntary contributions for purposes of implementing these provisions have been deposited with the state by January 1, 2007, the Department of Finance shall notify either the Chief Clerk of the Assembly or the Secretary of the Senate of this fact, and these provisions would be repealed on January 1, 2007.

This bill would require the department to report to the chairs and vice chairs of the health committees of both houses of the Legislature, on or before January 1, 2007, on the progress of the campaign.

#### Ch. 551 (SB 643) Chesbro Nursing facilities.

(1) Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services, and which provides health care services to qualified

low-income recipients. The Medi-Cal program is partially governed and funded by federal Medicaid provisions.

Under existing law, the State Department of Health Services has obtained various waivers of Medicaid provisions generally aimed at enabling more Medi-Cal recipients to obtain the necessary services to reside in community settings.

This bill would authorize the department to seek an increase in the scope of these waivers, in order to enable additional nursing facility residents to transition into the community, but would condition implementation of these amended waivers upon obtaining federal financial participation, and only to the extent it can demonstrate fiscal neutrality within the overall department budget.

Existing law provides for the payment of claims for providers of services under the Medi-Cal system.

This bill would require the department, upon receipt of a complete and accurate claim for an individual nurse provider, as defined, to adjudicate the claim within an average of 30 days.

Existing law contains application procedures for the approval and enrollment of Medi-Cal providers.

This bill would require the department, during the budget proceedings of the 2006-07 fiscal year, and each fiscal year thereafter, to provide data to the Legislature specifying the timeframe under which it has processed and approved the provider applications submitted by individual nurse providers, as defined.

(2) Existing law authorizes the State Department of Developmental Services to approve a regional center proposal to provide for housing for persons eligible for regional center services.

This bill would clarify that the proposal would ensure full payment of leases, and would be based on the availability for occupancy.

Ch. 552 (SB 661) Migden Public postsecondary education: California State University: California Student Athlete Fair Opportunity Act of 2005.

Existing law establishes the public postsecondary education system in California. Among the segments of public postsecondary education in the state is the California State University, which is administered by the Trustees of the California State University.

This bill would require the trustees to ensure that all California State University campuses that provide athletic scholarships for student athletes also provide summer athletic scholarships commencing during the 2006 summer term.

The bill would require that the summer athletic scholarships provided under the bill be sufficient to cover the cost of tuition, fees, books, and supplies as calculated for purposes of the summer cost of attendance.

The bill would require the trustees to ensure that all California State University campuses that are members of the National Collegiate Athletic Association have a comprehensive plan for the academic support of student athletes. The bill would require that a student athlete may only receive summer financial aid assistance under the bill if that student athlete otherwise qualifies for that assistance irrespective of his or her status as a student athlete.

The bill would require the trustees to report to the Legislature and the Governor on or before November 1, 2006, and subsequently on or before November 1 of each odd-numbered year, commencing on November 1, 2007, with prescribed data regarding the status of athletic academic progress and athletic academic support in the California State University system for all campuses that are members of the National Collegiate Athletic Association.

The bill would prohibit the university from encumbering, for the purposes of the bill, any moneys from the state General Fund or any state university fee revenue.

Ch. 553 (SB 707) Kehoe Before and after school programs.

Existing law, the After School Education and Safety Program, creates incentives for establishing local before and after school enrichment programs and establishes maximum grants for before and after school programs. Existing law allows an applicant for one of those grants to request approval from the Superintendent of Public Instruction, prior to or during the grant application process, to provide services at another schoolsite for either the before or after school component if there is a significant barrier to pupil participation in a before and after school enrichment program at the school of attendance.

This bill would allow a program grantee that is temporarily prevented from operating a program at a given site due to natural disaster, civil unrest, or imminent danger to pupils or staff in addition to other sources of authority to transfer funds, as specified, to transfer funding to other program sites to meet attendance targets during that time period. The bill would allow the State Department of Education to recommend, and the State Board of Education to approve, a request by a program grantee for payment of funds, as specified, in the event that the grantee is temporarily prevented from operating its entire program due to natural disaster, civil unrest, or imminent danger to pupils or staff. The bill would allow the State Board of Education, upon the request of a program grantee, to approve other unforeseen events as qualifying a program grantee to shift funding to other program sites, as specified.

Existing law requires every after school component of a program to operate a minimum of 3 hours a day and at least until 6 p.m. on every regular schoolday.

This bill would authorize the State Department of Education to reimburse a program grantee for up to 125% of the maximum total grant amount for an individual school, upon specified conditions. The bill would require every after school component of a program to commence immediately upon the conclusion of the regular schoolday, and operate a minimum of 15 hours per week, and at least until 6 p.m. on every regular schoolday.

Existing law provides that in no event shall a pupil participate in a before school program less than 1½ hours per day to be eligible for funding.

This bill would make a school ineligible for funding for a pupil who attends less than one-half of the daily program hours.

Existing law provides that a program participant receiving state funding may expend no more than 15% of that funding on administrative costs.

This bill would provide that those funds need not be earned through pupil attendance.

Ch. 554 (SB 776) Runner Health care districts: mortgage insurance, loans, credit.

Existing law provides for the formation and establishes the powers of a health care district. Existing law places limits on the extent to which a health care district may borrow money and incur indebtedness.

Existing law authorizes the board of directors of any district to borrow money or issue bonds and to execute first mortgages, first deeds of trust, or other necessary security interests exclusively for the purpose of securing federal mortgage insurance or federal loans for financing or refinancing the construction of new health facilities, the expansion, modernization, renovation, remodeling, or alteration of existing health facilities, and the initial equipping of those health facilities under the federal mortgage insurance programs available to a local hospital district.

This bill would add to the purposes for which the board of directors of a district may borrow money, issue bonds, or execute first mortgages, first deeds of trust, or other security interests, the purpose of securing federally insured loans issued under the National Housing Act.

Existing law requires that any first mortgage, first deed of trust, or other necessary security interest be executed in favor of the United States or appropriate federal agency.

The bill would additionally authorize the board of directors to execute first mortgages, first deeds of trust, or other security interests in favor of a federally designated mortgagor.

Existing law states the Legislature's determination that the United States or appropriate federal agency named as beneficiary of any first mortgage or other security interest delivered as authorized by this section is not a private person or body for purposes of the California Constitution's prohibition on the Legislature delegating to a private person or body the power to make, control, appropriate, supervise, or interfere with county or municipal corporation improvements, money, or property, or to levy taxes or assessments, or perform municipal functions.

For purposes of the constitutional provision above, the bill would add that the Legislature determines that a federally designated mortgagor named as beneficiary of any first mortgage or other security interest is not a private person or body.

The bill would authorize a district, by resolution adopted by a majority of the district board, to (1) enter into a line of credit with a commercial lender that is secured by the accounts receivable or other intangible assets of the district, and thereafter borrow funds against the line of credit to be used for any district purpose, (2) enter into capital leases for the purchase by the district of equipment to be used for any district purpose, and (3) enter into lease-purchase agreements for the purchase by the district of real property, buildings, and facilities to be used for any district purpose.

#### Ch. 555 (SB 854) Ashburn Community learning centers.

Existing law establishes the After School Education and Safety Program to create incentives to establish locally driven before and after school enrichment programs for pupils in kindergarten and grades 1 to 9, inclusive.

Existing law states the intent of the Legislature that federally funded 21st Century Community Learning Centers complement the After School Education and Safety Program to provide the local flexibility needed to implement the federal 21st Century Community Learning Centers program through direct grants. Existing law, in accordance with the 21st Century Community Learning Centers program contained in the federal No Child Left Behind Act of 2001, allocates funds appropriated by the Budget Act of 2002 and prescribes requirements related to the allocation of funds.

The bill would allocate funds appropriated in the annual Budget Act for purposes of those learning center programs. The bill would set maximum per pupil rates, and maximum total grant amounts for before and after school learning center programs, as specified.

The bill would establish the Advisory Committee on Before and After School Programs for the purpose of providing information and advice to the Superintendent of Public Instruction, the Secretary for Education, and the State Board of Education regarding state and federal policy and funding issues affecting before and after school programs.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 556 (SB 954) Figueroa Information technology goods and services: procurement.

Existing law sets forth the requirements for the acquisition of information technology goods and services by the state, and requires all contracts for the acquisition of those goods and services to be made by or under the supervision of the Department of General Services, with expenditures in this regard subject to the review and approval of the Department of Finance.

This bill makes certain findings regarding the manner in which state agencies procure information technology goods and services. This bill would require the Department of General Services, on or before January 1, 2007, to develop policies and guidelines for the procurement of information technology goods and services, including identifying and documenting information for requests for proposals, publishing policies regarding obtaining bids for and acquiring information technology, establishing a centralized entity responsible for information technology procurement methods within the Department of General Services, developing uniform standards, with at least 2 public hearings, for information

technology procurement, and communicating rules and requirements to vendors and the general public.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 557 (SB 959) Kehoe San Diego Metropolitan Transit Development Board.

Existing law, the Mills-Deddeh Transit Development Act, creates the San Diego Metropolitan Transit Development Board, which is authorized to perform certain transportation functions in a portion of the County of San Diego, including planning and constructing exclusive public mass transit guideways. Under existing law, the board is authorized to enter into contracts for the acquisition of goods and services and is required to comply with specified requirements in that contracting process. Existing law authorizes the board to issue revenue bonds and to borrow money in accordance with certain procedures.

This bill would extend various types of benefits to the board that are accorded under existing law to other public agencies. The bill would revise the board's contracting requirements and its responsibilities for planning and constructing exclusive public mass transit guideways, specifying that the board provide input on those matters to the San Diego Association of Governments (SDAG). The bill would name SDAG the designated recipient of federal transit funds and would require the board to administer its transportation funding and its public transit system in conformity with the San Diego Regional Transportation Consolidation Act.

Because the bill would require the board to assume additional responsibilities, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 558 (SB 962) Chesbro Adult Residential Facility for Persons with Special Health Care Needs: pilot project.

Existing law, the California Community Care Facilities Act, provides for the licensure and regulation of community care and residential facilities by the State Department of Social Services. Under existing law, a violation of any of these provisions is punishable as a misdemeanor.

Existing law establishes the State Department of Developmental Services and sets forth its duties and responsibilities, including, but not limited to, administration and oversight of the state developmental centers and programs relating to persons with developmental disabilities. Existing law, the Lanterman Developmental Disabilities Services Act, requires the department to allocate funds to private nonprofit regional centers for the provision of community services and support for persons with developmental disabilities and their families. Violation of community care licensing provisions is a crime.

This bill would, until January 1, 2010, authorize the State Department of Social Services and the State Department of Developmental Services, to jointly establish and administer a pilot project for licensing and regulating Adult Residential Facilities for Persons with Special Health Care Needs, to the extent that funds are appropriated for this purpose in the annual Budget Act, and would make conforming changes. The bill would authorize entering into a contract for independent evaluation of the program, and would require a report to the Legislature by January 1, 2009. By changing the definition of crimes provided for under the California Community Care Facilities Act, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 559 (SB 967) Florez Local agency formation.

Existing law sets forth the composition of and procedures for the selection of members of local agency formation commissions within each county. Under existing law, these commissions are composed of 5 members, 2 representing the county, 2 representing the city or cities within the county, and one representing the general public. These commissions are augmented by 2 members where the county orders representation of special districts upon the commission.

This bill would augment the commission in Kern County, which consists of 7 members, by the appointment of an 8th member, who shall be a member of the legislative body of the city in the county having the largest population and shall be appointed by the legislative body of that city and the appointment of a 9th member, who shall represent the general public and shall be appointed by the commission members appointed by the county board of supervisors and the independent special district selection committee. By requiring an increase in the number of commission members in Kern County, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 560 (SB 1100) Perata Hospital funding.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits, including hospital services. The Medi-Cal program is, in part, governed and funded by federal Medicaid provisions. Existing law authorizes the California Medical Assistance Commission to negotiate selective provider contracts with eligible hospitals to provide inpatient hospital services to Medi-Cal beneficiaries.

Existing law generally defines a disproportionate hospital as a hospital that has disproportionately higher costs, volume, or services related to the provision of services to Medi-Cal or other low-income patients than the statewide average. Under existing law, an eligible disproportionate share hospital may receive supplemental Medi-Cal reimbursement.

This bill would establish the Medi-Cal Hospital/Uninsured Care Demonstration Project Act that would revise hospital reimbursement methodologies in order to maximize the use of federal funds consistent with federal Medicaid law and stabilize the distribution of funding for hospitals that provide care to Medi-Cal beneficiaries and uninsured patients. These provisions would have retroactive application to services rendered on and after July 1, 2005.

This bill would authorize the director, if certain conditions exist, to modify the processes and methodologies established under the demonstration project to achieve equitable distribution of demonstration project funding, and if equitable distribution cannot be achieved, as determined by the director after consulting with affected hospitals, to execute a declaration to that effect. The bill would provide that the demonstration project shall become inoperative on the date that the director executes the declaration and shall be repealed as of January 1 of the following year. Unless repealed as provided in that provision, the bill would provide that the demonstration project shall become inoperative on the date that the director executes a declaration, which shall be retained by the director and provided to the fiscal and appropriate policy committees of the Legislature, stating that the federal demonstration project provided for in this bill has been terminated by the federal Centers for Medicare and Medicaid Services, in which case the provisions of the bill would be repealed 6 months after the date the declaration is executed.

This bill would appropriate to the department \$1,700,000 from the General Fund and \$1,700,000 from the Federal Trust Fund to fund staff positions to support the implementation of the demonstration project.

The bill would establish the following continuously appropriated funds to be expended by the department:

(1) The Demonstration Disproportionate Share Hospital Fund, that would consist of federal funds claimed and received by the department as federal financial participation with respect to certified public expenditures.

(2) The Health Care Support Fund, consisting of safety net care pool funds, as defined, claimed and received by the department.

(3) The Private Hospital Supplemental Fund, the Nondesignated Public Hospital Supplemental Fund, and the Distressed Hospital Fund, which would consist of moneys from various sources, to be used as the source of the nonfederal share of payments to private hospitals, as defined, nondesignated public hospitals, as defined, and distressed hospitals, as defined, respectively.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 561 (SB 1102) Hollingsworth Disaster response.

Existing law establishes the Disaster Response-Emergency Operations Account in the Special Fund for Economic Uncertainties. Moneys in the account are continuously appropriated subject to specified limitations for allocation by the Director of Finance to state agencies for disaster response operation costs incurred by state agencies as a result of a proclamation by the Governor of a state of emergency. Existing law repeals these provisions on January 1, 2006.

This bill would extend the repeal of these provisions to July 1, 2007. By extending the term of the continuously appropriated account, the bill would make an appropriation.

#### Ch. 562 (AB 67) Levine Energy: rates: report to the Legislature: fuel cell customer-generators.

(1) Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including electrical corporations and gas corporations, as defined. Under existing law, a public utility has a duty to serve, including furnishing and maintaining adequate, efficient, just and reasonable service, instrumentalities, equipment, and facilities as are necessary to promote the safety, health, comfort, and convenience of its patrons and the public. Existing law authorizes the commission to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable.

This bill would require the president of the commission to annually report to the appropriate policy committees of the Legislature on the costs of programs and activities conducted by an electrical corporation or gas corporation that have more than a specified number of customers in California, including activities conducted to comply with their duty to serve.

(2) Existing law, until January 1, 2006, requires every electrical corporation, as defined, to file with the Public Utilities Commission a standard tariff to provide for net energy metering, as defined, for eligible fuel cell customer-generators, as defined, until the total cumulative rated generating capacity used by the eligible fuel cell customer-generators equals 45 megawatts within the service territory of the electrical corporation for an electrical corporation with a peak demand above 10,000 megawatts, or equals 22.5 megawatts within the service territory of the electrical corporation for an electrical corporation with a peak demand of 10,000 megawatts or below. Existing law prohibits the combined statewide cumulative rated generating capacity used by the eligible fuel cell customer-generators in the service territories of all electrical corporations from exceeding 112.5 megawatts.

This bill would remove the January 1, 2006, repeal date, thereby making that tariff requirement operative indefinitely. Under the bill, a fuel cell electrical generating facility, as

defined, would not be eligible for participation in the tariff unless it commenced operation before January 1, 2010, and a fuel cell customer-generator would be eligible for the tariff only for the operating life of the eligible fuel cell electrical generating facility. Because a violation of these provisions is a crime under existing law, this bill, by changing the definition of a crime, would impose a state-mandated local program.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 563 (AB 193) Maze Fish and game: Mount Whitney Fish Hatchery.

Existing law requires the Fish and Game Commission to establish fish hatcheries for the purposes of stocking the waters of California with fish, and requires the Department of Fish and Game to maintain and operate those hatcheries.

This bill would authorize the Director of General Services, with the consent of the Department of Fish and Game, to lease the Mount Whitney Fish Hatchery facilities, or any portion thereof, to the Friends of the Mount Whitney Hatchery for a term not to exceed 25 years, and with the possibility of renewal. The bill would require the leased portion of the building to be utilized for specified purposes. This bill would also require the lease to contain provisions that do all of the following: (1) require that any work done on the facility be performed in consultation with the State Office of Historic Preservation; (2) require the Friends of the Mount Whitney Fish Hatchery to permit reasonable public access to the facilities, to obtain and maintain liability insurance for the leased portion of the facilities, and to maintain the leased portion of the facilities at all times; and (3) require that the state, agents of the state, the department, and agents of the department be held harmless from, and indemnified against, any liability resulting from the acts or omissions of the lessee performed in the course of the lease agreement.

This bill would also make a legislative finding and declaration relating to the Mount Whitney Fish Hatchery.

Ch. 564 (AB 259) Hancock Solid waste: handling services: delinquent charges: liens.

(1) Existing law authorizes the board of supervisors of a county to collect or contract for the collection, or both, of garbage, waste, refuse, rubbish, offal, trimmings, or other refuse matter under those terms and conditions that the board of supervisors may prescribe by resolution or ordinance. The board of supervisors may either levy a yearly tax on property within the unincorporated area of the county or impose a reasonable charge against the real property benefitted for the services provided. If these services are provided by a county, and the service is compulsory or provided at the request of the property owner, the cost of service that remains unpaid for a period of 60 or more days after the close of the period for which it was billed may be collected by the county pursuant to a specified procedure, including imposition of a lien on the property for the amount of the delinquent charges.

Existing law authorizes a county board of supervisors to establish a schedule of fees to be imposed on land within the unincorporated area of the county and incorporated areas of the county where cities do not provide their own waste disposal sites, with revenue from the fees to be used for the acquisition, operation, and maintenance of county waste disposal sites and for financing waste collection, processing, reclamation, and disposal services, where those services are provided. Fees that remain unpaid for a period of 60 or more days after the date upon which they were billed may be collected by the county pursuant to a specified procedure, including imposition of a lien on the property for the amount of the delinquent charges.



Existing law authorizes a county to determine, among other things, whether solid waste handling services are to be provided by nonexclusive, partially exclusive, or wholly exclusive franchise, contract, license, permit, or otherwise.

This bill would extend the delinquent charge and fee collection procedures in existing law to solid waste handling services provided under a franchise, contract, license, permit, or otherwise.

(2) Existing law regulates the acquisition, operation, sale, and disposal of, and other matters relating to, public utilities, as defined, owned by municipal corporations.

This bill would exempt from the definition of “public utility” for these purposes solid waste handling service provided by, or arranged for provision by, a county, including the franchised, contracted, permitted, licensed, or otherwise granted solid waste handling services described in (1) above.

Ch. 565 (AB 383) Montanez Air pollution: motor vehicle inspection program: repair assistance.

Existing law establishes a motor vehicle inspection and maintenance program (smog check), administered by the Department of Consumer Affairs and the State Air Resources Board, that provides for the inspection of all motor vehicles, except those specifically exempted from the program, upon registration, biennially upon renewal of registration, upon transfer of ownership, and in certain other circumstances. Existing law provides for a repair assistance program available to (1) an individual whose maximum income level is 185% of the federal poverty level and whose vehicle has failed a smog check inspection or who was issued a notice to correct for an alleged violation of unlawful motor vehicle exhaust discharge, if the vehicle subject to that notice has failed a smog check inspection subsequent to receiving that notice, or both, and (2) an owner of a motor vehicle that has failed a smog check inspection and that is directed to a test-only facility.

This bill would make the repair assistance program available to an individual who meets the criteria in (1) above whose maximum income level is 200% of the federal poverty level, and to an individual who meets the criteria in (2) above. The bill would require the department to give priority to applications submitted pursuant to the criteria in (2) above, as specified. The bill would, on January 1, 2009, set the maximum income level relative to the criteria in (1) above at 185% of the federal poverty level. The bill would authorize the department to increase the maximum income level of low-income motor vehicle owners to a maximum of 225% of the federal poverty level if the department determines that existing budget allocations would support the increase. This bill would also make a conforming change in the definition of “low-income motor vehicle owner” regarding the owner’s income level as a percentage of the federal poverty level.

Ch. 566 (AB 405) Montanez Schools: pesticide use.

Existing law, the Healthy Schools Act of 2000, provides that effective least toxic pest management practices should be the preferred method of managing pests at schoolsites and requires that the state take the necessary steps, pursuant to specified provisions, to facilitate the adoption of effective pest management practices at schoolsites. The existing act requires each schoolsite to maintain records of all pesticide use at the schoolsite for a period of 4 years and to make the records available to the public upon request. The existing act requires, on an annual basis, the school district designee to provide to all staff and parents or guardians of pupils enrolled at a school written notification addressing, among other things, expected pesticide use. The existing act requires that the recipients be afforded the opportunity to register with the school district to receive information regarding individual pesticide applications. The existing act requires the school district designee to post warning signs prior to application of pesticides at a schoolsite.

This bill would prohibit, in specified circumstances, the use on a schoolsite of specified pesticides that have been granted a conditional registration, an interim registration, or an

experimental use permit by the Department of Pesticide Regulation, or a pesticide that is subject to an experimental registration issued by the United States Environmental Protection Agency. The bill would prohibit the use on a schoolsite of a pesticide if the Department of Pesticide Regulation cancels or suspends registration, or requires phaseout of use, of the pesticide. The bill would also prohibit a vendor or manufacturer from making those pesticides available to a school district either by sale or by gift.

Ch. 567 (AB 466) Matthews Natural resources: Department of Fish and Game: California Bay-Delta Authority.

Existing law requires the Alluvial Fan Task Force to develop a model ordinance on alluvial fan flooding to be made available to communities subject to alluvial fan flooding, and to prepare and submit a related report to the Legislature not later than June 30, 2006. Existing law prohibits the expenditure of state funds to carry out this program.

This bill would authorize the state to expend funds to carry out this program if state funds are used to provide a matching cost share, as required by the federal government for the use of federal funds.

Existing law, the California Bay-Delta Authority Act, establishes in the Resources Agency the California Bay-Delta Authority, with membership as prescribed. Among the prescribed members of the authority is the Director of Fish and Game. Existing provisions of the act require the authority to appoint a lead scientist, and require the lead scientist to ensure that peer review is employed extensively and prudently to ensure the quality of program planning, implementation, and evaluation.

This bill would authorize the lead scientist of the California Bay-Delta Authority, in collaboration with the Director of Fish and Game, to directly or indirectly contract for scientific experts for the purpose of conducting studies of delta fisheries. The bill would exempt a contract entered into pursuant to the bill from the State Contract Act, the provisions of the State Civil Service Act that relate to personal services contracts, and any rules or regulations adopted pursuant to any of those provisions.

This bill would appropriate \$2,637,000 from the General Fund to the Department of Fish and Game for the Biodiversity Conservation Program to continue the development of a comprehensive conservation plan for the development of the University of California, Merced project in eastern Merced County.

The bill would appropriate \$150,000 from moneys reimbursed to the Department of Fish and Game in an item of the 2005 Budget Act to the Department of Fish and Game for use during the 2005-06 fiscal year for associated wages, benefits, operating expenses, equipment, and department overhead associated with a full-time person-year, or equivalent, of an environmental scientist, dedicated to the planning, review, and permitting of projects related to the San Francisco Public Utilities Commission Water System Improvement Program, contingent upon the department's receipt of that same sum from the San Francisco Public Utilities Commission.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 568 (AB 694) Chan Motor vehicle air pollution control: district fees: Bay Area Air Quality Management District.

(1) Existing law requires specified motor vehicle fee revenues generated in the Bay Area Air Quality Management District to be subvended to the bay district and used for specified projects or programs, including the implementation of low-emission and zero-emission vehicle programs. Existing law requires the bay district to allocate those fee revenues to cities, counties, the Metropolitan Transportation Commission, transit districts, or any other public agency responsible for implementing one or more of the specified projects or programs. Existing law requires any county or designated entity that receives funds, at least once a year, to hold one or more public meetings for the purpose of adopting criteria for

expenditure of the funds and to review the expenditure of revenues received by any designated entity.

This bill would delete from those specified projects and programs the implementation of low-emission and zero-emission vehicle programs, and would, instead, add the implementation of vehicle-based projects to reduce mobile source emissions, including, but not limited to, engine repowers, engine retrofits, fleet modernization, alternative fuels, and advanced technology demonstrations, thereby creating a state-mandated local program by imposing new duties on the bay district. The bill would authorize the bay district to allocate fee revenues for those mobile source emissions projects to entities that include, but are not limited to, public agencies, consistent with applicable policies adopted by the governing board of the bay district. The bill would require the bay district to adopt cost-effectiveness criteria for fee revenue that projects and programs are required to meet. The bill would require the bay district, if any county or designated entity that receives funds has not allocated all of those funds within six months of the date of the formal approval of its expenditure plan by the bay district, to allocate the unallocated funds, as specified.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 569 (AB 841) Arambula Air quality: San Joaquin Valley Unified Air Pollution Control District: particulate monitoring.

(1) Existing law requires the State Air Resources Board to develop and conduct an expanded and revised program of particulate monitoring. Existing law requires that the program be designed to accomplish specified conditions, including, among others, that the monitoring network used in the program site monitors so as to characterize population exposure, background conditions, and transport influence, and attain any other objective identified by the state board as necessary to understand conditions and provide information for the development of control strategies. Existing law establishes the San Joaquin Valley Unified Air Pollution Control District, formed by the Counties of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare, and consisting of the Counties of Fresno, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare, and that portion of the County of Kern that is within the San Joaquin Valley Air Basin.

This bill would require the district to install one or more monitors for monitoring airborne fine particles smaller than 2.5 microns in diameter in the western region of the County of Fresno in areas that are primarily low-income and underserved. Because this bill would require the San Joaquin Valley Unified Air Pollution Control District to perform a specified function, this bill would impose a state-mandated local program. This bill would also make legislative findings and declarations as to the necessity of a special statute.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 570 (AB 1078) Keene Contaminated property: methamphetamine.

(1) Existing law requires the Department of Toxic Substances Control to take removal actions with respect to a hazardous substance that is an illegal controlled substance, a precursor of a controlled substance, or a material intended to be used in the unlawful manufacture of controlled substances, and the department is authorized to expend funds appropriated from the Illegal Drug Lab Cleanup Account in the General Fund for this purpose. Existing law defines the term "county" as including a city and county.

This bill would enact the "Methamphetamine Contaminated Property Cleanup Act of 2005" and define terms. The bill would specify the human occupancy standards for property

that is subject to the act, which would become inoperative on the effective date when the Department of Toxic Substances Control, in consultation with the Office of Environmental Health Hazard Assessment, adopts a health-based target remediation standard for methamphetamine to determine when a property contaminated by methamphetamine laboratory activity is safe for human occupancy.

The bill would require a local health officer to take specified actions after receiving notification from a law enforcement agency of potential contamination or of known or suspected contamination of property by a methamphetamine laboratory activity, thereby imposing a state-mandated local program by imposing new duties upon local agencies. The bill would authorize a local health officer to delegate all or part of the duties specified in the act to a designated local agency, as defined.

The bill would require a local health officer who determines, after conducting an inspection, that property is contaminated, to issue a specified order prohibiting use or occupancy and to post the order on the property, as specified. The bill would require the local health officer to record with the county recorder a lien of \$200 or the cost incurred by the local health officer, whichever is greater, on the property.

The bill would require a property owner who receives an order that property owned by that person is contaminated by a methamphetamine laboratory activity, a property owner who owns property that is the subject of an order, and a person occupying the property to immediately vacate the affected unit. The bill would require the property owner to retain a methamphetamine laboratory site remediation firm that is an authorized contractor meeting certain requirements, as defined, to remediate the contamination caused by methamphetamine laboratory activity.

The bill would also require the property owner or the property owner's authorized contractor to submit a preliminary site assessment (PSA) work plan to the local health officer for review within 30 days after retaining an authorized contractor. The bill would require the local health officer to inform the property owner and contractor in writing of any deficiencies in the PSA work plan. The bill would require a property owner and authorized contractor to prepare and submit a PSA report to the local health officer after the completion of the preliminary site assessment and would require the property owner to complete remediation no later than 90 days after the date that the PSA work plan is approved, except as extended by the local health officer.

The bill would require a local health officer to issue a no further action determination if the local health officer determines that remediation is not required at a property, based on the PSA report or, if the site has been remediated, as specified. The bill would require the local health officer to release the lien recorded pursuant to the bill and send a copy of the release to the property owner stating that the property was remediated, as required, and is habitable, if he or she determines that remediation is not required at the property or the property has been remediated, as specified. The bill would require a property owner who has not received a "no further action determination" to notify prospective buyers and tenants, as specified.

The bill would allow a city or county to either remediate property that is not remediated in compliance with an order issued pursuant to the act, or seek a court order to require the property owner to remediate the property. The bill would also allow a city or county to remediate property for which the local health officer is unable to locate the property owner. The bill would require a property owner to be liable for, and pay the city or county for, all costs related to the remediation, if a city or county elects to remediate the contaminated property. The bill would authorize the city or county to record a nuisance abatement lien if the property owner fails to pay for the costs of remediation.

The bill would require a local health officer to establish a written plan outlining the procedures to be followed for conducting remediation to property for purposes of the act, including the preparation of a PSA work plan, the conduct of a preliminary site assessment to determine the extent and level of contamination in accordance with that PSA work plan,

and the preparation of a PSA report containing the results of the preliminary site assessment and recommended remedial actions.

The bill would provide for the imposition of a civil penalty upon a property owner who does not provide a notice or disclosure required by the act, or upon a person who violates an order issued by the local health officer prohibiting the use or occupancy of a property contaminated by a methamphetamine laboratory activity.

The bill would also impose liability for specified costs regarding testing, remediation, and administrative enforcement and oversight upon a property owner who receives an order.

The bill would require the department to conduct 2 public workshops, one in northern California and one in southern California, to discuss the actions needed to further implement the act.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(3) The bill would become operative only if SB 536 is enacted and becomes effective on or before January 1, 2006.

Ch. 571 (AB 1086) Lieber Vehicles: operation: state wilderness areas.

(1) Existing law prohibits the use of a motor vehicle in an area designated as a state wilderness area, and makes a violation of a rule or regulation established by the Department of Parks and Recreation pursuant to this prohibition a misdemeanor, punishable by imprisonment in the county jail for not more than 90 days, or by a fine of not more than \$1,000, or by both the fine and imprisonment. The court, upon considering the recommendation of the prosecuting attorney, may reduce the charged offense from a misdemeanor to an infraction, which is punishable by a fine of not less than \$10 nor more than \$1,000.

Existing law requires that a person convicted of violating a local ordinance that prohibits entry into all or portions of an area designated by ordinance as a mountain fire district be punished by certain fines for 1st and 2nd offenses, and by certain fines or terms of imprisonment, or both, for 3rd or subsequent offenses. Additionally, the court may order impoundment of the vehicle used in a 3rd or subsequent offense for not more than 30 days at the owner's expense, if the person convicted owns the vehicle and the vehicle is subject to identification as an off-road vehicle.

This bill would require, notwithstanding the provisions of existing law described above that impose different penalties, and to the extent authorized under federal law, that a person who violates a state or federal regulation that prohibits entry of a motor vehicle into all or portions of an area designated as a federal or state wilderness area is guilty of a public offense and shall be punished by certain fines for 1st and 2nd offenses, and by certain fines or terms of imprisonment, or both, for 3rd or subsequent offenses. Additionally, the court would be authorized to order impoundment of the vehicle used in a 3rd or subsequent offense for not more than 30 days at the owner's expense, if the person convicted owns the vehicle and the vehicle is subject to registration or subject to identification as an off-road vehicle. To the extent that the bill would make violation of a state or federal regulation a crime, it would impose a state-mandated local program by creating new crimes.

(2) Existing law requires the clerk of a court in which a person was convicted of any violation of the Vehicle Code to prepare within 10 days after conviction and immediately forward to the Department of Motor Vehicles at its office in Sacramento an abstract of the record of the court covering the case in which the person was so convicted. The department is required to maintain records of convictions for as long as they may form the basis of license suspensions or revocations as prior convictions or with other records of conviction constitute

a person a “negligent driver.” Existing law exempts from this reporting requirement a conviction of a violation of certain provisions relating to off-highway vehicles.

This bill would delete from the exemption specified above a conviction of the public offense described above prohibiting entry of a motor vehicle into all or portions of an area designated as a federal or state wilderness area, thus making that conviction subject to the specified reporting requirement. The bill would require the department to maintain records of convictions of the specified public offense for 7 years.

(3) Existing law assigns traffic violation point counts to convictions of certain traffic violations, for the purposes of determining whether a person is a negligent operator of a motor vehicle subject to certain driver’s license suspension or revocation provisions.

This bill would prohibit assignment of a traffic violation point count to a conviction of the public offense described above prohibiting entry of a motor vehicle into all or portions of an area designated as a federal or state wilderness area.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 572 (AB 1125) Pavley Rechargeable Battery Recycling Act.

Existing law requires rechargeable batteries to be appropriately labeled and requires the instruction manual for a rechargeable consumer product to include information regarding the proper recycling and disposal of the rechargeable battery. Existing law also regulates the management of federally regulated batteries, as defined.

This bill would enact the Rechargeable Battery Recycling Act of 2006 and would define terms for purposes of the act, including “rechargeable battery.”

The act would require, on and after July 1, 2006, a retailer, defined as a person who makes a retail sale of a rechargeable battery to a consumer in this state, to have in place a system for the acceptance and collection of used rechargeable batteries for reuse, recycling, or proper disposal with specified elements, including the take-back at no cost to the consumer of a used rechargeable battery, the type or brand of which the retailer sold or previously sold.

The bill would allow a retailer who is participating in an existing battery recycling system that includes rechargeable batteries, in addition to any other type of batteries, to continue to participate in that existing system, if the system otherwise complies with the act.

The bill would prohibit the sale by a retailer of a rechargeable battery to a consumer after July 1, 2006, unless the retailer complies with the act.

The bill would require the Department of Toxic Substances Control, by July 1, 2007, and each July 1 thereafter, to survey, as specified, battery handling or battery recycling facilities, and to post on its Internet Web site the estimated amount, by weight, of each type of rechargeable batteries returned for recycling.

#### Ch. 573 (AB 1200) Laird Sacramento-San Joaquin Delta.

Existing law, the California Bay-Delta Authority Act, requires the California Bay-Delta Authority and certain implementing agencies to carry out programs that address the goals and objectives of the CALFED Bay-Delta Program Record of Decision, dated August 28, 2000, on behalf of the San Francisco Bay/Sacramento-San Joaquin Delta Estuary.

This bill would require the Department of Water Resources to evaluate the potential impacts on water supplies derived from the Sacramento-San Joaquin Delta resulting from subsidence, earthquakes, floods, changes in precipitation, temperature, and ocean levels, and a combination of those impacts. The bill would require the Department of Water Resources and the Department of Fish and Game to identify, evaluate, and comparatively rate the principal options available to implement certain objectives that relate to the delta or the Sacramento and San Joaquin river systems. The bill would require the departments to jointly

report to the Legislature and the Governor the results of their evaluations and comparative ratings, as specified, no later than January 1, 2008.

Ch. 574 (AB 1222) Jones Air pollution: locomotive air pollution control: Remote Sensing Pilot Program.

Existing law designates the State Air Resources Board as the state agency charged with coordinating efforts to attain and maintain ambient air quality standards. Existing law generally designates the state board as the state agency with the primary responsibility for the control of vehicular air pollution, and air pollution control districts and air quality management districts with the primary responsibility for the control of air pollution from all sources other than vehicular sources.

This bill would establish the Remote Sensing Pilot Program, and would require the state board to implement a pilot program to determine emissions from locomotives using wayside remote sensing devices. The bill would require the state board to design and implement the pilot program in consultation with an advisory group established by the state board and consisting of specified members. The bill would permit the state board to contract with an independent entity to conduct the pilot program. The bill would require the state board to submit a report to the Legislature, on or before December 31, 2006, that contains a summary of the data acquired through the pilot program and the state board's determination as to whether the remote sensing devices can meet specified objectives of the pilot program, as provided. The bill would require the South Coast Air Quality Management District, the Union Pacific Railroad, and the Burlington Northern Santa Fe Railway to reimburse the state board for its costs of implementing the pilot program established pursuant to this chapter, as specified.

Because this bill would require the South Coast Air Quality District and the Sacramento Metropolitan Air Quality Management District to perform specified functions, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement shall be made pursuant to these statutory provisions for costs mandated by the state pursuant to this act, but would recognize that local agencies and school districts may pursue any available remedies to seek reimbursement for these costs.

Ch. 575 (AB 1229) Nation Air pollution: new motor vehicles: air pollution label.

Existing law permits the State Air Resources Board to adopt a regulation to prohibit the sale and registration of any new motor vehicle certified by the state board to which there has not been affixed by the manufacturer on a side window to the rear of the driver or, if it cannot be so placed, to the windshield, a decal disclosing specified emissions information, including, for 1976 and subsequent model year motor vehicles, exhaust emissions data, determined as provided. Existing law requires the state board to develop and adopt regulations that achieve the maximum feasible and cost-effective reduction of greenhouse gas emissions from motor vehicles. Existing law also prohibits the sale and registration of a new motor vehicle unless a decal that discloses a smog index for the vehicle is affixed, as specified above.

This bill would require the state board, not later than July 1, 2007, to revise regulations relating to the decal, to rename the existing decal, and to require the renamed label to provide specified emissions information. The bill would expand the requirement to place exhaust emissions information for 1976 and subsequent model year motor vehicles on the emissions index label to include the affixation of additional emissions data, as provided, on any new motor vehicle. The bill would require the label to be affixed to the driver's side window or, if it cannot be so placed, to the windshield. The bill would require a specified smog index

and a global warming index to be included on the emissions information label, as specified, that the state board is authorized, by regulation, to require. The bill would subject to the above provisions, at a minimum, all passenger cars and light-duty trucks with a gross vehicle weight of 8,500 pounds or less, and all vehicles that are subject to those regulations adopted by the state board pertaining to achieving reductions in global warming gases.

This bill would also require the state board to seek specified input in designing the label, to update the indices included in the air pollution label as necessary, to consider other relevant label formats, as specified, and to incorporate information from the label into existing programs designed to educate motor vehicle consumers about emissions of global warming gases and other air pollutants. This bill would permit the state board to recommend to the Legislature additional sources of air pollution that emit significant amounts of global warming gases for which the disclosure of information regarding those emissions would be an effective means of educating the public about the sources of global warming and its impacts. The bill would permit the state board to accept donations or grants of funds from any person for the purposes of the program, and would require amounts received to be deposited into the Air Pollution Control Fund. The bill would require the source of any funds received to be disclosed at specified public hearings and workshops. The bill would also permit donations, grants, or other commitments of money to be dedicated for specific purposes.

This bill would make legislative findings and declarations relating to global warming gases and motor vehicle emissions.

#### Ch. 576 (AB 1328) Wolk Wild and scenic rivers: Cache Creek.

The federal Wild and Scenic Rivers Act includes specified rivers and segments thereof within the California Wild and Scenic River system, which are subject to various protections under the act.

This bill would include within the system Cache Creek from  $\frac{1}{4}$  mile below Cache Creek Dam to Camp Haswell and North Fork Cache Creek from the Highway 20 bridge to the confluence with the mainstem, and would designate various segments as wild, scenic, or recreational.

The bill would prohibit the Governor or an employee of a state agency or department from applying for or expending funds preparing an application for the designation of any portion of Cache Creek as a component of the national wild and scenic rivers system under the federal Wild and Scenic Rivers Act.

#### Ch. 577 (AB 1342) Committee on Environmental Safety and Toxic Materials Hazardous material.

(1) Existing law authorizes the owner or operator of a facility issued a hazardous waste facilities permit to make certain changes in facility structures or equipment without modifying the facility's hazardous waste permit. Existing law provides for the issuance of standardized hazardous waste facilities permits in lieu of other specified permit procedures under prescribed circumstances. A violation of the hazardous waste control laws, including a regulation adopted or requirement issued by the department is a crime.

This bill would allow the owner or operator of a facility that has a standardized hazardous waste facilities permit to make those structure or equipment changes. Because a violation of these conditions would be a crime, the bill would impose a state-mandated local program.

(2) Existing law requires the owner and operator of a facility that has a hazardous waste facilities permit or standardized hazardous waste facilities permit to obtain prior written approval from the department before making certain Class 1 permit modifications for equipment repair or upgrade.

This bill would allow the owner or operator to make these modifications without prior notification, upon complying with specified conditions. This provision would remain in effect until the department amends its regulations to provide for replacement or upgrade of



equipment without prior notification subject to conditions and limitations deemed necessary by the department. Because a violation of these conditions would be a crime, the bill would impose a state-mandated local program.

(3) Existing law, the federal Resource Conservation Recovery Act (RCRA), requires a transfer facility that stores a hazardous waste regulated under RCRA (RCRA hazardous waste) in excess of 10 days to obtain a permit. RCRA exempts transfer facilities that store a RCRA hazardous waste for 10 days or less from the permitting requirement. Existing law, the Hazardous Waste Control Law, defines a “storage facility” to include a transfer facility.

This bill would authorize the Department of Toxic Substances Control to seek a determination from the United States Environmental Protection Agency (EPA) as to conditions under which the department may authorize a storage facility that is authorized to handle non-RCRA hazardous waste to store railcars holding a residual heel from prior loads of RCRA hazardous waste without obtaining a RCRA-equivalent hazardous waste facility permit. The bill would require the department, upon receiving a written determination from the EPA, to take necessary administrative actions to authorize this activity.

(4) Existing law requires the owner or operator of a hazardous waste facility to submit a hazardous waste facility closure and postclosure plan to the department and to the California regional water quality control board for the region in which the facility is located. The department is required to impose the requirements of a hazardous waste facility postclosure plan by issuing a postclosure permit, issuing an enforceable order, or entering into an enforceable agreement. The department is authorized to impose postclosure plan requirements through an enforcement order or an enforceable agreement only until January 1, 2007, except as specified.

This bill would extend until January 1, 2009, the authorization for the department to impose postclosure plan requirements through an enforcement order or an enforceable agreement and would make conforming changes. Because a violation of these requirements would be a crime, the bill would impose a state-mandated local program.

(5) Existing law provides a rebuttable presumption that an owner of property, as defined, that is the site of a hazardous substance release has no liability under the Carpenter-Presley-Tanner Hazardous Substance Account Act for either a hazardous substance release that has occurred on the property or a release of a hazardous substance to groundwater underlying the property, if the release occurred at a site other than the property. Existing law defines “owner” to be the owner of property, as defined, who occupies a single-family residence constructed on the property or the owner of common areas within a residential common interest development who owns those common areas for the benefit of the residential homeowners.

This bill would additionally include within the definition of “owner,” the owner of property, as defined, who occupies  $1/2$  of a duplex constructed on the property.

(6) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 578 (AB 1415) Pavley Hazardous waste: mercury relays and switches.

(1) Existing law prohibits, on and after January 1, 2006, a person from selling, offering to sell, or distributing for promotional purposes, in this state, a mercury-added thermostat, as defined, unless the mercury-added thermostat meets specified criteria. A violation of the hazardous waste control laws is a crime.

This bill would prohibit a person from selling, offering to sell, or distributing for promotional purposes in this state, on or after July 1, 2006, certain new or refurbished mercury-added products, unless the use of the product is required under a federal law or federal contract specification or if the only mercury-added component in the product is a button cell battery.

The bill would also prohibit a person from selling, offering to sell, or distributing for promotional purposes in this state, on or after July 1, 2006, a mercury switch or mercury relay, as defined. The bill would exclude from this prohibition a switch or relay, as specified, that was in use prior to July 1, 2006, and a mercury switch or mercury relay if use of the switch or relay is required under federal law or federal contract specification, or a mercury switch or mercury relay meeting specified conditions.

This bill would require the Department of Toxic Substances Control to grant an exemption from the prohibition for a product that contains a mercury switch or a mercury relay if specified conditions are met.

The bill would also prohibit a person from selling, offering to sell, distributing for promotional purposes in this state, on or after January 1, 2008, a mercury diostat, as defined, or a new or refurbished oven or gas range containing a mercury diostat.

(2) Since a violation of the requirements imposed by the bill would be a crime, the bill would impose a state-mandated local program.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 579 (AB 1585) Blakeslee Renewable energy resources: State Energy Resources Conservation and Development Commission: reporting.

Existing law expresses the intent of the Legislature, in establishing the Renewable Energy Resources Program, to increase the amount of renewable electricity generated per year, so that it equals at least 17% of the total electricity generated for consumption in California per year by 2006.

Existing law requires the State Energy Resources Conservation and Development Commission (Energy Commission) to certify eligible renewable energy resources, to design and implement an accounting system to verify compliance with the renewables portfolio standard by retail sellers, and to allocate and award supplemental energy payments to cover above-market costs of renewable energy.

Existing law requires the Energy Commission to prepare an integrated energy policy report every 2 years. Existing law requires the report to contain an overview of major energy trends and issues facing the state, including, but not limited to, supply, demand, pricing, reliability, efficiency, and impacts on public health and safety, the economy, resources, and the environment.

This bill would require the Energy Commission to include in the integrated energy policy report to be adopted November 1, 2007, a review of the feasibility of increasing the target for the amount of electricity to be procured from eligible renewable energy resources to 33% by the year 2020, with the review including specified information.

The bill would provide that it shall only become operative if SB 107 of the 2005–06 Regular Session is also enacted and becomes operative on or before January 1, 2006.

Ch. 580 (AB 1660) Pavley Vehicular air pollution: energy-efficient vehicles.

Existing law provides for the High Polluter Repair or Removal Program, a voluntary vehicle retirement program that requires the Department of Consumer Affairs to establish and implement a program for the repair or replacement of high polluters. Existing law requires the program to provide for the payment to the owner of a high polluter of up to 80% of the total costs of repair, not to exceed \$450, or the market value of a high polluter being removed.

This bill would create the California Energy-Efficient Vehicle Group Purchase Program in the Department of General Services to encourage the purchase of energy-efficient vehicles, as defined, by local and state agencies through a group-purchasing program.

The bill would require the director of the department to establish an advisory committee by April 1, 2006, and thereafter meet with the advisory committee, notify all affected entities about the purchasing program, and negotiate contracts, through competitive means and other appropriate strategies, for the purchase of energy-efficient vehicles at the lowest possible price from one or more reliable vendors. This bill would require the department to administer the program in accordance with regulations adopted by the department, and would permit the department to recover its administrative costs from program participants.

Existing law requires the department, in consultation with the Energy Commission and the State Air Resources Board, to develop and adopt specifications and standards for all passenger cars and light-duty trucks that are purchased or leased on behalf of, or by, state offices, agencies, and departments. The specifications and standards must include a requirement that fuel economy be evaluated and scored in order to enable the department to choose the vehicle with the lowest life cycle cost when awarding a state vehicle procurement contract. Authorized emergency vehicles, as defined, are exempt from the requirements.

This bill would provide that, on and after January 1, 2006, when awarding a vehicle procurement contract, every city, county, city and county, and special district, including a school district and a community college district, may evaluate and score fuel economy, in addition to other life cycle factors, in choosing passenger cars or light-duty trucks, or both, with the lowest life cycle cost.

This bill would provide that, on and after January 1, 2006, when awarding a vehicle procurement contract, every city, county, city and county, and special district, including a school district and a community college district, may require that 75% of the passenger cars or light-duty trucks, or both, to be acquired be energy-efficient vehicles, as defined.

#### Ch. 581 (AB 1721) Pavley Environmental education.

(1) Existing law establishes the Office of Education and the Environment within the California Integrated Waste Management Board, and requires the office to develop and implement a unified education strategy on the environment for elementary and secondary schools. Existing law requires school district governing boards, when adopting instructional materials for use in schools, to include only materials that accurately portray the educational principles for the environment.

This bill would repeal that instructional materials requirement.

(2) Existing law requires the Instructional Materials Advisory Panel, before adopting criteria for textbook adoption, to consult with the office to incorporate, where feasible, education principles for the environment. Existing law requires the education principles for the environment to be incorporated in criteria developed for textbook adoption.

This bill would repeal that consultation requirement and would instead provide that if the State Board of Education determines that the education principles for the environment are not appropriate for inclusion in the textbook adoption criteria, the board would be required to collaborate with the office to make the changes necessary to ensure that the principles are included in the textbook adoption criteria.

(3) Existing law requires the State Department of Education to incorporate materials developed by the office that provide information on the education principles for the environment into publications that provide examples of curriculum resources for teacher use.

This bill would provide that if the Superintendent of Public Instruction determines that materials developed by the office that provide this information are not appropriate for inclusion in publications that provide examples of curriculum resources for teacher use, the Superintendent of Public Instruction would be required to collaborate with the office as specified.

(4) Existing law requires that materials produced and distributed in the public schools be aligned to the educational principles for the environment that are incorporated into the content standards.

This bill would repeal that requirement.

(5) Existing law establishes the Environmental Education Account and authorizes the deposit of funds from prescribed sources for expenditure for purposes of developing and implementing the unified education strategy, upon appropriation by the Legislature.

This bill would allow a state agency that requires the development of, or encourages the promotion of, environmental education for elementary and secondary school pupils, to contribute to the account.

This bill would provide that, on and after January 1, 2007, if a California regional water quality control board or the State Water Resources Control Board issues a specified permit that requires elementary and secondary public schools to be provided with educational materials on stormwater pollution, the permittee would be allowed to contribute an equivalent amount of funds to the account.

Ch. 582 (AB 1764) Committee on Natural Resources Beverage containers: handling fees.

The existing California Beverage Container Recycling and Litter Reduction Act requires a distributor of specified beverage containers to pay a redemption payment to the Department of Conservation, for each beverage container, as defined, sold or transferred, for deposit in the California Beverage Container Recycling Fund. The money in the fund is continuously appropriated to the department to pay refund values, processing payments, and for other purposes, including requiring the payment of a total of \$26,500,000 annually in handling fees to supermarket sites and certain recyclers to provide an incentive to redeem beverage containers.

This bill would authorize the department to pay up to \$30,000,000 from July 1, 2004, to June 30, 2005, in handling fees, thereby making an appropriation. The bill would also delete obsolete provisions.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 583 (SB 264) Machado Delta Flood Protection Fund.

Existing law establishes the Delta Flood Protection Fund. Under existing law, the fund is abolished on July 1, 2006, and all unencumbered moneys in the fund are transferred to the General Fund.

This bill would extend the existence of the fund until July 1, 2008.

Ch. 584 (SB 347) Ortiz Flood control: American River flood damage reduction project.

(1) Existing law adopts and authorizes the project for flood damage reduction and environmental restoration in the American River watershed in Sacramento County at an estimated cost to the state of the sum that may be appropriated for state cooperation by statute, upon the recommendation and advice of the Department of Water Resources or the Reclamation Board.

This bill would provide that the project includes the construction of a new bridge with an estimated cost of \$66,000,000, of which \$36,000,000 is allocated to flood damage reduction and dam safety. The bill would provide that the state's share of the project cost shall be at least \$5,200,000, but not more than \$9,000,000, of the project amount that is allocated to flood damage reduction, as specified. The bill would require the City of Folsom to serve as the nonfederal sponsor of the bridge and to enter into a specified agreement with the department. By imposing requirements on the City of Folsom, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 585 (SB 365) Ducheny Tidelands and submerged lands.

**NOTE:** Superior numbers appear as a separate section at the end of the digests.

(1) Existing law authorizes the State Lands Commission, whenever it appears to the commission to be in the best interests of the state, for the improvement of navigation, to aid in reclamation, for flood control protection, or to enhance the configuration of the shoreline, and that it will not substantially interfere with the right of navigation and fishing in the waters involved, to exchange filled or unfilled lands of equal value, as specified. Existing law provides that the lands exchanged may be released from the public trust for navigation and fishing, as specified.

This bill, instead, would allow the commission to enter into an exchange, with any person or any private or public entity, of filled or reclaimed tidelands and submerged lands or beds of navigable waterways, or interests in those lands, if the commission finds that specified conditions are met.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 586 (SB 471) Escutia Hazardous materials release: remediation.

Existing law, the California Land Environmental Restoration and Reuse Act (CLERRA), specifies a procedure for the selection of an oversight agency for a property subject to a phase I environmental assessment by representatives of the Department of Toxic Substances Control and the State Water Resources Control Board. The act authorizes a local agency to issue a notice requiring the owner or operator to conduct a phase I environmental assessment of certain property, in response to the release or the threat of a release of a hazardous material and to protect human health and the environment, as specified. The act also authorizes the local agency to require the owner or operator to prepare a preliminary endangerment assessment under specified conditions and require or initiate an investigation and remedial action. The act defines the term "property" as meaning real property, but excludes, from that definition, among other things, a site that has one or more full-time equivalent employees on an annualized basis.

This bill would delete that exclusion from CLERRA, and would thus include in the act, as "property," a site that has one or more full-time equivalent employees on an annualized basis.

Ch. 587 (SB 536) Bowen Illegal Drug Lab Cleanup Account: methamphetamine.

Existing law requires the Department of Toxic Substances Control to take removal actions with respect to a hazardous substance that is an illegal controlled substance, a precursor of a controlled substance, or a material intended to be used in the unlawful manufacture of a controlled substance.

Existing law provides that for purposes of the hazardous waste control laws and the Carpenter-Presley-Tanner Hazardous Substance Account Act, a person who is found to have operated a site for the purposes of manufacturing an illegal controlled substance, as specified, is the generator of any hazardous substance at, or released from, the site. The department is authorized to adopt regulations to implement these provisions in consultation with local law enforcement and local environmental agencies. The department is authorized to expend funds appropriated from the Illegal Drug Lab Cleanup Account in the General Fund for this purpose. Existing law, the Budget Act of 2005, appropriates \$2,073,000 from the Illegal Drug Lab Cleanup Account to the Department of Toxic Substances Control.

Existing law prohibits a state agency from issuing, utilizing, or enforcing any guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule, that is a regulation, unless the guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule is adopted as a regulation pursuant to the Administrative Procedure Act.

This bill would require the department to develop sampling and analytical methods for the collection of methamphetamine residue, and by October 1, 2007, to adopt a health-based target remediation standard for methamphetamine. The bill would require the department, by October 1, 2008, to the extent that funding is available, to adopt health-based target

remediation standards for iodine, methyl iodide, and phosphine, and would authorize the department to develop additional health-based target remediation standards. The bill would require the department to adopt, by October 1, 2009, investigation and cleanup procedures for use in the remediation of sites contaminated by the illegal manufacturing of methamphetamine. The bill would require the department to develop those methods, standards, and procedures in a prescribed manner.

The bill would authorize the department to expend the funds in the Illegal Drug Lab Cleanup Account to develop those standards and procedures, including funding the interagency agreement, thereby making an appropriation by changing the purpose for which funds are appropriated from that account.

This bill would additionally provide that for purposes of the Methamphetamine Contaminated Property Cleanup Act of 2005, that is proposed to be added by Assembly Bill 1078, a person who is found to have operated a site for the purposes of manufacturing an illegal controlled substance, as specified, is the generator of any hazardous substance at, or released from, the site.

The bill would become operative only if AB 1078 is enacted and becomes effective on or before January 1, 2006.

#### Ch. 588 (SB 771) Simitian Oceangoing ships.

(1) Existing law prohibits a cruise ship, as defined, from conducting onboard incineration while operating within 3 miles of the California coast.

This bill would also prohibit an oceangoing ship, as defined, from conducting onboard incineration while operating within 3 miles of the California coast.

(2) Existing law regulates the release of graywater, sewage sludge, oily bilgewater, hazardous waste, or other waste by large passenger vessels into the marine waters of the state and marine sanctuaries. Existing law also regulates, until January 1, 2010, the release of sewage by large passenger vessels into the marine waters of the state.

This bill would also regulate the release of graywater, sewage, sewage sludge, oily bilgewater, hazardous waste, or other waste by oceangoing ships, as defined, into the marine waters of the state and marine sanctuaries.

The bill would require the master, owner, operator, agent, or person in charge of an oceangoing ship who has operated, or has caused to be operated, the oceangoing ship in the marine waters of the state during 2006, to provide certain information relating to ports of call and sewage, graywater, and blackwater discharge, in electronic or written form to the State Lands Commission upon the vessel's departure from its first port or place of call in California beginning in 2006. The bill would require the commission to submit the reported information to the State Water Resources Control Board on or before February 1, 2007. The bill would require the board to submit the reported information to the Legislature on or before October 1, 2007.

This bill would also consolidate the provisions regulating the release of these substances from large passenger vessels and oceangoing ships.

#### Ch. 589 (SB 857) Kuehl Fish passages.

Existing law provides that the Department of Transportation has full possession and control of all state highways.

This bill would require the department to prepare an annual report to the Legislature describing the status of the department's progress in locating, assessing, and remediating barriers to fish passage, as defined. The bill would require the department also to complete assessments of potential barriers to anadromous fish prior to commencing any project using state or federal transportation funds. The bill would require the department to submit these assessments to the Department of Fish and Game to be added to the CALFISH database. The bill would also require projects to be constructed without presenting barriers to fish passage.

Existing law prohibits the construction or maintenance, in certain fish and game districts, of any device or contrivance that prevents, impedes, or tends to prevent or impede, the passing of fish up and down stream.

This bill would revise the fish and game districts in which this prohibition applies.

Ch. 590 (SB 1106) Committee on Environmental Quality Public contracts: procurement: recycled goods: solid waste.

(1) Existing law provides various procedures for the acquisition of goods and services by the state. Existing law also provides various procedures and requirements pertaining to the purchase of recycled items by the state.

This bill would consolidate, update, and clarify existing recycling laws, eliminate duplicative provisions, and establish or restate recycling goals and reporting requirements of state agencies in accordance with specified timeframes, as provided. The bill would also require local public entities to purchase recycled products instead of nonrecycled products, as specified.

(2) Existing law defines a "rural city" for purposes of certain provisions relating to waste management as an "incorporated city" that meets certain conditions. Existing law authorizes the formation of garbage and refuse disposal districts under certain conditions, including that the governing board of a district that includes only one "incorporated city" have 2 members selected by the board of supervisors and one member selected by the city council. Existing law also authorizes the legislative body of an "incorporated city" to contract for garbage collection and disposal, as specified.

This bill would remove the reference to cities described in these provisions as being incorporated.

Ch. 591 (SB 15) Escutia Public Utilities Commission.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures, subject to statutory restrictions and constitutional requirements of due process. Existing law requires that certain alternate decisions, as defined, as to any item appearing on the commission's public agenda, be served upon all parties to the proceeding without undue delay and be subject to public review and comment before it may be voted upon. Existing law authorizes the commission to adopt rules that provide for the time and manner of review and comment and the rescheduling of the item on a subsequent public agenda, except that the item may not be rescheduled for consideration sooner than 10 days following service of the alternate decision upon the parties. Existing law authorizes the commission to reduce or waive certain time period requirements for review and comment in an unforeseen emergency situation.

This bill would require that the item may not be rescheduled for consideration sooner than 30 days following service of the alternate decision upon the parties. The bill would require that the alternate item be accompanied by a digest that clearly explains the substantive revisions to the proposed decision. The bill would require that the commission immediately notify the Legislature when the commission reduces or waives the time periods for public review and comment due to an unforeseen emergency situation.

Existing law requires the commission to publish and maintain certain documents and information on the Internet unless otherwise authorized by the Department of Information Technology pursuant to a specified executive order.

This bill would require the commission to publish and maintain certain documents and information on the Internet, including certain documents and information currently published and maintained by the commission on the Internet.

Ch. 592 (SB 73) Committee on Budget and Fiscal Review Public postsecondary education: master's degree nursing programs.

This bill would appropriate \$3,440,000, as scheduled, from the General Fund to the Regents of the University of California and the Trustees of the California State University for the 2005-06 fiscal year for one-time expenditures for instructional equipment, classroom and laboratory renovations, curriculum development, and faculty recruitment.

The bill would require that, pursuant to funding to be appropriated in the Budget Act of 2006, the regents and the trustees increase, by at least 130, the number of full-time equivalent students in entry-level master's degree nursing programs in their respective segments, beginning in the 2006-07 fiscal year.

The bill would require the regents and the trustees to each provide a report to the Governor and the Legislature on or before February 1, 2006, on the proposed expenditure of the funds appropriated in this bill by the respective segments in the 2005-06 fiscal year.

The bill would declare that it is to take effect immediately as an urgency statute.

**Ch. 593 (SB 102) Ducheny Nurse training funding.**

Existing law establishes the Employment Training Panel and authorizes the panel to utilize funds in the Employment Training Fund for, among other expenditures, the purpose of funding special employment training projects that improve the skills and employment security of frontline workers, as defined, and training individuals who are currently working and receiving certain state benefits.

This bill would additionally authorize the panel to fund up to 5 licensed nurse training programs to train individuals who are currently working as nurse assistants or caregivers in a health facility, as defined.

**Ch. 594 (SB 186) Battin State highways: relinquishment.**

Existing law gives the Department of Transportation full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law authorizes the commission to relinquish certain state highway segments to local agencies.

This bill would authorize the commission to relinquish portions of State Highway Routes 74 and 111 in Riverside County to specified local agencies under certain conditions.

**Ch. 595 (SB 253) Torlakson Housing.**

(1) In an unlawful detainer action to recover possession of a dwelling from a tenant, existing law provides that when certain conditions exist, there is a rebuttable presumption that a landlord has breached habitability requirements.

This bill would include in the conditions described above instances when the dwelling is deemed substandard, as specified, and when the dwelling violates specified limits relating to lead hazards.

(2) Existing law defines "mobilehome" for purposes of the Mobilehome Residency Law.

This bill would make a technical change in that definition.

(3) Existing law provides that a court may appoint a receiver to take possession of property under a variety of circumstances. Existing law requires that a receiver of real property containing rental housing notify the court of an order or notice to correct substandard conditions, as specified. Existing law also permits a tenant of real property that is subject to receivership, a tenant association, or specified government agencies to file a motion in a receivership action for instructions from a court in regard to substandard conditions, as specified.

This bill would include in the provisions regarding substandard conditions, described above, violations of limits relating to lead hazards.

(4) The Planning and Zoning Law requires each city, county, or city and county to prepare and adopt a general plan for its jurisdiction that contains certain mandatory elements, including a housing element. One part of the housing element is an assessment of housing



needs and an inventory of resources and constraints relevant to meeting those needs. The assessment includes the locality's share of regional housing needs. That share is determined by the appropriate council of governments or by the Department of Housing and Community Development, subject to revision by the department.

The Planning and Zoning Law also authorizes a council of governments to charge a fee to local governments to cover the projected reasonable, actual costs of the council in distributing the regional housing needs pursuant to a city or county's housing element.

This bill would also authorize a council of governments to charge a fee for determining shares of the existing and projected regional housing need for cities, counties, and subregions at all income levels and for subsequent revisions of specified housing elements. The bill would also repeal obsolete provisions pertaining to housing elements.

(5) After the legislative body of a city, county, or city and county adopts all or part of a general plan, the Planning and Zoning Law requires the agency to provide an annual report to the legislative body, the Office of Planning and Research, and the Department of Housing and Community Development that includes specified information regarding the status of the plan and progress in its implementation. This report is due by October 1 of each year.

This bill would instead require the report by April 1 of each year, but would provide that for 2006, the report may be provided by October 1, 2006.

(6) Existing law establishes the Manufactured Home Recovery Fund which is continuously appropriated to make payments and distributions for actual and direct losses, as defined, arising out of specified transactions regarding the purchase or sale of a manufactured home if certain conditions are met.

This bill would make technical changes in those provisions.

(7) The Mobilehome Park Act requires the Department of Housing and Community Development to convene a specified task force at least once a year to provide input to the department on the conduct and operation of the mobilehome park maintenance inspection program. The act also requires the department to reorganize violations under the act and regulations adopted pursuant to the act into 2 specified categories by January 1, 2000, and to correct those constituting unreasonable risk to life, health, or safety within 90 days following January 1, 2000. Any matter that would have constituted a violation prior to January 1, 2000, that was not categorized pursuant to these provisions was deemed to be of a minor or technical nature and not subject to citation or notation on the record of an inspection conducted on or after January 1, 2000.

This bill would revise these provisions to clarify that the authorization for the task force to meet at least once a year and to provide input to the department requires that the department annually reorganize violations and regulations under the act and would reduce the time period for violations constituting unreasonable risk to life, health, or safety to 60 days following January 1 of each year.

(8) The Special Occupancy Parks Act authorizes the Department of Housing and Community Development or a city, county, or city and county that assumes responsibility for the enforcement of the act to enter and inspect special occupancy parks, defined as recreational vehicle parks, temporary recreational vehicle parks, incidental camping areas, and tent camps to secure enforcement of the act and implementing regulations. Existing law requires an enforcement agency to issue notice to correct a violation within 10 days of determining that a special park is in violation of the act or implementing regulations. Existing law requires the notice to allow 90 days from the postmarked date of the notice or date of personal delivery for elimination of the condition constituting the alleged violation if the violation is not an imminent threat to health and safety. Existing law authorizes an additional 90-day extension after the reinspection of the violation if the enforcement agency determines there is a valid reason why the violation was not corrected.

This bill would shorten the 90-day correction period to 30 days and the 90-day discretionary extension to 30 days.

(9) Existing law authorizes the redevelopment agency of a city that meets specified population size requirements and whose legislative body finds that property damage in the city during the civil unrest that occurred between April 29, 1992, and May 3, 1992, exceeded \$50,000,000 to set aside into the Low and Moderate Income Housing Fund an amount that is less than it is otherwise required to set aside if the amount deposited, when added to other public funds expended or appropriated in that fiscal year for the purposes of constructing, rehabilitating, or preserving affordable housing for extremely low, very low, low- and moderate-income persons or families is equal to or greater than the amount it is otherwise required to set aside into its Low and Moderate Income Housing Fund. Existing law requires the redevelopment agency to adopt a plan to eliminate the deficit in subsequent years and complete payment by the 2003-04 fiscal year.

This bill would repeal these provisions and would provide that the repeal does not release an agency that reduced the set-aside pursuant to those provisions from eliminating the deficit in accordance with that section as it existed on December 31, 2005.

(10) Existing property tax law authorizes a city, county, city and county, or nonprofit organization to request the tax collector to bring any residential real property that is not occupied by the owner as his or her principal place of residence to the next scheduled public auction if the taxes on the real property have been delinquent for at least 3 years and the real property will be used to provide housing or services directly related to low-income persons. Existing law requires a 30-year deed restriction to be placed on real property acquired by a nonprofit organization, as specified.

This bill would allow a deed, instead of the 30-year deed restriction, to provide for equity sharing between a nonprofit organization and a low-income owner-occupant upon resale by the low-income owner-occupant of his or her single-family home that was initially purchased by the owner from the nonprofit organization.

Ch. 596 (SB 279) Cedillo Physicians and surgeons: locum tenens services.

Existing law, the Medical Practice Act, provides for the licensing and regulation of physicians and surgeons by the Medical Board of California.

This bill would prohibit a locum tenens agency, defined as an agency that arranges for licensees to perform locum tenens services and meets other requirements, from employing a licensee to perform temporary professional medical services or from interfering with, or attempting to influence the clinical judgment of, such a licensee. The bill would provide a rebuttable presumption that the relationship between a licensee providing locum tenens services and a client or customer of the locum tenens agency shall be one of an independent contractor.

Ch. 597 (SB 303) Chesbro The Mendocino Winegrape and Wine Commission.

Existing law provides for various commissions to promote the production and marketing of agricultural commodities.

This bill would create the Mendocino County Winegrape and Wine Commission in state government to be composed of 6 producers who are not vintners, 4 vintners, and one public member, elected or appointed to 2-year terms, as specified. This bill would provide that the Secretary of Food and Agriculture may require the commission to correct or cease any function or activity he or she determines is not in the public interest or that is in violation of these provisions upon service of a written notice.

This bill would provide for approval of these provisions in a referendum conducted as specified. This bill would provide that, prior to the beginning of each marketing season, the commission shall establish assessment rates for producers based upon the number of tons of winegrapes delivered to vintners, and on vintners based upon the number of tons of winegrapes processed and marketed, as applicable, and authorize the expenditure of those funds for the purposes of carrying out these provisions, thereby making an appropriation.

This bill would provide that a penalty and interest shall be paid by any person who fails to remit this assessment within the time required by the commission. This bill would require producers and vintners to keep complete and accurate records, as specified. This bill would provide that the commission may commence civil actions to enforce these provisions.

Lastly, this bill would provide that every 5 years, commencing with the 2011-2012 marketing season, upon recommendation by the commission, or upon petition, the secretary may hold a hearing, and subsequently a referendum, to determine whether the operation of these provisions should be continued, as specified.

Because this bill would create new crimes, the violation of which would be misdemeanors, this bill would impose a state-mandated, local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

**Ch. 598 (SB 326) Dunn Land use: multifamily residential housing.**

Existing law requires a multifamily residential housing project to be a permitted use, not subject to a conditional use permit, on any parcel zoned for multifamily housing if at least certain percentages of the units are available at affordable housing costs to very low income, lower income, and moderate-income households for at least 30 years and if the project meets specified conditions. Among those conditions are that the project is subject to a discretionary decision, other than a conditional use permit, and a negative or mitigated negative declaration has been adopted for the project under the California Environmental Quality Act (CEQA). Existing law permits the negative or mitigated negative declaration to be adopted only after a public hearing to receive comments on that declaration if a public hearing is not held with respect to the discretionary decision.

This bill would revise these conditions and apply them only to an attached housing development, as defined, on any parcel zoned for an attached housing development. The bill would make these provisions applicable to all cities and counties, including charter cities.

**Ch. 599 (SB 373) Kehoe County water authority: encroachments.**

Existing law, the County Water Authority Act, authorizes the board of directors of a county water authority to establish procedures for the abatement of an encroachment that violates a regulation adopted by the authority regarding its facilities, property, and rights-of-way and to recover the costs of an abatement by means of a lien.

This bill would provide that an encroachment maintained in violation of a regulation is a public nuisance that is subject to abatement by bringing a civil proceeding.

**Ch. 600 (SB 422) Simitian Small claims court: jurisdiction.**

(1) Existing law specifies that the jurisdiction of the small claims court includes various actions in which the demand does not exceed \$5,000, with certain exceptions.

This bill would increase the small claims court jurisdiction over actions brought by a natural person, if the amount does not exceed \$7,500, with specified exceptions. The bill would also require, in small claims court actions to enforce the payment of a debt, that the statement of calculation of liability separately state the original debt, and other payments to the debt, as specified.

(2) Existing law authorizes small claims court cases to be heard by temporary judges who are members of the State Bar, and who are sworn and empowered to act in this capacity.

On and after July 1, 2006, this bill would require temporary judges, prior to serving in small claims court, and every 3 years thereafter, to take a course of study, offered by the courts on ethics and substantive law under rules adopted by the Judicial Council, covering specified state, federal, and local laws, with assistance from the Department of Consumer Affairs, if fiscally able to provide that assistance.

(3) Existing law prescribes the jurisdiction and procedures for small claims court, including, but not limited to, the setting of filing fees. Existing law also entitles a prevailing party to the costs of a small claims action.

This bill would provide that a portion of certain filing fees are not recoverable as costs.

(4) Existing law requires each small claims court advisory service, offered without charge to litigants and potential litigants, to provide individual personal advisory services, in person or by telephone, and by any other means reasonably calculated to provide timely and appropriate assistance.

This bill would require the topics covered by individual personal advisory services to include preparation of small claims court filings, procedures, including procedures related to the conduct of the hearing, and information on the collection of small claims court judgments.

(5) The bill would include other conforming changes and related findings and declarations of the Legislature.

#### Ch. 601 (SB 575) Torlakson Housing development projects.

The Planning and Zoning Law requires that a local agency not disapprove a housing development project, including farmworker housing, for very low, low-, or moderate-income households or condition its approval, including through the use of design review standards, in a manner that renders the project infeasible for development for those households unless it makes written findings, based upon substantial evidence in the record, as to one of a number of specified conditions.

The Planning and Zoning Law also requires that in any action to enforce these provisions, if a court finds that the local agency disapproved the project or conditioned its approval without making the required findings or without making sufficient findings supported by substantial evidence, the court shall issue an order or judgment to compel compliance with these provisions within 60 days, including an award of reasonable attorney's fees and costs of suit to the plaintiff or petitioner who proposed the housing development, and may issue further orders to ensure that the purposes and policies of these provisions are fulfilled if its order or judgment has not been carried out within the 60-day period.

This bill would revise the conditions upon which a disapproval or a conditional approval of the housing development project is based.

The bill would expressly authorize the applicant for the housing development project or any person who would be eligible to apply for residency in that project to bring an action in court pursuant to specified provisions and would also authorize the court to vacate the decision of the local agency, as specified, deem the application complete, and impose fines pursuant to specified procedures if the court finds that the local agency acted in bad faith and failed to carry out the court's order or judgment within the 60-day period.

The bill would also specify procedures for appeal of the court's order.

#### Ch. 602 (SB 568) Kehoe Property tax revenue allocations.

Existing property tax law requires the county auditor, in each fiscal year, to allocate property tax revenue to local jurisdictions in accordance with specified formulas and procedures, and generally requires that each jurisdiction be allocated an amount equal to the total of the amount of revenue allocated to that jurisdiction in the prior fiscal year, subject to certain modifications, and that jurisdiction's portion of the annual tax increment, as defined. Existing law requires the auditor to reduce, for the 2004-05 and 2005-06 fiscal years, the total amount of property tax revenue that is otherwise required to be allocated to an enterprise and a nonenterprise special district, as defined, by an amount calculated by the Controller pursuant to a specified formula. Existing law requires that the total statewide amount of these reductions for each of those fiscal years equal \$350 million.

The California Constitution prohibits the Legislature from enacting a statute that changes the manner in which property tax revenues are allocated so as to reduce the percentage of

property tax revenues that are allocated in a county among all local agencies, as defined, below the percentage of those revenues that were so allocated under the law in effect on November 3, 2004, as specified.

This bill would specify that, for the 2005-06 fiscal year, a nonenterprise special district does not include a local health care district, as specified. This bill would also require the Controller to implement this exemption in a manner that ensures that this bill does not result in a net increase in the total amount of the reduction for any special district for the 2005-06 fiscal year from the total amount of the reduction determined for that special district for the 2004-05 fiscal year.

Ch. 603 (SB 618) Speier Sentencing: programs.

Under existing law, the Legislature finds and declares that programs should be available for inmates, including educational programs that are designed to prepare nonviolent felony offenders for successful reintegration into the community. Under existing law, the Legislature encourages the development of policies and programs designed to educate and rehabilitate nonviolent felony offenders.

This bill would authorize a county to develop a multiagency plan to prepare and enhance nonviolent felony offenders' successful reentry into the community, and would require that plan be developed by, and have the concurrence of, the presiding judge, the chief probation officer, the district attorney, the local custodial agency, and the public defender, or their designees, for submission to the board of supervisors for its approval. The bill would further authorize the Department of Corrections and Rehabilitation to enter into an agreement with up to 3 counties to implement the above provisions and to provide funding for the purpose of the probation department carrying out its assessments, and would make specified findings and declarations in that regard.

Ch. 604 (SB 897) Scott International trade and investment office: Yerevan.

Existing law requires the Governor to instruct the Secretary of Business, Transportation and Housing to establish, on a contract basis, an international trade and investment office in Yerevan, in the Republic of Armenia, subject to the availability of funds for that purpose. The secretary is required to report to the Legislature on the success of the international trade and investment office no later than March 1, 2005. These provisions are repealed as of January 1, 2006.

This bill would extend the reporting date to June 1, 2007, and the repeal date to January 1, 2008.

Ch. 605 (AB 365) Salinas Local agencies: agricultural lands.

Existing law defines plants that are being produced by nurseries as "growing agricultural crops" for the purposes of any laws that pertain to the agricultural industry of the state.

This bill would state that plants and floricultural crops that are being produced by nurseries, whether in open fields or in greenhouses, shall be considered "growing agricultural crops" for the purposes of those laws and that those laws shall apply equally to greenhouses and open field nursery operations. This bill would make other related changes.

Existing law, the Williamson Act, provides that a landowner and a city or county may enter into a mutually beneficial contract to restrict the use of agricultural land by creating an "agricultural preserve," as defined, in order to preserve the limited supply of agricultural land necessary to the conservation of the state's economic resources. The act also defines other terms for purposes of its provisions, including "agricultural use."

This bill would revise the definition of "agricultural use" to include greenhouses and would define "greenhouse."

Ch. 606 (AB 414) Klehs Labor compliance programs: third-party providers.

Existing law requires an awarding body, as defined, that chooses to use funds from either the Kindergarten-University Public Education Facilities Bond Act of 2002 or the

Kindergarten-University Public Education Facilities Bond Act of 2004 for a public works project to initiate and enforce, or contract with a 3rd party to initiate and enforce, a labor compliance program, as defined, for that public works project.

This bill would specify that a 3rd party that contracts with an awarding body to initiate and enforce a labor compliance program, for purposes of these provisions, may not review the payroll records of its own employees or the employees of its subcontractors, and the awarding body or an independent third party must review these payroll records for purposes of the labor compliance program.

Ch. 607 (AB 415) Harman Arbitration: legal representation.

Existing law, effective until January 1, 2006, permits persons admitted to the bar of any other state to represent a party in an arbitration proceeding in this state, or to render legal services in this state in connection with an arbitration proceeding in another state. Existing law requires out-of-state attorneys representing a party in a California arbitration proceeding to serve upon the arbitrator, the State Bar of California, the parties, and counsel, a certificate containing specified information prior to the first scheduled hearing in the arbitration. Existing law also permits any party to an arbitration arising under certain collective bargaining agreements to be represented by any person.

This bill would extend the operation of those provisions until January 1, 2007.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 608 (AB 478) Lieber Female inmates and wards.

(1) Existing law provides that an inmate who gives birth after her receipt by the Department of Corrections and Rehabilitation may be declared eligible to participate in a community treatment program that provides for the release of the mother and child to a public or private facility in the community suitable to their needs.

This bill would require any community treatment program in which such an inmate participates to include prenatal care, access to prenatal vitamins, childbirth education, and infant care. This bill would also require the department to establish minimum standards for pregnant inmates who are not eligible for the program including necessary nutrition and vitamins, information and education, and a dental cleaning.

(2) Existing law provides that any inmate who gives birth to a child during her term of imprisonment may be temporarily taken to a hospital outside the prison for childbirth.

This bill would provide that pregnant inmates taken to a hospital outside the prison shall be transported in the least restrictive way possible. This bill would also provide that the inmate shall not be shackled by the wrists, ankles, or both during labor, including during transport to the hospital, during delivery, and while in recovery after giving birth, except as specified.

(3) Existing law requires the Corrections Standards Authority to establish minimum standards for state and local correctional facilities, as specified.

This bill would provide that those standards shall require that inmates who are received by the facility while they are pregnant are provided, at a minimum, necessary nutrition and vitamins, information and education, and a dental cleaning. This bill would also require that these standards provide that at no time shall a woman who is in labor be shackled by the wrists, ankles, or both, including during transport to the hospital, during delivery, and while in recovery after giving birth, except as specified.

(4) Existing law entitles any female in the custody of a local juvenile facility or the Department of Corrections and Rehabilitation, Division of Juvenile Facilities, the right to summon and receive the services of any physician and surgeon of her choice to determine if she is pregnant, and to a determination of the medical services needed with regard to the pregnancy.

This bill would provide that a ward who gives birth while under the jurisdiction of the Department of Corrections and Rehabilitation, Division of Juvenile Facilities, or a

community treatment program, has the right to prenatal care, prenatal vitamins, and childbirth education. The bill would apply the requirements outlined in (2) above to pregnant wards under the jurisdiction of local or state correctional facilities.

(5) Because this bill would require local officials to provide additional services, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 609 (AB 460) Parra Contagious diseases.

Existing law authorizes the Department of Agriculture, with approval of the Governor, to cooperate with the United States Department of Agriculture in order to protect the agricultural industry from pest or disease.

This bill would authorize the department to enter into agreements with the United States Department of Agriculture to carry out a program of prevention and control of avian influenza, and to adopt any regulations as necessary to implement the program.

#### Ch. 610 (AB 664) Jones Administration of the State Bar.

(1) Existing law requires that an applicant for the issuance or renewal of a license to practice law, supply his or her social security number or, if a partnership, its federal employer identification number.

This bill would authorize, in specified circumstances, submission of a federal tax identification number or another identification number, as determined by the State Bar of California, in place of the applicant's social security number.

(2) In a summary proceeding for the possession of real property, existing law requires the court clerk to mail a specified notice to each defendant named in the eviction action. This notice is required to include, among other things, the name and telephone number of the county bar association and the name and telephone number of an office funded by the federal Legal Services Corporation that provides legal services to low-income persons in the county in which the action is filed.

This bill would permit that notice to include the name and telephone number of qualified legal services projects that receive specified funds distributed by the State Bar of California, in lieu of a legal services office funded by the federal Legal Services Corporation.

#### Ch. 611 (AB 702) Koretz Nursing education.

Existing law requires the Office of Statewide Health Planning and Development to establish the Health Professions Education Foundation, a public benefit corporation, for the purpose of providing financial assistance in the form of scholarships or loans for educational costs of registered nurses or graduates of associate degree nursing programs who agree to serve in underrepresented areas.

This bill would, in addition, allow the office to provide financial assistance to students who are seeking a master's or doctoral degree in nursing. The bill would require that a registered nurse and student must commit to teaching nursing in a California nursing school for 5 years in order to receive a scholarship or loan repayment for a master's or doctoral degree program.

#### Ch. 612 (AB 1011) Matthews Pesticide brokers.

Existing law generally regulates pesticides and provides that it is unlawful for any person, other than the registrant of a pesticide or a licensed pest control dealer to sell or distribute registered pesticide products that are labeled for agricultural use, unless he or she is a licensed pesticide broker. However this does not apply to sellers or distributors of pesticides that are labeled only for nonagricultural uses.

This bill would remove provisions specifying that these provisions do not apply to persons who operate as sellers or distributors of pesticides that are labeled only for nonagricultural uses. Because this bill would require additional persons to be licensed, it would expand the definition of a crime and impose a state-mandated local program.

This bill would also require pesticide retailers to maintain records that show the names and contact information of their suppliers, as specified.

Existing law requires that an application for a pesticide broker license be accompanied by a fee and provides a penalty for delayed payment.

This bill would remove those provisions calling for payment of a fee.

Existing law requires licensed pesticide brokers to maintain business records, as specified, that must be available for audit by the Director of Pesticide Regulation or county agricultural commissioner.

This bill would remove provisions requiring these records to be available to the county agricultural commissioner.

Existing law requires every manufacturer of, importer of, or dealer in any pesticide to obtain a certificate of registration from the Department of Pesticide Regulation before the pesticide is offered for sale. Existing law provides that data previously submitted to the Director of Pesticide Regulation or to the Administrator of the United States Environmental Protection Agency to support an application for the registration of a pesticide shall not be used without permission to support an application by another person.

This bill would repeal these provisions and instead provide that the director may rely upon any evaluations of previously submitted data with respect to an application for registration, an amendment to a registration, or to maintain a registration if certain criteria are met including that the applicant either obtain written permission from the owner to rely on the data or irrevocably offer to pay the owner a share of the cost of producing the data, as specified. This bill would provide that the specific terms and amount of payment shall be fixed by agreement between the applicant and the owner but shall not delay approval of the applicant's application. This bill would provide that if agreement cannot be reached by the parties, either party may initiate a proceeding to determine the amount due, as specified. The bill would require the department to make available to the public domain its index of data submitted in support of registration applications, the ownership of that data, and the date it was submitted to California. The bill would require the director, with the assistance of the Legislative Analyst, to conduct a study to consider the consequences of data-sharing agreements required by the bill, with a report to the Legislature by December 31, 2008. This bill would provide that if the owner cannot be identified, the applicant will be absolved of his or her obligation to pay if the owner does not identify himself or herself within 12 months after registration of the pesticide product.

This bill would also state legislative intent that the department shall not be involved in resolving issues between applicants and owners over financial obligations arising from data ownership. The bill would require the director to promulgate emergency regulations to govern those proceedings.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 613 (AB 1061) Committee on Agriculture Agriculture omnibus changes.

Under existing law, all fees and assessments that are required to be paid to support certain agricultural programs are deposited into the Department of Food and Agriculture Fund.

This bill would create the Analytical Laboratory Account in the Department of Food and Agriculture Fund, into which the residual balance of all reimbursements collected by the Secretary of Food and Agriculture for services rendered by the Center for Analytical Chemistry would be deposited at the end of each fiscal year. Upon appropriation by the



Legislature, money in the account would be used to fund services rendered, laboratory equipment repair or replacement, make modifications or upgrades to existing facilities, or for other uses that maintain the laboratory infrastructure.

Existing law provides for the establishment and responsibilities of an advisory committee to aid in the preparation of a report required pursuant to the Cooperative Bargaining Association Chapter. These provisions will be repealed on January 1, 2006.

This bill would reenact those provisions, with specified revisions.

Existing law provides the Agricultural Cooperative Bargaining Advisory Committee shall meet not less than twice a year.

This bill would reduce the number of mandatory meetings to one per year.

Existing law provides a procedure for addressing complaints by growers or licensed produce dealers.

This bill would establish a similar procedure for complaints where the claimed damages do not exceed \$30,000, as specified.

Ch. 614 (AB 1233) Jones Housing element: regional housing need.

The Planning and Zoning Law requires each city, county, or city and county to prepare and adopt a general plan for its jurisdiction that contains certain mandatory elements, including a housing element. One part of the housing element is an assessment of housing needs and an inventory of land suitable for residential development in meeting the jurisdiction's share of the regional housing need, including vacant sites and sites having potential for redevelopment, and an analysis of the relationship of zoning facilities and services to these sites.

The Planning and Zoning Law also requires the local government to identify specified actions that will be taken to make sites available during the planning period of the general plan to accommodate that portion of the city's or county's share of the regional housing need for each income level that could not be accommodated on sites identified above.

This bill would require for housing elements due on or after January 1, 2006, that, for purposes of making the assessment and inventory for meeting the locality's share of the regional housing need for the new housing element, if the city or county failed to identify or make available adequate sites to accommodate that portion of the regional housing need allocated pursuant to Section 65584, then the city or county shall, within the first year of the planning period of the new housing element, zone or rezone adequate sites to accommodate the unaccommodated portion of the regional housing need allocation from the prior planning period.

Ch. 615 (AB 1235) Emmerson In-service training.

Existing law sets forth the qualifications for becoming a certified nurse assistant for a skilled nursing facility or intermediate care facility. Existing law requires a certified nurse assistant to renew the certification every 2 years. Existing law requires a person applying for certification renewal to have completed 48 hours of in-service training in the previous 2 years.

This bill would allow an applicant for certification renewal to complete 24 of the requisite 48 hours of training using an online computer training program, approved by the Licensing and Certification Division of the State Department of Health Services, which meets prescribed requirements, including, but not limited to, that the person certify completion of the course.

Ch. 616 (AB 1349) Goldberg Narcotic treatment programs.

Existing law authorizes the State Department of Alcohol and Drug Programs to enter into a Medi-Cal Drug Treatment Program contract with each county for the provision of services within the county service area. Existing law requires the department to establish fees for controlled substances dispensed to Medi-Cal beneficiaries under this program based on a per

capita uniform statewide monthly reimbursement rate. Existing law requires that reimbursement under the program be limited to the lower of that uniform statewide monthly reimbursement rate or the provider's usual and customary charge to the public for the same or similar services.

This bill would provide that if a narcotic treatment program provider establishes a sliding indigency scale for low-income persons who are not eligible to participate in the Medi-Cal Drug Treatment Program in accordance with requirements established by the bill, the provider shall be deemed in compliance with federal and state law for purposes of the application of an exception to reimbursement requirements that would prohibit those reduced charges under the sliding indigency scale from lowering the provider's usual and customary charge determination for Medi-Cal reimbursement. The bill would also authorize a narcotic treatment program provider to use an instruction and financial evaluation form that the bill would create to aid in implementing a sliding indigency scale.

Existing law establishes that the Legislature's intent in licensing narcotic treatment programs is to provide a means whereby the patient may be rehabilitated and will no longer need to support a dependency on narcotics. Existing law declares that the ultimate goal of all narcotic treatment programs shall be to aid the patient in altering his or her lifestyle and eventually to eliminate all dependency on drugs.

This bill would revise the Legislature's intent and declarations so that the Legislature's intent in licensing narcotic treatment programs would be to provide a means whereby the patient may be rehabilitated and will no longer need to support a dependency on opiates, and the ultimate goal of narcotic treatment programs would be to aid the patient in altering his or her lifestyle and eventually to eliminate the improper use of legal drugs and the use of illicit drugs.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 617 (AB 1442) Jerome Horton Alcoholic beverages: advertising.

Existing law generally prohibits a manufacturer of alcoholic beverages and a winegrower from paying, crediting, or compensating a retailer for advertising or paying or giving anything of value for the privilege of placing a sign or advertisement with a retail licensee. It authorizes, as an exception, the holder of a winegrower's license, a California winegrower's agent, a beer manufacturer, a distilled spirits rectifier, a distilled spirits manufacturer, or a distilled spirits manufacturer's agent, to purchase advertising space and time from, or on behalf of, an on-sale retail licensee, under certain conditions, if the on-sale retail licensee is the owner, manager, agent of the owner, assignee of the owner's advertising rights, or major tenant of specified facilities, including specified facilities located in the Counties of Los Angeles and Orange.

This bill would expand the exceptions to existing law to include additional facilities in Los Angeles County and would authorize additional advertising purchases by a distilled spirits rectifier, as specified.

This bill would make findings regarding the need for special legislation.

Ch. 618 (AB 1459) Canciamilla Small claims court: jurisdiction.

(1) Existing law specifies that the jurisdiction of the small claims court includes various actions in which the demand does not exceed \$5,000, with certain exceptions.

This bill would increase the small claims court jurisdiction over actions brought by a natural person, if the amount does not exceed \$7,500, with specified exceptions. The bill would also require, in small claims court actions to enforce the payment of a debt, that the statement of calculation of liability separately state the original debt, and other payments to the debt, as specified.

(2) Existing law authorizes small claims court cases to be heard by temporary judges who are members of the State Bar, and who are sworn and empowered to act in this capacity.

On and after July 1, 2006, this bill would require temporary judges, prior to serving in small claims court, and every 3 years thereafter, to take a course of study, offered by the courts on ethics and substantive law under rules adopted by the Judicial Council, covering specified state, federal, and local laws, with assistance from the Department of Consumer Affairs, if fiscally able to provide that assistance.

(3) Existing law prescribes the jurisdiction and procedures for small claims court, including, but not limited to, the setting of filing fees. Existing law also entitles a prevailing party to the costs of a small claims action.

This bill would provide that a portion of certain filing fees are not recoverable costs.

(4) Existing law requires each small claims court advisory service, offered without charge to litigants and potential litigants, to provide individual personal advisory services, in person or by telephone, and by any other means reasonably calculated to provide timely and appropriate assistance.

This bill would require the topics covered by individual personal advisory services to include preparation of small claims court filings, procedures, including procedures related to the conduct of the hearing, and information on the collection of small claims court judgments.

(5) The bill would include other conforming changes and related findings and declarations of the Legislature.

#### Ch. 619 (AB 1462) Torrico State Highway Route 84.

Existing law authorizes a city or county in which a planned transportation facility was to be located on State Highway Route 238 in Alameda County to develop and file with the California Transportation Commission a local alternative transportation program that addresses transportation problems and opportunities, and provides for the use of revenues from the sales of excess properties acquired for the planned state facility in order to fund the local alternative program, but limits the use of revenues from excess property sales to highway purposes. Existing law provides that the commission may not approve a local alternative program under these provisions after July 1, 2010.

This bill would extend the applicability of these provisions to a specified portion of State Highway Route 84 in Alameda County. The bill would limit the use of revenues from excess property sales to state highway purposes.

#### Ch. 620 (AB 1756) Committee on Elections and Redistricting City councils: selection of mayor.

Existing law requires that the city council, at the meeting at which the declaration of the election results is made and following that declaration and the installation of elected officials, choose one of its number as mayor and one of its number as mayor pro tempore.

This bill would specify that this meeting is the meeting at which the declaration of the election results for a general municipal election is made.

#### Ch. 621 (SB 1111) Committee on Business, Professions and Economic Development Professions and vocations.

Existing law provides for the regulation of various professions, including physicians and surgeons, podiatrists, physician assistants, dentists, dental auxiliaries, nurses, respiratory care practitioners, and pharmacists.

This bill would revise and recast certain provisions regulating these professions.

This bill would specify that the fee for examination for licensure as a registered dental assistant shall not exceed \$50 for the written examination and shall not exceed \$60 for the practical examination and, on and after January 1, 2008, the application fee and fee for issuance of a license for registered orthodontic assistants, registered surgery assistants, registered restorative assistants, and registered dental assistants shall not exceed \$50. The bill would require the Dental Board of California to license a person who meets specified

requirements as a registered dental assistant and it would also expand those requirements. The bill would specify that, on and after January 1, 2008, a registered dental assistant may perform specified duties and procedures similar to other dental auxiliaries. The bill would authorize, on and after January 1, 2008, a registered dental assistant in extended functions to perform all duties and procedures that a registered dental assistant is authorized to perform. The bill would also extend various inoperative and repeal dates relating to dentists and dental auxiliaries.

This bill would require the Division of Medical Quality of the Medical Board of California to organize itself as 2 panels of 7 members. The bill would provide that a podiatric medicine licensee whose renewal fee has been waived cannot practice podiatric medicine unless specified requirements have been satisfied. The bill would require an applicant for a license to practice respiratory care to successfully pass the national respiratory therapist examination. The bill would require a pharmacy to have written policies and procedures for detecting chemical, mental, or physical impairment among licensed individuals employed by or with the pharmacy. The bill would require a pharmacy to report certain information to the California State Board of Pharmacy for the protection of the public. The bill would require the board to operate a pharmacists recovery program to rehabilitate pharmacists and intern pharmacists whose competence may be impaired due to abuse of alcohol, drug use, or mental illness. The bill would establish requirements for this program and require the board to contract with one or more qualified contractors to administer the program. Because the bill would increase fees under the Pharmacy Law that would be deposited into the Pharmacy Board Contingent Fund which is continuously appropriated, the bill would make an appropriation.

The bill would incorporate additional changes to Section 2234.1 of the Business and Professions Code made by this bill and AB 592 to take effect if both bills are enacted and this bill is enacted last.

The bill would incorporate additional changes to Section 4315 of the Business and Professions Code made by this bill and SB 644 to take effect if both bills are enacted and this bill is enacted last.

The bill would incorporate additional changes to Section 4400 of the Business and Professions Code made by this bill and AB 497 to take effect if both bills are enacted and this bill is enacted last.

Because a violation of the bill with respect to podiatrists and pharmacists would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 622 (SB 457) Kehoe Disaster relief.

(1) Existing law authorizes a county board of supervisors to provide by ordinance for the reassessment of property that is damaged or destroyed, without fault on the part of the assessee, by a major misfortune or calamity, upon the application of the assessee or upon the action of the county assessor with the board's approval. With respect to certain counties that have adopted reassessment ordinances and have been declared by the Governor to be in a state of emergency as a result of certain events, existing law provides for state allocations of the estimated amounts of the reductions in property tax revenues resulting in certain fiscal years from reassessments under those ordinances. Existing law also continuously appropriates, without regard to fiscal years, moneys in the Special Fund for Economic Uncertainties for purposes of funding these state allocations.

This bill would provide for similar state allocations with respect to property tax revenue reductions, resulting from a reassessment ordinance, incurred by the Counties of Orange, Riverside, San Bernardino, and San Diego which were declared by the Governor to be in a

state of emergency as a result of a series of severe rainstorms that occurred in those counties during December 2004, January 2005, February 2005, March 2005, and June 2005. By requiring moneys continuously appropriated from the Special Fund for Economic Uncertainties to be allocated for the new purpose of reimbursing these counties for these property tax revenue reductions, this bill would make an appropriation.

(2) The Natural Disaster Assistance Act provides for, among other things, specified allocations to local agencies with respect to natural disasters.

This bill would include within those provisions the disaster that occurred in the Counties of Orange, Riverside, San Bernardino, and San Diego as a result of the severe rainstorms during December 2004, January 2005, and February 2005, as provided.

(3) The Personal Income Tax Law and the Corporation Tax Law provide for the carryover to specified taxable years of specified losses sustained as a result of certain disasters occurring in California in an area determined by the President of the United States to warrant specified federal assistance, or proclaimed by the Governor to be in a state of emergency.

This bill would extend these provisions to losses sustained as a result of the series of severe rainstorms and related events that occurred in the Counties of Orange, Riverside, San Bernardino, and San Diego in December 2004, January 2005, February 2005, March 2005, or June 2005. This bill would also authorize a taxpayer to make an election to claim a deduction for those losses on the tax return for the preceding year.

(4) Existing property tax law provides, pursuant to a specified provision of the California Constitution, for a homeowners' property tax exemption in the amount of \$7,000 of the full value of a "dwelling," as defined. The California Constitution requires the Legislature, in each fiscal year, to reimburse local governments for the revenue losses incurred by those governments in that fiscal year as a result of the homeowners' property tax exemption.

This bill would provide that any dwelling that qualified for the exemption prior to December 28, 2004, that was damaged or destroyed by severe rainstorms, floods, mudslides, or the accumulation of debris in a disaster may not be denied the exemption solely on the basis that the dwelling was temporarily damaged or destroyed or was being reconstructed by the owner, as provided. This bill would also state the intent of the Legislature to make the required reimbursement to local governments for revenue losses incurred as a result of the homeowners' exemption in the annual Budget Act.

By requiring local tax officials to implement new exemption criteria, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(5) This bill would incorporate additional changes to Sections 218, 17207, and 24347.5 of the Revenue and Taxation Code, proposed by AB 18 and AB 164, to be operative only if AB 18, AB 164, and this bill are all enacted, all 3 bills amend the respective sections, and this bill is enacted after AB 18 or AB 164. Additionally, this bill would provide that it will not become operative unless AB 164 and this bill are both chaptered and become effective on or before January 1, 2006.

(6) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 623 (AB 164) Nava Disaster relief.

(1) Under the Natural Disaster Assistance Act, the state share for eligible project costs is generally 75% of total eligible costs, and for specific incidents, the state share is set at 100% of total eligible state costs.

This bill would include as eligible for allocations under those provisions the severe storms, flooding, debris flows, and mudslides that occurred during December 27, 2004, to January

11, 2005, inclusive, and during the period from February 16, 2005, to February 23, 2005, in southern California.

(2) Existing law authorizes a county board of supervisors to provide by ordinance for the reassessment of property that is damaged or destroyed, without fault on the part of the assessee, by a major misfortune or calamity, upon the application of the assessee or upon the action of the county assessor with the board's approval. With respect to certain counties that have adopted reassessment ordinances and have been declared by the Governor to be in a state of emergency as a result of certain events, existing law provides for state allocations of the estimated amounts of the reductions in property tax revenues resulting in certain fiscal years from reassessments under those ordinances. Existing law also continuously appropriates, without regard to fiscal years, moneys in the Special Fund for Economic Uncertainties for purposes of funding these state allocations.

This bill would provide for similar state allocations with respect to property tax revenue reductions, resulting from a reassessment ordinance, incurred by the Counties of Kern, Los Angeles, Santa Barbara, and Ventura, which were declared by the Governor to be in a state of emergency as a result of a series of severe rainstorms that occurred in those counties during December 2004, January 2005, February 2005, or March 2005. By requiring moneys continuously appropriated from the Special Fund for Economic Uncertainties to be allocated for the new purpose of reimbursing these counties for these property tax revenue reductions, this bill would make an appropriation.

(3) Existing property tax law provides, pursuant to a specified provision of the California Constitution, for a homeowners' property tax exemption in the amount of \$7,000 of the full value of a "dwelling," as defined.

This bill would provide that any dwelling that qualified for the exemption prior to December 28, 2004, that was damaged or destroyed by severe rainstorms, floods, mudslides, or the accumulation of debris in a disaster, as declared by the Governor, during December 2004, or January 2005, February 2005, March 2005, and June 2005, and that has not changed ownership since December 28, 2004, may not be denied the exemption solely on the basis that the dwelling was temporarily damaged or destroyed or was being reconstructed by the owner, or was temporarily uninhabited as a result of restricted access to the property due to floods, mudslides, the accumulation of debris, or washed-out and damaged roads.

The California Constitution requires the Legislature, in each fiscal year, to reimburse local governments for the revenue losses incurred by those governments in that fiscal year as a result of the homeowners' property tax exemption.

This bill would state the intent of the Legislature to make this required reimbursement in the annual Budget Act.

By requiring local tax officials to implement new exemption criteria, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(4) The Personal Income Tax Law and the Corporation Tax Law provide for the carryover to specified taxable years of specified losses sustained as a result of certain disasters occurring in California in an area determined by the President of the United States to warrant specified federal assistance, or proclaimed by the Governor to be in a state of emergency.

This bill would extend these provisions to losses sustained in the Counties of Kern, Los Angeles, Santa Barbara, and Ventura as a result of the severe rainstorms, related flooding and slides, and any other related casualties, that occurred in December 2004, January 2005, February 2005, or March 2005. This bill would also authorize a taxpayer to make an election to claim a deduction for those losses on the tax return for the preceding year.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

(5) The Mills-Alquist-Deddeh Act requires an operator of a public transportation system to comply with certain requirements in order to be eligible for funding under that act.

This bill would authorize the Ventura County Transportation Commission to reduce, by up to 30 days, certain requirements, as specified.

(6) This bill would incorporate additional changes to Sections 218, 17207, and 24347.5 of the Revenue and Taxation Code, proposed by AB 18 and SB 457, to be operative only if AB 18, SB 457, and this bill are all enacted, all 3 bills amend the respective sections, and this bill is enacted after AB 18 or SB 457. Additionally, this bill would provide that it will not become operative unless SB 457 and this bill are both chaptered and become effective on or before January 1, 2006.

(7) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 624 (AB 18) La Malfa Disaster relief.

(1) Existing law authorizes a county board of supervisors to provide by ordinance for the reassessment of property that is damaged or destroyed, without fault on the part of the assessee, by a major misfortune or calamity, upon the application of the assessee or upon the action of the county assessor with the board's approval. With respect to certain counties that have adopted reassessment ordinances and have been declared by the Governor to be in a state of disaster as a result of certain events, existing law provides for state allocations of the estimated amounts of the reductions in property tax revenues resulting in certain fiscal years from reassessments under those ordinances. Existing law also continuously appropriates, without regard to fiscal years, moneys in the Special Fund for Economic Uncertainties for purposes of funding these state allocations.

This bill would provide for similar state allocations with respect to property tax revenue reductions, resulting from a reassessment ordinance, incurred by Shasta County, which was declared by the Governor to be in a state of emergency as a result of the wildfires that occurred in 2004. By requiring moneys continuously appropriated from the Special Fund for Economic Uncertainties to be allocated for the new purpose of reimbursing these counties for these property tax revenue reductions, this bill would make an appropriation.

(2) Existing property tax law provides, pursuant to a specified provision of the California Constitution, for a homeowners' property tax exemption in the amount of \$7,000 of the full value of a "dwelling," as defined.

This bill would provide that any dwelling that qualified for the exemption prior to August 11, 2004, that was damaged or destroyed by the wildfires and any other related casualty that occurred in Shasta County and that has not changed ownership since August 11, 2004, may not be denied the exemption solely on the basis that the dwelling was temporarily damaged or destroyed or was being reconstructed by the owner.

The California Constitution requires the Legislature, in each fiscal year, to reimburse local governments for the revenue losses incurred by those governments in that fiscal year as a result of the homeowners' property tax exemption.

This bill would state the intent of the Legislature to make this required reimbursement in the annual Budget Act.

By requiring local tax officials to implement new exemption criteria, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions. by the state, reimbursement for those costs shall be made pursuant to these statutory provisions. tains costs mandatedl of specified losses sustained as a result of certain disasters occurring in California in an area determined by the President of

the United States to warrant specified federal assistance, or proclaimed by the Governor to be in a state of emergency.

This bill would extend these provisions to losses sustained as a result of the Shasta County wildfires in 2004. This bill would also authorize a taxpayer to make an election to claim a deduction for those losses on the tax return for the preceding year.

(4) This bill would incorporate additional changes to Sections 218, 17207, and 24347.5 of the Revenue and Taxation Code, proposed by AB 164 and SB 457, to be operative only if AB 164, SB 457, and this bill are all enacted, all 3 bills amend the respective sections, and this bill is enacted after AB 164 or SB 457.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 625 (SB 116) Dutton Child abandonment: newborns.

Existing law makes it a crime for a parent of a minor child, without lawful excuse, to not furnish necessary clothing, food, shelter, or medical or remedial care for the child, or to refuse, without lawful excuse, to accept the child in his or her home or provide alternate shelter. Existing law also makes it a crime for a parent of a child under the age of 14 years to desert the child with intent to abandon, or for any person to knowingly or willfully abandon or, having the ability to refuse to do so, fail to maintain his or her child under the age of 14 years.

Existing law, until 2006, provides that no parent or other person having lawful custody of a minor child 72 hours old or younger may be prosecuted for a violation of the above crimes if he or she voluntarily surrenders physical custody of the child to an employee on duty at a public or private hospital emergency room, or any additional location designated by the board of supervisors. Existing law provides that within 48 hours of accepting the physical custody of a child who is surrendered pursuant to these provisions, the personnel that have custody of the child must notify child protective services or a county agency providing child welfare services. Existing law requires that agency to immediately notify the State Department of Social Services of each child to whom this provision applies upon taking temporary custody of the child.

This bill would delete that date thereby extending those provisions indefinitely. By expanding the duties of local public entities and employees, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 626 (SB 218) Scott Termination of parental rights: prospective adoptive parents.

Existing law provides that if the court, by order or judgment, declares a child free from the custody and control of both parents, or one parent if the other does not have custody and control, the court shall at the same time order the child referred to the State Department of Social Services or a licensed adoption agency for adoptive placement by the agency. Existing law provides that the State Department of Social Services or licensed adoption agency shall be responsible for the custody and supervision of the child and shall be entitled to the exclusive care and control of the child at all times until a petition for adoption is granted.

This bill would create an exception to that provision if the child is living with a caretaker who has been designated by the court as a prospective adoptive parent. The bill would authorize a court to designate a current caretaker as a prospective adoptive parent if the child has lived with the caretaker for at least 6 months, the caretaker has expressed a commitment to adopt the child, and the caretaker has taken at least one step to facilitate the adoption, as



specified. The bill would further provide that a child living in the home of a designated prospective adoptive parent may only be removed from that home after a noticed hearing in which the court finds that removal from the home is in the child's best interest, except as specified. The bill would require the Judicial Council to prepare forms to facilitate the filing of petitions under these provisions.

The bill would incorporate additional changes in Section 366.26 of the Welfare and Institutions Code, proposed by AB 519, AB 1338, and AB 1412, to be operative only if one or more of those bills and this bill are chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 627 (SB 302) Scott Adoption.

Existing law provides that a man is presumed to be the natural father of a child if certain conditions are met. This presumption may be rebutted by a judgment establishing paternity of the child by another man. Existing law also authorizes a child, the child's natural mother, or, with certain exceptions, a presumed father of the child to bring an action to determine paternity, as specified. Existing law provides that an action to determine a parent and child relationship may be brought in the county in which a child resides or is found, or, if the father is deceased, in the county in which probate proceedings for probate of his estate have been or could be commenced.

Existing law provides that if a mother relinquishes for or consents to, or proposes to relinquish for or consent to, the adoption of a child who has a presumed father, the father must be given notice of the adoption proceeding and a child may not be adopted without his consent, except under specified circumstances.

Existing law also provides that, in a stepparent adoption, the consent of either or both birth parents must be signed in the presence of a county clerk, probation officer, qualified court investigator, or county welfare department staff member of any county of this state.

Existing law requires the social worker or probation officer to give notice to specified persons of a hearing to terminate parental rights or establish the legal guardianship of a dependent child.

This bill would authorize, in a stepparent adoption, the consent of either or both birth parents to be signed in the presence of a notary public.

The bill would additionally authorize an adoption agency to whom the child has been relinquished to or a prospective adoptive parent of the child to bring an action to determine paternity.

The bill would expand the provision governing venue for an action to determine a parent and child relationship by additionally authorizing that action to be brought in the county in which a licensed California adoption agency maintains an office if the agency brings the action.

The bill would provide that the consent of a presumed father is not required for the child's adoption unless he became a presumed father before the mother's relinquishment or consent becomes irrevocable or before the mother's parental rights have been terminated.

The bill would also expand the list of specified persons whom the social worker or probation officer must notify regarding a hearing to terminate parental rights or establish a legal guardianship by requiring that notice be given to unknown parents by publication, if ordered by the court, as specified. By expanding the duties of social workers and probation officers, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

## Ch. 628 (SB 358) Scott Child care.

(1) Existing law requires, as a condition of the State Department of Social Services or other licensing agency issuing a license, permit, or certificate of approval, as appropriate, for a person to operate or to provide direct care services in a community care facility, residential care facility for persons with a chronic life-threatening illness, residential care facility for the elderly, or child day care facility, the fingerprinting of, and criminal record clearance for, applicants and persons to be employed by, reside at, or be present in any of these facilities, except as specified.

This bill would exempt from those requirements individuals engaged by a licensed or certified foster parent to provide short-term care to a foster child for periods not exceeding 24 hours. The bill would also hold caregivers to a reasonable and prudent parent standard in the selection of babysitters, as specified.

(2) Existing law provides that every dependent child shall be entitled to participate in age-appropriate extracurricular, enrichment, and social activities, and that state and local regulations and policies may not prevent or create barriers to participation in those activities. Existing law also requires state and local entities to ensure that private agencies that provide foster care services to dependent children, promote and protect the ability of dependent children to participate in those activities.

This bill would authorize any licensed or certified foster parent, relative caregiver, or nonrelative extended family member to arrange occasional short-term, as defined, babysitting for a foster child. The bill would require those caretakers to use a reasonable and prudent parent standard in determining and selecting that babysitter.

## Ch. 629 (SB 436) Migden Foster care: transitional housing.

Existing law provides that a person less than 21 years of age who has emancipated from a county that has elected to participate in a transitional housing placement program for youths between 18 and 21 years of age who meet certain conditions, shall also be eligible for a county transitional housing placement program that provides supervised housing services.

Existing law establishes the Transitional Housing for Foster Youth Fund, which is continuously appropriated for purposes of paying the state share of the cost relating to transitional housing services for eligible emancipated foster youth.

Existing law requires the department to develop statewide standards for the Independent Living Program for emancipated foster youth established pursuant to federal law. Under existing law, a county department of social services is required to prepare an annual Independent Living Program report on the county's implementation of the program.

This bill would require the county department of social services in a county that provides transitional housing placement services to include in its annual Independent Living Program report a description of currently available transitional housing resources in relation to the number of emancipating pregnant or parenting foster youth in the county, and a plan for meeting any unmet transitional housing needs of the emancipating pregnant or parenting foster youth.

## Ch. 630 (SB 500) Kuehl AFDC-FC: pregnant and parenting foster youth.

Under existing law, a child may come within the jurisdiction of the juvenile court and become a dependent child of the court, in, among others, cases of abuse or neglect, or failure of a parent or guardian to adequately supervise or protect the child. Existing law declares that a parent's or guardian's physical disability is only relevant to a court's determination to the extent that the parent's disability prevents him or her from exercising care or control.

This bill would additionally declare that a child whose parent has been adjudged a dependent child of the court shall not be considered to be at risk of abuse or neglect solely because of the age, dependent status, or foster care status of the parent.

Existing law provides that any order placing a child in foster care, and ordering reunification services, shall provide for visitation between the parent or guardian and any siblings and child, with certain exceptions.

This bill would provide, if the child is a teen parent who has custody of his or her child and that child is not a dependent of the court, for visitation among the teen parent, the child's noncustodial parent, and appropriate family members unless the court finds by clear and convincing evidence that visitation would be detrimental to the teen parent.

This bill would require a shared responsibility plan to be developed between the teen parent, caregiver, and other county or state representatives, as appropriate, for the care of the child of a teen parent when the child of a teen parent is not under the jurisdiction of the dependency court but is in the full or partial physical custody of the teen parent who is living in an out-of-home placement in a whole family foster home, as defined. The bill would set forth the areas to be covered by the plan, including feeding, clothing, transportation, and child care responsibilities. To the extent this requirement would impose additional duties on counties, this bill would impose a state-mandated local program.

Existing law establishes the Aid to Families with Dependent Children-Foster Care (AFDC-FC) program, under which counties provide payments to foster care providers on behalf of qualified children in foster care. The program is funded by a combination of federal, state, and county funds, with moneys from the General Fund being continuously appropriated to pay for the state's share of AFDC-FC costs.

Under existing law, federal financial participation is available for certain children who have been adjudged dependent children or wards of the court, or who have been detained under a court order.

This bill would additionally authorize federal financial participation for a dependent child of the court whose parent is also a dependent child or ward of the court who is receiving AFDC-FC benefits, if the parent and child are placed in the same foster care facility and are receiving reunification services. By creating a new category for AFDC-FC eligibility, and thereby increasing county administration duties for the AFDC-FC program by expanding AFDC-FC eligibility, the bill would impose a state-mandated local program.

Because General Fund moneys are continuously appropriated for purposes of the AFDC-FC program, by expanding AFDC-FC eligibility, the bill would constitute an appropriation.

This bill would incorporate additional changes in Section 300 of the Welfare and Institutions Code, proposed by SB 116, to be operative only if SB 116 and this bill are both chaptered and become effective January 1, 2006, and this bill is chaptered last.

This bill would incorporate additional changes in Section 11400 of the Welfare and Institutions Code, proposed by SB 679, to be operative only if SB 679 and this bill are both chaptered and become effective January 1, 2006, and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 631 (SB 720) Kuehl Court orders.

(1) Existing law provides specified procedures to initiate and pursue contempt orders.

This bill would authorize a district attorney or city attorney to initiate and pursue a court action for contempt against a party for failing to comply with a court order entered pursuant to the Domestic Violence Protection Act. The bill would require any attorney's fees and costs ordered against a party in contempt of the above provision to be paid to the Office of Emergency Services for the purpose of funding domestic violence shelter service providers.

(2) Existing law requires the court to transmit data to law enforcement personnel related to certain protective orders.

This bill would further require the court to similarly transmit data related to any protective order issued, modified, extended, or terminated pursuant to specified provisions of the Family Code.

(3) Existing law provides a mechanism whereby the court may issue a protective order.

This bill would make clarifying changes with regard to that authority, specifically with respect to orders protecting victims of violent crime from all contact by a defendant.

(4) This bill would incorporate additional changes in Section 136.2 of the Penal Code proposed by AB 112, AB 118, and AB 1288 that would become operative only if any or all of those bills are chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 632 (SB 726) Florez Dependent children.

Existing law requires a court, when ordering the removal of a child from a home, to determine if there is a parent of the child with whom the child was not living who desires to assume custody of the child, and to place the child with that parent unless the court finds that the placement would be detrimental to the safety, protection, or physical or emotional well-being of the child.

This bill would enact "Adam's Law," which would authorize a court to order that a social worker conduct a home visit within 3 months of placing a child with a noncustodial parent and to file a report with the court after conducting that home visit, as specified. The bill would also require a social worker to provide a "Caregiver Information Form" to a caregiver of a child for purposes of providing information regarding a noncustodial parent who is seeking placement or custody of the child and to ensure that, if the foster parent completes the form, the completed form is returned to the court for review and consideration before the child is placed with the noncustodial parent. By imposing new duties on county employees, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 633 (AB 178) Koretz California Cigarette Fire Safety and Firefighter Protection Act.

Existing law requires the State Fire Marshal to adopt regulations that specify standards for the special design of cigarette lighters with respect to safety features that prevent operation of the lighters by children 5 years of age or younger.

This bill would prohibit the sale of cigarettes unless the manufacturer of those cigarettes certifies to the State Fire Marshal that the cigarettes have been tested by the manufacturer in accordance with standards established by the American Society of Testing and Materials and no more than 25% of the cigarettes it manufactures exhibit full-length burns when tested. The bill would require cigarette manufacturers to mark packages of cigarettes to be sold in California to show compliance with these provisions and would require manufacturers, distributors, wholesalers, and retailers to permit an employee of the State Board of Equalization to inspect these markings. Failure or refusal to allow an inspection would subject a person to a civil penalty not to exceed \$1,000.

The bill would impose specified civil penalties on manufacturers, distributors, wholesalers, retailers, and others who knowingly sell or offer to sell cigarettes in violation of these provisions and on manufacturers that knowingly make false certifications in violation of these provisions. The bill would require these civil penalties to be deposited in

the Cigarette Fire Safety and Firefighter Protection Fund, which the bill would create in the State Treasury, and would make moneys in the fund, upon appropriation by the Legislature, available to the State Board of Equalization to offset costs for inspecting, seizing, and disposing of cigarettes and to the State Fire Marshal to offset costs for implementation and reporting.

The bill would become inapplicable if federal fire safety standards that preempt these provisions are enacted and the State Fire Marshal so notifies the Secretary of State.

The bill would become operative on January 1, 2007.

#### Ch. 634 (AB 519) Leno Parental rights.

Existing law provides that children may become dependent children of the juvenile court on the basis of abuse or neglect. Existing law specifies that any order of the court permanently terminating parental rights is conclusive and binding on the child, subject to specified notice provisions, and gives the juvenile court no power to set aside, change, or modify that order, except that the order may be appealed.

This bill would create an exception to this provision to permit a child who has not been adopted after the passage of at least 3 years from termination of parental rights and for whom the court has determined that adoption is no longer the permanent plan, or is no longer likely to be adopted, as specified, to petition the juvenile court for reinstatement of parental rights, pursuant to specified procedures.

Existing law permits the juvenile court to issue specified ex parte orders to protect a dependent child and also permits the court to issue specified ex parte orders to protect the parent, legal guardian, or current caretaker of a dependent child.

This bill would make technical changes to that latter provision.

This bill would incorporate additional changes in Section 366.26 of the Welfare and Institutions Code, proposed by AB 1338, AB 1412, and SB 218, to be operative only if one or more of those bills and this bill are chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 635 (AB 760) Nava Criminal procedure.

Existing law provides an arrested person with certain rights regarding the opportunity to make telephone calls incident to the person being booked or detained, as specified. The willful deprivation of these rights by a public officer or employee is a misdemeanor.

This bill would, in addition, provide that when, during booking, an arrested person is determined to be a custodial parent of a minor child or children, the person would be entitled to make 2 telephone calls at no expense, as specified, for the purpose of arranging for the care of the minor child or children.

By imposing additional duties on local government entities, this bill would impose a state-mandated local program. By expanding the scope of an existing crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Ch. 636 (AB 824) Chu AFDC-FC benefits: transitional housing.

Existing law establishes the Aid to Families with Dependent Children-Foster Care (AFDC-FC) program, under which counties provide payments to foster care providers on behalf of qualified children in foster care. The program is funded by a combination of federal,

state, and county funds, with moneys from the General Fund being continuously appropriated to pay for the state's share of AFDC-FC costs.

Existing law extends eligibility for certain transitional housing placement program services that are available to foster youth to a person less than 21 years of age who has emancipated from the foster care system in a county that has elected to participate in a transitional housing placement program for youths between 18 and 21 years of age, provided that the person has not received these services for more than a total of 24 months.

This bill would raise the age limit for receipt of transitional housing placement program services by an emancipated foster youth to 24 years.

Ch. 637 (AB 1116) Yee Community care facilities: foster children: injections.

Existing law regulates the licensure of community care facilities by the State Department of Social Services and authorizes a community care facility to provide certain incidental medical services.

Existing law authorizes facility staff who are not licensed health care professionals to provide incidental medical services in a community care facility for adults if, among other things, they are trained by a licensed health care professional and supervised according to an individualized health care plan for clients that is prepared by a health care team and reassessed at least every 12 months or more frequently as determined by the client's physician or nurse practitioner.

Existing law separately provides for the provision of specialized in-home health care services for foster children with designated medical conditions.

This bill would authorize designated foster care providers and other persons to administer emergency medical assistance and injections for severe diabetic hypoglycemia and anaphylactic shock, and subcutaneous injections of other prescribed medication, to a foster child, if the provider is trained to administer injections by a licensed health care professional. The bill would not supersede existing law requirements applicable to the administration of psychotropic medication to a dependent child of the court. The bill would require the licensed health care professional to periodically review, correct, or update this training as the health care professional deems necessary and appropriate.

This bill would prohibit a child's need to receive injections pursuant to the bill from being the sole basis for determining that the child has a medical condition requiring specialized in-home health care, notwithstanding existing law.

Ch. 638 (AB 1179) Yee Violent video games: sales to minors.

Existing law regulates the sale of certain merchandise, such as political items and sports memorabilia.

This bill would require violent video games to be labeled as specified and would prohibit the sale or rental of those violent video games, as defined, to minors. The bill would provide that a person who violates the act shall be liable in an amount of up to \$1,000 for each violation.

Ch. 639 (AB 1261) Leno Foster children: education.

Existing law requires a pupil placed in a licensed children's institution or foster family home to attend programs operated by the local educational agency, unless one of certain specified circumstances applies.

This bill would revise the applicable circumstances.

The bill would also define "local educational agency" for these purposes.

Existing law provides that, if a school placement dispute arises, a foster child has the right to remain in his or her school of origin pending resolution of the dispute.

This bill would provide that the dispute shall be resolved in accordance with the existing dispute resolution process available to any pupil served by the local educational agency.

Existing law provides that “school of origin” means the school that the foster child attended when permanently housed or the school in which the foster child was last enrolled. Existing law requires the educational liaison for foster children to determine, as provided, the school that shall be deemed the school of origin for a foster child if, among other things, there is some other school that the foster child attended with which the foster child is connected.

This bill would additionally require that the foster child have attended that connected school in the past 15 months.

Existing law provides that the proper and timely transfer between schools of pupils in foster care is the responsibility of both the local educational agency and the county placing agency and imposes various requirements relating to the transfer of those pupils between schools.

This bill would define “pupil in foster care” for these purposes.

Existing law establishes the Public Schools Accountability Act of 1999 and requires the Superintendent of Public Instruction to develop an Academic Performance Index (API), which consists, in part, of the results of the tests administered pursuant to the Standardized Testing and Reporting (STAR) Program, to measure the performance of schools, to demonstrate comparable improvement in academic achievement by all numerically significant ethnic and socioeconomically disadvantaged subgroups within schools, and to rank schools based on the value of the API. Existing law requires the Superintendent to develop an alternative accountability system for specified schools.

This bill would add nonpublic, nonsectarian schools, as specified, to the list of schools for which development of an alternative accountability system is required. This bill would also delete obsolete provisions.

Existing law defines the term “nonpublic, nonsectarian school” for purposes of special education programs.

This bill would revise that definition.

Existing law requires a nonpublic, nonsectarian school or agency that seeks certification to provide special education and related services to file an application with the Superintendent, as specified. Existing law requires an applicant for certification to provide the special education local plan area in which the applicant is located with written notification of its intent to seek certification or renewal of its certification. Existing law provides that if the applicant has not received a response from the local educational agency 30 days from the date of the return receipt for the notification, the applicant may file the application with the Superintendent. Existing law requires the Superintendent, prior to certification, to conduct an onsite review of the facility and program for which the applicant seeks certification. Existing law requires the Superintendent to conduct an additional onsite review of the facility and program within 4 years of the effective date of the certification, unless a specified exception applies.

This bill would provide that if the applicant has not received a response from the local educational agency 60 calendar days from the date of the return receipt for initial applications or 30 calendar days from the date of the return receipt for renewal applications, the applicant may file the application with the Superintendent. The bill would instead require an additional onsite review within 3 years of the effective date of certification.

Existing law sets forth the circumstances under which a minor may be adjudged a dependent child of the juvenile court, and establishes procedures to determine temporary placement of a dependent child.

This bill would authorize the court, at the initial hearing or anytime thereafter up until the time that the minor is adjudged a dependent child of the court or a finding is made dismissing the petition, to temporarily limit the right of the parent or guardian to make educational decisions for the child and to temporarily appoint a responsible adult to make educational decisions for the child if all of the specified conditions are found. The bill would also

authorize the court to make educational decisions for the child under specified circumstances.

Existing law authorizes a juvenile court to limit the right of a parent or guardian to make educational decisions for his or her child that is adjudged a dependent child of the court and requires the court at the same time to appoint a responsible adult to make educational decisions for the child until one of specified circumstances occurs.

This bill would authorize the court to make educational decisions for the child if the court cannot identify a responsible adult to make educational decisions for the child, the appointment of a surrogate parent is not warranted, and there is no foster parent to exercise the appropriate authority. The bill would require the court, if it makes educational decisions for the child, to issue appropriate orders to ensure that every effort is made to identify a responsible adult to make future educational decisions for the child.

Existing law requires the county welfare department, at any hearing to terminate jurisdiction over a dependent child who has reached the age of majority, to, among other things, submit a report verifying that specified documents, where applicable, have been provided to the child.

This bill would impose a state-mandated local program by requiring a county welfare department to verify that a health and education summary has been provided to the child.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 640 (AB 1412) Leno Dependent children: out-of-home placements.

(1) Existing law requires the juvenile court to conduct periodic status review hearings, and, in certain cases, to terminate the parental rights to, and to order a permanent plan of adoption or legal guardianship for, a dependent child of the juvenile court. Existing law also requires social workers to prepare various reports, including a case plan, regarding the child in connection with these hearings, and to make efforts to maintain relationships between the child and specified individuals who are important to the child. Several of these provisions apply specifically to a child who is 10 years of age or older who is placed in a group home for 6 months or longer from the date the child entered foster care.

This bill would revise those provisions to apply to a child who is 10 years of age or older and who has been in an out-of-home placement, subject to appropriation through the budget process and by phase, as specified. The bill would also require that a child be involved in developing his or her case plan as age and developmentally appropriate. By expanding the class of children to whom these provisions would apply, the bill would impose additional duties on social workers, thereby imposing a state-mandated local program.

(2) Existing law establishes the rights of children in foster care. Existing law establishes a statewide system of child welfare services and states the intent of the Legislature in this regard.

This bill would state the right of a child in foster care to be involved in the development of his or her own case plan and plan for permanent placement. The bill would revise the age a child in foster care has a right to review his or her case plan and plan for permanent placement to 12 years of age or older. The bill would make further statements of legislative intent in connection with the statewide system of child welfare services. The bill would provide that a child be given an opportunity to participate in the development of a case plan and state his or her preference for foster care placement, and that a child 12 years of age or older in a permanent placement shall be able to review the case plan, sign it, and receive a copy of it. The bill would also make a statement of legislative findings regarding a child's input in his or her case plan.



(3) This bill would incorporate additional changes in Section 366.26 of the Welfare and Institutions Code, proposed by AB 519, AB 1338, and SB 218, to be operative only if one or more of those bills and this bill are chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

(4) This bill would incorporate additional changes to Section 16500.1 of the Welfare and Institution Code proposed by AB 880 to be operative only if this bill and AB 880 are both chaptered and this bill is chaptered last.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 641 (AB 1633) Evans Foster children: high school: social security assistance.

(1) Existing law permits a child who is in foster care and receiving aid pursuant to the Aid to Families with Dependent Children-Foster Care (AFDC-FC) program, who is attending high school or the equivalent level of vocational or technical training on a full-time basis prior to his or her 18th birthday, to continue to receive aid following his or her 18th birthday, if the child continues to reside in foster care placement, remains otherwise eligible for AFDC-FC payments, and continues to attend high school or the equivalent level of vocational or technical training on a full-time basis and if the child may reasonably be expected to complete the educational or training program before his or her 19th birthday.

Existing law continuously appropriates moneys from the General Fund to defray a portion of county costs under the CalWORKs program, which includes the AFDC-FC program.

This bill would extend the opportunity to remain in foster care placement beyond the age of 18 years to a foster child who is pursuing a high school equivalency certificate. By extending AFDC-FC benefits to additional recipients, this bill would increase the duties of counties administering the program, thus imposing a state-mandated local program. The bill would declare that no appropriation would be made pursuant to the existing continuous appropriation for purposes of implementing these provisions.

This bill would also declare the intent of the Legislature to enact legislation relating to educational opportunities and resources for foster youth, including to provide for designated education and information for judges, lawyers, and the Legislature, and to require foster youth to be informed of their education rights.

(2) Existing law provides for the placement of certain children in foster care under the custody of the State Department of Social Services. Existing law, the federal Social Security Act, provides for benefits for eligible beneficiaries, including survivorship and disability benefits and supplemental security income (SSI) benefits for, among others, blind and disabled children. The act authorizes a person or entity to be appointed as a representative payee for a beneficiary who cannot manage or direct the management of his or her money. Existing law also provides for state supplemental payments (SSP) in supplementation of SSI benefits.

This bill would require the department to convene a workgroup to develop best practice guidelines for county welfare departments to assist eligible children who are in the state's or a county's custody and are qualified under the bill in obtaining federal social security and supplemental security income benefits. The bill would require these guidelines to be established by December 31, 2006, and would establish the required contents of the guidelines. The bill would require the department to require each county to, among other duties, assist in the application process for an eligible foster child, and would require the county to apply to be appointed the child's representative payee when no other appropriate party is available to serve. It would further require the county to establish a maintenance account and a dedicated account for each child, to contain proceeds from social security and

supplemental security income benefits, each of which would only be used for the purposes set forth in the bill. The bill would require the workgroup to make recommendations to the department, by December 31, 2006, regarding the feasibility and cost-effectiveness of reserving a designated amount of foster children's social security and SSI/SSP benefits in lieu of reimbursing the county and the state for care and maintenance, and, in making those recommendations, to consider that the reserved benefits would be for the purpose of assisting the foster child in the transfer to self-sufficient living in a manner consistent with federal law.

This bill would require the county to inform the Social Security Administration of the foster care status of a child who is receiving designated federal benefits, and to apply to become the child's representative payee during the time the child is placed in foster care. It would also require a county to provide information regarding certain federal requirements when a foster youth who is receiving SSI payments is approaching his or her 18th birthday.

By increasing county duties, this bill would impose a state-mandated local program.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 642 (AB 1669) Chu Employment: discrimination.

Under existing provisions of the California Fair Employment and Housing Act, a person filing a complaint for an unlawful practice with the Department of Fair Employment and Housing is required to file the complaint within one year, except that the period for filing may be extended in specified circumstances.

This bill would additionally provide that the period for filing a complaint for an unlawful practice may be extended for a period of time not to exceed one year from the date a person allegedly aggrieved by an unlawful practice attains the age of majority.

#### Ch. 643 (SB 377) Ortiz Medi-Cal: dental services.

Existing law establishes the Medi-Cal program, administered by the State Department of Health Services, that provides certain benefits to qualified recipients. Certain dental services are covered Medi-Cal benefits.

This bill would declare that the Legislature has appropriated money in the Budget Act of 2001 and each subsequent Budget Act thereafter, for the provision under the Medi-Cal program of nonemergency benefits for the prevention and treatment of dental and periodontal disease for beneficiaries during pregnancy to prevent premature deliveries and low-birth weights. The bill would require the department to immediately implement the provision of these services by informing Denti-Cal and other Medi-Cal providers through provider bulletins that these benefits are included for pregnant beneficiaries. The bill would require the department to adopt regulations to implement the provision of these services on or before January 1, 2008, and would provide that implementation by provider bulletin of this provision shall not be delayed pending the adoption of these regulations.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 644 (AB 124) Dymally Civil service: equal opportunity programs.

The State Civil Service Act requires each state agency and department to establish an effective affirmative action program with specified components, and to establish goals and timetables designed to overcome any identified underutilization of minorities and women in their respective organizations. Existing law requires the State Personnel Board to conduct specified activities in this regard.

Portions of these provisions have been held to be in violation of the California Constitution and the United States Constitution.

This bill would revise and recast these provisions to instead require each state agency to establish an equal opportunity program to ensure that the state policy of providing equal access to state jobs, work assignments, training, and other employment-related opportunities for all qualified job applicants and employees, based on merit and nondiscrimination in every aspect of personnel policies and employment practices, is fully implemented. It would require the State Personnel Board to conduct specified activities, including the collection of specific employment data based on race, ethnicity, gender, and disability in this regard.

Ch. 645 (AB 689) Nava Nutrition and physical activity curriculum.

Existing law requires the State Board of Education to adopt instructional materials in designated subject areas for use in kindergarten and grades 1 to 8, inclusive, and to ensure that curriculum frameworks are reviewed and adopted in each subject area consistent with the cycles for the submission of instructional materials. Existing law requires the State Department of Education to incorporate nutrition education curriculum content into the health curriculum framework at its next revision, with a focus on pupils' eating behaviors.

This bill would require the state board to adopt, on or before March 1, 2008, content standards in the curriculum area of health education. The bill would make that duty contingent upon the availability of funding. area of health education. Th

Ch. 646 (AB 979) Sharon Runner Driving under the influence: restricted driver's license.

(1) Existing law requires the Department of Motor Vehicles to immediately suspend or revoke the privilege of a person to operate a motor vehicle upon receipt of an abstract of the record of a court showing that the person has been convicted of specified provisions prohibiting driving under the influence (DUI). Existing law prohibits the reinstatement of that privilege until the person has complied with certain conditions and requires a person convicted of repeated DUI offenses to have his or her privilege suspended for a period ranging from 2 to 5 years. After completion of 12 to 30 months of the suspension or revocation period, depending upon the particular offense and punishment, the department is required to advise the person that the person may apply to, and be granted, a restricted driver's license that is subject to specified conditions, including installing and maintaining an ignition interlock device.

This bill would apply the above provisions governing the issuance of restricted drivers' licenses to the above persons after completion of 12 months of the suspension or revocation period in all cases, rather than the current 12 to 30 month range.

(2) Existing law authorizes a peace officer to either immediately arrest a person and cause the removal and seizure of the vehicle he or she was operating or, if the vehicle is involved in a traffic collision, cause the removal and seizure of the vehicle, without the necessity of arresting the person, if the peace officer determines that the person was driving the vehicle while his or her driving privilege was suspended or revoked or without having been issued a license. Existing law requires the vehicle to be impounded for 30 days, but allows for the vehicle to be released prior to the end of that 30 days under specified circumstances.

This bill would, additionally, apply the above impoundment procedure to a person who is driving in violation of a driver's license restriction requiring that person to operate a vehicle that is equipped with a functioning, certified ignition interlock device.

(3) This bill would incorporate additional changes in Section 14602.6 of the Vehicle Code, to become operative only if AB 1132 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

Ch. 647 (AB 1088) Oropeza Public postsecondary education: mandatory orientation for students.

(1) Existing law, the Donahoe Higher Education Act, sets forth, among other things, the missions and functions of California's public and independent segments of higher education,

and their respective institutions of higher education. Among other things, the act requires the governing board of each community college district, the Trustees of the California State University, the Regents of the University of California, to the extent the regents make the act applicable, and the governing board of independent postsecondary institutions, as defined, to adopt rules requiring each of their respective campuses to enter into written agreements with local law enforcement agencies that clarify operational responsibilities for investigations of Part I violent crimes, as defined, occurring on each campus.

The act also requires the governing board of each community college district, the Trustees of the California State University, the Board of Directors of the Hastings College of the Law, and the Regents of the University of California, to the extent the regents make the act applicable, to each adopt, and implement at each of their campuses or other facilities, a written procedure or protocols to ensure, to the fullest extent possible, that students, faculty, and staff who are victims of sexual assault, as defined, committed at or upon the grounds of, or upon off-campus grounds or facilities maintained by the institution, or upon grounds or facilities maintained by affiliated student organizations, receive treatment and information.

This bill would express findings and declarations of the Legislature with respect to the incidence of sexual assault on college and university campuses.

The bill would require the governing board of each community college district and the Trustees of the California State University, and request the Regents of the University of California, in collaboration with campus-based and community-based victim advocacy organizations, to provide, as part of established on-campus orientations, educational and preventive information about sexual violence to students at all campuses of their respective segments. The bill would require each campus of the California Community Colleges and the California State University, and would request each campus of the University of California, to post sexual violence prevention and education information on the campus Internet Web site. To the extent that these requirements would impose new duties on community college districts, the bill would constitute a state-mandated local program.

The bill would require the Board of Governors of the California Community Colleges and the Trustees of the California State University, and would request the Regents of the University of California, to develop and adopt regulations setting forth procedures for the implementation of the bill by campuses in their respective segments.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 648 (AB 1114) Yee Acupuncture: continuing education.

Existing law, the Acupuncture Licensure Act, provides for the licensure and regulation of acupuncturists by the Acupuncture Board. Existing law requires a licensed acupuncturist to complete 30 hours of continuing education every 2 years as a condition for renewal of his or her license.

This bill would instead require a licensed acupuncturist to complete 50 hours of continuing education every 2 years. The bill would require that no more than 5 of the hours of continuing education be spent on issues unrelated to clinical matters or the actual provision of health care to patients.

#### Ch. 649 (AB 1117) Yee Asian medicine.

(1) Existing law provides for the licensing and regulation of the practice of oriental medicine and acupuncture. An acupuncturist's license authorizes the holder to perform or prescribe, among other things, oriental massage.

This bill would change the term “oriental medicine” to “Asian medicine” and would change the term “oriental massage” to “Asian massage.” The bill would state the intent of the Legislature that this change not affect any previous interpretations or judicial decisions.

(2) This bill would incorporate additional changes in Section 4935 of the Business and Professions Code, to become operative only if AB 1116 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

(3) This bill would also incorporate additional changes in Section 4937 of the Business and Professions Code, to become operative only if AB 1113 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

#### Ch. 650 (AB 1285) Montanez Child care services.

Existing law requires that moneys in a specified item of the Budget Act of 2000 be allocated to local child care and development planning councils based on the percentage of state-subsidized, center-based child care funds received in the county in which the council is located, and requires that these funds be used to address the retention of qualified child care employees in state-subsidized child care centers. Existing law authorizes the allocation of these funds annually thereafter for these purposes.

This bill would delete the authorization for the allocation of these funds annually thereafter for these purposes, and make an appropriation by authorizing these funds, and other specified funds appropriated for these purposes, to be used in the County of Los Angeles if specified requirements are met, to address the retention of qualified persons working in licensed child care programs that serve a majority of children who receive subsidized child care services, including, but not limited to, family day care homes, as defined.

This bill would make legislative findings and declarations regarding the need for special legislation.

#### Ch. 651 (AB 1392) Umberg Free or reduced-price meals.

(1) Existing law requires a school district and a county superintendent of schools maintaining a kindergarten or any of grades 1 to 12, inclusive, to provide for each needy pupil one nutritionally adequate free or reduced-price meal during each schoolday, except as specified.

Existing law requires the State Board of Education to grant a one-year waiver from that requirement during a summer school session if 2 of 4 enumerated conditions exist, including that the summer school session is less than 4 hours in duration and is completed by noon, that less than 10% of the needy pupils attending the summer school session are at the schoolsite for more than 3 hours per day, that a Summer Food Service Program for Children site is available within the attendance area of the school, and that compliance with the requirement would result in a financial loss in a specified amount relative to food service net cash resources, except as specified.

This bill would require a waiver to be granted if a Summer Food Service Program for Children site is available within a specified proximity to the schoolsite and as to specified hours of operation, or if compliance with the requirement would result in a financial loss, as specified. To the extent that these restrictions on granting a waiver from this requirement would impose additional duties on a school district, the bill would create a state-mandated local program. The bill would, for purposes of providing nutritionally adequate free or reduced-price meals, authorize a school district or county superintendent of schools to use funds provided by specified programs.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 652 (AB 1426) Liu Animal euthanasia.

Existing law makes it a crime to engage in acts of animal abuse, as specified. Existing law makes it a misdemeanor to kill any animal by the use of carbon monoxide gas.

This bill would provide that it is also a misdemeanor to kill any animal by means of an intracardiac injection of a euthanasia agent on a conscious animal, unless the animal is heavily sedated or anesthetized in a humane manner, or comatose, or unless, in light of all the relevant circumstances, the procedure is justifiable. By creating a new crime, this bill would impose a state-mandated program upon local governments.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 653 (AB 1662) Lieber Special education: conformance to federal law.

(1) Existing law establishes a right of individuals with exceptional needs to receive free appropriate public education and ensures the right to special instruction and related services needed to meet their unique needs, in conformity with federal law.

This bill would make various revisions generally conforming state law to federal requirements relating to, among others, pupil identification, assessment, and eligibility; individualized education program development, including notice, representation, and hearing procedures and requirements; and pupil data confidentiality, and would make other technical, nonsubstantive changes. To the extent that these revisions would impose new duties on local educational agencies, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 654 (AB 1646) Committee on Higher Education Public postsecondary education: community colleges: technical revisions.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

This bill would recast and revise numerous statutes relating to the operation and organization of the California Community Colleges system and its component districts and campuses. The bill would make various nonsubstantive technical and conforming changes in these statutes. Among other technical and conforming revisions, the bill would change existing statutory references to “average daily attendance” to “full-time equivalent students (FTES),” references to “school” authorities and programs to “college” authorities and programs, and references to “certificated” personnel to “academic” personnel.

This bill would authorize a community college district to exempt a student who, as of August 29, 2005, was enrolled, or admitted with an intention to enroll, in the fall term of the 2005–06 academic year in a regionally accredited institution of higher education in Alabama, Louisiana, or Mississippi, and who could not continue his or her attendance at that institution as a direct consequence of damage sustained by that institution as a result of Hurricane Katrina, from paying a nonresident tuition fee in the 2005–06 academic year. The bill would also exempt these students from the enrollment fee if they would otherwise qualify for a waiver under the standards in existing law.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 655 (SB 194) Maldonado Proprietary private security officers.

The Private Security Services Act provides for the licensure and regulation of private patrol operators by the Bureau of Security and Investigative Services in the Department of Consumer Affairs. Existing law exempts specified persons from the act.

This bill would enact the Proprietary Security Services Act. The bill would define proprietary private security officers and it would require these persons to register with the Department of Consumer Affairs, as specified.

Ch. 656 (SB 207) Scott Vehicles: driving-under-the-influence: impoundment.

(1) Existing law provides that a peace officer or, in certain other cases, a magistrate, may cause the removal and seizure of a vehicle, under certain circumstances, as specified. Existing law provides that a vehicle so seized may be impounded for 30 days.

This bill would authorize a peace officer to immediately cause the removal and seizure of a vehicle from a person who meets certain circumstances relating to driving a motor vehicle while under the influence of alcohol or drugs, or both (DUI), and who has been previously convicted of DUI within the preceding 10 years. The bill would provide for a 5-day impoundment of that vehicle if the person has been convicted of DUI once within the preceding 10 years, and a 15-day impoundment if the person has been convicted of DUI 2 or more times within the preceding 10 years, subject to a hearing and certain exceptions.

The bill would prescribe procedures to be followed for the release of the vehicle prior to the end of the impoundment period, including a requirement that a legal owner who has obtained possession of the impounded vehicle not relinquish the vehicle to the registered owner until after the termination of the impoundment period and until after the registered owner has presented a valid driver's license or valid temporary driver's license to the legal owner. Because a violation of that requirement and certain other requirements and restrictions imposed by the bill would be an infraction, the bill would impose a state-mandated local program by creating a new crime.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 657 (SB 228) Figueroa Geologists and geophysicists: professional engineers and land surveyors.

(1) Existing law establishes the Board for Professional Engineers and Land Surveyors in the Department of Consumer Affairs. Existing law requires the board to appoint an executive officer. Existing law authorizes the board to make and enforce rules and regulations that are reasonably necessary to carry out the provisions of law regulating land surveyors. Existing law provides that these provisions are to become inoperative and are repealed on July 1, 2006, and January 1, 2007, respectively.

This bill would instead make these provisions inoperative and repealed on July 1, 2008, and January 1, 2009, respectively.

Existing law makes various violations of the Professional Engineers Act a crime, including the practice or offer to practice by a person of civil, electrical, or mechanical engineering without authorization as provided by the act.

Because a violation of the provisions of the bill would be a crime, these provisions of the bill would impose a state-mandated local program.

(2) Existing law, the Geologist and Geophysicist Act, provides for the regulation of geologists and geophysicists by the Board for Geologists and Geophysicists, in the Department of Consumer Affairs. Under existing law, the provisions creating the board and authorizing the board to appoint an executive officer will become inoperative on July 1, 2006, and will be repealed as of January 1, 2007.

This bill would instead make these provisions inoperative and repealed on July 1, 2008, and January 1, 2009, respectively.

The bill would also change references to “registered geophysicist” and “registered geologist” to “professional geophysicist” and “professional geologist,” respectively, in specified provisions.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 658 (SB 229) Figueroa Professions and vocations.

(1) Existing law provides for the Board of Psychology to license and regulate psychologists. Under existing law, certain provisions relating to the board become inoperative on July 1, 2006, and are to be repealed on January 1, 2007.

This bill would extend those dates to July 1, 2008, and January 1, 2009, respectively.

(2) Existing law specifies the requirements for licensing as a psychologist, including educational and training requirements. Existing law exempts from licensing persons who meet certain criteria and who register with the board for up to 2 years from the date of registration. Existing law provides for the Board of Psychology to examine applicants by written or oral examination.

This bill would provide that those exempt persons shall be identified as “registered psychologists” and would extend the period of the exemption to up to 30 months. The bill would also delete the authorization for an oral examination, and would instead provide for a computer-assisted examination. The bill would make various other revisions to these and other related provisions.

(3) Existing law imposes various fees on applicants for licensure by the Board of Psychology and on licensees. Existing law provides that a licensee in ill health or absent from the state may apply for inactive status at a reduced rate.

This bill would also authorize a licensee in retirement to be placed on inactive status.

(4) Existing law authorizes a psychologist licensed by another state or foreign country to practice in this state for up to 30 days in a calendar year.

This bill would limit that authorization to a psychologist at the doctoral level licensed by another state or Canada.

(5) Existing law provides for the licensing and regulation of respiratory care practitioners by the Respiratory Care Board of California. Existing law establishes a process by which a licensee whose license has been revoked or suspended or who is on probation may petition the board for reinstatement.

This bill would apply the same process in the case of a licensee who has surrendered his or her license. The bill would require certain processing fees to be paid with regard to a petition for reinstatement. The bill would also make other related changes.

(6) Existing law provides for licensing and regulation of marriage and family therapists by the Board of Behavioral Scientists. Existing law requires an applicant for the marriage and family therapist examination to complete 3000 hours of supervised experience, with limits on the amount of experience that may be earned in certain areas of emphasis, and subject to a 1500-hour limitation imposed on experience hours earned prior to award of a degree.

This bill would impose a 1300-hour limitation on experience hours earned prior to award of a degree and would make various revisions to the requirements for supervised experience. The bill would also make other related changes.

(7) Existing law provides for licensing and regulation of accountants by the California Board of Accountancy.

This bill would authorize a licensed accountant from another state to prepare individual or estate tax returns for persons who are or were California residents under limited circumstances.



(8) Existing law provides that public accountancy firms may have owners who are not licensed as accountants under certain conditions. Existing law generally prohibits a person from becoming or remaining a nonlicensee owner if the person has been convicted of certain crimes involving dishonesty or fraud or in the event of certain disciplinary action, and requires reporting by a nonlicensee owner to the board in that regard.

This bill would require a California nonlicensee owner of a public accounting firm to report to the board within 30 days of the opening or initiation of a formal investigation of the nonlicensee by the Securities and Exchange Commission, the Public Company Accounting Oversight Board, or another professional licensing agency. The bill would generally exempt these reports from disclosure pursuant to the California Public Records Act.

(9) Existing law provides for the Board of Behavioral Sciences to license and regulate clinical social workers. Under existing law, certain provisions relating to the board become inoperative on July 1, 2006, and are to be repealed on January 1, 2007.

This bill would extend those dates to July 1, 2008, and January 1, 2009, respectively.

(10) Existing law provides for the Court Reporters Board of California to license and regulate certified shorthand reporters. Under existing law, certain provisions relating to the board become inoperative on July 1, 2006, and are to be repealed on January 1, 2007.

This bill would extend those dates to July 1, 2008, and January 1, 2009, respectively.

(11) Existing law prohibits the disclosure of certain information regarding complaints relative to a licensee of the Court Reporters Board of California unless an accusation has been filed. These provisions do not apply to citations, fines, or orders of abatement, which may be disclosed to the public.

This bill would also allow letters of reprimand relative to a licensee to be disclosed to the public.

(12) Existing law provides for licensing and regulation of structural pest control operators by the Structural Pest Control Board. Under existing law, certain provisions relating to the board become inoperative on July 1, 2006, and are to be repealed on January 1, 2007.

This bill would extend those dates to July 1, 2011, and January 1, 2012, respectively.

(13) Existing law requires a tax preparer, as defined, to register with the California Tax Education Council. Existing law requires the Franchise Tax Board to notify the council when the board identifies a tax preparer that has not registered as required, and authorizes the board to cite individuals for these violations, levy a fine of up to \$5,000 against the individual, or issue a cease and desist order against the individual until he or she has registered as required. Existing law authorizes the imposition of penalties against tax preparers who fail to furnish copies of taxpayer returns, who fail to furnish an identifying number, or who fail to retain specified documents.

This bill would recast these provisions to instead require the council, after receiving notification from the board regarding a violation of the registration requirements, to notify the Attorney General, a district attorney, or a city attorney, who would be authorized to cite individuals for these violations, levy a fine of up to \$5,000 against the violator, or issue a cease and desist order against the violator until he or she has registered as required. This bill would also authorize the board to impose penalties against a tax preparer that fails to register with the council, but only after the board receives moneys for any costs incurred in the imposition of these penalties.

Ch. 659 (SB 248) Figueroa Professions and vocations.

(1) The Osteopathic Initiative Act provides for the creation of the Osteopathic Medical Board of California to license and regulate osteopathic physicians. Existing law requires the board to prepare an analysis and submit a report, containing specified information, to the Joint Committee on Boards, Commissions, and Consumer Protection on or before September 1, 2004.

This bill would require the board to prepare the analysis and submit the report to the Joint Committee on Boards, Commissions, and Consumer Protection on or before September 1, 2010.

(2) Existing law provides for the licensure and regulation of the practice of dentistry by the Dental Board of California, and authorizes the board to appoint an executive officer. Existing law also establishes the Committee on Dental Auxiliaries within the jurisdiction of the board. The provisions establishing the board, authorizing the board to appoint an executive officer, and establishing the committee are inoperative as of July 1, 2006, and are repealed as of January 1, 2007.

This bill would instead make these provisions inoperative and repealed on July 1, 2008, and January 1, 2009, respectively.

(3) The Acupuncture License Act provides for licensing and regulation of acupuncturists by the Acupuncture Board, which consists of 9 members. Under existing law, the provisions governing the board and its executive director become inoperative on July 1, 2006, and are repealed on January 1, 2007.

This bill would provide for repeal of the board on January 1, 2006. The bill would create a new board of 7 members with a revised membership. The bill would authorize an appointing power to appoint a member to the new board who was a member of the prior board. The provisions governing the new board and its executive director would become inoperative on July 1, 2008, and would be repealed on January 1, 2009.

Ch. 660 (SB 316) Margett State agencies: voter registration information.

Existing federal law, the National Voter Registration Act of 1993, provides for state departments of motor vehicles to make available voter registration information and materials to applicants for driver's licenses and other vehicular documents.

This bill would require the Department of Motor Vehicles, on and after July 1, 2006, to include in any document mailed by the department offering a person the opportunity to register to vote pursuant to the National Voter Registration Act of 1993 a notice informing prospective voters that if they have not received voter registration information within 30 days of requesting it, they should contact their local elections office or the office of the Secretary of State.

This bill would also, on and after July 1, 2007, require other state agencies to include a similar notice in any document mailed by a state agency offering a person the opportunity to register to vote pursuant to that act.

Ch. 661 (SB 525) Torlakson State teachers' retirement: benefits.

(1) The State Teachers' Retirement Law establishes procedures for the refund of certain contributions and credits, and for the payment of a retirement allowance, and requires that these refunds begin not later than April 1 of the calendar year following the later of the calendar year that the member becomes 70 1/2 years of age or the calendar year that the member terminates employment, as specified.

This bill would instead require a refund begin not later than April 1 of the calendar year in which the member attains the age at which the Internal Revenue Code requires a distribution of benefits for the calendar year the member becomes 70 1/2 years of age, or the calendar year that the member terminates employment.

(2) The State Teachers' Retirement Law establishes the Defined Benefit Supplement Program to provide additional benefits to members of the State Teachers' Retirement System. A member is entitled to a termination benefit under the Defined Benefit Supplement Program upon ending all employment to perform creditable service for a reason other than retirement, disability, or death. The termination benefit is payable after one calendar year has elapsed from the time the member terminated employment, except if the member performs creditable service within one year of the prior termination, then the benefit is not payable.

This bill would reduce the time period within which the termination benefit is payable, and the time period within which it may not be paid if creditable service is performed, from one year to 6 months. The bill would also specify that a member who is reemployed and again performs creditable service may not receive a subsequent termination benefit, as described above, if less than 5 years have passed since the last termination benefit was distributed. The bill would provide that the application for the termination benefit is canceled if the member performs creditable service within 6 months following the date of termination of employment. The bill would provide exceptions to the provisions described above for members who have reached the age at which the Internal Revenue Code requires a distribution of benefits.

(3) Existing law creates the State Teachers' Retirement Cash Balance Benefit Program to provide a retirement program for people providing less than 50% creditable service. The program provides for a termination benefit, which is payable after one year has elapsed from the time the participant terminated employment, except if the participant performs creditable service within one year of the prior termination, then the benefit is not payable. Existing law requires this benefit, and others provided under the program, to be distributed within certain periods of time.

This bill would reduce the time period within which the termination benefit is payable, and the time period within which it may not be paid if creditable service is performed, from one year to 6 months. The bill would provide exceptions to the provisions described above for members who have reached the age at which the Internal Revenue Code requires a distribution of benefits.

Ch. 662 (SB 580) Escutia Public Utilities Commission: Low-Income Oversight Board and California Alternate Rates for Energy program.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities and can establish its own procedures, subject to statutory limitations or directions and constitutional requirements of due process. Existing law establishes a Low-Income Oversight Board to advise the commission on low-income electric and gas customer issues and to serve as a liaison for the commission to low-income ratepayers and representatives. Existing law specifies the membership of the board.

This bill would expand the duties of the board to include advising the commission on low-income water customer issues and to serve as a liaison for the commission to those low-income ratepayers and representatives. The bill would increase the membership of the board by 2 persons selected by the commission, the first with expertise in the low-income community and who is not affiliated with any state agency or utility group, and the second who is a representative of a water corporation.

Existing law requires the commission to establish a program of assistance to low-income electric and gas customers, referred to as the California Alternate Rates for Energy (CARE) program. Existing law requires that each local publicly owned electric utility, as defined, ensure that low-income families within the utility's service territory have access to affordable electricity, that the current level of assistance reflects the level of need, that the utility consider increasing the level of discount or raising the eligibility level for any existing rate assistance program to be reflective of customer need, and that the utility streamline enrollment for low-income programs by collaborating with other electric or gas providers within the same service territory.

This bill would expand the duties of the Low-Income Oversight Board to include assisting the commission in complying with certain requirements of the CARE program. The bill would require the Secretary of the California Health and Human Services Agency to evaluate, on or before April 1, 2006, how the use of programs and databases, as specified, may be optimized to facilitate the automatic enrollment of eligible customers into the CARE program.

Ch. 663 (SB 670) Dunn Mexican repatriation program of the 1930s.

This bill would enact the “Apology Act for the 1930s Mexican Repatriation Program” and make findings and declarations regarding the unconstitutional removal and coerced emigration of United States citizens and legal residents of Mexican descent, between the years 1929 and 1944, to Mexico from the United States during the 1930s “Mexican Repatriation” Program.

The bill would express the apology of the State of California to those individuals who were illegally deported and coerced into emigrating to Mexico and would require that a plaque to commemorate those individuals be installed and maintained by the Department of Parks and Recreation in an appropriate public place in Los Angeles.

Ch. 664 (SB 674) Perata Oakland Army Base Public Trust Exchange Act.

Through an economic development conveyance, the Oakland Base Reuse Authority acquired a portion of the former Oakland Army Base. The former Oakland Army Base includes lands that, prior to federal ownership, had been granted to the City of Oakland, as public trust lands. Existing law authorizes the City of Oakland to use and operate the granted lands in conformance with those grants and the public trust.

This bill would grant the state’s sovereign interest in certain trust lands within the former Oakland Army Base, and in other lands comprising the Oakland Army Base redevelopment property, to the Oakland Base Reuse Authority. This bill would also approve an exchange of public trust lands within the Oakland Army Base redevelopment property, whereby certain trust lands that meet specified criteria and are not now useful for public trust purposes will be freed from the public trust and may be conveyed into private ownership, and certain other lands that are not now public trust lands and that are useful for public trust purposes will be made subject to the public trust.

The bill would declare that, due to the unique circumstances pertaining to the trust lands described in the bill and relating to the transfer of the Oakland Army Base out of federal ownership, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 665 (SB 689) Speier Vehicles: organ and tissue donors: registry.

Existing law authorizes the creation of a nonprofit entity designated as the California Organ and Tissue Donor Registrar, which is required to establish and maintain the California Organ and Tissue Donor Registry.

Existing law requires the Department of Motor Vehicles, upon issuance of a new driver’s license or a renewal of a driver’s license or the issuance of an identification card, to provide information on organ and tissue donation, including a standardized form to be filled out by an individual who desires to enroll in the California Organ and Tissue Donor Registry with instructions for mailing the completed form to the California Organ and Tissue Donor Registrar, and including a donor dot that may be affixed to the new driver’s license or identification card.

This bill, instead, would require the department to collect donor designation information on all applications for an original or renewal driver’s license or identification card.

The bill would require the department to electronically transmit donor designation information on a weekly basis to Donate Life California, a nonprofit organization, that is designated as the California Organ and Tissue Donor Registrar.

The bill would require the department to print the word “DONOR” or another appropriate designation on the face of a driver’s license or identification card issued to certain persons registered as donors.

The bill would authorize a person who applies for an original or renewal driver’s license, or identification card to designate a voluntary contribution of \$2 for the purpose of promoting and supporting organ and tissue donation. The bill would require this

contribution to be collected by the department, and treated as a voluntary contribution to Donate Life California and not as a fee for issuance of a driver's license or identification card.

The bill would create the Donate Life California Trust Subaccount in the Motor Vehicle Account in the State Transportation Fund. The bill would require the department to deposit the remaining moneys contributed, after deduction of specified administrative costs, in the Donate Life California Trust Subaccount, which would be continuously appropriated to the Controller for allocation to Donate Life California for the purpose of increasing participation in organ donation programs.

The bill would authorize a person between the age of 16 and 18 to designate himself or herself as an organ and tissue donor, subject to that person's legal guardian making the final decision regarding the donation.

The bill would become operative on July 1, 2006.

Ch. 666 (SB 743) Chesbro Solid waste rigid plastic packaging containers: recycling rates: households.

(1) Existing law, the California Integrated Waste Management Act of 1989, administered by the California Integrated Waste Management Board, requires every rigid plastic packaging container, as defined, sold or offered for sale in this state, to generally meet one of specified criteria, including having a specified recycling rate of 45%, if it is a product-associated rigid plastic packaging container, as demonstrated to the board by the product maker, manufacturer, or other entity. Existing law defines the term "recycling rate" for this purpose as including one of 2 specified rates. Existing law defines "manufacturer" to mean the producer or generator of a product that is sold or offered for sale in the state and is stored inside of a rigid plastic container. The term "curbside collection program" is also defined for purposes of those provisions and the board is required to grant a waiver from those requirements if it finds that less than 60% of single-family homes in the state have curbside collection programs that include beverage container recycling.

This bill would make a conforming change in the definition of the term "curbside collection program" for purposes of these provisions.

This bill would revise the definition of "recycling rate" to additionally include the proportion of a single resin type, as specified, of a rigid plastic packaging container that is recycled in a single calendar year, notwithstanding the exemption of certain of those containers from the requirement to meet specified criteria.

This bill would modify the criteria for rigid plastic packaging containers to also include a recycling rate of 45% for a single resin type of rigid plastic packaging container, as demonstrated to the board by the product maker, manufacturer, or other entity.

(2) Existing law requires the board to implement procedures for certifying compliance with the plastic packaging container requirements and requires the board, if an entity provides a false or misleading certificate, to refer the provider to the Attorney General for prosecution of fraud.

This bill would provide that a manufacturer is in compliance with those criteria if the manufacturer makes a specified demonstration with regard to the use of postconsumer material by that manufacturer.

The bill would prohibit a container manufacturer, as defined, that sells a rigid plastic packaging container to a manufacturer and who submits a certification to the manufacturer, from providing any false or misleading information. The bill would provide that a container manufacturer, who submits to a manufacturer a certification with false or misleading information, is subject to the same penalties and fines that are imposed upon a manufacturer, thereby imposing a state-mandated local program by creating new crimes.

The bill would provide that a manufacturer is not subject to those penalties and fines as a result of the submittal of false or misleading information by a container manufacturer to the manufacturer with regard to a container sold to that manufacturer.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 667 (SB 833) Bowen Unsolicited advertising faxes.

Existing state law imposes various requirements and prohibitions on different forms of advertising. A violation of the provisions governing advertising is a crime.

This bill would make it unlawful for a person or entity, if located in California or if the recipient is located in California, to use any device to send, or cause any other person or entity to use a device to send, an unsolicited advertisement to a telephone facsimile machine, except as specified. The bill would authorize the recipient of an unsolicited advertising fax to bring an action for a violation of these provisions for injunctive relief, actual damages or statutory damages of \$500 per violation, whichever is greater, or both injunctive relief and damages, and, if the violation was willful, would authorize a court to award treble damages. The bill would also make it unlawful for a person or entity, if located in California or the recipient is located in California, to initiate a facsimile communication using a machine that does not provide specified identification, or to use a device to send a message via a telephone facsimile machine unless the message is clearly marked with certain identifying information.

Because a violation of the bill would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 668 (SB 861) Speier Animals: dogs: spay, neuter, and breeding programs.

Existing law sets forth provisions relating to veterinary public health and safety, as specified. Existing law also provides for or regulates spay, neuter, and breeding programs for animals, as specified.

This bill would authorize local governments to enact dog breed-specific ordinances pertaining only to mandatory spay or neuter programs and breeding requirements, provided that no specific dog breed, or mixed dog breed, shall be declared potentially dangerous or vicious under those ordinances. This bill would require those jurisdictions that do implement such programs to provide quarterly statistical reports relating to dog bites to the State Public Health Veterinarian, as specified. The bill would make conforming changes to related provisions.

Ch. 669 (SB 914) Kehoe Animal cruelty.

Existing law makes it a crime to engage in animal cruelty, as specified.

This bill would provide that, except as otherwise authorized under any other provision of law, it shall be an infraction, punishable by a fine not to exceed \$250, or a misdemeanor, for any person, other than an organization that provides services as a public animal sheltering agency or specified pet dealers or rescue groups, to sell one or more dogs under 8 weeks of age, unless, prior to any physical transfer of the dog or dogs from the seller to the purchaser, the dog or dogs are approved for sale, as evidenced by written documentation from a licensed veterinarian. The bill would provide that the sale of a dog or dogs shall not be considered complete, and thereby subject to the requirements and penalties of the bill, unless and until the seller physically transfers the dog or dogs to the purchaser; and that, with respect to the sale of 2 or more dogs in violation of this provision, each dog unlawfully sold shall represent a separate offense. By creating a new crime, this bill would impose a state-mandated local program upon local governments.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 670 (SB 922) Ducheny Public records: California Native American places: archaeological information.

(1) The California Public Records Act requires state and local agencies to make public records available upon receipt of a request that reasonably describes an identifiable record not otherwise exempt from disclosure by express provisions of law, and upon the payment of fees to cover the associated costs. The act expressly exempts records of specified Native American graves, cemeteries, and sacred places from that disclosure requirement.

This bill would additionally include, in that express exemption from disclosure under those provisions, records maintained by, or in the possession of, another state agency or a local agency.

(2) Existing law exempts, under the act, records that relate to archaeological site information maintained by the Department of Parks and Recreation, the State Historical Resources Commission, and the State Lands Commission.

This bill would include reports maintained by those entities in that exemption, and would include the Native American Heritage Commission and other state and local agencies within the listing of public agencies that are included in that exemption.

(3) The bill would also make related cross-reference change.

(4) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

(5) This bill would incorporate additional changes in Section 6254 of the Government Code, proposed by AB 1495, to become operative only if AB 1495 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

(6) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 671 (SB 941) Alquist Emergency medical services fund.

Existing law, the Emergency Medical Services System and Prehospital Emergency Medical Care Personnel Act (EMS Act), establishes the Emergency Medical Services Authority within the California Health and Human Services Agency to provide statewide coordination of local county EMS programs.

Existing law authorizes a county to establish an emergency medical services fund for reimbursement of EMS related costs, and provides that the costs of administering the fund shall be reimbursed up to 10% of the amount of the fund.

This bill would provide, instead, that the costs of administering the fund shall be based on the actual administrative costs, not to exceed 10% of the amount of the fund.

Existing law requires each county to establish within its emergency medical services fund a Physician Services Account, into which each county is required to deposit funds appropriated by the Legislature for purposes of the account. Existing law provides that the costs of administering the account shall be reimbursed by the account, up to 10% of the amount of the account.

This bill would provide instead, that the costs of administering the account, either by the county or the department through the emergency services contract-back program be reimbursed by the account based on actual administrative costs not to exceed 10% of the amount of the account.

Existing law provides that the County Emergency Medical Services Fund and Physician Services Account shall be used to reimburse physicians and surgeons for losses incurred for services provided to patients that meet 2 criteria.

This bill would add to that criteria that the patient does not have health insurance coverage for emergency services and care. The bill would also allow physicians to be eligible to receive payments from the fund for patient care services provided by, or in conjunction with, a properly credentialed nurse practitioner or physician's assistant for care rendered as provided under the bill.

Existing law authorizes the reimbursement of physicians and surgeons from the County Emergency Medical Services Fund for up to 50% of the amount claimed and requires proportional reimbursement to physicians and surgeons of all funds remaining at the end of the fiscal year in excess of certain reserves. Existing law prohibits a physician from being reimbursed from the Physician Services Account for more than 50% of the losses submitted to the administering agency.

This bill would revise reimbursement from the Physician Services Account to delete the 50% maximum, and to require proportional distribution to physicians and surgeons, as to all funds remaining at the end of the fiscal year, not to exceed the total claimed.

This bill would require each county establishing a Physicians Services Account in the county emergency medical services fund to annually report on April 15 to the Legislature on the implementation and status of the account.

Existing law authorizes a county to adopt a fee schedule to establish a uniform, reasonable, level of reimbursement from the physician services account for reimbursable services.

This bill, instead, would require the county to adopt the fee schedule.

Existing law requires the administering agency to establish procedures and time schedules for submission and processing of reimbursement claims from the Physicians Services Account submitted by physicians in accordance with these provisions and requires that schedules for payment provide for periodic disbursement of the funds to physicians, at least annually.

This bill would require periodic disbursement of the fund at least quarterly.

Existing law authorizes payments from the emergency medical services fund for unreimbursed emergency medical services performed on the calendar day on which the services are first performed and the immediately following 2 calendar days.

Under existing law, changes would become operative January 1, 2007, including, but not limited to, a prohibition against payments for services provided beyond a 48-hour period of continuous service to the patient.

This bill will repeal the January 1, 2007, changes.

This bill would also provide for an exception from the requirement that payments be limited to emergency medical services provided on the calendar day on which emergency medical services are first provided and on the immediately following 2 calendar days, for services provided to a patient transferred to a second facility providing a higher level of care for the treatment of the emergency condition.

This bill would authorize an administering agency to establish an EMS Fund advisory committee and would, if a specified condition is met, authorize the agency to adopt a special fee schedule to reimburse for services rendered to uninsured trauma patients, from an account containing only up to 15% of the county's EMS Fund share of tobacco tax revenues. The bill would also authorize reimbursement beyond the 2 calendar days after initial treatment.

This bill would incorporate additional changes in Section 1797.98a of the Health and Safety Code, proposed by SB 57, to be operative only if SB 57 and this bill are both chaptered and become operative effective January 1, 2006, and this bill is chaptered last.

Ch. 672 (SB 1028) Bowen Hunting: Internet hunting.

(1) Existing law sets forth the methods and conditions of taking any bird or mammal and specifies that it is unlawful to take birds or mammals with firearms or with bow and arrow

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.



when intoxicated. Existing law also requires each person that takes birds or mammals in California to apply for, and be granted, a hunting license.

This bill would make it unlawful to shoot, shoot at, or kill any bird or mammal with any gun or other device accessed via an Internet connection in this state. The bill would make it further unlawful for any person, firm, corporation, partnership, limited liability company, association, or other business entity to own or operate a shooting range, site, or gallery located in the state for purposes of the online shooting or spearing of any bird or mammal and for any person, firm, corporation, partnership, limited liability company, association, or other business entity to create, maintain, or utilize an Internet Web site, or a service or business via any other means, from any location within the state for purposes of the online shooting or spearing of any bird or mammal. This bill would make it unlawful to possess or confine any bird or mammal in furtherance of any activity prohibited by the bill, and would also make it unlawful to import or export any bird or mammal, or any part thereof, that is killed by any device accessed via an Internet connection, as provided.

This bill would specify that any bird or mammal possessed in violation of this bill would be subject to seizure by the Department of Fish and Game.

This bill would make legislative findings and declarations relating to computer-assisted remote hunting.

(2) Existing law generally provides that a violation of the fish and game laws is a crime.

This bill would impose a state-mandated local program by creating new crimes.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 673 (SB 37) Speier Prohibited substances.

Existing law sets forth the rights and responsibilities of pupils in public schools. Existing law further requires certain school employees to comply with various educational requirements.

Existing law expresses legislative findings and declarations regarding the need for education and training for interscholastic athletic coaches. Existing law expresses the intent of the Legislature to establish a California High School Coaching Education and Training Program, that would emphasize specified components, including sport physiology, which is described as principles of training, fitness for sport, development of a training program, and nutrition for athletes, to be administered by local school districts.

This bill would, in addition, describe the component of sport physiology as instruction on the harmful effects associated with the use of steroids and performance-enhancing dietary supplements by adolescents. The bill would require each high school sports coach, as defined, to complete a coaching education program developed by his or her school district or by the California Interscholastic Federation that meets those training requirements. The bill would make that requirement operative on December 31, 2008.

The bill would prohibit specified dietary supplements from being used by a pupil participating in interscholastic high school sports 60 days after specified information is posted on the State Department of Education's Internet Web site, with certain requirements. The bill would require the California Interscholastic Federation to amend its constitution and bylaws to require that school districts prohibit a pupil from participating in high school sports on and after July 1, 2006, unless that pupil signs a pledge not to use anabolic steroids without a prescription from a licensed health care practitioner or a prohibited dietary supplement and the parent or guardian of that pupil signs a notification form regarding those restrictions.

The bill would prohibit the marketing, sale, or distribution, as specified, of prohibited dietary substances on a schoolsite or at a school-related event.

The bill would establish the California Coaching Education Fund and permit the State Treasurer to accept private donations that may be expended, upon appropriation by the Legislature, for purposes of training coaches, as specified in the bill.

Ch. 674 (SB 231) Figueroa Healing arts: Medical Board of California.

(1) Existing law provides for the licensure and regulation of various healing arts practitioners by professional boards within the Department of Consumer Affairs. Existing law requires that specified settlements and any arbitration awards of malpractice claims or in malpractice actions against a licensee be reported to the appropriate licensing board by the licensee or claimant, or their counsel. Under existing law, a failure to comply with this requirement is a crime punishable by specified fines.

This bill would also require any judgment in a malpractice action against a licensee to be reported to the appropriate licensing board by the licensee or the claimant, or their counsel, and would make a failure to comply with this requirement a crime. Because the bill would create a new crime, it would impose a state-mandated local program. The bill would require, to the extent funding is available, the Little Hoover Commission to study the laws requiring public disclosure with regard to the public protection mandate of the Medical Board of California, and complete the study by July 1, 2008.

(2) Existing law authorizes an administrative law judge to order a licentiate in a disciplinary proceeding to pay, upon request of the licensing authority, the reasonable costs of investigating and prosecuting the case.

This bill would prohibit the Medical Board of California from requesting and obtaining reimbursement for these costs.

(3) The Medical Practice Act provides for the licensure and regulation of physicians and surgeons by the Medical Board of California. Under existing law, the provisions creating the board and providing for the appointment of an executive director become inoperative on July 1, 2006, and are repealed on January 1, 2007.

This bill would extend these provisions to July 1, 2010, and January 1, 2011, respectively. The bill would require the Joint Committee on Boards, Commissions, and Consumer Protection to examine the medical board's composition and its licensure fees and report its findings to the Governor and the Legislature no later than July 1, 2008.

(4) Existing law requires a physician and surgeon to report certain matters to the medical board in writing within 30 days, including the conviction of any felony, and including any verdict of guilty, or plea of guilty or no contest. A failure to make a report is a crime.

This bill would also require a physician and surgeon to report his or her conviction of a misdemeanor that is substantially related to the qualifications, functions, or duties of a physician and surgeon. Because the bill would expand the scope of an existing crime, the bill would impose a state-mandated local program.

(5) Existing law requires the medical board to post certain information regarding its licensees on the Internet, including whether a licensee has been subject to discipline by the board of another state or jurisdiction.

This bill would also require the posting of prior disciplinary action taken by the board. The bill would additionally require the posting of any misdemeanor conviction that is substantially related to the qualifications, functions, or duties of a physician and surgeon upon the enactment of legislation defining those convictions and would direct the medical board, in consultation with specified entities, to develop a proposal for the legislation and submit it to the Legislature.

(6) Existing law requires the medical board to contract with the Institute for Medical Quality for a comprehensive study of the existing peer review process for discipline of physicians and surgeons. Under these provisions, a written report was to be submitted to the medical board and the Legislature by November 1, 2003.

This bill instead would require the medical board to contract with an independent entity for this comprehensive study, to be completed by July 31, 2007, and would state that the completion of the study is to be among the highest priorities of the medical board.

(7) Existing law generally requires complaints received by the medical board that involve quality of care to be reviewed by one or more medical experts and to meet other criteria before they are referred to a field office of the board for investigation.

This bill would exempt new complaints relating to a physician and surgeon who is the subject of a pending accusation or investigation, or who is on probation, from these referral requirements.

(8) Existing law requires a licensee of the medical board to produce documents requested by the Attorney General or investigators of the board within 15 days.

This bill would authorize the board to impose fines for noncompliance with these requirements.

(9) Existing law provides for the medical board to oversee diversion programs for physicians and surgeons with alcohol and drug abuse problems.

This bill would require the program's manager to report specified financial information to the medical board quarterly and would make the diversion program provisions inoperative on July 1, 2008, and repeal them on January 1, 2009, unless the Legislature deletes or extends those dates. The bill would state the Legislature's intent that the Bureau of State Audits complete an audit of the diversion program by June 30, 2007.

(10) Existing law provides for the medical board to fix, pursuant to a specified formula, the amount of the initial and biennial licensure fees for physicians and surgeons at a sum not to exceed \$610. Fees are deposited into the Contingent Fund of the Medical Board, which is continuously appropriated to the board. Under existing law, the medical board is required to report to the Legislature when it proposes or approves a fee increase.

This bill would delete those reporting provisions and would require the Joint Legislative Audit Committee to select an independent entity by January 1, 2007, to study and report to the Legislature before January 1, 2008, on specified financial matters regarding the medical board. The bill would delete the formula provisions that the medical board is required to apply in fixing licensure fees and would increase the initial licensure fee and the biennial renewal fee to \$790, and would direct the adjustment of those fees for discontinuance of the diversion program, the loss of enforcement and prosecution cost reimbursements, and changes to the disciplinary proceedings. The bill would also delete certain provisions requiring the board to charge various examination fees. By providing for an increase in licensure fees deposited into a continuously appropriated fund, the bill would make an appropriation.

(11) Existing law provides that an action based upon the professional negligence of a physician and surgeon or doctor of podiatric medicine may not be commenced unless a specified 90-day notice is also sent to the medical board or the Board of Podiatric Medicine at the same time it is sent to the defendant. Existing law requires each board, as applicable, to maintain the notice as a confidential part of a potential investigation file.

This bill would repeal this provision.

(12) Existing law creates within the Office of Administrative Hearings a Medical Quality Hearing Panel consisting of administrative law judges with medical training, to hear administrative law matters involving physicians and surgeons. Existing law requires decisions of this panel and associated court decisions to be published in a quarterly "Medical Discipline Report," subject to funding being appropriated by the Legislature.

This bill would delete the requirement for publishing this report. The bill would also require in matters brought by the medical board, that the parties exchange written information concerning expert witness testimony before introducing that evidence and would authorize the Office of Administrative Hearings to adopt regulations governing the exchange of this information.

(13) Existing law, under the Administrative Procedure Act, provides for administrative hearings involving certain state agencies including the medical board to be held in certain locations throughout the state based upon where a transaction occurred or whether the respondent resides with a certain district of the Court of Appeal. Under that act, an administrative hearing decision is subject to judicial review by a writ of mandate, and specified costs are assessed for preparation of the record.

This bill would require, subject to specified exceptions, that the hearing be held at the hearing facility maintained by the Office of Administrative Hearings that is closest to the location where the transaction occurred or the respondent resides. The bill would revise the process for assessing the cost to prepare the record of the administrative hearing for judicial review.

(14) Existing law creates the Health Quality Enforcement Section within the Department of Justice with the primary responsibility of prosecuting proceedings against licensees and applicants within the jurisdiction of the medical board and various other boards.

This bill would also make investigation of licensees and applicants a primary responsibility of the Health Quality Enforcement Section. The bill would require that attorneys staff the intake unit of specified regulatory boards to evaluate and screen complaints and develop uniform standards for their processing. The bill would make these provisions inoperative on July 1, 2008, and would repeal them on January 1, 2009, unless a later enacted statute deletes or extends those dates. The bill would also, effective January 1, 2006, simultaneously assign a complaint received by the medical board, to an investigator and a deputy attorney general in the Health Quality Enforcement Section. The bill would make this provision inoperative on July 1, 2008, and would repeal it on January 1, 2009, unless a later enacted statute deletes or extends those dates. The bill would require the medical board, in consultation with specified agencies, to report, by July 1, 2007, to the Governor and the Legislature on this prosecution model.

(15) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 675 (SB 232) Figueroa Boards and commissions.

Existing law provides for the licensure and regulation of various professions, as applicable, by the Board of Podiatric Medicine, the Speech-Language Pathology and Audiology Board, the Respiratory Care Board of California, and the Physician Assistant Committee of the Medical Board of California, and authorizes these entities, other than the Board of Podiatric Medicine, to employ personnel, including an executive officer. Under existing law, the provisions creating these entities and authorizing the Respiratory Care Board of California to employ these personnel become inoperative on July 1, 2007, and are repealed on January 1, 2008.

This bill would extend these provisions by one year to July 1, 2008, and January 1, 2009, respectively, and would make the provisions that authorize employment of personnel by the Speech-Language Pathology and Audiology Board and the Physician Assistant Committee inoperative on July 1, 2008, and would repeal them on January 1, 2009.

Existing law, until January 1, 2007, recognizes certain activities of a specified interior design certification organization relative to interior designers. Existing law creates the Contractors' State License Board, the California Heritage Preservation Commission, the Commission for Economic Development, the Boating and Waterways Commission, and the Off-Highway Motor Vehicle Recreation Commission and authorizes the Contractors' State License Board to appoint a registrar of contractors. Under existing law, the provisions creating these commissions become inoperative on July 1, 2006, and are repealed on January 1, 2007, and the provisions creating the board and authorizing the appointment of a registrar of contractors become inoperative on July 1, 2007, and are repealed on January 1, 2008.

This bill would extend the interior design provisions until January 1, 2008. The bill would delete the inoperative and repeal provisions relating to the commissions, other than the Off-Highway Motor Vehicle Recreation Commission, and would extend by one year the inoperative and repeal dates of the provisions creating that commission and the provisions creating the Contractors' State License Board and authorizing its appointment of a registrar of contractors.

Ch. 676 (SB 755) Poochigian Pupils: educational enrichment: California State Summer School for Mathematics and Science: pupil assessment.

(1) Existing law establishes the California State Summer School for Mathematics and Science to provide academic development to enable pupils with demonstrated academic excellence in mathematics and science to receive intensive educational enrichment in these subjects and an opportunity for pupils who wish to study mathematics or science or to pursue careers that require a high degree of skills in and knowledge of mathematics and science. Existing law requests the Regents of the University of California to operate the summer school.

Existing law authorizes the regents to set a tuition fee within a range that corresponds to actual program costs, up to but not exceeding \$1,000 in the year 2000, and to increase this fee by an amount of up to 5% each year thereafter.

This bill would instead authorize the regents to set a tuition fee for the summer school that does not exceed \$2,200 in the year 2006, and to increase this fee by an amount of up to 5% in 2007. As of January 1, 2008, the bill would return these provisions to existing law.

(2) Existing law, the Standardized Testing and Reporting (STAR) Program, requires each school district, charter school, and county office of education to administer a designated achievement test to each of its pupils in grades 3 and 7 and a standards-based achievement test to each of its pupils in grades 2 to 11, inclusive, until July 1, 2007, and to each of its pupils in grades 3 to 11, inclusive, after July 1, 2007.

Existing law requires, until July 1, 2007, a pupil of limited English proficiency who is enrolled in any of grades 2 to 11, inclusive, to take a test in his or her primary language if a test is available and if fewer than 12 months have elapsed after his or her initial enrollment in any public or nonpublic school.

This bill would instead require a pupil identified as limited English proficient pursuant to a specified test who is enrolled in any of grades 2 to 11, inclusive, and who either receives instruction in his or her primary language or has been enrolled in a school in the United States for less than 12 months, to take a test in his or her primary language if a test is available. To the extent this bill would impose additional duties on school districts, this bill would create a state-mandated local program.

This bill would require the Superintendent of Public Instruction, with the approval of the State Board of Education, to annually release to the public at least 25% of test items from the standards-based achievement test from the test administered in the previous year.

(3) This bill would make other technical, nonsubstantive changes to existing law, and would conform certain provisions of existing law that are effective July 1, 2007, to those that are operative until that date.

(4) This bill would reappropriate the sum of \$2,285,000 from the Proposition 98 Reversion Account to the State Department of Education to cover costs incurred during the 2004-05 fiscal year to maintain and score the direct writing assessment for grades 4 and 7 under the STAR Program.

(5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

- (6) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 677 (SB 512) Committee on Education Education omnibus.

(1) Existing law requires, by September 15 of each year, a county superintendent of schools to prepare and file with the Superintendent of Public Instruction a statement of all receipts and expenditures of the county office of education for the preceding fiscal year.

This bill would instead require a county superintendent of schools to prepare and file that statement by October 15 of each year.

(2) Existing law requires, by September 30 of each year, a county board of education to adopt a resolution to identify the estimated appropriations limit for the county office of education for the current fiscal year and the actual appropriations limit for the county office of education for the preceding fiscal year.

This bill would instead require a county board of education to adopt that resolution by October 15 of each year.

(3) Existing law establishes the 21st Century High School After School Safety and Enrichment for Teens program to create incentives for establishing locally driven after school enrichment programs for high school pupils in the hours after the regular schoolday. Existing law requires a high school after school program established under the program to comply with locally determined requirements related to hours and days of program operation through the 2004-05 fiscal year and, commencing with the 2005-06 fiscal year and thereafter, to comply with the requirements of the State Department of Education related to the hours and days of program operation.

This bill would instead require a high school after school program to comply with those locally determined requirements through the 2005-06 fiscal year and with those requirements of the department commencing with the 2006-07 fiscal year and thereafter.

(4) Existing law establishes the School Facilities Needs Assessment Grant Program, administered by the State Allocation Board, for the purpose of awarding grants to school districts on behalf of schoolsites ranked in deciles 1 to 3, inclusive, on the Academic Performance Index (API), as specified, to conduct a one-time comprehensive assessment of school facilities needs. Under the program, the State Department of Education is required to estimate an API score for any school meeting certain criteria.

This bill would revise the type of schools for which the department is required to estimate an API score. The bill would also exclude certain schools from those schools ranked in deciles 1 to 3, inclusive, on the 2003 base API.

(5) Existing law requires the Superintendent of Public Instruction and the Director of Finance to jointly establish a plan for repayment of school funds that a local educational agency received on the basis of average daily attendance that did not comply with statutory or regulatory requirements that were conditions of apportionments, as determined by an audit or review. Existing law establishes the Education Audit Appeals Panel and requires the panel to hear an appeal of a finding of a final audit report resulting from an audit or review. Existing law authorizes the executive officer of the panel to order or propose a reduction of repayment, under specified circumstances.

This bill would, in addition, require the Superintendent and the Director of Finance to jointly establish a plan for repayment of a penalty arising from an audit exception. The bill would also authorize the executive officer of the panel to waive repayment, or payment of a penalty, under specified circumstances.

(6) Existing law establishes maximum ratios of administrative employees to teachers, but exempts from those ratios a school district that has only one school and one administrator.

This bill would instead exempt from those ratios a school district that has one or fewer administrators.

(7) Existing law establishes the school safety consolidated competitive grant, from which grant funds are distributed to school districts in order to carry out one or more purposes for which various specified programs were established, including the development of safety

plans for new schools. Existing law also makes a school district and a county office of education responsible for the overall development of comprehensive school safety plans.

This bill would declare that funds distributed from the school safety consolidated competitive grant to a school district in order to develop safety plans for new schools are revenues that offset any reimbursable mandate claim for the development of comprehensive school safety plans.

(8) Existing law establishes the professional development block grant, which is composed of funding from, and for, specified existing categorical education programs. Existing law authorizes a school district to expend block grant funds if the school district provides each teacher of kindergarten or any of grades 1 to 6, inclusive, with opportunities to participate in professional development activities, as specified.

This bill would delete that condition.

(9) Existing law requires the governing board of a school district to adopt an annual budget, and requires the county superintendent of schools who has jurisdiction over that school district to approve, conditionally approve, or disapprove the adopted budget.

This bill would require the governing board of a school district whose adopted budget was disapproved, and the county superintendent of schools who has jurisdiction over that school district, to review the disapproval and the recommendations of the county superintendent of schools regarding revision of the budget at a public hearing, as specified. To the extent that this bill would impose additional duties on a school district, the bill would create a state-mandated local program.

(10) Existing law requires, by September 30 of each year, the governing board of a school district to adopt a resolution to identify the estimated appropriations limit for the school district for the current fiscal year and the actual appropriations limit for the school district for the preceding fiscal year.

This bill would instead require the governing board of a school district to adopt that resolution by September 15 of each year.

(11) Existing law requires a county superintendent of schools to make a funding computation for a school district with a necessary small school, and requires that computation be adjusted for excused absences by reducing average daily attendance by the statewide average rate of excused absence reported for high school districts for the 1996-97 fiscal year, as specified.

This bill would instead require that computation be adjusted for excused absences by reducing average daily attendance by the statewide average rate of excused absence reported for elementary school districts for the 1996-97 fiscal year, as specified.

(11.5) Existing law provides that the Coachella Valley Unified School District is eligible to receive apportionments for 2 specified schools within that district, pursuant to the schedule for necessary small high schools, as specified, and provides that if the amount of average daily attendance of either of those schools exceeds 286, that school is no longer entitled to receive apportionments under these provisions. Under existing law, the Department of Transportation is required to notify the Legislature and the Secretary of State upon the completion of a specified project of the Department of Transportation, and provides that after notification has occurred, the provisions described herein remain in effect only until July 1 after the then current fiscal year has elapsed, or until June 30, 2005, whichever is later, and as of the occurrence of the later of these provisions would be repealed.

This bill would, instead, provide that the Coachella Valley Unified School District is eligible to receive apportionments for those 2 schools until June 30, 2006, at the end of which time, the bill would require the department to review the average daily attendance numbers of each school to determine if the Coachella Valley Unified School District remains qualified for necessary small school funding and, if qualified, the Coachella Valley Unified School District would remain eligible to receive apportionments, as specified, on behalf of those schools, in 2-year increments.

(12) Existing law requires the Commission on Teacher Credentialing to adopt regulations to provide a grace period for candidates enrolled in specified credential programs to complete the requirements of the program, without being required to meet new requirements. Under existing law, these provisions will be repealed by their own terms on January 1, 2006.

This bill would delete the repeal provision in existing law.

(13) Existing law requires the Commission on Teacher Credentialing to issue a 2-year nonrenewable preliminary specialist instruction credential, and a 2-year services credential with a specialization in pupil personnel services, solely for the purpose of providing specified instruction and services to deaf or hearing-impaired pupils, to a prelingual deaf candidate, upon the satisfaction of specified conditions and requirements, including medical or other appropriate professional verifications.

This bill would, upon the request of a school district, county office of education, or state special school, require the Commission on Teacher Credentialing to determine specific requirements for, and issue, a one-year specialist instruction emergency permit, solely for the purpose of instructing deaf or hearing-impaired pupils, to a prelingual deaf candidate, upon medical or other appropriate professional verifications.

(14) Existing law requires a school district to evaluate and assess the performance of a certificated employee with permanent status who has been employed at least 10 years with the school district, is highly qualified, as defined, and whose previous evaluation rated the employee as meeting or exceeding standards.

This bill would require a school district to evaluate and assess that certificated employee only if he or she occupies a position that is required to be filled by a highly qualified professional.

(15) Existing law requires the Superintendent to adopt a curriculum framework, as specified, that offers a blueprint for implementation of career and technical education, no later than June 1, 2006.

This bill would postpone the fulfillment of that requirement until April 1, 2007.

(16) Existing law establishes the Advanced Placement Challenge Grant Program under which a high school designs and implements a plan that is intended to result in its pupils having access to at least 4 advanced placement courses in core curriculum areas. Existing law also requires the Superintendent of Public Instruction to administer a grant program for advanced placement professional development under which nonrenewable 4-year grants are awarded on a competitive basis to no more than 550 high schools to establish, train, and support teams of teachers or purchase instructional materials and equipment for those courses.

This bill would delete those provisions.

(17) Existing law authorizes a pupil suspected of needing mental health services to be referred to a community mental health service. Existing law also requires the Superintendent to make specified computations to determine funding for a special education local plan area.

This bill would require the Superintendent to allocate funds appropriated in the annual Budget Act to a special education local plan area, and a proportionate share, as specified, to the Los Angeles County Juvenile Court and Community School/Division of Alternative Education Special Education Local Plan Area, for purposes of those referred pupils. The bill would declare that, due to the unique situation of that special education local plan area, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution, and the enactment of a special statute is therefore necessary.

(18) Existing law requires, by June 30, 1995, the State Department of Education, in consultation with the Department of Justice and a representative selection of school districts and county offices of education, to currently compile school crime statistics and to develop a standard school crime reporting form for use by all school districts and county offices of education throughout the state. Existing law requires each principal of a school in a school district and each principal or director of a school, program, or camp under the jurisdiction of the county superintendent of schools to report crimes, and requires the superintendent of



any school district to submit various reports, as specified. Existing law requires the State Department of Education to publish and distribute to all school districts and county offices of education an annual school crime reporting update that describes typical errors in school crime reporting procedures, describes effective and efficient methods of monitoring and recording school crime data, and identifies trends in school crime drawn from the annual school crime report submitted to the Legislature.

This bill would repeal those provisions.

(19) Existing law, notwithstanding any provision of law to the contrary and from June 1, 2003, to June 30, 2005, inclusive, permits the Oakland Unified School District to sell property owned by the district and to use the proceeds from the sale to reduce or retire the emergency loan provided to that school district pursuant to existing law. Existing law also provides that, for that period of time, the Oakland Unified School District is ineligible for hardship assistance under the Leroy F. Greene School Facilities Act of 1998.

This bill would extend the time period during which the Oakland Unified School District may sell property as described above, and the period during which the district is ineligible for hardship assistance, to June 30, 2007.

(20) Existing law requires the governing board of a school district maintaining an elementary or secondary school to develop and cause to be implemented for each school in the school district a School Accountability Report Card that includes specified information regarding the academic achievement of the school.

Existing law requires the Commission on State Mandates, on or before December 31, 2005, to reconsider a certain decision it issued relating to state reimbursement for the School Accountability Report Card, and to reconsider its parameters and guidelines for calculating the state reimbursement for certain mandates in light of federal statutes enacted and state court decisions rendered since those mandates were enacted.

This bill would, in addition, require the commission to reconsider a certain other mandate on or before January 31, 2006. The bill would require the commission's decision on its reconsiderations to apply retroactively to January 1, 2005, would require the parameters and guidelines to conform to the decision of the commission on its reconsiderations, and would declare certain related legislative findings.

(21) Existing law establishes the Golden State Scholarshare Trust Act, pursuant to which participants invest money in the Golden State Scholarshare Trust for the benefit of a specific beneficiary for the purposes of the beneficiary's higher education expenses. The act also establishes the Scholarshare Investment Board as the trustee of the Golden State Scholarshare Trust, and vests in the board the purposes, powers, and duties of the trust.

Existing law also establishes the California Memorial Scholarship Program, and provides for its administration by the Scholarshare Investment Board. Under the program, which is funded by the California Memorial Scholarship Fund, scholarships are provided for surviving dependents of California residents killed as a result of injuries sustained during the terrorist attacks of September 11, 2001.

This bill would appropriate \$130,000, as provided, from the California Memorial Scholarship Fund to the Scholarshare Investment Board for the purposes of establishing individual scholarship accounts for eligible participants in the program and for the administrative costs of the board.

(22) This bill would also delete and replace obsolete and incorrect references in existing law, and would clarify various provisions and make various corrections in existing law.

(22.5) This bill would make legislative findings and declarations regarding the need for special legislation.

(23) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

(24) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 678 (AB 682) Karnette Professional development block grant: funding.

Existing law establishes the professional development block grant, which is composed of funding from, and for, specified existing categorical education programs. Existing law requires the Superintendent of Public Instruction to apportion block grant funds to a school district based on the number of certificated teachers employed by the school district in the immediately prior fiscal year.

This bill would instead require the Superintendent to apportion block grant funds to a school district in the same relative statewide proportion that the district received for the component programs in the 2003–04 fiscal year.

Under existing law, a school district is authorized to expend funds pursuant to the professional development block grant, as specified, if the school district provides each teacher of kindergarten or any of grades 1 to 6, inclusive, with opportunities to participate in professional development activities in reading language arts/English language development, if the expenditure meets certain specifications and if the professional development is of a specified level of rigor.

This bill would delete these conditions on the expenditure of those funds.

Ch. 679 (SB 143) Runner Statistical districts: Antelope Valley.

Existing law requires any state agency or department that develops and maintains data and statistics on the municipal level to make a separate breakdown of the San Fernando Valley, as described, in the preparation and maintenance of any statistical analyses by city, and authorizes state agencies to require the City of Los Angeles to provide all necessary data.

This bill would similarly require the Employment Development Department and the Department of Finance to make a separate breakdown on the Antelope Valley, as described, in the preparation and maintenance of any statistical analyses and data by county and would encourage the Counties of Kern and Los Angeles to voluntarily provide data to those state agencies.

Ch. 680 (SB 8) Soto Political Reform Act of 1974: local officials: conflicts of interest.

(1) Existing law, the Political Reform Act of 1974, prohibits former members of a state administrative agency and former members of a district board, as defined, from representing any persons before the state administrative agency, or the district board, under specified conditions.

This bill would, commencing July 1, 2006, also prohibit certain local officials who held positions with a local government agency, as defined, for a period of one year after leaving those positions, from acting as agents or attorneys for, or otherwise representing, for compensation, any other person, by appearing before, or communicating with, that local government agency, or any committee, subcommittee, or present member of that local government agency, or any officer or employee of the local government agency, if the appearance or communication is made for the purpose of influencing administrative or legislative action, as specified, or influencing any action or proceeding involving the issuance, amendment, awarding, or revocation of a permit, license, grant, or contract, or the sale or purchase of goods or property. The bill would provide that it does not preclude a local government agency from adopting an ordinance or policy that restricts the appearance of a former local official before that local government agency if that ordinance or policy is more restrictive than the bill provides.

Existing law makes violation of the act subject to administrative, civil, and criminal penalties.

This bill would impose a state-mandated local program by imposing these penalties on persons who violate the provisions of the bill.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(3) The act provides that the Legislature may amend the act to further the act's purposes by a  $2/3$  vote of each house and compliance with specified procedural requirements. This bill would declare that it furthers the purposes of the act.

#### Ch. 681 (SB 48) Scott Ammunition.

Existing law makes it an offense for any person, corporation, or dealer to sell ammunition or reloaded ammunition to a person, knowing that person to be under 18 years of age, or to sell ammunition or reloaded ammunition designed and intended for use in a handgun to a person, knowing that person to be under 21 years of age. Existing law also establishes an affirmative defense to the offense if, among other things, the seller relied upon bona fide evidence of majority and identity, as defined.

This bill would remove the element of "knowing the person to be under the age" of 18 or 21 years of age, as applicable, from the definition of the offense. The bill would require reasonable reliance upon bona fide evidence of majority and identity, as defined, in order for the affirmative defense to apply. The bill would allow ammunition vendors to sell ammunition or reloaded ammunition that can be used in both a rifle and a handgun to persons at least 18 years of age, but less than 21 years of age, if the vendor reasonably believes the ammunition is being acquired for use in a rifle and not a handgun.

By expanding the scope of an existing crime, and narrowing the scope of an affirmative defense to that crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 682 (SB 203) Simitian Transactions and use taxes: County of San Mateo: parks and recreation.

The Transactions and Use Tax Law authorizes counties to levy transactions and use taxes as special taxes in accordance with the procedures and requirements set forth in that law.

This bill would authorize the County of San Mateo to impose a transactions and use tax for specified park and recreation purposes if certain conditions, including  $2/3$  voter approval, are met. This bill would also specify that, if the special tax authorized by the bill is imposed, the imposition would be in lieu of a specified transactions and use tax that the county would otherwise be authorized to impose as a special tax.

This bill makes legislative findings and declarations as to the necessity of a special statute.

#### Ch. 683 (SB 269) Dutton Unsafe handguns.

Existing law exempts certain specified handguns from satisfying the requirements necessary for a handgun not to be classified as unsafe.

This bill would also exempt single-shot pistols with a barrel length of not less than 6 inches and which has an overall length of at least  $10\frac{1}{2}$  inches when the handle, frame or receiver, and barrel are assembled.

#### Ch. 684 (SB 578) Escutia Railroads: safety.

Existing law establishes the safety division of the Public Utilities Commission. The safety division is responsible for inspection, surveillance, and investigation of the rights-of-way,

facilities, equipment, and operations of railroads and public mass transit guideways, and for enforcing state and federal laws, regulations, orders, and directives relating to transportation of persons or commodities, or both, of any nature or description, by rail.

This bill would replace references to the safety division with references to the consumer protection and safety division.

Existing law requires every railroad corporation that transports hazardous materials, as defined, in the state to provide a system map of the state to the Office of Emergency Services and to the commission, showing certain information, to annually submit a copy of its emergency handling guidelines to the office, and to provide specified information in the event of an incident where there is a release or threatened release of a hazardous material. Existing law requires the commission to require every railroad corporation operating in this state to develop, in consultation with, and with the approval of, the Office of Emergency Services, a protocol for rapid communications with that office, the Department of the California Highway Patrol, and designated county public safety agencies in an endangered area if there is a runaway train or any other uncontrolled train movement that threatens public health and safety. Pursuant to existing law, the commission has adopted General Order 161 adopting rules and regulations governing the transportation of hazardous materials by rail. Existing law requires a railroad corporation to promptly notify the office, the department, and the public safety agencies, through a communication to the Warning Center of the office, if there is a runaway train or other uncontrolled train movement threatening public safety, in accordance with the developed communications protocol.

This bill would require a railroad corporation to promptly notify the Office of Emergency Services, the Department of the California Highway Patrol, and designated county public safety agencies in an endangered area, of certain information relative to hazardous materials, and in certain events, of train and track locations, whether or not an accident or spill occurs. The bill would require the consumer protection and safety division of the commission to investigate any incident that results in a notification pursuant to this requirement, and to report its findings concerning the cause or causes to the commission and would require the commission to include the division's report in its annual railroad safety report to the Legislature.

Ch. 685 (SB 730) Speier Organic products: aquaculture products.

The California Organic Products Act of 2003 regulates the production of products sold, labeled, or represented as organic. The act requires producers, handlers, and processors of organic products to pay a registration fee to the State Department of Health Services based on gross sales of products sold as organic in the calendar year that precedes the date of registration. The act makes it a crime for any person to sell, offer for sale, advertise, or label any product in violation of the act.

This bill would prohibit any aquaculture, fish, or seafood product from being labeled or represented as "organic" until formal organic certification standards have been developed and implemented by the United States Department of Agriculture's National Organic Program or by the California Department of Food and Agriculture. Because a violation of this prohibition would be a crime under existing provisions of law, this bill would impose a state-mandated local program by changing the definition of a crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 686 (SB 796) Figueroa State government operations: accountability.

Existing law generally sets forth the duties and responsibilities of the head of any state agency, department, board, commission, bureau, or program.

This bill would enact the Government Modernization, Efficiency, Accountability, and Transparency Act of 2005, which, among other things, would require, until January 1, 2012, every state agency that issues permits or licenses or accepts applications, proposals, bids, or similar requests, to post on a Web site, no later than January 1, 2007, "customer service" links that contain, among other things, specified information for frequently asked questions, forms and applications, and instructions for filing complaints in electronic format via the Internet.

This bill would require, until January 1, 2012, among other things, that applicable bulletins and notices required pursuant to the Administrative Procedure Act and the Bagley-Keene Open Meeting Act and notices of all public meetings and agendas be posted on the respective government Web sites of these state agencies no later than January 1, 2007. The bill would require, to the extent practicable, that hearings on proposed regulations be televised over the Internet via a Web cast or other technology.

Ch. 687 (SB 826) Maldonado State maintenance areas.

Existing law authorizes, on a project-by-project basis, and in accordance with designated plans, state participation in federal flood control projects and specifies the degree of cooperation to be assumed by the state and local agencies in connection with those projects. Existing law establishes procedures for the assumption of flood control maintenance and operation duties by the Department of Water Resources in connection with the formation of a maintenance area on behalf of a federal flood control project unit. Existing law authorizes, but does not require, the Board of Reclamation or the department, as applicable, to proceed with the formation of a maintenance area if neither the board nor the department has given the nonfederal assurances to the United States that are required for the project.

This bill would require the board or the department, as applicable, to proceed with the formation of a maintenance area, in accordance with specified procedures, with regard to a project for which an application for the formation of a maintenance area has been submitted to the department by a local agency on or before July 1, 2003. The bill would require the local agency, before the department or the board forms a maintenance area, to enter into an indemnification agreement with the department.

Ch. 688 (SB 1081) Ducheny Maywood Riverfront Park grant.

Existing law establishes the River Protection Subaccount in the Watershed Protection Account for the acquisition and restoration of riparian habitat, riverine aquatic habitat, and other lands in close proximity to rivers and streams and for river and stream trail projects.

This bill would appropriate \$2,016,000 from the River Protection Subaccount to the Secretary of the Resources Agency for the Maywood Riverfront Park grant.

Ch. 689 (AB 7) Cogdill Sport fishing: license revenues: fish hatcheries and inland fisheries.

Under existing law, all moneys collected under the provisions of the Fish and Game Code are deposited into the Fish and Game Preservation Fund, unless otherwise provided.

Existing law provides that, of the moneys collected from fees for lifetime sportsman's licenses, lifetime hunting licenses, and lifetime sport fishing licenses, \$20 from the initial issuance of each lifetime license is deposited into the Fish and Game Preservation Fund for the costs of hunting and sport fishing programs, and the rest is deposited in the Lifetime License Trust Account within that fund, the principal of which is to be used for investment, except as specified.

This bill instead would provide that, commencing July 1, 2006, 33 1/3% of the fees derived from the issuance of all sport fishing licenses, with the exception of revenue currently designated for deposit into the Abalone Restoration and Preservation Account be deposited into the Hatchery and Inland Fisheries Fund, which the bill would establish in the State Treasury. The bill would provide that moneys in the fund may be used, upon appropriation by the Legislature, to support programs of the Department of Fish and Game related to the

management, maintenance, and capital improvement of California's fish hatcheries, the Heritage and Wild Trout Program, and enforcement activities related thereto, and to support other activities eligible to be funded from revenue generated by sport fishing license fees.

The bill would require the sport fishing license fees collected and subject to appropriation to be used to attain state fish hatchery production goals relating to the release of trout, as specified, to fund regional permanent positions, seasonal aides, and other activities in the Heritage and Wild Trout Program, and to the department to initiate and manage the restoration of naturally indigenous genetic stocks of trout to their original California source watersheds. The bill would authorize the use of funds in the Hatchery and Inland Fisheries Fund to be used for the purpose of obtaining scientifically valid genetic determinations of California native trout stocks.

The bill would also require the department, by July 1, 2008, and biennially thereafter, to report to the Legislature on the implementation of provisions of the bill, as specified.

#### Ch. 690 (AB 88) Koretz Assault Weapons.

Existing law provides penalties for violations of specified provisions involving assault weapons and .50 BMG rifles, as specified.

This bill would provide that, subject to exceptions, with regard to specified prohibited conduct, there would be a separate and distinct offense for each assault weapon or .50 BMG rifle, as specified.

By changing the definition of an existing crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 691 (AB 115) Klehs Taxation: federal conformity.

Under the Personal Income Tax Law and the Corporation Tax Law, various provisions of the federal Internal Revenue Code, as enacted as of a specified date, are referenced in various sections of the Revenue and Taxation Code. Those laws provide that for taxable years beginning on or after January 1, 2002, the specified date of those referenced Internal Revenue Code sections is January 1, 2001, unless otherwise specifically provided.

Existing law requires, for any introduced bill that proposes changes in any of those dates, that the Franchise Tax Board prepare a complete analysis of the bill that describes all changes to state law that will automatically occur by reference to federal law as of the changed date. It further requires the Franchise Tax Board to immediately update and supplement that analysis upon any amendment to the bill, and requires that analysis to be made available to the public and to be submitted to the Legislature for publication in the daily journal of each house of the Legislature.

This bill would change the specified date of those referenced Internal Revenue Code sections to January 1, 2005, for taxable years beginning on or after January 1, 2005, and thereby would make numerous substantive changes to both the Personal Income Tax Law and the Corporation Tax Law with respect to those areas of preexisting conformity that are subject to changes under federal laws enacted after January 1, 2002, and that have not been, or are not being, exempted or modified.

This bill would make certain other changes in federal income tax laws applicable, with specified exceptions and modifications, and make specified supplemental, technical, or clarifying changes for purposes of the Personal Income Tax Law or the Corporation Tax Law, or both, with respect to, among other things, the exclusion from income of qualified foster care payments, health savings accounts, certain definitions, expensing for small businesses, low-income community tax credits, shareholder treatment, eligible shareholders, transfers of suspended losses incident to divorce, repayment of loans for qualifying employer securities,

phaseouts of certain motor fuel excise taxes, suspension of occupational taxes relating to certain alcoholic beverages, information reporting for certain individuals, capital gain treatment applying to outright sales for landowners, expenses of rural letter carriers, expensing of certain reforestation expenditures, depreciation of certain Alaskan pipeline property, interest expense allocation rules, translation of foreign taxes, certain passive foreign investment companies, deductions for certain expenses incurred by corporate taxpayers, Alaska Native Settlement trusts, civil rights tax relief, tax shelter provisions, underpayment penalty, and specified federal acts. This bill would specify various dates on which specified provisions apply, make findings and declarations that certain provisions are declaratory of existing law, specify the intent and operation in the application of provisions conforming to various federal acts, and repeal obsolete provisions.

The Personal Income Tax Law and the Corporation Tax Law authorize various deductions and credits in computing the taxes imposed by those laws.

This bill would, under both laws, for taxable years beginning on or after July 1, 2005, and before January 1, 2018, allow an environmental tax credit in an amount equal to 5¢ for each gallon of ultra low sulfur diesel fuel produced by a small refiner, as defined, at any facility located in this state.

This bill would also, under both laws, for a period beginning on January 1, 2005, and ending on January 1, 2009, authorize a small refiner to elect to treat 75% of qualified capital costs, as defined, as expenses not chargeable to a capital account and expenses that may be deducted, as provided.

This bill would take effect immediately as a tax levy.

#### Ch. 692 (AB 547) Berg Clean needle and syringe exchange projects.

Existing law authorizes pharmacists and physicians to furnish hypodermic needles and syringes without a prescription or permit for human use in the administration of insulin or adrenaline.

Existing law prohibits any public entity, its agents, or employees from being subject to criminal prosecution for distribution of hypodermic needles or syringes to participants in clean needle and syringe exchange projects authorized by the public entity pursuant to a declaration of a local emergency due to the existence of a critical local public health crisis.

This bill would instead authorize cities, counties, or cities and counties to have a clean needle and syringe exchange project that, in consultation with the State Department of Health Services, authorizes this exchange, as recommended by the United States Secretary of Health and Human Services and as part of a network of comprehensive services.

#### Ch. 693 (AB 574) Wolk Recycled concrete.

(1) Under existing law, it is the policy of the state to conserve and protect resources by encouraging the recycling of solid waste and the purchase of those recycled materials, including recycled concrete and rubberized asphalt concrete. Existing law also regulates the recycling and reuse of, among other things, beverage containers, plastic waste, and tires, and the manufacture of fiberglass recycled content.

This bill would authorize the use of recycled concrete materials, as defined, if the user has been fully informed, as defined, that the concrete may contain recycled concrete materials.

(2) Under existing law, in purchasing any materials to be used in paving or paving subbase for use by the Department of Transportation or any other state agency that provides road construction and repair services, the State Procurement Officer is required to make contracts available for those items that use recycled materials, as specified.

This bill would prohibit recycled concrete from being offered, provided, or sold to the Department of Transportation or the Department of General Services for any use unless specifically requested and approved by the department.

(3) This bill would provide that its provisions do not supersede the requirements of the Uniform Building Code or other provisions of law.

Ch. 694 (AB 635) Bermudez Local gambling.

(1) Existing law permits a city, county, or city and county to permit controlled gambling, consistent with state law, if a majority of voters affirmatively approve an ordinance so permitting, as specified. Existing law provides that an amendment of an ordinance permitting an expansion of gambling, within a specified threshold, may occur without voter approval. Any amendment to a city or county ordinance relating to gambling establishments or the Gambling Control Act is required to be submitted to the Division of Gambling Control for review and comment before the ordinance is adopted by the city or county.

This bill would provide that an amendment of an ordinance permitting an increase of 24.99% in the number of gambling tables that may be operated in a gambling establishment in a city, county, or city and county, or 2 tables, whichever is greater, compared to the ordinance in effect on January 1, 1996, may occur without voter approval.

(2) "Expansion of gambling" is defined for the general purpose of those provisions to be an increase of 25% or more in the number of gambling tables that may be operated in a gambling establishment or an increase of 2 tables, whichever is greater.

This bill would change that definition to exclude an increase of 2 tables.

Ch. 695 (AB 721) Nunez Metal plating facilities: pollution prevention fund.

(1) The California Integrated Waste Management Act of 1989 establishes a comprehensive program implemented by the California Integrated Waste Management Board and local agencies to reduce, recycle, and reuse solid waste in an efficient and cost-effective manner.

Existing law creates the Chrome Plating Pollution Prevention Fund in the State Treasury for the purpose of receiving deposits of moneys for expenditure, upon appropriation by the Legislature, by the Business, Transportation and Housing Agency.

This bill would require the Business, Transportation and Housing Agency, in collaboration with the Department of Toxic Substances Control, the State Air Resources Board, the State Water Resources Control Board, and the Financial Development Corporations, as defined, to develop a loan guarantee program for chrome plating facilities to assist those facilities to purchase high performance environmental control equipment or technologies. The bill would require the department to establish the Model Shop Program in northern California by replicating the existing Chrome Plating Model Shop Pilot Program, which is currently available only to southern California chrome plating facilities. The bill would require the money in the Chrome Plating Pollution Prevention Fund to be expended by the agency, upon appropriation by the Legislature, to make specified loan guarantees, to support the Model Shop Program, and for administrative costs. The bill would require the agency to make loan guarantees available only to a generator that is a small business and meets other requirements.

The bill would authorize the agency, in collaboration with the Department of Toxic Substances Control, the State Air Resources Board, and the State Water Resources Control Board, to adopt regulations to implement the bill's requirements and to adopt emergency regulations to implement the loan guarantee program. The bill would require the agency, by January 1, 2007, and every odd-numbered year thereafter, to post a report on its Internet Web site and to provide notification to the Legislature concerning the performance of the loan guarantee program. The bill would also require the department to provide an evaluation of the Model Shop Program as a supplement to the report.

This bill would be repealed, by its own provision, on January 1, 2012, unless extended. This repeal would not terminate the obligation to repay loans, outstanding as of January 1, 2012, that are due payable to the relevant financial companies, or impair the authority to initiate and resolve any cost recovery action.

(2) Existing law transfers the amount remaining in the Hazardous Waste Reduction Loan Account on January 1, 2006, to the Chrome Plating Pollution Prevention Fund. Existing law provides that the transfer of money and creation of the fund would become operative only



if legislation is enacted and becomes operative on or after June 1, 2005, but before July 1, 2006, that requires the funds so transferred to be expended for environmental control technologies for chrome and metal plating and related activities.

This bill would repeal and reenact, without that condition, those transfer provisions, and would appropriate the money to the agency for expenditure pursuant to this bill.

Ch. 696 (AB 765) Salinas Rail feeder bus service.

Existing law authorizes the Department of Transportation to provide funding to Amtrak for the purpose of entering into a contract with a motor carrier of passengers for the intercity transportation of passengers over regular routes for the purpose of providing feeder bus service to rail stations if, among other things, the motor carrier is not a public recipient of specified governmental assistance, except a local public motor carrier that proposes to serve passengers only within its service area is excluded from this restriction.

This bill would authorize the department to enter into an agreement with a public motor carrier in the County of Monterey to provide mixed-mode feeder bus service between San Jose and Monterey via Gilroy if there is no private motor carrier providing scheduled bus service, subject to termination if a private motor carrier operates a scheduled service on the San Jose-Gilroy-Monterey route.

Ch. 697 (AB 819) Ridley-Thomas Taxpayer contributions: California Colorectal Cancer Prevention Fund.

Provisions relating to the administration of personal income taxes allow individual taxpayers to contribute amounts in excess of their tax liability for the support of specified funds.

This bill would allow taxpayers to designate on their tax returns that a specified amount in excess of their tax liability be transferred to the California Colorectal Cancer Prevention Fund, which would be created by this bill. However, the bill would provide that a voluntary contribution designation for this fund may not be added on the tax return until another voluntary contribution designation is removed from that return.

This bill would require that all moneys contributed to the fund pursuant to these provisions, upon appropriation by the Legislature, be allocated to the Franchise Tax Board, the Controller, and the State Department of Health Services for making grants, as provided.

This bill would provide that these voluntary contribution provisions are repealed on January 1 of the 5th taxable year following the taxable year the fund first appears on the tax return. The bill would further provide that these provisions are repealed for taxable years beginning on or after January 1 of the calendar year in which the Franchise Tax Board estimates by September 1 that the contributions made on returns filed in that calendar year will be less than \$250,000, or an adjusted amount for subsequent taxable years.

Ch. 698 (AB 820) Strickland Wild animals.

(1) Existing law prohibits the importation into this state of wild animals specified on a list published by the State Department of Health Services without a permit issued by that department, except that existing law does not authorize the importation, transportation, or possession of live animals enumerated in specified provisions of the Fish and Game Code or regulations of the Fish and Game Commission adopted pursuant thereto. Those Fish and Game Code provisions prohibit the importation, transportation, possession, or release into this state of certain wild animals without a permit issued by the Department of Fish and Game (hereafter department). Existing law requires the commission, in cooperation with the State Department of Food and Agriculture, to promulgate regulations relative to wild animals, as specified. Existing law requires the regulations to be designed to prevent damage to the native wildlife or agricultural interests of the state, as specified. Existing law defines "enforcing officers" for the purposes of provisions regulating the importation, transportation, and sheltering of restricted live animals. Existing law establishes civil

penalties for a violation of specified provisions and requires fees collected pursuant to the provisions relating to wild animals to be deposited in the Fish and Game Preservation Fund. Existing law authorizes the department to reimburse eligible local entities, as defined, pursuant to a memorandum of understanding, for certain costs in connection with the administration and enforcement of provisions governing the possession, handling, or care of wild animals, and authorizes the director to enter into memorandums of understanding with eligible local entities, as defined, for the purpose of paying those costs. Existing law permits the department or an eligible local entity to issue a written permit to import into this state, possess, or transport within this state any specified wild animal, upon a determination that the animal is not detrimental or that no damage or detriment can be caused to agriculture, native wildlife, the public health or safety, or the welfare of the animal and requires the department or an eligible local entity to inspect the wild animal facilities. Existing law requires the department, on or before May 1, 1991, to establish and keep current written policies relating to the housing, possession, importation, and transportation of wild animals. Existing law also requires the commission to revoke or deny a permit under certain circumstances.

This bill would enumerate specific criteria for the adoption of regulations required to be promulgated with respect to wild animals, and would require the commission to develop and adopt these regulations, on or before January 1, 2007. This bill would modify the definition of “enforcing officers” and would specify that enforcing officers are authorized and empowered to enforce provisions and regulations relating to the importation, transportation, and sheltering of restricted live animals. The bill would allow the department to revoke or deny a permit under specified circumstances. The bill would revise existing law relating to the reimbursement of eligible local entities, as defined, pursuant to a memorandum of understanding, for certain costs, in connection with the administration and enforcement of provisions governing the possession, handling, or care of wild animals, and the authority of the director to enter into memorandums of understanding with eligible local entities, as defined, for the purpose of paying those costs. The bill would require the department, no later than January 1, 2007, to develop, implement, and enter into memorandums of understanding with eligible local entities if the department elects not to inspect every wild animal facility and to adopt and implement a policy describing the department’s issuance of breeding permits, including specific criteria, developed in cooperation with a specified committee, concerning the method by which the department determines that the breeding of a species listed on the permittee’s inventory will not result in unneeded or uncared for animals, and the means by which those specific criteria will be implemented and enforced.

The bill would require every person holding a wild animal permit to uniquely identify each wild animal that poses a risk to the health and safety of the public, and to report the identification to the department for maintenance in a registry. The bill would require the department to develop and adopt regulations for this purpose on or before January 1, 2007. The bill would require any person who possesses a permit for the importation or transportation of a wild animal, and every zoo, to immediately report the escape or release of the animal, and would make the possessor liable for all expenses associated with efforts to recapture the animal. The bill would specify that the exhibition of a wild animal on a movie set, film set, television set, still photography set, or any other professional activity allowable under permit, does not constitute an intentional or unintentional escape or release of the wild animal unless the person exhibiting the wild animal has lost control of the wild animal. The bill would require any person who possesses a permit for the importation or transportation of a wild animal to provide prior notice to the department relating to certain action taken in connection with, or related to, the animal, except under specified circumstances. The bill would require a person claiming a confiscated wild animal to pay to the department or the new custodian of the animal an amount sufficient to cover all reasonable expenses expected to be incurred in caring for and providing for the animal, as provided. The bill would permit the department to euthanize the animal or place the wild animal with an appropriate wild

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

animal facility upon the expiration of a 2nd 30-day period, as specified. The bill would permit the new custodian of a specified wild animal to bring a civil action against the previous possessor for all reasonable costs incurred by the new owner for the relocation of the animal, to construct new caging to house the animal, and to return the animal to a healthy state, as provided. The bill would expand the civil penalty for any person who violates certain wild animal provisions, and would specify that, except as otherwise provided, any violation of those provisions is a misdemeanor punishable by imprisonment in the county jail for not more than 6 months, or by a fine of not more than \$1,000.

(2) Existing law generally provides that a violation of the fish and game laws is a crime.

Because this bill would impose additional requirements on every person holding a specified wild animal permit for which a violation thereof would be a crime, this bill would impose a state-mandated local program by creating a new crime.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 699 (AB 964) Jerome Horton Property taxation: certificated aircraft assessment.

(1) Existing property tax law requires that the personal property of an air carrier be taxed at its fair market value. The California Constitution requires that property that is subject to ad valorem property taxation be assessed in the county in which it is situated.

This bill would, for the 2005–06 fiscal year to the 2010–11 fiscal year, specify a formula to determine the fair market value of certificated aircraft, as specified, of a commercial air carrier.

This bill would also require the Aircraft Advisory Subcommittee of the California Assessors' Association to designate, after soliciting input from commercial air carriers operating in the state, a lead county assessor's office for each commercial air carrier operating certificated aircraft in this state in an assessment year. This bill would require this lead county assessor to calculate the value of the air carrier's personal property and to transmit these calculations to other county assessors, but would specify that each county assessor is responsible for assessing and enrolling the taxable value of the property in his or her county, as provided. This bill would also require the lead county assessor's office to lead a team to audit the books and records of a commercial air carrier and would authorize these air carriers to file a property statement solely with the lead county assessor's office, as provided.

By imposing a new valuation process for certificated aircraft and by imposing these new duties upon a lead county assessor's office, this bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 700 (AB 1234) Salinas Local agencies: compensation and ethics.

Existing law provides for the establishment and operations of cities, counties, cities and counties, districts, and other local government agencies, the composition of their governing bodies, and the payment of governing body members for attending meetings and performing other duties, and prescribes conflicts of interest.

This bill would require a local agency that provides reimbursement for expenses to members of its legislative body to adopt a written policy on the duties for which legislative

body members may receive compensation, other than meetings of the legislative body or an advisory body or attendance at a conference or organized educational activity. The bill would require such a governing body to adopt a written policy concerning what occurrences qualify a member to receive reimbursement of expenses for travel, meals, and lodging and would impose related requirements, including the filing of expense reports, which would be public records.

This bill would also require that if a local agency provides any type of compensation, salary, or stipend to, or reimburses the expenses of, a member of the legislative body, all local agency officials, except a member whose term of office ends before January 1, 2007, in local agency service as of January 1, 2006, or thereafter receive training in ethics, as specified. This bill would provide that if any entity develops criteria for the ethics training, then the Fair Political Practices Commission and the Attorney General shall be consulted regarding any proposed course content. This bill would specify, with respect to certain special districts, how a director's activities on a specific day are determined to be compensable and would make related changes.

#### Ch. 701 (AB 1272) Harman State Lands Commission.

(1) Existing law requires the State Lands Commission to prepare every 10 years a summary report on the ownership of public land in this state by the United States, the state, counties, cities, and districts and any other public agency or body within the state, and authorizes the commission to sell copies of the report at a reasonable charge that will provide for reimbursement of its costs of reproducing the report.

This bill would repeal these provisions.

(2) Existing law authorizes the commission to cooperate with the Beach Erosion Board of the United States Government, and to expend those moneys as are necessary for cooperative work with that board out of any appropriations made for those purposes.

This bill would, instead, authorize the commission to cooperate with the Coastal Engineering Research Board of the United States Army Corps of Engineers.

(3) Existing law grants title to the state in all mineral deposits in public lands, and prohibits a purchaser of public land from acquiring any right, title, or interest in those deposits.

This bill would authorize the commission to sell to a surface property owner, as defined, for not less than fair market value, the state's reserved mineral interest in specified lands located in Riverside County, upon those terms and conditions, and subject to any reservations or exceptions as the commission determines are in the best interests of the state, and would require that the proceeds of such a sale be deposited in the State Treasury to the credit of the School Land Bank Fund.

(4) The bill would declare that, due to the unique circumstances pertaining to the County of Riverside, with respect to the ownership of mineral deposits in the county, that the bill is intended to remedy, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.

#### Ch. 702 (AB 1288) Chu Court orders.

(1) Existing law provides a mechanism whereby the court may issue a protective order.

This bill would require a court, under specified circumstances, to issue, or consider issuing, a protective order to a defendant charged with domestic violence that would require, among other things, the relinquishment of his or her firearms. A failure to comply with the provisions of that protective order would result in a misdemeanor.

By adding to the duties of local employees, this bill would impose a state-mandated local program. By imposing a crime for a violation of the above-described protective order, the bill would create a state-mandated local program.

(2) Existing law requires the Attorney General to maintain a registry of information reported to the Department of Justice regarding firearms, including, among other things, copies of licenses to carry firearms and applications for licenses to carry firearms. Existing

law provides generally that information contained in the registry shall, upon proper application, be furnished to specified peace officers. However, information relating to firearms that are not handguns shall not generally be retained but shall instead be destroyed, as specified; a violation of this provision is a misdemeanor.

This bill would, as an exception to the above provisions, authorize specified peace officers to disseminate the name of the subject of the record, the number of firearms listed in the record, and the description of any firearm, including the make, model, and caliber from the record, relating to any firearm's sale, transfer, registration, or license record, or any information reported to the Department of Justice pursuant to specified provisions, if the subject of the record has been arraigned for domestic violence and is being prosecuted or is serving a sentence for the crime, or the subject of the record is the subject of an emergency protective order, a temporary restraining order, or an order after hearing, which is in effect and has been issued by a family court under the Domestic Violence Protection Act, and the record or information is disseminated only to the victim of the crime or to the person who has obtained the emergency protective order, the temporary restraining order, or the order after hearing issued by the family court. The bill would further provide that law enforcement shall provide the victim with a "Victims of Domestic Violence" card, as specified, and that the victim or person to whom the information is disseminated may disclose that information as he or she deems necessary to protect himself, herself, or another person from bodily harm by the person who is the subject of the record. By imposing new duties on local law enforcement officers, this bill would impose a state-mandated local program.

(3) This bill would incorporate additional changes in Section 136.2 of the Penal Code proposed by AB 112, AB 118, and SB 720, to become operative only if any or all of those bills and this bill are chaptered and become effective January 1, 2006, and this bill is chaptered last.

This bill would also incorporate additional changes in Section 11106 of the Penal Code proposed by AB 1060, to become operative only if AB 1060 and this bill are chaptered and become effective January 1, 2006, and this bill is chaptered last.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 703 (AB 1723) La Malfa Integrated energy policy report: load loss or addition.

Existing law requires the State Energy Resources Conservation and Development Commission (Energy Commission) to prepare an integrated energy policy report every 2 years. Existing law requires the report to contain an overview of major energy trends and issues facing the state, including, but not limited to, supply, demand, pricing, reliability, efficiency, and impacts on public health and safety, the economy, resources, and the environment.

Under existing law, the Public Utilities Commission (CPUC) has regulatory authority over public utilities, including electrical corporations. The Public Utilities Act requires the CPUC to review and adopt a procurement plan for each electrical corporation in accordance with specified elements, incentive mechanisms, and objectives.

This bill would require each entity that serves or plans to serve electricity to retail customers to provide the Energy Commission with its forecast, as part of each integrated energy policy report, of (1) the amount of its forecasted load that may be lost or added by a community choice aggregator, an existing local publicly owned electric utility, or a newly

formed local publicly owned electric utility, and (2) the load that will be served by an electric service provider. The bill would require the Energy Commission to perform an assessment in the service territory of each electrical corporation of the loss or addition of load specified in (1) and submit the results of that assessment to the CPUC. The bill would authorize the Energy Commission to exempt from these forecasting requirements a local publicly owned electric utility that is not planning to acquire additional load beyond its existing exclusive service territory.

Ch. 704 (AB 439) Parra Registered sex offenders: dismissals of convictions: residence changes.

Existing law requires persons convicted of certain sex offenses to register as sex offenders, as specified. Existing law provides that certain persons required to register as sex offenders shall be relieved of the duty to register upon obtaining a certificate of rehabilitation, and that certain other persons required to register as sex offenders shall be relieved of the duty to register upon receiving a full pardon. Existing law allows a court to dismiss the accusation or information against certain persons after conviction for a crime, and provides that such a dismissal alone shall not relieve a person from the duty to register as a sex offender.

This bill would reorganize and recast these provisions relating to the duty of persons to register as sex offenders after the dismissal of an accusation or information.

Existing law requires a person who is required to register pursuant to these provisions and who changes his or her residence address to inform the law enforcement agency with which he or she last registered of the new address or transient location and any plans he or she has to return to California, if known. Existing law requires that this notice be provided in writing.

This bill would apply this requirement only to a person who was last registered at a residence address, and would require that the notice be provided in person. By imposing new duties on local officials regarding the receipt of notice, the bill would impose a state-mandated local program.

Existing law requires a person who is required to register pursuant to these provisions and who does not know his or her new residence address or location at the time of the move to later notify the last registering agency of the new address or location.

This bill would require that this notice be provided in writing, sent by certified or registered mail.

The bill would make other specified changes to the provisions regarding notice to law enforcement agencies and other provisions governing registration.

The bill would incorporate changes made by AB 1323 that would become operative if both bills are enacted and this bill is enacted after AB 1323.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 705 (SB 67) Committee on Budget and Fiscal Review Budget Act of 2005: Court fees.

(1) Existing law establishes the Trial Court Trust Fund, the proceeds of which are apportioned for the purposes of funding trial court operations. Existing law specifies certain fees that are to be collected in a special account in the county treasury and transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

This bill would require, until January 1, 2006, and upon direction of the Administrative Office of the Courts, the court and the county to deposit certain of those fees as soon as practicable into a bank account specified by the Administrative Office of the Courts, for

transmission to the Controller for deposit in the Trial Court Trust Fund in accordance with specified procedures.

This bill would make other technical changes to these provisions.

(2) Under existing law, certain court fees and fines other than those described in (1), that are not subject to a local revenue sharing agreement or practice, are required to be deposited in a special account in the county treasury, except as to costs incurred by and services provided by the superior court that are transmitted monthly to the Controller for deposit in the Trial Court Trust Fund.

This bill would require, until January 1, 2006, the distribution of those other court fees and fines to the court or the county, whichever provided the services or incurred the costs. The bill would expand the fees to which that provision applies, to include fees for providing private conservators with written information concerning a conservator's rights, duties, limitations, and responsibilities. The bill would provide for the distribution of these fees and fines, and certain of the fees described in (1), commencing January 1, 2006.

This bill would authorize the court or an officer of the court, with the consent of the county and the Administrative Director of the Courts, to deposit all money required to be deposited into the county treasury or with the county treasurer into a bank account established by the Administrative Office of the Courts separate from the county treasury. The bill also would authorize the Judicial Council, with the consent of the county, to require the court and officer to deposit money into such a bank account.

(3) Existing law requires a person who petitions for a change of plea, setting aside of a verdict, or an order sealing a record in specified cases to reimburse the county and any city for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the county board of supervisors and the city council not to exceed \$120 each.

This bill would require the person to also reimburse the court for the actual cost of services rendered, whether or not the petition is granted and the records are sealed or expunged, at a rate to be determined by the court not to exceed \$120.

(4) Under existing law, a court may impose a civil assessment of up to \$300 against a criminal defendant who fails to appear in court, as specified. Existing law also requires each court and county to maintain the collection program for these civil assessments that was in effect on July 1, 2005, unless otherwise agreed to by those entities, and provides for third-party arbitration in the event the court and county do not agree on a plan for the collection of those civil assessments. Existing law further requires the court to deposit the money collected under that provision as soon as practicable into a bank account specified by the Administrative Office of the Courts, for transmission to the Controller for deposit in the Trial Court Trust Fund, in accordance with specified procedures.

This bill would authorize a court or county to request third-party arbitration in the event the court and county do not agree on a plan for the collection of these civil assessments or any other moneys owed for fees, fines, forfeitures, penalties, and assessments imposed by the court, as specified. The bill would delete the deposit requirements and procedures from this provision.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 706 (AB 1742) Committee on Judiciary Courts.

(1) Under existing law, no liability or cause of action arises against a peace officer making an arrest pursuant to a warrant of arrest regular upon its face, if the peace officer acts without malice and in reasonable belief that the person arrested is the one referred to in the warrant.

This bill would provide that the term "warrant of arrest regular upon its face" includes both a paper arrest warrant issued pursuant to a judicial order and a judicial order entered into an automated warrant system by authorized law enforcement or court personnel, as specified.

(2) Existing law governs procedures in the small claims court. These provisions set forth various time periods for scheduling cases for hearing and specified methods for service of

the claim and order on a defendant. These provisions state that they may not be construed to prevent a court from correcting a clerical error in a judgment or setting aside and vacating a judgment on the ground of an incorrect or erroneous legal basis for the decision.

This bill would provide that, when a claim is filed, the case shall be scheduled for hearing no earlier than 20 days and not more than 70 days from the date of the order, thereby eliminating the various time periods. The bill would require that proof of service of the claim and order be filed at least 5 days before the hearing. The bill would authorize a party to make only one motion to correct a clerical error or set aside and vacate a judgment and provide that a party may have 30 days after the clerk mails notice of entry of judgment to the parties to make that motion.

(3) Existing law requires, until January 1, 2006, that all pleadings filed with a court be signed, except as specified, and that the filing of any paper with a court certifies that specified conditions have been satisfied. Existing law also specifies sanctions for violation of these requirements.

This bill would delete the repeal date of January 1, 2006, contained in these provisions and thereby extend indefinitely the operation of these provisions.

(4) Existing law authorizes a court in a proceeding for dissolution of marriage or legal separation and prior to the determination of a motion for a change of venue, to consider and make all necessary and proper orders in connection with motions for allowance of temporary spousal support, support of children, and counsel fees and costs.

This bill would revise that provision to additionally apply to proceedings under the Uniform Parentage Act and to authorize the court to consider and determine motions to determine custody of and visitation with children in any of the proceedings to which the provision applies prior to determining the motion for a change of venue.

(5) Existing law requires a person to be granted access to a staffed gated community for a reasonable time period for the purpose of performing lawful service of process, as specified.

This bill would also authorize access to a staffed gated community for the purpose of serving a subpoena.

(6) Existing law also governs offers by a party to compromise a dispute that is to be resolved by trial or arbitration.

This bill would require a written offer to compromise to include a statement of the offer and a provision that allows the accepting party to indicate acceptance of the offer by signing a statement that the offer is accepted, as specified. The bill would also require that any acceptance of the offer, whether made on the document containing the offer or on a separate document of acceptance, to be in writing and signed by the accepting party or his or her counsel, as specified.

(7) Existing law, the Unclaimed Property Law, governs the disposition of unclaimed property, including the escheat of certain property to the state. Those provisions set forth procedures whereby a person may file a claim to the property or to the net proceeds from its sale. Those provisions also specify the procedures for transferring the property from the holder of the property to the state and for administering the property. The Controller administers property that has escheated to the state, and is required to adopt guidelines and forms to provide specific instructions to assist owners, as defined, in filing claims with the state.

This bill would further define "owner" for purposes of those provisions to include a public administrator, as specified.

(8) Existing law sets forth the procedure for filing a claim against a statewide public entity, as specified.

This bill would specify that these procedures also apply to claims against a judicial branch entity, and would make a statement of legislative intent in that regard.

(9) Existing law provides that no person in the state shall, on the basis of race, national origin, ethnic group identification, religion, age, sex, color, or disability, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to, discrimination



under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state, or receives any financial assistance from the state.

This bill would clarify that those provisions apply to the California State University, and would make a statement of legislative intent in that regard.

(10) The Uniform Civil Fees and Standard Fee Schedule Act of 2005, as of January 1, 2006, establishes a uniform schedule of filing fees and other civil fees for the superior courts. Among other things, the act generally increases the filing fees for civil actions and proceedings, including, but not limited to, those fees related to small claims court, motions, appeals, judgments, the filing of the first paper in a civil action or proceeding in the superior court, in a limited civil case, and in complex cases, and in family law and probate matters, and fees for various certifications, recordings, filings, and the authentication of documents. The act also authorizes the court to charge a reasonable fee for videoconferencing, providing services or products, if approved by the Judicial Council, and handling funds held in trust for noncourt parties or entities. The act provides that none of these civil fees may be changed before January 1, 2008, except as specified.

This bill would make nonsubstantive technical changes to that act, and would make conforming changes to related provisions. The bill would also make related changes with regard to law library fees in Los Angeles County, law library funds, the Administrative Office of the Courts, court reporters, and the definition of “automated administrative systems” in the context of the act.

(11) Certain changes made by this bill to Section 116.230 of the Code of Civil Procedure and Section 68085.1 of the Government Code would only become operative if AB 1459 or SB 422 is enacted and becomes effective on or before January 1, 2006, and increases the jurisdictional limit of the small claims court.

Ch. 707 (AB 121) Vargas Adulterated candy: maximum allowable lead levels.

Existing law, the Sherman Food, Drug, and Cosmetic Law, requires the State Department of Health Services to regulate manufacture, sale, labeling, and advertising activities related to food, drugs, devices, and cosmetics in conformity with the federal Food, Drug, and Cosmetic Act. The law makes it unlawful for any person to adulterate food and defines adulterated food to include a confectionary containing a nonnutritious substance. Violation of these provisions is a crime.

This bill would require the department to regulate lead in chili, tamarind, and other candy, as defined. The bill would prohibit the sale of adulterated candy and would require the department to test and retest the candy to determine the presence of lead at levels above naturally occurring levels, as determined by the Office of Environmental Health Hazard Assessment. The bill would require the department to adopt related regulations and would require the department to convene an interagency collaborative. By changing the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Ch. 708 (AB 256) De La Torre Public employees' benefits.

(1) The Public Employees' Retirement Law defines “local sheriff” for purposes of prescribing benefits and contribution rates, to include any officer or employee of a sheriff's office of a contracting agency, except specified persons whose functions do not fall within the scope of active law enforcement service.

This bill would expand the definition of “local sheriff” to include district attorney investigators of Solano County, subject to specified conditions.

(2) The Public Employees' Medical and Hospital Care Act provides health benefit coverage to state employees and public employees of contracting agencies, as specified, and is administered by the Board of Administration of the Public Employees' Retirement System.

This bill would require the Board of Administration of the Public Employees' Retirement System to conduct a study to examine the feasibility and cost-effectiveness of creating a single statewide health care pool that would cover all public school employees working in school districts, county offices of education, community colleges, and entities established by those school employers, as specified, or of including all school employees under the Public Employees' Medical and Hospital Care Act, and to report that study to the Legislature, as specified. The bill would also provide that completion of the health care study would be contingent upon the ability to secure or budget for funding to cover the costs. The bill would make specified findings and declarations.

(3) The County Employees Retirement Law of 1937 prohibits any resolution, ordinance, contract, or contract amendment adopted after January 1, 2004, from providing any retirement benefits for some, but not all, general members of a county or district, except as specified. In San Mateo County, and in Alameda and Merced Counties until January 1, 2010, however, the board of supervisors may provide different retirement benefits for some, but not all, safety members of the county's retirement system, as specified.

This bill would authorize, until January 1, 2011, the board of supervisors in Santa Barbara and Solano Counties to provide different retirement benefits for some safety member bargaining units of the county retirement system, as specified. Pursuant to these provisions, the bill would permit agreements and memoranda of understanding to be made applicable to certain unrepresented groups, as specified.

#### Ch. 709 (AB 338) Levine Recycling: crumb rubber.

Existing law requires the State Procurement Officer, in purchasing any materials to be used in paving or paving subbase for use by the Department of Transportation and any other state agency that provides road construction and repair services, to make contracts available that utilize recycled materials, including crumb rubber, unless the Director of Transportation determines that the use of the materials is not cost effective based on specified factors.

This bill would define the terms "asphalt containing crumb rubber" and "rubberized asphalt concrete" and would require the department to require the use of crumb rubber (CRM) at a specified percentage, per metric ton, of the total amount of asphalt paving materials used for state highway construction or repair projects that use asphalt as a construction material. The bill would require the amount of asphalt paving materials containing crumb rubber, on and after January 1, 2007, to be not less than 6.62 pounds of CRM per metric ton of the total amount of asphalt paving materials used. The bill would require the Secretary of Business, Transportation and Housing, on or before January 1, 2009, and on or before January 1 annually thereafter, to prepare a specified analysis comparing the cost differential between asphalt containing crumb rubber and conventional asphalt, including specified information.

The bill would require the department, on and after January 1, 2010, to use not less than 8.27 pounds of CRM per metric ton of the total asphalt paving materials used, and on and after January 1, 2013, not less than 11.58 pounds of CRM per metric ton, unless the department delays the implementation of these requirements, pursuant to a specified procedure.

The bill would specify that, for purposes of complying with those requirements regarding the use of specified percentages of asphalt containing crumb rubber, only crumb rubber manufactured in the United States that is derived from waste tires taken from vehicles owned and operated in the United States may be used.

The bill would require the department and the California Integrated Waste Management Board to develop procedures for using crumb rubber and other tire-derived products in other

projects and would require the department to notify and confer with the East Bay Municipal Utility District before using asphalt containing crumb rubber on a state highway construction or repair project that overlays district infrastructure.

Ch. 710 (AB 491) Goldberg Public schools.

(1) Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

Existing law provides that the ongoing eligibility of a school district for new construction funding is to be determined by making specified calculations, including a calculation using enrollment projections, as provided.

This bill would, in addition, authorize additional eligibility for a school district that has 2 or more schoolsites with a pupil population density that is greater than 115 pupils per acre in kindergarten and grades 1 to 6, inclusive, or a schoolsite pupil population density greater than 90 pupils per acre in grades 7 to 12, inclusive, as determined by the Superintendent of Public Instruction using enrollment data from the California Basic Educational Data System for the 2004-05 school year, for funding for projects that will relieve overcrowded conditions, as specified.

The existing act also establishes the Critically Overcrowded School Facilities Program to make apportionments to eligible applicants with critically overcrowded schools in advance of full compliance with all the application requirements otherwise required for apportionment.

Existing law provides alternative methods for an applicant in the program to calculate enrollment for purposes of determining eligibility for a final apportionment for a project funded from the Kindergarten-University Public Education Facilities Bond Act of 2002.

This bill would also provide alternative methods for an applicant in the program to calculate enrollment for purposes of determining eligibility for a final apportionment for a project funded from the Kindergarten-University Public Education Facilities Bond Act of 2004.

(2) Existing law requires the California Infrastructure and Economic Development Bank to give notice to the Controller and a school district of certain lease financing provided to the school district from the proceeds of bonds, including a rent schedule, and requires the Controller to make apportionments to the bond trustee on the dates shown on the schedule.

This bill would require the California Infrastructure and Economic Development Bank to amend or supplement that schedule in specified circumstances.

(3) Existing law requires a county superintendent of schools to annually visit and examine each school in his or her county. Existing law specifies that the objective of these visits is to determine the status of certain circumstances, including, but not limited to, the condition of a school facility that poses an emergency or urgent threat to the health and safety of pupils or staff, and provides specified funds for this purpose.

This bill would make an appropriation by reallocating savings realized from amounts appropriated for these visits, as specified, upon a determination by the State Department of Education, the Secretary for Education, and the Department of Finance that a county office of education has incurred extraordinary costs, with certain requirements.

Ch. 711 (AB 582) Matthews Political advertisements: text messages.

Existing law regulates political advertising by, among other things, requiring paid political advertisements contained in a newspaper to bear a specified disclaimer, prohibiting certain pictures or photographs of candidates in campaign materials, and requiring simulated ballots to contain a specified notice.

Existing law, subject to certain exceptions, generally prohibits a person or entity conducting business in this state from transmitting or causing to be transmitted a text message

advertisement to a cellular telephone or pager equipped with short message or a similar capability. Existing law provides that a violation of the provisions regulating advertising is a misdemeanor, and also provides for the imposition of civil penalties and injunctive relief.

This bill would, subject to certain exceptions, generally prohibit a person, entity conducting business, candidate, or political committee in this state from transmitting, or causing to be transmitted, a text message advertisement, including a political advertisement, to a mobile telephony services handset, a pager, or a 2-way messaging device that is equipped with short message or similar capability. By creating a new crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

#### Ch. 712 (AB 585) Negrete McLeod Equipment dealers.

(1) Existing law provides for the regulation of equipment dealers and defines equipment for those purposes as machines designed for agriculture, livestock, grazing, light industrial, and utility purposes. Under existing law, this definition excludes all-terrain vehicles, earthmoving and heavy construction equipment, and mining and forestry equipment. Existing law authorizes an equipment dealer to establish a lien for unpaid charges and requires the dealer to file the lien with the Secretary of State.

This bill would expand the definition of equipment to include all-terrain vehicles and other machinery, equipment, implements, or attachments used for specified purposes and would designate a person or entity primarily engaged in the retail sale of equipment as a dealer or dealership. The bill would also define various additional terms for the purpose of its provisions including "good cause," "single-line dealers," and "single-line suppliers."

(2) Existing law makes unlawful various acts and practices by a supplier with respect to an equipment dealer. Specifically, existing law, among other things, prohibits discriminatory pricing and unreasonably withholding consent to a transfer of a dealership on a dealer's death. Existing law also prohibits a supplier from requiring a dealer to complete a substantial renovation or property acquisition without one year's notice as a condition to renewal or extension of the dealership contract, and requires the supplier to give the dealer a reasonable time to complete the renovation or acquisition.

This bill would revise and recast these provisions dealing with discriminatory pricing and establish procedures for approving or denying a transfer of a dealership upon a dealer's death. The bill would require a supplier to give a dealer 2 years to complete a renovation or acquisition. The bill would additionally prohibit a supplier from engaging in other specified coercive discriminatory acts with respect to a dealer.

(3) Existing law provides that a supplier shall not terminate, cancel, fail to renew, or substantially change the competitive circumstances of the dealer agreement, without cause, as defined.

This bill would make these provisions only applicable to a dealer contract between a dealer who is not a single-line dealer and a supplier who is not a single-line supplier. The bill would expand the definition of good cause for the purpose of this provision. The bill would also create a procedure for approving or denying a request for a sale or transfer of a dealer's business or an equity ownership interest where the supplier has contractual authority. The bill would provide that a single-line supplier may not terminate a dealer contract without good cause.

The bill would also require a supplier to approve or reject a warranty claim by written notice, as specified, to the dealer within 45 days after the supplier received the warranty claim and would prescribe procedures for resolving those claims.

(4) Existing law requires suppliers to provide an opportunity annually for dealers to return a portion of their surplus inventory parts for credit. Existing law provides that the minimum

lawful credit for returned parts is 95% of the net price, as listed in the supplier's current returnable parts list, as specified.

This bill would provide that where an outstanding balance is owed to the supplier, the supplier may credit the dealer's account within 30 days after the supplier's receipt of the dealer's returned parts. If no balance exists, the supplier shall pay the dealer within 30 days after the supplier's receipt of the dealer's returned parts. The bill would make a supplier liable for 110% of the total current net parts cost, plus interest at the statutory rate from the payment due date until the date of payment and actual costs for any court or arbitration proceedings, including costs for attorney's fees and arbitrators if a supplier refuses to credit the dealer's account or pay the dealer for returned parts.

(5) Existing law requires the supplier to repurchase inventory upon termination of a dealer agreement at specified prices based on fair market value or specified percentages of net cost.

This bill would define fair market value for these purposes and modify the percentages of the net equipment cost to be paid for specified types of inventory. The bill would also prescribe the parties' rights and responsibilities with respect to handling, packing, and loading parts for return to the supplier. The bill would entitle the dealer to interest and costs if the payments for inventory are not timely made. The bill would also specify parts that are excluded from these repurchase requirements.

The bill would make numerous technical, conforming, and nonsubstantive changes.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 713 (AB 776) Chu Child abuse reporting.

Existing law requires certain persons to report incidents of suspected child abuse to specified agencies by telephone and also by written report thereof within 36 hours.

This bill would require those agencies to keep a record of all reports received. This bill would permit those written reports to be made via fax or electronic transmission. This bill would also specify that if after reasonable efforts, a mandated reporter is unable to submit a report by telephone, he or she shall immediately or as soon as is practicably possible make a one-time automated written report and be available to respond to telephone followup by the agency with which he or she filed the report, as specified. This bill would provide that these reports would be captured in the Child Welfare Services/Case Management System and would provide that these provisions would not become operative until that system is updated as necessary and would become inoperative 3 years thereafter or on January 1, 2009, whichever occurs first. This bill would also require the Department of Social Services to submit a report reflecting the reasons stated by mandated reporters for filing a one-time automated written report in lieu of the initial telephone report, as specified.

Because this bill would require local officials to perform additional duties and because failure of a mandated reporter to make a report as specified is a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, with regard to certain mandates, no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Ch. 714 (AB 783) Jones Elections: payment of expenses.

Existing law provides that all expenses authorized and necessarily incurred in the preparation for and conduct of elections are to be paid from the county treasuries.

This bill would provide that expenses incurred on or after January 1, 2005, and before January 1, 2006, for elections proclaimed by the Governor to fill a vacancy in the office of

Senator or Member of the Assembly, or to fill a vacancy in the office of United States Senator or Representative in the Congress of the United States, are to be paid by the state. Where an election proclaimed by the Governor is consolidated with a local election, the state would pay only those additional expenses directly related to the election proclaimed by the Governor. The bill would further provide that it does not preclude the use of otherwise authorized federal funds in elections in which at least one candidate for federal office appears on the ballot.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 715 (AB 1060) Liu Firearms.

Existing law authorizes law enforcement agencies to report certain information to the Department of Justice pertaining to a firearm when the firearm is taken into custody for safekeeping by the agency.

This bill would require the law enforcement agency to report the information to the department.

By imposing additional duties in connection with the custody of firearms upon local law enforcement entities, this bill would impose a state-mandated local program.

Existing law provides that where neither party to a firearm transaction is a licensed firearms dealer, the parties may complete the transaction through a sheriff's department, as specified.

This bill would repeal those provisions and make additional conforming technical changes consistent with the repeal. The bill would make other technical changes.

Existing law generally regulates the licensing and conduct of firearms dealers.

The bill would require dealers to store all inventory firearms in secure storage, as specified.

The bill would make additional technical and conforming changes.

This bill would incorporate additional changes to Section 11106 of the Penal Code proposed by AB 1288, to Section 11108 of the Penal Code proposed by AB 86, to Section 12001 of the Penal Code proposed by SB 59, and to Sections 12071, 12072, 12076 and 12078 of the Penal Code, proposed by AB 754, to become operative if this bill and those bills, respectively, are enacted and become effective on or before January 1, 2006, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 716 (AB 1067) Frommer Railroads.

(1) Existing law provides that it is unlawful for a person to take various actions with the intent to derail or wreck a train. A violation is punishable as a felony by life imprisonment without possibility of parole.

This bill would provide that a person who unlawfully and with gross negligence places or causes to be placed any obstruction on a railroad track that proximately results in the damaging or derailling of a train, or injury to passengers or employees, is guilty of a crime. By creating a new crime, the bill would impose a state-mandated local program.

(2) Existing law authorizes a court in a county with a population greater than 500,000 persons to order a person convicted of certain traffic violations relating to rail transit to attend a traffic school that offers, as a part of its curriculum, a film on rail transit safety, and to pay certain fines in addition to the fines regularly imposed for a violation.

This bill would permit a court described above to order attendance, instead, at a traffic safety school that includes a rail safety presentation or Internet rail safety test. The bill would add additional rail transit-related violations to the existing list of rail transit-related violations that are subject to the above-described law.

(3) Existing law prohibits certain actions by the drivers of a motor vehicle if those actions would create certain obstructions with respect to intersections or railroad crossings, and provides that violations of these provisions are parking violations, or stopping violations dependent upon the authority of the peace officer who issued the notice to appear.

This bill would provide that violations of these provisions issued by certain transit, railroad, or various police officers are stopping violations.

(4) Existing law imposes a fine of \$100 for a first offense, \$200 for a second offense occurring within one year of a prior offense, and \$250 for a third or subsequent offense occurring within one year of 2 or more prior offenses, for a violation of certain provisions relating to failure to stop a vehicle at a railroad grade crossing.

This bill would add certain railroad grade crossing violations to the list of provisions that are subject to the fines specified above.

(5) Existing law requires the Public Utilities Commission to adopt a priority list for railroad-highway grade separation projects and requires the California Transportation Commission to allocate available funding to projects pursuant to the priority list. Existing law requires a 20% match from other funds for projects eliminating an existing crossing or altering or reconstructing an existing grade separation, including a 10% match from the affected railroad. Existing law generally limits to \$5,000,000 an allocation to a single project.

This bill would authorize the commission to allocate up to \$15,000,000 to the highest priority project on the priority list.

(6) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

#### Ch. 717 (AB 1183) Vargas Insurance.

Under existing law, there is within the Department of Insurance a division empowered to enforce laws and regulations related to workers' compensation fraud. The name of that division has changed from the Bureau of Fraudulent Claims to the Fraud Division.

This bill would make the relevant changes to update the name of the division in statute.

Existing law requires each insurer doing business in the state to pay an annual fee, in addition to other fees, of 30 ¢ for each vehicle it insures to fund certain consumer operations of the Department of Insurance related to automobile insurance, and an annual fee of 50¢ for each vehicle it insures, to fund the Fraud Division and an Organized Automobile Fraud Activity Interdiction Program. With respect to the 30¢ fee, existing law requires that 20¢ be used for consumer service functions of the department related to auto insurance, and that 10¢ be used for improving consumer functions of the department. The provisions authorizing the 50 ¢ and 30¢ fees are repealed as of January 1, 2007.

This bill would extend the operation of these provisions until January 1, 2010. The bill would allow the Department of Insurance and the Department of Motor Vehicles to propose to the budget committees of the Legislature that the allocation of the 10¢ portion of the above 30¢ fee be changed, as specified. The bill would require that part of the 10¢ portion of the 30¢ fee described above be used for consumer service functions of the department, as specified.

Existing law establishes a low-cost automobile insurance pilot program, as specified. Existing law requires the Insurance Commissioner, by February 1 of each year, to propose a plan to the Senate and Assembly Committees on Insurance setting forth the methods the commissioner intends to implement to inform households eligible for the pilot program about the availability of low-cost automobile insurance. Existing law specifies various elements that must be included in the plan.

This bill would change the deadline for submitting this plan to March 1 of each year, and would make specified changes to the elements that must be included in the plan.

Ch. 718 (AB 1636) Umberg Voting systems.

(1) Existing law requires the Secretary of State to study and adopt regulations governing the use of voting machines, voting devices, and vote tabulating devices.

Existing law requires that an elections official keep, unopened and unaltered, certain voting documents for 22 months from the date of the election.

This bill would additionally require an elections official to keep paper record copies, if any, of voted polling place ballots.

(2) Existing law authorizes the Secretary of State to approve only those voting systems that meet specified requirements. Existing law requires elections officials using voting or vote tabulating equipment to inspect the machine or devices at least once every 2 years to determine their accuracy.

This bill would prohibit the Secretary of State from approving any voting system that permits a voter to exit a polling place with a facsimile of the ballot cast by that voter at that polling place. This bill would require the Secretary of State to conduct random audits of the software installed on direct recording electronic voting systems to ensure that the installed software is identical to the software that has been approved for use on that voting system. This bill would require the Secretary of State to take steps to ensure that the process for conducting these random audits does not intentionally cause the voting system to become more vulnerable, as specified.

(3) Existing law prohibits the Secretary of State from approving a direct recording electronic voting system unless the system has received federal qualification and includes a voter verified paper audit trail.

This bill would require all direct recording electronic voting systems to include a method by which a voter may electronically verify, through a nonvisual method, the information that is contained on the paper record copy of that voter's ballot. The bill would require that a paper record copy that is printed by a voter verified paper audit trail component be printed in the same language that the voter used when casting his or her ballot, except that if that language lacks a written form, the paper record copy shall be printed in English. The bill would prohibit a direct recording electronic voting system from being connected to the Internet at any time, receiving or transmitting official election results through an exterior communication network, or receiving or transmitting wireless communications or wireless data transfers.

By imposing additional duties on local elections officials this bill imposes a state-mandated local program.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 719 (AB 1735) De La Torre Medi-Cal: provider reimbursement: reductions.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services and under which qualified low-income persons receive health care benefits.

Existing law provides that, due to the significant state budget deficit projected for the 2003-04 fiscal year, and in order to implement changes in the level of funding for health care services, the Director of Health Services, until January 1, 2007, shall reduce Medi-Cal provider payments for Medi-Cal program services for dates of service on and after January 1, 2004, by 5%, with certain exceptions.



This bill would provide on the effective date of the bill, that the requirement that the director reduce Medi-Cal provider payments for Medi-Cal program services not apply with respect to Medi-Cal program services for dates of service from January 1, 2004, to December 31, 2005, inclusive.

The bill would declare that it is to take effect immediately as an urgency statute.

Ch. 720 (AB 1750) Committee on Governmental Organization Indian gaming.

(1) Existing law creates in the State Treasury the Indian Gaming Special Distribution Fund for the receipt and deposit of moneys received by the state from Indian tribes pursuant to the terms of tribal-state gaming compacts. Existing law authorizes moneys in that fund to be used by the Legislature for certain purposes, including for shortfalls in payments that occur in the Indian Gaming Revenue Sharing Trust Fund.

Money in that fund is available to the California Gambling Control Commission, upon appropriation by the Legislature, for distribution to noncompact tribes.

This bill would require the California Gambling Control Commission, commencing with the 2005-06 fiscal year, to determine the amount of money needed to be transferred from the Indian Gaming Special Distribution Fund to the Indian Gaming Revenue Sharing Trust Fund to ensure that each eligible recipient Indian tribe receives up to \$275,000 per quarter of the fiscal year. The bill would require the California Gambling Control Commission to make those payments to each eligible recipient Indian tribe within 45 days of the end of each quarter of the fiscal year. The bill would provide that if the transfer of funds results in a surplus, the funds shall remain in the Indian Gaming Revenue Sharing Trust Fund for disbursement in future years. The bill would provide that if the amount appropriated for the fiscal year is insufficient to provide eligible tribes \$275,000 for each fiscal quarter, the Department of Finance shall request an augmentation from the Legislature, as specified.

(2) The bill would appropriate \$50,000,000 from the Indian Gaming Special Distribution Fund to the California Gambling Control Commission for distribution to eligible recipient tribes.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 721 (AB 437) Parra Sex offenders: Megan's Law: convictions.

Existing law requires the Department of Justice to make available information concerning certain persons who are required to register as sex offenders pursuant to specified provisions of law to the public via an Internet Web site. Existing law requires the publication of the specific crimes for which the person is required to register among the information contained on this Web site.

This bill would require, in addition, that the dates of conviction of the crimes for which the person is required to register and the dates of release from incarceration for those crimes be included on the Web site, unless specified conditions regarding funding and access to that information are not met.

Ch. 722 (AB 1323) Vargas Registered sex offenders.

Pursuant to existing law, information about registered sex offenders is made available by the Department of Justice via an Internet Web site.

This bill would make conforming changes in provisions of law regarding notices to be included in lease or rental agreements, or contracts for sale of residential real property, and required disclosures of an operator of a community care facility that accepts a registered sex offender as a client, as specified.

Existing law provides that certain information regarding a registered sex offender on a university, college, or community college campus may be released to members of the campus community.

This bill would clarify that this information will be made available regarding registered sex offenders as to whom information is not available to the public via the Department of Justice Internet Web site.

Existing law, operative until July 1, 2007, requires the Department of Justice to continually compile information about certain registered sex offenders categorized by community of residence and ZIP Code, as specified, and to make that information available to the public via a CD-ROM that can be reviewed at local law enforcement agencies. Existing law also requires the department to operate a "900" telephone number that members of the public may call to inquire whether a named individual is among those registered sex offenders about whom information is made available.

This bill would delete these provisions. This bill would instead require the department to operate a service through which members of the public may make an inquiry, regarding at least 6 individuals, as to whether a particular individual is required to register as a sex offender and is subject to public notification, as specified. This bill would provide that the department may establish a fee for these requests which shall be deposited into the Sexual Predator Public Information Account within the Department of Justice. This bill would also provide that misuse of the information provided by the service is a crime punishable as specified.

Because this bill would change the definition of a crime, this bill would impose a state-mandated local program.

Existing law provides that whenever a peace officer reasonably suspects that a child or other person is at risk from a sex offender, a law enforcement agency may provide information about that registered sex offender to persons, agencies, or organizations that the offender is likely to encounter, as specified. Existing law also provides that a designated law enforcement agency may advise the public of the presence of high-risk sex offenders in its community, as specified.

This bill would instead provide that any designated law enforcement entity may provide information to the public about a registered sex offender by whatever means the entity deems appropriate when necessary to ensure the public safety; however, it may not authorize disclosure of this information by another on an Internet Web site.

Existing law requires the Department of Justice to make available information concerning persons who are required to register as sex offenders available to the public via an Internet Web site that includes either the address at which the offender resides or the community of residence and ZIP Code in which he or she resides. Existing law provides that it is a crime, punishable as specified, for a person who is required to register pursuant to this section to enter the department's Internet Web site.

This bill would provide that if the offender is registered as a transient, the county in which a person registered will be provided on the Internet Web site. This bill would make other conforming changes to these provisions. This bill would provide that a designated law enforcement entity may make information concerning registered sex offenders available via an Internet Web site. This bill would provide that it is a crime for a person who is required to register as a sex offender to enter any Internet Web site established pursuant to these provisions.

Existing law provides that if a person has been convicted of the commission or attempted commission of felony sexual battery, misdemeanor child molestation, or specified sexual offenses for which the offender is eligible for, granted, and successfully completes probation, that person may file an application with the Department of Justice for an exclusion from the Internet Web site, as specified.

This bill would revise this provision to no longer authorize a person who has been convicted of the commission or attempted commission of specified sexual offenses for which the offender is eligible for, granted, and successfully completes probation to file for an exclusion from the Internet Web site. The bill would, however, authorize the application for exclusion from the Internet Web site by a person who has been convicted of the commission

or attempted commission of an offense for which the offender is on probation at the time of his or her application or has successfully completed probation, as defined, provided the offender submits to the Department of Justice a certified copy of an official court document, as specified, that clearly demonstrates that the offender was the victim's parent, stepparent, sibling, or grandparent, and the crime did not involve specified sexual offenses.

Existing law provides that when any person is convicted of 2 or more felonies and a consecutive term of imprisonment is imposed, the aggregate term of imprisonment for all these convictions shall be the sum of the principal term, the subordinate term, and any additional term imposed for applicable enhancements. The principal term and the subordinate term consist in part of the term imposed for specified enhancements, as listed.

This bill would, with respect to the list of specified enhancements upon which the calculation of the term of imprisonment is in part based, add to that list (1) enhancements imposed for a violation of the provisions relating to the dissemination of specified information regarding sex offenders to the public via the Internet Web site; and (2) enhancements imposed for a felony violation of provisions relating to unlawful sexual intercourse, sodomy, and lewd and lascivious acts committed with a minor for money or other consideration.

Because this bill would expand the definition of a crime, it would impose a state-mandated local program.

This bill would make other conforming changes.

The bill would incorporate changes made by AB 439 that would become operative if both bills are enacted and this bill is enacted after AB 439.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

#### Ch. 723 (SB 367) Speier Health care complaint system.

Existing law provides for the licensure and regulation of health insurers by the Department of Insurance and requires the Insurance Commissioner to establish a program to investigate and respond to complaints concerning insurers. Under existing law, a health insurer is required to reimburse a provider's complete claim within a specified timeframe or to provide a notice to the provider explaining its reasons for denying or contesting the claim.

This bill would require the commissioner on or before July 1, 2006, to establish an Internet Web page dedicated exclusively to processing complaints and inquiries from insureds and their health care providers relating to health insurance issues and providing information concerning the process for filing complaints and making inquiries concerning health insurers. The bill would also require the commissioner by that date to provide announcements regarding the complaint system and to process those complaints as specified. The bill would also require a health insurer to provide a copy of its notice denying or contesting a provider's claim to each insured who received services and to each provider who provided services pursuant to that particular claim and to include a statement within that notice of the basis for contesting or denying the claim and that the provider or insured may request review by the department of the insurer's action. The bill would also require each contract between a health insurer and a provider to provide for a dispute resolution mechanism, and would require the mechanism to also be available to noncontracting providers. The bill would require annual reports by health insurers to the department in that regard beginning on July 1, 2007.

The bill would incorporate changes made by AB 729 that would become operative if both bills are enacted and this bill is enacted after AB 729.

#### Ch. 724 (SB 370) Bowen Elections.

Existing law requires the Secretary of State to establish the specifications and the regulations governing voting machines, voting devices, and any software used, including the programs and procedures for vote tabulating and testing. The Secretary of State may not approve any voting system that does not fulfill statutory and regulatory requirements. Existing law also prohibits the Secretary of State from approving a direct recording electronic voting system that does not include an accessible voter verified paper audit trail, and will prohibit, on and after January 1, 2006, a city or county from contracting for or purchasing a direct recording electronic voting system that does not include an accessible voter verified paper audit trail. In addition, existing law requires that, as of January 1, 2006, all direct recording electronic voting machines in use on that date, regardless of when contracted for or purchased, shall have received federal qualification, as defined, and shall include an accessible voter verified paper audit trail.

This bill would provide that on a direct recording electronic voting system, the electronic record of each vote shall be considered the official record of the vote, except that the voter verified paper audit trail shall be the official paper audit record and shall be used in the manual tally and any recount.

Existing law provides that, if in the event of a recount of an election in which the votes were recorded by a punchcard, electronic, or electromechanical system, the voter demanding the recount may select whether the recount is conducted manually, by means of the voting system used originally, or both.

This bill would provide that for purposes of direct recording electronic voting systems, "conducted manually" means either that the paper record copies or the voter verified paper audit trail of the electronically recorded vote are counted manually, as selected by the voter who requests the recount. By increasing the duties of local elections officials, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Ch. 725 (SB 701) Migden Child care subsidies: City and County of San Francisco: pilot project.

Existing law requires the Superintendent of Public Instruction to adopt rules and regulations with respect to eligibility, enrollment, and priority of services for federal and state subsidized child care programs.

Existing law authorizes the County of San Mateo, as a pilot project, to develop and implement an individualized county child care subsidy plan.

This bill would, in addition, authorize the City and County of San Francisco, as a pilot project, to develop and implement an individualized county child care subsidy plan.

The bill would require the plan to ensure that child care subsidies received by the City and County of San Francisco are used to address local needs, conditions, and priorities of working families in the community. The bill would require the city and county, prior to implementing the plan, to develop a plan with specified elements, including development of local policies that may, except as specified, supersede existing law with regard to eligibility requirements, fees, reimbursement rates, and methods of maximizing use of funds. The bill would require the plan to be approved by the local child care planning council and the Child Development Division of the State Department of Education, as provided. The bill would require the Legislative Analyst and the Senate Office of Research to review the data contained in the child care subsidy plan before the plan is submitted to the local child care planning council for approval. The bill would require the city and county to submit annual reports to the Legislature, the State Department of Social Services, and the State Department

of Education that summarize the success of the plan and to submit a final report to those entities on or before December 31, 2010.

This bill would authorize the City and County of San Francisco to implement the plan until January 1, 2011, as specified. The bill would provide for the repeal of its provisions on January 1, 2013. The bill would provide that a child who enrolls in subsidized child care in the City and County of San Francisco after January 1, 2011, may not be enrolled in the pilot program and is subject to existing state laws and regulations regarding child care subsidies.

This bill would make legislative findings and declarations regarding the need for special legislation.

This bill would declare that it is to take effect immediately as an urgency statute.

Ch. 726 (SB 1016) Bowen Voter information: privacy.

(1) Existing law sets forth the requirements for the information to be provided on the affidavit of registration, including that the affidavit of registration include the affiant's California driver's license number, California identification card number, or any other identification number specified by the Secretary of State.

This bill would require that in the case of an applicant who has been issued a current and valid driver's license, the applicant's driver's license number be provided on the affidavit of registration, or, in the case of any other applicant, the last 4 digits of the applicant's social security number be provided on the affidavit of registration. The bill would require that, if an applicant for voter registration has not been issued a current and valid driver's license or a social security number, the state assign the applicant a number which will serve to identify the applicant for voter registration purposes. The bill would require the affidavit of registration to contain a specified statement about confidentiality of the personal information of certain voters, a statement that commercial use of voter registration information is a misdemeanor, and a toll-free hotline telephone number that the public may use to report suspected fraudulent activity concerning the misuse of voter registration information.

(2) Existing law requires any person who registers to vote to complete an affidavit of registration. The information contained in this affidavit of registration is generally confidential, except that it may be provided to any candidate for federal, state, or local office, to any committee for or against any initiative or referendum measure, or to any person for election, scholarly, journalistic, or governmental purposes. Use of this information for purposes other than those permitted by law is a misdemeanor.

This bill would inform voters about the permissible uses of the personal information supplied by them for the purpose of completing a voter registration affidavit, by requiring local elections officials to post on any local elections official Web site relating to voter information, and requiring the Secretary of State to print in the state ballot pamphlet and post on his or her Web site, information on possible uses of voter information, as specified. By requiring a local elections official to post the uses of voter information on any local elections official Web site, this bill imposes a state-mandated local program.

This bill would additionally make it a misdemeanor to knowingly use or permit the use of voter registration information for any personal, private, or commercial purpose. By creating a new crime, this bill would impose a state-mandated local program.

(3) Existing law sets forth the requirements and procedures for handling the voter registration card.

This bill would additionally require the voter registration card to contain a specified statement about confidentiality of the personal information of certain voters. The bill would additionally authorize the Secretary of State to exhaust the existing supply of voter registration cards prior to printing new or revised forms that contain the confidentiality statement. The bill would require the voter registration card to be confidential and not used for any personal, private, or commercial purpose, as specified.

This bill would provide that the signature of the voter shown on the voter registration card is confidential and would prohibit the disclosure of the signature to any person, except as specified.

(4) Existing law sets forth the requirements for an application for voter registration information, including a statement of the intended use of the information requested.

This bill would require the Secretary of State to study the feasibility of inserting fictitious names of voters into the voter registration information database as a possible investigative and enforcement tool for determining inappropriate or unauthorized use of voter registration information.

(5) Existing law establishes the procedures for preserving the uncanceled affidavits of registration, including the use of electronic media.

This bill would require that uncanceled affidavits of registration be preserved in a secure manner that will protect the confidentiality of the voter information.

(6) Existing law imposes various requirements concerning the circulation of initiative petitions, and prohibits, subject to misdemeanor penalties, the use of signatures on an initiative petition for a purpose other than qualification of the proposed measure for the ballot.

This bill would require the proponents of an initiative measure to ensure that any person, company, or other organization that is paid, or who volunteers, to solicit signatures to qualify the proposed measure for the ballot receive instruction on the requirements and prohibitions imposed by state law with respect to circulation of the petition and signature gathering thereon, with an emphasis on the prohibition on the use of signatures on an initiative petition for a purpose other than qualification of the proposed measure for the ballot.

This bill would require each proponent of an initiative measure to execute and submit, along with the request for a title and summary for the proposed measure, a signed statement, as specified, acknowledging that it is a misdemeanor under state law to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot, and certifying that he or she will not knowingly or willfully allow the signatures for the initiative to be used for any purpose other than qualification of the measure for the ballot.

This bill would require the person, company official, or other organizational officer who is in charge of signature gathering, prior to allowing any person to circulate an initiative petition for signatures, to execute and file a similar statement with the proponents. It would also require each circulator, prior to soliciting signatures on an initiative petition, to execute and submit to the person, company official, or other organizational officer who is in charge of signature gathering, a similar statement.

This bill, by requiring the proponents' certified statement required by this bill to be kept on file by the agency authorized to prepare the title and summary for the proposed initiative measure, would impose a state-mandated local program.

(7) This bill would incorporate additional changes to Section 2194 of the Elections Code, proposed by SB 506, to become operative only if SB 506 and this bill are both chaptered and become effective on or before January 1, 2006, and this bill is chaptered last.

(8) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 727 (SB 1087) Florez Housing elements: services.

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**NOTE:** Superior numbers appear as a separate section at the end of the digests.

(1) The Planning and Zoning Law requires each city, county, or city and county to prepare and adopt a general plan for its jurisdiction that contains certain mandatory elements, including a housing element. One part of the housing element is an assessment of housing needs and an inventory of resources and constraints relevant to meeting those needs. That law also requires that the housing element adopted by the legislative body of the city, county, or city and county and any amendments made to that element be delivered to all public agencies or private entities that provide water services at retail or sewer services within the territory of the legislative body.

The Planning and Zoning Law also requires each public agency or private entity providing these services to grant a priority for the provision of available and future resources or services to proposed housing developments that help meet the legislative body's share of the regional housing need for lower income households as identified in the housing element and any amendments to the housing element.

This bill would require that the adopted housing element and any amendments be delivered immediately to all public agencies or private entities that provide water or sewer services, as specified, would apply these provisions to proposed developments that include housing units affordable to lower income households, and would require, on or before July 1, 2006, that these public agencies or private entities adopt written policies and procedures, and at least once every 5 years thereafter, with specific objective standards for provision of these services in conformance with these provisions. The bill would also require the Public Utilities Commission to adopt written policies and procedures for use by private water and sewer companies regulated by the commission in a manner consistent with these provisions. By increasing the duties of local public officials, the bill would impose a state-mandated local program.

This bill would also provide that a provider of water or sewer services may not deny or condition the approval of an application for services, or reduce the amount of the services applied for, if the proposed development includes housing affordable to lower income households, except upon making specified findings.

The bill would make these provisions applicable to charter cities.

(2) The Urban Water Management Planning Act requires urban water suppliers to prepare and adopt urban water management plans for submission to the Department of Water Resources, which identify and quantify the existing and planned sources of water available to the water supplier's service area based on specified factors.

This bill would also require that the water use projections required by these provisions include the projected water use for single-family and multifamily residential housing for lower income households as identified in the housing element of any city, county, or city and county in the service area of the supplier.

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Ch. 728 (SB 1096) Dutton Satellite wagering: fairs.

Existing law permits fairs in specified counties to operate satellite wagering facilities, under certain circumstances, within their boundaries.

This bill would add San Bernardino to those counties that may operate satellite wagering facilities.

Under existing law, revenues distributed to the state from horseracing are deposited in the Fair and Exposition Fund and are continuously appropriated to the Department of Food and Agriculture for various regulatory and general governmental purposes.

This bill would authorize additional satellite wagering, and would thereby increase the amount of money deposited into a continuously appropriated fund, thereby making an appropriation.

Ch. 729 (SB 484) Migden Cosmetics: chronic health effects.

The existing Sherman Food, Drug, and Cosmetic Law requires the State Department of Health Services to regulate the packaging, labeling, and advertising of food, drugs, and cosmetics. The law prohibits a person from manufacturing, selling, delivering, holding, offering for sale, or receiving in commerce any cosmetic that is adulterated, and prohibits a person from adulterating any cosmetic. The law also prohibits a person from manufacturing or selling any cosmetic that is misbranded. A violation of these provisions is a crime.

This bill would establish the California Safe Cosmetics Act of 2005. The bill, commencing January 1, 2007, would require the manufacturer of any cosmetic product subject to regulation by the federal Food and Drug Administration that is sold in the state, with certain exceptions, on a schedule and in electronic or other format, as determined by the Division of Environmental and Occupational Disease Control within the department, to provide the division with a list of its cosmetic products that, as of the date of submission, are sold in the state and contain any ingredient that is a chemical identified as causing cancer or reproductive toxicity. Since a violation of the provisions applicable to the packaging, labeling, and advertising of food, drugs, and cosmetics is a crime, this bill would impose a state-mandated local program.

The bill would authorize the division to conduct an investigation of cosmetic products that contain chemicals identified as causing cancer or reproductive toxicity or other ingredients of concern to the division. The bill would authorize the division to require manufacturers of products subject to investigation to submit relevant health effects data and studies and other information as requested by the division. The bill would require the division to establish reasonable deadlines for the submittal of that information and would make failure by a manufacturer to submit the information a crime, thereby imposing a state-mandated local program. If the division determines that an ingredient in a cosmetic product is potentially toxic, the bill would require the division to immediately refer the results of its investigation to the Division of Occupational Safety and Health in the Department of Industrial Relations and would require the Division of Occupational Safety and Health, within 180 days after it receives the results, to develop and present one or more proposed occupational health standards to the Occupational Safety and Health Standards Board in the Department of Industrial Relations, unless the Division of Occupational Safety and Health affirmatively determines, in a written finding within 90 days, that a standard is not necessary to protect the health of an employee who has regular exposure to the hazard for the period of his or her working life.

The bill would authorize the division, as early as feasible within existing resources, to determine whether certain cosmetics have been adequately substantiated for safety, and if the cosmetic has, to determine if the cosmetic contains any ingredient that is not safe for the specific use indicated on the product's label. If the division finds that a product has been adequately substantiated for safety despite containing an unsafe ingredient, the bill would require the division to refer its findings to the Attorney General and the federal Food and Drug Administration for possible enforcement action.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.



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**DIGESTS OF STATUTES  
ENACTED IN 2005**

2005–06 FIRST EXTRAORDINARY SESSION

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**BILL CHAPTERS**

None.



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**DIGESTS OF RESOLUTIONS  
ADOPTED IN 2005**

2005–06 REGULAR SESSION

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**RESOLUTION CHAPTERS**

Res. Ch. 1 (SCR 3) Murray. Dr. Martin Luther King, Jr. Day.

This measure would honor the late Dr. Martin Luther King, Jr. and commemorate the observance of his birthday, January 17, 2005, as Dr. Martin Luther King, Jr. Day. Fiscal committee: no.

Res. Ch. 2 (SCR 9) Kehoe. American Heart Month.

This measure would recognize the month of February 2005, as American Heart Month in California in order to raise awareness of the effect of heart disease on women. The measure would also recognize February 4, 2005, as Wear Red for Women Day in California and urge all citizens to become aware of the vital issues of women's heart health by wearing and displaying the color red on that day. This measure would also urge public support for Go Red for Women events planned in their community during American Heart Month. Fiscal committee: no.

Res. Ch. 3 (SCR 6) Morrow. Military and veterans: World War II invasion of Iwo Jima.

This measure would commemorate the 60th anniversary of the World War II invasion of the Island of Iwo Jima, the day the United States Marine Corps and Navy landed on the fortified beaches of Iwo Jima in opposition to the Japanese Empire, and would urge the people of California to honor the men of the United States who fought and died in the bloodiest battle ever fought by the U.S. Marine Corps in the pursuit of freedom and a just peace. Fiscal committee: no.

Res. Ch. 4 (ACR 13) Wolk. Spay Day USA 2005.

This measure would declare February 22, 2005, to be Spay Day USA 2005, and would request that Californians observe that day by having their dogs or cats spayed or neutered and by contributing to organizations that provide spay and neuter services. Fiscal committee: no.

Res. Ch. 5 (SCR 2) Scott. Arts Education Month.

This measure would proclaim March 2005 to be "Arts Education Month."

Res. Ch. 6 (ACR 6) Koretz. Financial literacy education.

This measure would declare the month of April 2005 as Financial Literacy Month, in order to raise public awareness about the need for increased financial literacy.

Res. Ch. 7 (ACR 9) Oropeza. California Girls and Women in Sports Day.

This measure would commemorate the accomplishments of female athletes, coaches, officials, and sports administrators for their important contribution in promoting the value of sports participation in the achievement of full human potential and would proclaim February 9, 2005, as California Girls and Women in Sports Day.

Res. Ch. 8 (ACR 10) Chu. Day of Remembrance.

This measure would declare February 19, 2005, as a Day of Remembrance in order to increase public awareness of the events surrounding the internment of Americans of Japanese ancestry during World War II.

Res. Ch. 9 (ACR 14) DeVore. Ukrainian election.

This measure would congratulate the people of Ukraine for persevering in the face of government opposition to conduct a democratic and fair runoff presidential election on December 26, 2004, congratulate Viktor Yushchenko on his election as President of Ukraine and his commitment to democracy and governmental reform, congratulate Yulia Tymoshenko on her selection as Prime Minister of the Government of Ukraine, and

congratulate the Ukrainian armed forces for their professionalism in the defense of democracy, rule of law, and national defense.

Res. Ch. 10 (SCR 26) Committee on Agriculture. National Agriculture Week and National Agriculture Day.

This measure would proclaim the week of March 20 to March 26, 2005, as National Agriculture Week and Sunday, March 20, 2005, as National Agriculture Day.

Res. Ch. 11 (SCR 27) Dunn. Drowsy Driver Awareness Day.

This measure would proclaim April 6, 2005, as Drowsy Driver Awareness Day, request the Governor to make a similar proclamation, and designate the state's observance of April 6 every year thereafter as a memorial day for those people who have died as a result of a collision involving a drowsy driver.

Res. Ch. 12 (ACR 19) Mullin. Irish-American Heritage Month.

This measure would designate March 2005 and March 2006 as Irish-American Heritage Month in honor of the multitude of contributions that Irish-Americans have made to the country and state.

Res. Ch. 13 (ACR 25) Benoit. Rotary International Day.

This measure would proclaim February 23, 2005, as Rotary International Day in California.

Res. Ch. 14 (ACR 31) Coto. Financial Empowerment Month.

This measure would proclaim April 2005 as Financial Empowerment Month.

Res. Ch. 15 (SCR 5) Battin. Deputy Bruce Lee Memorial Highway.

This measure would designate a specified portion of State Highway Route 111 in Riverside County as the Deputy Bruce Lee Memorial Highway.

The measure would request the Department of Transportation to determine the cost of appropriate signs showing this special designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 16 (SCR 13) Battin. Child Abuse Prevention Month.

This measure would acknowledge the month of April 2005 as Child Abuse Prevention Month, and encourage the people of the State of California to work together to support youth-serving child abuse prevention activities in their communities and schools.

Res. Ch. 17 (SCR 14) Runner. Satellite industry.

This measure would acknowledge the growth and contributions of the satellite industry to California, urge the public to recognize the growth of this sector as an important economic and job creation engine that deserves to be nurtured and encouraged to remain and expand in California, and recognize April 12, 2005, as California Space Day, in special recognition of how the satellite industry has found a consumer market and is improving the lives of our citizens.

Res. Ch. 18 (SCR 16) Battin. Motorcycle Awareness Month.

This measure would proclaim the month of May 2005 as Motorcycle Awareness Month.

Res. Ch. 19 (SCR 21) Ducheny. Nonprofit organizations.

This measure would designate the week of March 6 to 12, 2005, as California Nonprofit Organizations and Philanthropy Week.

Res. Ch. 20 (SCR 23) Scott. Lyme Disease Awareness Week.



This measure would proclaim May 4 through May 10, 2005, as Lyme Disease Awareness Week.

Res. Ch. 21 (SCR 35) Battin. Polio Awareness Day.

This measure would declare April 12, 2005, to be Polio Awareness Day, a day to commemorate the development of the polio vaccine and to acknowledge polio survivors.

Res. Ch. 22 (SJR 2) Speier. Armenian Genocide: Day of Remembrance.

This measure would designate April 24, 2005, as the "California Day of Remembrance for the Armenian Genocide of 1915-1923." It would memorialize the Congress of the United States to act likewise to commemorate the Armenian Genocide.

Res. Ch. 23 (ACR 4) Chu. Korean-American Day.

This measure would proclaim January 13, 2005, as Korean-American Day.

Res. Ch. 24 (ACR 32) Arambula. West Nile Virus and Mosquito and Vector Control Awareness Week.

This measure would declare April 25 through May 1, 2005, West Nile Virus and Mosquito and Vector Control Awareness Week.

Res. Ch. 25 (ACR 35) Hancock. California Police Activities League Day.

This measure would recognize April 11, 2005, as California Police Activities League Day in the State of California.

Res. Ch. 26 (ACR 17) Karnette. Language education.

This measure would recognize 2005 as the Year of Languages, and would encourage all educational communities to celebrate languages and cultures, and urge all citizens to become interested in, and to give full support to, quality language and cultural programs for all pupils in California schools.

Res. Ch. 27 (ACR 27) La Malfa. National engineers week.

This measure would recognize the week of February 20 to 26, 2005, as National Engineers Week.

Res. Ch. 28 (ACR 8) Dymally. Elder and dependent adult abuse.

This measure would proclaim the month of May this year and every year thereafter as Elder and Dependent Adult Abuse Awareness Month.

Res. Ch. 29 (ACR 12) Chavez. California Museum Month.

This measure would proclaim May 2005, as California Museum Month.

Res. Ch. 30 (ACR 21) Wolk. Watershed Awareness Month.

This measure would proclaim the month of May 2005, as Watershed Awareness Month.

Res. Ch. 31 (ACR 49) Frommer. Caltrans Workers Memorial Day

This measure would designate April 14, 2005, as Caltrans Workers Memorial Day. The measure would also direct the Department of General Services to place a plaque on the Capitol grounds commemorating the sacrifice of Caltrans workers.

Res. Ch. 32 (SCR 4) Torlakson. Public health awareness.

This measure would encourage various government, community, school, and workplace activities in support of public health awareness and prevention of obesity and diabetes.

Res. Ch. 33 (SCR 38) Alquist. Crime victims.

This measure would recognize the week of April 10 through April 16, 2005, as Crime Victims' Rights Week.

Res. Ch. 34 (SJR 1) Ashburn. Lemoore Military Operations Area (MOA) Initiative.

This measure would urge the President and the Congress of the United States to support the establishment of the Lemoore Military Operations Area (MOA) for joint use by military aircraft from both the Naval Air Station Lemoore and the California Air National Guard, Fresno, and would request the Federal Aviation Administration to approve the creation of the Lemoore MOA as quickly as possible.

Res. Ch. 35 (SJR 7) Bowen. Equal Pay Day.

This bill would proclaim April 19, 2005, as Equal Pay Day in California and would urge Congress to protect the right of all American women to receive equal pay for equal work, and to continue to provide effective remedies to victims of discrimination in the payment of wages on the basis of sex.

Res. Ch. 36 (SCR 33) Torlakson. California Fitness Month.

This measure would proclaim May 2005, as California Fitness Month, and encourage all Californians to enrich their lives through proper diet and exercise.

Res. Ch. 37 (ACR 7) Sharon Runner. State space tourism industry.

This measure would congratulate and express the Legislature's appreciation for the achievements of SpaceShipOne and the efforts of the team of Paul Allen, Burt Rutan, and pilots Mike Melvill and Brian Binnie in making privately funded manned space flight a commercial reality.

Res. Ch. 38 (ACR 41) Negrete McLeod. California Peace Officers' Memorial Day.

This measure would honor California peace officers and commemorate Friday, May 6, 2005, as California Peace Officers' Memorial Day.

Res. Ch. 39 (ACR 53) Lieber. Organ and tissue donation.

This measure would proclaim the support and observation of the Legislature of National Organ and Tissue Donor Awareness Week, April 20 through 26, 2005. The measure would also urge every Californian to consider becoming an organ donor and encourage organ and tissue recipients to tell others how their lives and health have changed because of the generosity of an organ donor.

Res. Ch. 40 (ACR 55) Jerome Horton. Day of the Teacher.

This measure would proclaim May 11, 2005, as the Day of the Teacher and urge all Californians to observe it.

Res. Ch. 41 (SCR 39) Alquist. Sexual Assault Awareness Month.

This measure would resolve that the month of April be designated henceforth as Sexual Assault Awareness Month.

Res. Ch. 42 (ACR 3) Cohn. Holocaust Memorial Week.

This measure would proclaim the time period of May 2, 2005, through May 8, 2005, as California Holocaust Memorial Week and would urge Californians to observe these days of remembrance for the victims of the Holocaust in an appropriate manner.

Res. Ch. 43 (ACR 18) Gordon. American Stroke Month 2005.

This measure would recognize May 2005 as American Stroke Month in California, and would urge all California citizens to familiarize themselves with the warning signs, symptoms, and risk factors associated with stroke, so that we might begin to reduce the devastating effects strokes have on our population.

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Res. Ch. 44 (ACR 54) Yee. Mental Health Occupations Week.

This measure would recognize the week of May 15 through May 21, 2005, and every 3rd week of May of every year thereafter, as Mental Health Occupations Week.

Res. Ch. 45 (ACR 60) Mountjoy. National Day of Prayer.

This measure would recognize May 5, 2005, as a National Day of Prayer, and would encourage all the people of California to gather together in homes and places of worship to pray for their God's blessings upon our state and our nation.

Res. Ch. 46 (ACR 61) Benoit. The National Law Enforcement Museum.

This measure would endorse the effort to build the National Law Enforcement Museum and would encourage individuals and organizations throughout the State of California to support this worthy cause.

Res. Ch. 47 (ACR 62) Nakanishi. Asian and Pacific Islander American Heritage Month.

This measure would commend Asian and Pacific Islander Americans for their notable accomplishments and outstanding service to the state and recognize May 2005 as Asian and Pacific Islander American Heritage Month.

Res. Ch. 48 (ACR 44) Baca. Minority Health Awareness Month.

This measure would proclaim August of each year as Minority Health Awareness Month.

Res. Ch. 49 (ACR 66) Saldana. California Wetlands Month.

This measure would declare May of 2005 as California Wetlands Month.

Res. Ch. 50 (ACR 71) Saldana.

This measure would proclaim May 31, 2005, as Yellow Ribbon Day, a special day for Californians to extend their sincerest appreciation for the sacrifices military families and our troops are making and to commemorate our troops and their families with ceremonial activities.

Res. Ch. 51 (SCR 36) Alquist. Alzheimer's Association anniversary.

This measure would commend the Alzheimer's Association for its many accomplishments and service to families living with Alzheimer's disease and other dementia disorders on the occasion of the association's 25th anniversary.

Res. Ch. 52 (SCR 43) Figueroa. Autism Awareness Month.

This measure would proclaim April 2005 as Autism Awareness Month and would acknowledge the contributions made in the area of early autism intervention treatment by experts in the field and the sacrifice and dedication of families of autistic people. The measure would also declare the Legislature's support for increasing federal funding for autism research and the Legislature's continuing support of research into the causes and treatment of autism by the University of California, Davis M.I.N.D. Institute, and the work of the California Center for Autism and Developmental Disabilities Research and Epidemiology, and others. The measure would commend the United States Department of Health and Human Services for the swift implementation of the Children's Health Act of 2000. The measure would stress the need to begin early intervention services soon after a child has been diagnosed with autism.

Res. Ch. 53 (SCR 45) Denham. International Building Safety Week.

This measure would proclaim the week of May 8 to 14, 2005, as International Building Safety Week and urge all residents to participate in International Building Safety Week activities to help promote building safety, to create awareness as to the importance of

construction and building codes, and to spotlight the role of the dedicated code officials in administering those codes.

Res. Ch. 54 (ACR 30) McCarthy. Civic mission of schools.

This measure would urge the State Board of Education and all local school governing bodies to examine current practice and develop plans to increase and broaden emphasis on principles of democracy in the schools of this state.

Res. Ch. 55 (ACR 40) Lieber. League of Women Voters' 85th Anniversary.

This measure would recognize the origins and accomplishments of the League of Women Voters, and would memorialize the 85th anniversary of that organization.

Res. Ch. 56 (ACR 48) Goldberg. Girl Scouts.

This measure would commend the Girl Scouts for 93 years of service and for inspiring millions of girls with the highest ideals of character, conduct, and patriotism.

Res. Ch. 57 (AJR 6) Koretz. Darfur genocide.

This measure would express the sense of the Legislature with respect to matters surrounding the Darfur genocide and would request that the President and Congress of the United States continue to take all prudent and necessary steps to ensure that these matters are addressed at the highest levels of the federal government.

Res. Ch. 58 (AJR 7) Huff. ZIP Codes.

This measure would urge the United States Postmaster to create ZIP Codes that do not encompass more than one municipality.

Res. Ch. 59 (AJR 16) Baca. Fair and equitable treatment for truck and bus drivers.

This measure would memorialize the Congress and the President of the United States to take necessary action to amend the federal statutes in an expeditious manner to allow for the equal treatment of commercial drivers who are off duty and using a private vehicle when they incur minor traffic infractions.

Res. Ch. 60 (AJR 19) Dymally. Voting Rights Act of 1965.

This measure would memorialize the President and Congress of the United States to declare their public support for reauthorizing the federal Voting Rights Act of 1965, certain provisions of which are scheduled to expire in 2007 unless extended by Congress.

Res. Ch. 61 (SCR 24) Kuehl. Wildfire protection.

This measure would, in light of the annual losses in the state of life, property, and natural resources resulting from wildland fire, urge the federal government to provide federal financial assistance to be used to predict wildfire behavior. The measure would also request that the National Oceanic and Atmospheric Administration (NOAA) undertake the development of a National Fire Weather Center, which would allocate resources to provide rapid and accurate meteorological information that is useful for predicting the movement of wildfire perimeters, guiding evacuations, and enabling government officials to make informed decisions about how to most effectively attack a wildfire and deploy resources.

Res. Ch. 62 (SJR 14) Battin. The Ben Clark Public Safety Training Center.

This measure would urge the President and the Congress of the United States to recognize the Ben Clark Public Safety Training Center, located at March Air Reserve Base in Riverside County, as a leader in homeland security training.

Res. Ch. 63 (AJR 21) Karnette. Port customs revenues.

This measure would memorialize the Congress and the President of the United States to increase funding for California's ports and to enact legislation that, in recognition of the

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unique role served by ports in California, would ensure a return of an equitable share of the customs revenue generated by, and collected from, this state.

Res. Ch. 64 (ACR 5) Mountjoy. Highways.

This measure would designate a portion of State Highway Route 138 as the Abiel Barron Memorial Highway. The measure also would request the Department of Transportation to determine the cost of appropriate signs showing that special designation, and, upon receiving donations from nonstate sources sufficient to cover the cost, to erect those signs.

Res. Ch. 65 (ACR 20) Oropeza. CHP Officer Merle L. Andrews Memorial Interchange.

This measure would designate the interchange of Interstate 405 and Interstate 110 in the City of Carson in the County of Los Angeles as the CHP Officer Merle L. Andrews Memorial Interchange. The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering those costs, to erect those signs.

Res. Ch. 66 (ACR 46) Strickland. California Highway Patrol Officer David W. Copleman Memorial Highway.

This measure would designate a portion of State Highway Route 126 from Hallock Drive to the city limit of the City of Fillmore in the County of Ventura as the California Highway Patrol Officer David W. Copleman Memorial Highway. The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 67 (AJR 1) Bermudez. Dr. Dalip S. Saund.

This measure would memorialize the President and Congress of the United States to urge the Citizens' Stamp Advisory Committee and the United States Postal Service to issue a commemorative stamp to honor Dr. Dalip S. Saund, and would urge all Californians to celebrate his birthday each year in recognition of Dr. Saund's outstanding achievements.

Res. Ch. 68 (AJR 10) Chu. Foster care services: funding: Title IV-E Waiver.

This measure would declare legislative support for, and urge federal approval of, the California Title IV-E Waiver Demonstration Project Application (the Title IV-E Waiver), submitted to the United States Department of Health and Human Services. This measure would memorialize the Congress of the United States, and would urge states and counties, to enact laws and policies to allow for more flexible use of federal child welfare funding to support the needs of children and families at risk, even if the child is not removed from the home or formally made part of the child welfare system. The measure would urge designated federal, state, and local agencies to take related actions in furtherance of the Title IV-E Waiver.

Res. Ch. 69 (SCR 41) Machado. School crossing guards.

This measure would recognize the significant task of men and women who serve as school crossing guards of ensuring the safety of schoolchildren.

Res. Ch. 70 (ACR 16) Walk. Sergeant Gary R. Wagers Memorial Interchange.

This measure would designate the interchange of State Highway Route 5 and State Highway Route 113 the "CHP Sergeant Gary R. Wagers Memorial Interchange."

The measure also would request the Department of Transportation to determine the cost of appropriate plaques and markers showing that special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those plaques and markers.

Res. Ch. 71 (ACR 68) Saldana Tall Ships Challenge 2005.

This measure would commend the California host ports and related nonprofit organizations for their efforts relative to hosting the Tall Ships Challenge 2005 and would commend the nations of the world that send their tall ships to participate in this event. The measure would invite all tall ships to continue to visit California.

Res. Ch. 72 (SCR 8) Battin Pearl Harbor Memorial Highway.

This measure would designate the portion of Interstate Highway 10 located in California as the Pearl Harbor Memorial Highway. The measure would also request the Department of Transportation to determine the cost of appropriate signs showing this special designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 73 (SCR 12) Machado CHP Officer Artie J. Hubbard Memorial Freeway.

This measure would designate a portion of State Highway Route 5 in the County of Sacramento as the CHP Officer Artie J. Hubbard Memorial Freeway. The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 74 (SCR 18) Battin Native Americans: California Indian Heritage Month.

This measure would proclaim November 2005 as California Indian Heritage Month, encourage its observance with activities that celebrate our uniqueness as Americans, and commend California Indian nations for their outstanding contributions to this state.

Res. Ch. 75 (SCR 22) Battin California Hispanic Heritage Month.

This measure would proclaim September 15 to October 15, 2005, inclusive, as California Hispanic Heritage Month, and would encourage all Californians to observe this event in communities throughout the state.

Res. Ch. 76 (SCR 40) Lowenthal Liquefied natural gas facilities.

This measure would memorialize the President and Congress to take necessary action to preserve state and local authority over the siting of liquefied natural gas facilities.

Res. Ch. 77 (SJR 12) Chesbro Wine: user fees.

This measure would memorialize Congress to oppose and defeat a 2006 budget proposal for \$29 million in user fees to be collected by the Department of Treasury's Tax and Trade Bureau for wine label, formula, and permit applications and administrative costs.

Res. Ch. 78 (SCR 46) Romero Ruben Salazar Memorial Highway.

This measure would designate a portion of State Highway Route 710 in the County of Los Angeles as the Ruben Salazar Memorial Highway. The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 79 (ACR 22) Dymally Charles R. Drew University of Medicine and Science: Martin Luther King General Hospital.

This measure would urge the Board of Supervisors of the County of Los Angeles and the Board of Trustees of the Charles R. Drew University of Medicine and Science to enter into a joint agreement to name a Chief Executive Officer to administer the university and the Martin Luther King General Hospital. The measure would also urge that the Chief Executive Officer be granted full authority over the joint operations of the university and the hospital.

Res. Ch. 80 (ACR 42) Chu Province of Jeju, Republic of Korea: sister-state relationship.

This measure would extend an invitation to the people of the Province of Jeju, Republic of Korea, to join California as a sister state.

Res. Ch. 81 (ACR 43) Jerome Horton Labor.

This measure would declare that the Division of Labor Standards Enforcement does not have the authority to promulgate a specified regulation relating to meal and rest periods, that this authority rests with the Legislature or the Industrial Welfare Commission, and that the specified regulation is inconsistent with existing law.

Res. Ch. 82 (ACR 69) Goldberg Boy Scouts of America.

This measure would recognize the efforts of Boy Scouts who earn the rank of Eagle Scout and encourage the Boy Scouts of America to accept for membership and leadership positions all qualified boys and men, without discriminating on the basis of sexual orientation or religious belief.

Res. Ch. 83 (AJR 3) Cohn Reproductive rights: Roe v. Wade.

This measure would memorialize the Congress and the President of the United States to protect and uphold the intent and substance of the United States Supreme Court decision in Roe v. Wade, relating to reproductive rights.

Res. Ch. 84 (AJR 5) Oropeza Corporate average fuel economy standards.

This measure would memorialize the Congress and the President of the United States to take necessary action to increase corporate average fuel economy standards by at least 1.5 miles per gallon per annum until total average fuel economy for the new light-duty motor vehicle fleet sold in California is double today's average.

Res. Ch. 85 (AJR 13) Torrico Social Security.

This measure would, among other things, memorialize the Congress of the United States to carefully study a variety of potential changes that will address Social Security's problems, while ensuring that the program will continue to meet its purpose of providing income protection and economic security for America's families, as specified.

Res. Ch. 86 (AJR 15) Baca Mag Instrument flashlight patent.

This measure would memorialize the Congress and the President of the United States to take necessary action to extend by 2 years the Mag Instrument flashlight patent by approving HR 607 and thereby protecting this highly valued manufacturing company and prized employment for the citizens of the Inland Empire.

Res. Ch. 87 (SCR 50) Dunn Fiftieth anniversary of Disneyland.

This measure would congratulate Disneyland and the Walt Disney Company on the 50th anniversary of Disneyland, and declare July 17, 2005, as Disneyland Day in California.

Res. Ch. 88 (SCR 54) Ashburn Valley Fever Awareness Month.

This measure would proclaim August 2005, as Valley Fever Awareness Month.

Res. Ch. 89 (SJR 9) Morrow Retired military personnel: Medicare.

This measure would request that the Congress and the President of the United States support and enact legislation that would provide Medicare payments to military treatment facilities for retired military personnel and their dependents who meet Medicare age standards.

Res. Ch. 90 (ACR 23) Garcia Intrastate trucking: traffic congestion.

This measure would urge regional transportation planning agencies, in consultation with the cities and counties of the state as well as the Department of Transportation, to examine the flow of traffic to develop commercial trucking routes that would provide for the most direct movement through a city and a county in order to reduce the time that trucks are in city limits and county areas and the level of pollution that is created, and would urge cities and counties to incorporate this process as part of the revisions to their general and specific plans.

Res. Ch. 91 (ACR 33) Lieber Joint Committee on Human Trafficking in California.

This measure would establish the Joint Committee on Human Trafficking in California, to study and investigate issues relating to human trafficking, which would consist of 5 Assembly Members appointed by the Speaker of the Assembly and 5 Senators appointed by the Senate Committee on Rules. The measure would prescribe the duties and powers of the committee, and would authorize the committee to act until November 30, 2006.

Res. Ch. 92 (ACR 50) Tran Pope John Paul II.

This measure would note with deep sorrow and solemn mourning the death of His Holiness Pope John Paul II, would extend heartfelt sympathy to all people who have been touched by the passing of Pope John Paul II, would commend Pope John Paul II for his ability to transcend the bounds of religion, race, and political thought, becoming a formidable champion, uniter, and defender in humanity's struggle for peace and basic human rights, and would call on all the people of California to reflect on the life and legacy of Pope John Paul II during this international period of remembrance.

Res. Ch. 93 (AJR 8) Canciamilla Marine pollution.

This measure would urge the Congress of the United States to ratify treaty provisions known as Annex VI of MARPOL 73/78, and the United States Environmental Protection Agency to pursue the creation of a North America Sulfur Emission Control Area.

Res. Ch. 94 (AJR 14) Yee Oil and gas: offshore drilling: leases: moratorium.

This measure would request that Congress continue the federal offshore oil and gas leasing moratorium for fiscal year 2006 and beyond, and would express opposition to certain provisions of proposed federal energy policies and legislation.

Res. Ch. 95 (SJR 8) Soto Federal Enhancing Education Through Technology Act.

This measure would request Congress and the President to fully restore federal Enhancing Education Through Technology Act funding to the amount originally authorized under the federal No Child Left Behind Act of 2001.

Res. Ch. 96 (AJR 12) Gordon Military base realignment and closure.

This measure would memorialize the President and the Congress of the United States to recognize that California's military installations possess critical military value in a manner consistent with the congressionally approved 2005 BRAC Closure and Realignment Selection Criteria and to also examine additional specified criteria for military base retention which recognizes the unique military value of California's military installations.

Res. Ch. 97 (SCR 47) Alquist Health Care Decisions Week.

This measure would recognize the week of October 24 through 30, 2005, as Health Care Decisions Week in California, and would encourage all citizens to think and talk with loved ones about their wishes for medical care.

Res. Ch. 98 (ACR 11) Dymally Public Employees' Retirement System: Sudan.

This measure would encourage the Public Employees' Retirement System and the California State Teachers' Retirement System, whenever feasible and consistent with their fiduciary responsibilities, to encourage companies in which employee retirement funds are



invested and that are doing business in Sudan, as identified by the Department of Treasury's Office of Foreign Assets Control, to act responsibly and not take actions that promote or otherwise enable human rights violations in the Sudan.

Res. Ch. 99 (ACR 29) Leslie Access Awareness Month.

This measure would recognize July 2005, as Access Awareness Month, and urge all citizens to join the Legislature in recognizing the 15th anniversary of the Americans with Disabilities Act (ADA). This measure would also encourage businesses and people with disabilities to work together to achieve a greater cooperation towards compliance with the ADA.

Res. Ch. 100 (ACR 67) Plescia Wadie P. Deddeh State Office Building.

This measure would designate the Department of Transportation District 11 office building in San Diego as the Wadie P. Deddeh State Office Building.

Res. Ch. 101 (AJR 22) Bass School records.

This measure would memorialize the Congress and the President to enact an exception to the federal Family Educational Rights and Privacy Act to allow schools to share relevant pupil records with interagency child death teams.

Res. Ch. 102 (AJR 23) Klehs Japanese internment camps.

This measure would urge the United States Congress, including all members of the California delegation, to vote for passage of, and urge President Bush to sign into law legislation that would authorize \$38 million in federal funds to preserve camps where Japanese-Americans were interned during World War II.

Res. Ch. 103 (AJR 27) Jones Organized labor.

This measure would memorialize the Congress of the United States to enact pending federal legislation that would protect and preserve the right of American workers to organize.

Res. Ch. 104 (SCR 10) Aanestad Hansen Way.

This measure would designate the State Highway Route 20/49 northeast bound frontage road in Grass Valley from its intersection with South Auburn Street to its intersection with Bennett Street as "Hansen Way." The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 105 (SCR 25) Speier Employer safety practices.

This measure would urge employers to ensure that their injury prevention programs and other systems for identifying and correcting workplace hazards consider the effects of ultraviolet radiation and ensure that skin cancer prevention policies for outdoor workers are put into operation.

The measure would also urge the appropriate state agencies to utilize existing means of communication with employers to advise employers of the importance of sun safety and skin cancer protections in the workplace.

Res. Ch. 106 (SCR 29) Kehoe Emergency services and homeland security.

Under existing law, the Blue Ribbon Fire Commission is established in state government by action of the Governor to investigate the circumstances surrounding the October 2003 fires in southern California and that commission recommended the establishment of a permanent Joint Legislative Committee on Emergency Services and Homeland Security.

This measure would create the Joint Legislative Committee on Emergency Services and Homeland Security, with specified membership of each house of the Legislature. The joint committee would be constituted as an investigating committee of the houses, and its powers

would include making recommendations as to legislation and forming technical advisory committees to assist it in carrying out its duties. The joint committee would continue in existence until November 30, 2006.

Res. Ch. 107 (SCR 58) Alquist Assisted Living Week.

This measure would proclaim the week of September 11 to 17, 2005, as Assisted Living Week, and encourage all residents to visit friends and loved ones who reside in assisted living communities and to learn more about this valuable service.

Res. Ch. 108 (SJR 11) Kehoe Military: "Don't Ask, Don't Tell" policy.

This measure would urge the Congress and the President of the United States to adopt the Military Readiness Enhancement Act of 2005 (H.R. 1059), that institutes a policy of nondiscrimination based on sexual orientation, and to repeal the "Don't Ask, Don't Tell" policy.

Res. Ch. 109 (SJR 17) Ortiz Stem cell research.

This measure would memorialize Congress and the President of the United States to take specified actions regarding stem cell research and to prohibit human cloning.

Res. Ch. 110 (ACR 2) Cohn Domestic Violence Awareness Month.

This measure would proclaim the month of October 2005 as Domestic Violence Awareness Month.

Res. Ch. 111 (ACR 24) Mullin California Council on Science and Technology.

This measure would request the California Council on Science and Technology to expand the scope of its study group on how the State of California should treat intellectual property created under state contracts to include contracts, grants, and agreements developed under Proposition 71 of the November 2, 2004, general election and to study and report to the Legislature on how the commercialization of technology developed with the investment of taxpayer dollars could generate a public financial benefit. It would also request the council to establish a review group to review and comment on the study.

Res. Ch. 112 (ACR 36) Berg Breast Cancer Awareness and Prevention Month.

This measure would proclaim the month of October 2005 as "Breast Cancer Awareness and Prevention Month."

Res. Ch. 113 (ACR 57) Salinas Automated external defibrillator programs.

This measure would urge all California public schools maintaining kindergarten or any of grades 1 to 12, inclusive, to implement an automated external defibrillator program.

Res. Ch. 114 (ACR 59) Baca California Native American History Month.

This measure would recognize the month of November 2005 as California Native American Indian History Month.

Res. Ch. 115 (ACR 63) Negrete McLeod CYA Counselor Ineasie M. Baker Memorial Freeway.

This measure would designate State Highway Route 60 from Milliken Avenue to Euclid Avenue the CYA Counselor Ineasie M. Baker Memorial Freeway.

This measure would also request the Department of Transportation to determine the cost of appropriate signs showing this special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those signs.

Res. Ch. 116 (ACR 75) Oropeza Chronic kidney disease.

This measure would designate August 8 through 12, 2005, as California Chronic Kidney Disease Education Week and would urge all Californians to familiarize themselves with the

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causes of chronic kidney disease and the importance of intervention to promote sustained health and a better quality of life.

Res. Ch. 117 (AJR 2) Evans Full benefits for Filipino veterans of the United States Armed Forces.

This measure would memorialize the President and the Congress of the United States to honor the contributions of Filipino-American war veterans and direct the federal government to immediately pay promised veterans' benefits as the first order of business of the 109th Congress.

Res. Ch. 118 (AJR 17) Jones Child support penalties.

This measure would request the Congress of the United States to enact the Child Support Reinvestment Act of 2005 which would revise the method used to assess federal penalties imposed for the failure of a state to fully implement a certified statewide child support automation system, as specified.

Res. Ch. 119 (AJR 18) Jones Amtrak.

This measure would memorialize the Congress of the United States to provide adequate operating and capital funding for Amtrak at specified levels, to preserve and improve the 4 national network Amtrak trains currently serving California, and to establish a multiyear capital funding program available to the states on a matching basis to initiate, improve, or expand passenger rail services and provide an adequate level of capital funding for Amtrak to sustain the mandated rail passenger services.

Res. Ch. 120 (AJR 24) Calderon Ryan White CARE Act reauthorization.

This measure would urge the Congress and the President of the United States to expeditiously reauthorize the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act.

Res. Ch. 121 (SCR 11) Aanestad Tinloy Street.

This measure would designate the State Highway Route 20/49 southwest bound frontage road in Grass Valley from the intersection of East Main Street and Idaho Maryland Road to its intersection with South Auburn Street as "Tinloy Street." The measure would request the Department of Transportation to determine the cost for appropriate signs showing this designation and, upon receiving donations from nonstate sources covering that cost, to erect those signs.

Res. Ch. 122 (SCR 42) Campbell California Law Revision Commission: studies.

Under existing law, the California Law Revision Commission is required to study, and is limited to studying, those topics approved for its study by concurrent resolution of the Legislature.

This measure would require the commission, in consultation with the Senate and Assembly Judiciary Committees, to conduct a comprehensive study and prepare a report concerning the advantages and disadvantages of the provisions of the Probate Code relating to no contest clauses. The bill would also require the commission to review the various approaches in this area of law taken by other states and proposed in the Uniform Probate Code and present an evaluation to the Legislature.

Res. Ch. 123 (SCR 49) Speier Medication errors panel.

This measure would create a panel to study the causes of medication errors and recommend changes in the health care system that would reduce errors associated with the delivery of prescription and over-the-counter medication to consumers. The measure would require the panel to convene by October 1, 2005, and to submit to the Assembly Committee on Health

and the Senate Committee on Health a preliminary report by March 1, 2006, and a final report by June 1, 2006.

Res. Ch. 124 (SCR 51) Perata Legislative Blue Ribbon Commission on Autism.

This measure would establish, until November 30, 2007, the Legislative Blue Ribbon Commission on Autism. The measure would require the commission to report related findings and recommendations to the Governor and to the Legislature no later than September 30, 2007.

Res. Ch. 125 (SCR 56) Alarcon Latino AIDS Awareness Day.

This measure would proclaim October 15 as Latino AIDS Awareness Day, and would urge all community-based organizations, religious communities, civic groups, health care providers, elected officials, and government agencies to utilize this day to raise awareness of the impact of HIV and AIDS in the Latino community.

Res. Ch. 126 (SCR 59) Figueroa Pain Awareness Month.

This measure would proclaim the month of September 2005 as Pain Awareness Month.

Res. Ch. 127 (SCR 61) Ortiz Ovarian Cancer Awareness Month.

This measure would provide that the California Legislature recognizes September 2005 as Ovarian Cancer Awareness Month throughout California, and would encourage and promote the efforts of the people and the health care practitioners of the state to increase their awareness of this disease and to educate themselves about its early detection and prevention, the risk factors involved in its development, and the early warning symptoms and signs.

Res. Ch. 128 (ACR 1) Negrete McLeod Proposition 71: stem cell research.

This measure would urge the Independent Citizen's Oversight Committee established pursuant to Proposition 71 approved by the voters at the November 2, 2004, general election, to adopt robust conflict-of-interest standards for itself and for the members of its working groups, to comply with standards set forth in provisions of law relating to open meetings of public agencies and public records, to commit itself to seek to ensure therapies are available to low-income residents, and to report to the Legislature by January 1, 2006.

Res. Ch. 129 (ACR 15) Evans In-Home Supportive Services Home Care Worker Recognition Week.

This bill would proclaim the second week of November to be In-Home Supportive Services (IHSS) Home Care Worker Recognition Week, and would recognize, and commend the contributions of IHSS caregivers who give their time, patience, care, and support to their families and the entire community.

Res. Ch. 130 (ACR 37) Berg Public broadcasting.

This measure would recognize the considerable contribution that the public broadcasting stations of this state make in educating and informing the residents of our state and would urge all state agencies to consider and explore partnerships with these stations that might assist in effectively and efficiently carrying out the responsibilities and mandates of those state agencies without increasing existing state expenditures.

Res. Ch. 131 (ACR 51) Jerome Horton State Employee Appreciation Month.

This measure would declare and recognize October 2005, as State Employee Appreciation Month.

Res. Ch. 132 (ACR 70) Umberg Westminster Police Officer Steven L. Phillips Memorial Highway.

This measure would designate the portion of State Highway Route 39 within the boundaries of the City of Westminster as the Westminster Police Officer Steven L. Phillips Memorial Highway.

The measure would also request the Department of Transportation to determine the cost of appropriate signs showing that special designation, and, upon receiving donations from nonstate sources sufficient to cover that cost, to erect those signs.

Res. Ch. 133 (ACR 74) Saldana Title IX: 33rd anniversary of its enactment and California schools' athletics policies.

This measure would commemorate the 33rd anniversary of the enactment of Title IX of the federal Education Amendments of 1972 to the Civil Rights Act of 1964, and would urge California educational institutions, as specified, to continue to comply with Title IX requirements relating to athletics by relying on various sources of information rather than a single survey to determine whether the institution is fully and effectively accommodating the athletic interests and abilities of both sexes.

Res. Ch. 134 (ACR 76) Yee Microenterprise Development Month.

This measure would recognize the month of October 2005 as Microenterprise Development Month.

Res. Ch. 135 (ACR 83) Frommer White Cane Safety Day.

This measure would proclaim October 15, 2005, as White Cane Safety Day and call upon schools to offer opportunities for training to blind persons, public and private employers to utilize the skills of blind persons and open new opportunities for the blind, and all citizens to recognize the white cane and guide dog as instruments of safety and self-help for blind pedestrians.

Res. Ch. 136 (ACR 85) Leno Court Adoption and Permanency Month.

This measure would proclaim November 2005, as Court Adoption and Permanency Month.

Res. Ch. 137 (ACR 86) Parra Emergency assistance.

This measure would urge all Californians to participate in the ICE (In Case of Emergency) campaign by entering ICE information into their cell phone memory, thereby assisting medical and other personnel in an emergency to contact designated persons and access medical data.

Res. Ch. 138 (ACR 87) Niello Blood cancers.

This measure would designate September 2005, as "Leukemia, Lymphoma, and Myeloma Awareness Month," in order to enhance the understanding of blood cancers and to encourage participation in voluntary activities to support education programs and funding of research programs to find a cure for them.

Res. Ch. 139 (ACR 88) Parra Firefighters Memorial Day.

This measure would designate October 15, 2005, as California Firefighters Memorial Day and urge all Californians to remember firefighters who have given their lives in the line of duty and express appreciation to those who continue to protect the state against fires.

Res. Ch. 140 (ACR 89) Mountjoy Constitution Week and Constitution Day.

This measure would declare the 3rd week in September as Constitution Week and September 17 as Constitution Day.

Res. Ch. 141 (ACR 90) Arambula Red Ribbon Week.

This measure would proclaim October 23 through October 29, 2005, as Red Ribbon Week, and would encourage all Californians to help build drug-free communities and participate in drug prevention activities.

Res. Ch. 142 (ACR 92) La Malfa California Rice Month.

This measure would recognize the significance and contribution of the rice industry to California's economy, cuisine, and environment and would designate the month of September as California Rice Month.

Res. Ch. 143 (ACR 93) Bogh California Economic Literacy Week.

This measure would designate the week of October 24, 2005, through October 28, 2005, as California Economic Literacy Week, and would urge Californians to observe these days by working for a better understanding of our economic system.

Res. Ch. 144 (AJR 26) Chu Federal TRIO programs: Upward Bound and Talent Search.

This measure would memorialize the President and the Congress to remove from the President's 2006 budget proposal the recommendation that would eliminate the federal TRIO programs, Upward Bound and Talent Search. The measure would also request that the federal TRIO programs, Upward Bound and Talent Search, continue to be funded.

Res. Ch. 145 (AJR 30) Liu Women's Equality Day.

This measure would memorialize the Congress and the President of the United States to uphold protections of women's equality and to encourage all Americans to participate in the celebration of Women's Equality Day on August 26, 2005, the 85th anniversary of the passage of the Nineteenth Amendment to the United States Constitution, which gave women the right to vote.

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**DIGESTS OF RESOLUTIONS  
ADOPTED IN 2005**

2005–06 FIRST EXTRAORDINARY SESSION

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**RESOLUTION CHAPTERS**

None.



## 2005 DIGEST CHAPTERS SUPERIOR NUMBERS

1 [Ch. 38] I object to the following appropriations contained in Senate Bill 77.

Item 0250-111-0001—For transfer by the Controller to the Trial Court Trust Fund. I reduce this item from \$1,453,866,000 to \$1,386,566,000.

I am reducing this item by \$57,500,000 as a one-time base veto of a portion of the General Fund transfer to the Trial Court Trust Fund. This veto decreases the reserve in the Trial Court Trust Fund from \$67,500,000 to \$10,000,000, leaving a sufficient reserve in case revenues fall short of expected levels. The Trial Court Trust Fund does not need a large reserve since, pursuant to recent legislation, its primary fund sources now receive a statutory annual adjustment based on the increase in the State Appropriations Limit.

I am also reducing this item by \$9,800,000. The Legislature adopted Uniform Civil Filing Fees trailer bill language that would bring in increased revenue of \$14,750,000 in 2005–06 to the Trial Court Trust Fund. Of this amount, \$4,950,000 will be available as additional expenditure authority to the Trial Court Trust Fund for the facilities program and the remaining \$9,800,000 will offset the General Fund transfer. Since the Uniform Civil Filing Fee will not be implemented until January 1, 2006, the above amounts are for a half-year only and will be annualized in 2006–07. As such, the ongoing offset to the General Fund transfer will be \$19,600,000.

Item 0520-001-9329—For support of Secretary for Business, Transportation and Housing. I delete this item.

I am deleting the \$2,000,000 legislative augmentation that would provide loans to chrome plating businesses. This augmentation is associated with pending legislation and I am opposed to the appropriation of funds for legislation that has not yet been approved by the Legislature and the Administration.

Item 0540-001-0140—For support of Secretary for Resources. I revise this item by reducing:

(1) 10-Administration of Resources Agency from \$8,378,000 to \$8,362,000, and by deleting:

(5.5) Amount payable from the River Protection Subaccount (Item 0540-001-6015) (–\$16,000).

I am revising this item to conform to the action I have taken in Items 0540-490 and 0540-001-6015.

Item 0540-001-6015—For support of Secretary for Resources. I delete this item.

I am deleting this item to conform to the action I have taken in Items 0540-490 and 0540-001-0140.

Item 0540-490—Reappropriation, Secretary for Resources. I revise this item as follows:

“Notwithstanding any other provision of law, the period to liquidate encumbrances of the following citations are extended to June 30, 2006:

0001—General Fund

(1) Item 0540-101-0001, Budget Act of 1999 (Ch. 50, Stats. 1999)

(2) Item 0540-101-0001, Budget Act of 2000 (Ch. 52, Stats. 2000)

(3) Item 0540-101-0001, Budget Act of 2001 (Ch. 106, Stats. 2001)

0890—Federal Trust Fund

(1) Item 0540-001-0890, Budget Act of 2002 (Ch. 379, Stats. 2002)

6015—River Protection Subaccount

(+) ~~Item 0540-101-6015, Budget Act of 2000 (Ch. 52; Stats. 2000)~~

(a) ~~Los Angeles River Parkways<sup>22</sup>~~

I am eliminating the availability of funding provided to the City of Maywood for the Maywood Riverfront Park. Funds for this project have been available since 2000 and

the City has not yet purchased the land as required by the grant agreement. Several obstacles remain, making this purchase unlikely in the near future. Consequently, it would not be prudent to continue earmarking these funds for the Maywood project.

I am revising this item to conform to the action I have taken in Items 0540-001-0140 and 0540-001-6015.

Item 0555-001-0044—For support of Secretary for Environmental Protection. I revise this item by reducing:

- (1) 30-Support from \$9,703,000 to \$9,203,000, and
- (11.5) Amount payable from the Public Interest Research, Development and Demonstration Fund (Item 0555-001-0381) (–\$500,000).

I am revising this item to conform to the action I have taken in Item 0555-001-0381.

Item 0555-001-0381—For support of Secretary for Environmental Protection. I delete this item and Provision 1.

I am deleting the \$500,000 legislative augmentation to support the California Climate Action Registry. The work of the Registry is important to accomplishing the goals of the state's greenhouse gas reduction targets, but the Energy Commission already provided \$200,000 in 2004–05 for this purpose. Furthermore, I believe that awards under the Public Interest Energy Research Program should be funded through the existing competitive grant process.

I am deleting Provision 1 to conform to this action.

Item 0855-101-0367—For local assistance, California Gambling Control Commission. I reduce this item from \$50,000,000 to \$30,000,000.

I am deleting the \$20,000,000 legislative augmentation to provide additional grant funds to mitigate the impacts of tribal gaming on local government agencies. I am supportive of these mitigation efforts and understand their importance, especially to areas with significant concentrations of tribal casinos. Because local government agencies have not provided required annual reports that detail the specific projects funded in their jurisdictions in the past two years, I do not have sufficient information to justify this augmentation.

Item 0860-001-0001—For support of the State Board of Equalization. I reduce this item from \$211,158,000 to \$210,843,000 by reducing:

- (1) 100000-Personal Services from \$275,822,880 to \$275,506,880;
- (2) 300000-Operating Expenses and Equipment from \$89,199,120 to \$89,030,120; and
- (3) Reimbursements from –\$104,504,000 to –\$104,334,000.

I am deleting the \$485,000 legislative augmentation for eight Consumer Use Tax collection positions. My Budget proposed, and the Legislature approved, seven new positions for this purpose. These positions are adequate to address workload needs.

Item 1111-002-0239—For support of the Bureau of Security and Investigative Services. I reduce this item from \$7,241,000 to \$6,958,000 by reducing:

- (1) 25.10.010-Bureau of Security and Investigative Services, Private Security Services Program from \$9,695,000 to \$9,412,000. I am vetoing this legislative augmentation of \$283,000 and 3.0 positions for the Bureau of Security and Investigative Services. This augmentation is not based on a justified programmatic need, but rather was made because there is a growing fund reserve in the Private Security Services Fund. The growing fund balance reflects a need for the Bureau to reduce fees paid by registrants and is not a reason to increase staffing.

Item 1730-001-0001—For support of Franchise Tax Board. I reduce this item from \$508,091,000 to \$506,865,000, by reducing:

- (1) 10-Tax Programs from \$432,283,000 to \$431,057,000, and by deleting Provision 8.

I am deleting the \$1,226,000 legislative augmentation that provides 14 additional positions to establish a Misdemeanor Program within the Franchise Tax Board. I am concerned that this program might result in charges against persons who innocently failed to recognize that they had taxable income. There is no indication that local prosecutors would be willing to pursue these cases. Consequently, the revenue projections associated with this augmentation are questionable.

I am deleting Provision 8 of this item. The provisional language would allow the Board to divert up to \$200,000 that is appropriated for activities designed to narrow the tax gap. Specifically, the language would allow the Board to hire outside consultants to study independent contractor withholding and tax compliance issues. I do not believe that funds appropriated for the tax gap proposals should be redirected for other purposes. Furthermore, the Board has studied this issue in the past, and it concluded that California should not take action on this issue unless the federal government takes similar action.

Item 1760-001-0666—For support of Department of General Services. I reduce this item from \$590,238,000 to \$584,086,000 by reducing:

(1) Program support from \$802,572,000 to \$796,420,000, and by deleting Provision 12.

I am reducing \$6,152,000 and 114.0 personnel years from the Office of State Publishing (OSP) to realign expenditures and revenues. For the last several years, the OSP has not generated sufficient revenues to support its current operations.

I am deleting Provision 12, which would require the Department to provide a report that could lead to disclosure of confidential or proprietary information related to negotiated pharmaceutical contracts. Since trailer bill language also requires the Department to report on these contracts, and does so in a way that would not jeopardize the confidentiality of the negotiated pricing, this Provision is unnecessary.

Item 2150-001-0298—For support of Department of Financial Institutions. I reduce this item from \$18,882,000 to \$18,881,000, by reducing:

(5) 60-Credit Unions from \$3,827,000 to \$3,826,000.

I am reducing this item by \$1,000 to reflect the elimination of the Credit Union Advisory Committee. This is consistent with my commitment to eliminate unnecessary boards and commissions.

Item 2240-105-0001—For transfer to the Emergency Housing and Assistance Fund.

I am sustaining \$864,000 General Fund for the Emergency Housing Assistance Program in this item, on a one-time basis, to continue shelter beds during a transition period while new beds are developed under my proposal to create permanent housing with supportive services for the chronically homeless.

Item 2660-022-0042—For transfer by the Controller from the State Highway Account, State Transportation Fund, to the Environmental Enhancement and Mitigation Program Fund. I delete this item.

I am deleting the \$10,000,000 legislative augmentation for the discretionary Environmental Enhancement and Mitigation Demonstration Program that provides grants to local entities for highway landscaping, urban forestry, the purchase of resource lands, and roadside recreation such as the construction of hiking and biking trails. While preserving open space is an extremely important function in maintaining our environment, improving mobility and increasing maintenance for our state highways is critical. This augmentation is not the best use of scarce transportation funds.

Item 2660-101-0183—For local assistance, Department of Transportation. I delete this item.

I am deleting this item to conform to the action I have taken in Item 2660-022-0042.

Item 2660-102-0890—For local assistance, Department of Transportation. I revise this item by revising Provision 4 as follows:

- “4. Of the amount appropriated in this item, \$5,000,000 is for regional blueprint planning grants. ~~Of the \$5,000,000, at least 20 percent of the funds shall be allocated by the Department of Transportation; in consultation with the Department of Housing and Community Development; for grants to those regional councils of governments that have Regional Housing Needs Assessment tasks scheduled for the 2005–06 fiscal year to assist with preparation of their Regional Housing Needs Assessment in order to coordinate and integrate housing and transportation planning to the extent allowable under federal law. If the Regional Housing Needs Assessment is determined to be a reimbursable state mandate pursuant to Section 6 of Article XXIB of the California Constitution; then any grants received by councils of governments to prepare the assessment under this item shall be considered an offsetting revenue for the purposes of claiming state reimbursement.~~”

I am revising Provision 4, because it would require the use of transportation funds for non-transportation purposes, which is not consistent with the intent of the regional blueprint planning program and may not be consistent with federal law.

Item 2665-001-0046—For support of the High-Speed Rail Authority. I reduce this item from \$4,251,000 to \$3,926,000 by reducing:

- (1) 10-High-Speed Rail Authority from \$4,576,000 to \$3,926,000; and by deleting:
  - (2) Reimbursements (–\$325,000);
- and by deleting Provision 2.

I am deleting the legislative augmentation of \$650,000 and 0.5 positions to conduct a study of route alternatives and potential station locations along the Fresno-to-Bakersfield corridor. The High-Speed Rail Authority has already completed a study of this corridor and has not designated any station locations other than Fresno and Bakersfield.

I am deleting Provision 2 to conform to this action.

Item 3360-011-0381—For transfer by the Controller from the Public Interest Research, Development, and Demonstration Fund to the General Fund. I delete this item.

I am deleting the transfer of \$4,000,000 in interest earnings from the Public Interest Research, Development, and Demonstration Fund (PIER Fund) to the General Fund. The PIER Fund is a trust fund to be used for projects that benefit the ratepayers paying the surcharge. Consequently, interest earnings should remain in the fund to be used for projects that promote electricity efficiency and environmentally sustainable energy development.

Item 3480-001-0001—For support of Department of Conservation. I revise this item by reducing:

- (3) 30-Land Resource Protection from \$4,256,000 to \$3,911,000, and
- (13) Amount payable from the Soil Conservation Fund (Item 3480-001-0141) from –\$2,599,000 to –\$2,254,000.

I am revising this item to conform to the action I have taken in Item 3480-001-0141.

Item 3480-001-0141—For support of Department of Conservation. I reduce this item from \$2,599,000 to \$2,254,000.

I am deleting the \$345,000 legislative augmentation to increase staffing for Williamson Act enforcement activities. The need for additional staff for enforcement of the Williamson Act has not been clearly demonstrated. Consequently, I am unable to support this augmentation from the limited resources in the Soil Conservation Fund.

Item 3600-001-0384—For support of Department of Fish and Game. I reduce this item from \$8,000,000 to \$4,000,000.

I am revising this item to conform to the action taken in Item 3640-401.

Item 3640-401—Wildlife Conservation Board. I revise this item as follows: “Notwithstanding any other provision of law, the balance of revenues that would have been deposited in the California Housing Trust Fund and the Resources Trust Fund, pursuant to Section 6217 of the Public Resources Code, shall be allocated in the following order:

Provisions:

1. ~~\$8,000,000~~ *\$2,000,000* shall be deposited into the State Parks and Recreation Fund for the Department of Parks and Recreation Maintenance and Park Ranger staff and deferred maintenance. It is the intent of the Legislature that this augmentation be used to establish up to 40 new parks positions. These funds are intended to be ongoing.
2. ~~\$8,000,000~~ *\$4,000,000* shall be deposited into the Salmon and Steelhead Trout Restoration Account for salmon and steelhead trout restoration projects authorized by Section 62171 of the Public Resources Code, including, but not limited to, projects that implement the Coho Salmon Recovery Plan.
3. \$48,000,000 shall be deposited in the General Fund.
4. ~~\$3,000,000 shall be deposited into the Fish and Game Preservation Fund to continue operation of state fish hatcheries located in various regions of the state.~~
5. ~~\$3,000,000 shall be deposited into the State Parks and Recreation Fund for deferred maintenance.~~
6. Any revenues remaining after expenditure for the purposes specified in Provisions 1, 2, 3, 4, ~~and 5~~; shall be deposited in the General Fund.”

I am reducing Provisions 1 and 2, which would transfer Tidelands Oil Revenue to specified funds within the Department of Parks and Recreation for staffing and deferred maintenance projects, and the Department of Fish and Game for salmon and steelhead restoration and fish hatcheries. I am also deleting Provisions 4 and 5. Although the augmentations contained in these provisions may have merit, these reductions and deletions are necessary in light of our current fiscal situation and to ensure a prudent General Fund reserve.

I am revising this item to conform to the action I have taken in Items 3600-001-0200, 3600-001-0384, 3790-001-0001, and 3790-001-0392.

Item 3720-001-0001—For support of California Coastal Commission. I reduce this item from \$10,751,000 to \$9,801,000 by reducing:

- (1) 10-Coastal Management Program from \$14,573,000 to \$13,973,000, and
- (2) 20-Coastal Energy Program from \$1,147,000 to \$797,000.

I am reducing this item by \$950,000 and eight positions for administration of Offers-to-Dedicate and review of Liquefied Natural Gas (LNG) applications and federal offshore oil leases. This augmentation may have merit; however, as presently proposed it would result in a General Fund cost. The Coastal Commission has sufficient resources to perform critical, high priority work such as the review of LNG applications. The Commission also has the authority to adjust its fees in order to fund its activities, and can address this issue and meet its workload obligations without impacting the General Fund.

Item 3760-301-0593—For capital outlay, State Coastal Conservancy. I reduce this item from \$950,000 to \$450,000 to make a technical correction to the Budget Bill by reducing:

- (1) 80.00.020-Public Access from \$950,000 to \$450,000.

I am deleting the \$500,000 legislative augmentation because there are insufficient funds in the Coastal Access Account to support this augmentation. With this technical

correction, \$450,000 remains to support the Conservancy's efforts to accept and open Offers-to-Dedicate easements.

Item 3790-001-0001—For support of Department of Parks and Recreation. I revise this item by reducing:

- (1) For support of the Department of Parks and Recreation from \$353,003,000 to \$344,003,000, and
- (9) Amount payable from the State Parks and Recreation Fund (Item 3790-001-0392) from -\$134,779,000 to -\$125,779,000.

I am revising this item to conform to the actions taken in Items 3640-401 and 3790-001-0392.

Item 3790-001-0392—For support of Department of Parks and Recreation. I reduce this item from \$134,779,000 to \$125,779,000.

I am revising this item to conform to the actions taken in Items 3640-401 and 3790-001-0001.

Item 3900-001-0044—For support of Air Resources Board.

I am sustaining this legislative augmentation of \$12,500,000 to replace pre-1977 school buses. To ensure that this augmentation is spent most appropriately, I am directing the Air Resources Board to develop a plan by September 15, 2005, for allocation of these resources, and to submit this plan to the California Environmental Protection Agency for review and approval. The allocation plan must consider the overall financial capacity of the applicant to reasonably replace these buses without state assistance, the exposure to children, and the age of the buses slated for replacement.

Item 3900-001-0115—For support of Air Resources Board.

I am sustaining the redirection of \$10,000,000 from the Carl Moyer Program to fund the retrofitting of diesel school buses. The allocation criteria for Carl Moyer Program make it difficult for school bus projects to qualify for award and thus our children continue to be at risk. To ensure that these redirected funds are spent most appropriately, I am directing the Air Resources Board to develop a plan by September 15, 2005, for allocation of these resources, and to submit this plan to the California Environmental Protection Agency for review and approval. The allocation plan must consider the overall financial capacity of the applicant to reasonably replace these buses without state assistance, the exposure to children, and the age of the buses slated for replacement.

This redirection, along with the augmentation of Item 3900-001-0044 and the \$4,500,000 of Proposition 98 funding is a significant and important advancement in our protection of our children.

Item 3980-001-0001—For support of Office of Environmental Health Hazard Assessment. I reduce this item from \$8,852,000 to \$8,352,000 by reducing:

- (1) 10-Health Risk Assessment from \$16,924,000 to \$15,924,000;
- (6) Amount payable from the Department of Pesticide Regulation Fund (Item 3980-001-0106) from -\$1,120,000 to -\$870,000;

and by deleting:

- (7.5) Amount payable from the Waste Discharge Permit Fund (Item 3980-001-0193) (-\$250,000)

The Legislature augmented the Office of Environmental Health Hazard Assessment's (OEHHA's) budget by \$1,500,000. I am sustaining a \$500,000 General Fund augmentation to support OEHHA's scientific efforts to evaluate environmental risks. However, I am vetoing \$1,000,000 of the augmentation to support a prudent General Fund reserve and because there are insufficient funds available in the Department of Pesticide Regulation Fund.



Item 3980-001-0106—For support of Office of Environmental Health Hazard Assessment. I reduce this item from \$1,120,000 to \$870,000.

I am reducing this item by \$250,000 to conform to the actions I have taken in Item 3980-001-0001.

Item 3980-001-0193—For support of Office of Environmental Health Hazard Assessment. I delete this item.

I am deleting this item to conform to the actions I have taken in Item 3980-001-0001.

Item 4120-115-0001—For transfer by the Controller to the Trauma Care Fund. I am sustaining this item.

I am sustaining the \$10,000,000 legislative augmentation for trauma care services on a one-time basis because I am concerned about the financial stress experienced by many of our state's trauma centers. I recognize the critical role these health care facilities play in providing access to essential medical services and the importance of addressing priority concerns such as securing on-call physicians and promoting hospital surge capacity for times of emergency. I am therefore sustaining this funding and directing the Emergency Medical Services Authority to work closely with local Emergency Medical Services Authorities to ensure these funds target priority needs and do not supplant existing funding.

Item 4260-001-0001—For support of Department of Health Services. I reduce this item from \$244,093,000 to \$241,093,000 by reducing:

(1) 10-Public and Environmental Health from \$313,379,000 to \$310,379,000, and by deleting Provision 11.

I am deleting the \$3,000,000 legislative augmentation to continue the Improved Access, Counseling and Treatment for Californians with Prostate Cancer (IMPACT) program, as it is not prudent to expand programs in light of the projected structural deficit in 2006–07, and because of the absence of an evaluation of the effectiveness of the IMPACT program, especially given the 45 percent non-clinical overhead costs of the program. Without restructuring program operations, it is not clear that the benefits of this program for the small number of beneficiaries (341 in 2004–05) outweigh the costs. My Budget places a high priority on protecting health care services and maintains eligibility for health insurance for millions of low-income Californians. It increases funding for indigent health care services providing \$73,500,000 to support indigent healthcare in the California Healthcare for Indigents and Rural Health Services programs.

The IMPACT program was established as a pilot program in 2000–01 using one-time Tobacco Settlement Funds. It last received new funding by the Legislature in 2002–03. Since then, the program has used previously unspent funds to continue program services. These funds are exhausted. Given concerns that less than 60 percent of the appropriated funds are spent on direct patient care and the lack of an evaluation of the program's effectiveness, I am directing the department to evaluate the IMPACT program for programmatic and cost effectiveness. Any contractual funding for a prostate cancer treatment program must go to maximize services to the patients and minimize contractual costs and overhead. Continuing this program prior to the evaluation is imprudent.

I am deleting Provision 11 to conform to this action.

Item 4260-001-0626—For support of Department of Health Services. I delete Provision 1.

I am deleting Provision 1, which would require the Department of Health Services to use the interagency agreement process to conduct work related to small water systems. This Budget Bill language would limit the Department's flexibility to seek an external contract for these services if an interagency agreement is not a viable option

if geographic restrictions preclude use of state staff or if there are other operational alternatives that would be beneficial to and less costly for the state.

Item 4260-101-0001—For local assistance, Department of Health Services. I reduce this item from \$12,670,181,000 to \$12,665,819,000 by reducing:

- (3) 20.10.030-Benefits (Medical Care and Services) from \$29,401,653,000 to \$29,392,929,000;
- (9) Amount payable from the Federal Trust Fund (4260-101-0890) from -\$19,282,571,000 to -\$19,278,209,000;

and by deleting Provision 14.

I am deleting the legislative augmentation of \$3,362,000 for the Alameda Alliance for Health and Partnership HealthPlan of California. I believe California must expand its use of managed care for Medi-Cal beneficiaries in order to improve outcomes for this critical population and control growth of the program's costs. But before the state considers funding a rate increase to providers, which this augmentation would do, a thorough review of these managed care providers' financial records is necessary to determine the underlying causes of the financial status of the providers. The Department of Health Services will change the Partnership's contract date to allow time for a thorough review of the Partnership's reimbursement rate during the next budget cycle. There is an indication that past discretionary actions of the Alameda Alliance for Health are largely responsible for their current fiscal stress. It would be unwise for the state to provide fiscal relief to Alameda Alliance for Health until the Alameda Alliance for Health implements cost-saving strategies.

However, in the case of the San Diego Community Health Group, I have determined that vetoing \$2,000,000 million (\$1,000,000 General Fund) and sustaining \$3,000,000 (\$1,500,000 General Fund) is appropriate. Community Health Group has worked closely with the Department of Managed Health Care to restructure their finances and implement program efficiencies. In addition, this increase will partially compensate the Group for a Medi-Cal rate increase in 2000 that is not reflected in the Group's current rate. This action, combined with the significant rate reductions the Group has already negotiated with its key providers, will allow the Group to implement a sound fiscal plan to assure that the Group will be able to continue to provide services to a vulnerable population without additional rate increases next year.

I am also deleting the legislative augmentation of \$4,362,000 in Item 4260-101-0890 to conform to this action.

I am deleting Provision 14 because requiring the Administration to notify the Legislature whenever actual expenditures for a specific part of the Medi-Cal program are not consistent with the Medi-Cal Estimate would be unnecessarily burdensome. The Department of Health Services already provides the Legislature with a monthly report which compares components of the Medi-Cal Estimate to actual expenditures. Any information beyond this report would require an unreasonable expenditure of staff resources given that it would result in duplicative information, and the additive value of the information that it would provide is uncertain.

Item 4260-101-0890—For local assistance, Department of Health Services. I reduce this item from \$19,282,571,000 to \$19,278,209,000.

I am reducing this item by \$4,362,000 to conform to my action in Item 4260-101-0001.

Item 4260-111-0001—For local assistance, Department of Health Services.

I am sustaining, on a one-time basis, the \$5,639,000 legislative augmentation which would restore Human Immunodeficiency Virus (HIV) Prevention and Education funding for various local health jurisdictions to 2001-02 funding levels. This Budget includes base General Fund support of approximately \$24.9 million, which is currently allocated to local health jurisdictions based on the California HIV Planning Group's

formula to direct funds to those jurisdictions that have the highest prevalence of the disease. Supplemental program funding in 2006–07 beyond the base funding of \$24.9 million should be reviewed in the context of competing priorities for limited General Fund resources.

Item 4270-001-0001—For support of California Medical Assistance Commission. I reduce this item from \$1,207,000 to \$1,126,000 by reducing:

- (1) 10-California Medical Assistance Commission from \$2,622,000 to \$2,460,000, and
- (2) Reimbursements from –\$1,307,000 to –\$1,226,000.

I am reducing this item by \$162,000 to disassociate commissioner salaries from the salaries provided to legislators. Instead, commissioner annual compensation will be \$50,000. This action more properly aligns commissioner salaries with the amount of work required to faithfully perform the duties required of commissioners.

Item 4280-104-0236—For local assistance, Managed Risk Medical Insurance Board, for the Healthy Families Program Rural Health Demonstration Project.

I am sustaining the \$1,000,000 legislative augmentation for the Rural Health Demonstration Project (RHDP) on a one-time basis. The RHDP provides a valuable service to explore how to improve access to health care services for the medically underserved and uninsured populations in rural areas, as well as for special populations.

Item 4440-295-0001—For local assistance, Department of Mental Health.

I am sustaining on a one-time basis the legislative augmentation of \$120,000,000 to fund counties for providing special education mental health services under the AB 3632 state mandate. These funds will ensure continued services while the state pursues transitioning from a state-mandated program to a categorical program.

To this end, I am directing the Department of Mental Health, in collaboration with the State Department of Education, to develop a plan to shift the program from a state-mandated program to a categorical program effective fiscal year 2006–07. This plan is to be developed in consultation with counties, school authorities, community mental health providers, and other private and public groups with an interest in mental health and special education issues. The plan will address the roles and responsibilities of local education agencies and counties in the provision of federally required mental health services, the type and scope of services to be provided, recommended changes in statute, regulations and practices necessary to implement the program, appropriate mechanisms to encourage and improve collaboration among education and mental health systems, and appropriate funding levels, fiscal controls, and auditing efforts. I am also directing the Department of Finance to provide consultation and assistance to ensure that the plan is fiscally sound.

A more effective system of delivery of this service must be found; sustaining this augmentation on a one-time basis only is to allow for a transition to such an alternative by 2006–07.

Item 4700-001-0001—For support of Department of Community Services and Development. I reduce this item from \$125,000 to \$75,000 by reducing:

- (1) 47-Naturalization Services from \$125,000 to \$75,000.

I am reducing the \$2,500,000 legislative augmentation for the Naturalization Services Program to the \$1,500,000 included in the 2004 Budget Act. This is a valuable program and I am therefore sustaining funding at last year's level to support services that assist immigrants in completing their citizenship application, citizenship testing, and in preparing for the interview. The Naturalization Services Program funds faith-based institutions, community-based organizations, and non-profit entities to provide these and many other important activities for immigrants.

I am also taking conforming action to reduce Item 4700-101-0001.

Item 4700-101-0001—For local assistance, Department of Community Services and Development. I reduce this item from \$2,375,000 to \$1,425,000 by reducing:

- (1) 47-Naturalization Services from \$2,375,000 to \$1,425,000.

I am reducing this item by \$950,000 to conform to the action taken in Item 4700-001-0001.

Item 5175-101-0890—For local assistance, Department of Child Support Services. I delete Provision 4.

I am deleting Provision 4, which would limit local child support agencies (LCSAs) to a 10 percent share of any federal penalty increases that may result from the expenditure of an additional \$20,000,000 federal funds to match voluntary county contributions to the Child Support Program. In 2004–05, the LCSAs agreed to provide for the full cost of any penalty increases that would result from these types of expenditures. Therefore, I am vetoing this provision because it contradicts the existing agreement that the state has with the LCSAs, and because it could result in General Fund expenditure increases without any regard to the availability of revenues. Should the state obtain relief from federal penalties, I am committed to proportionally sharing any penalty relief with LCSAs that choose to draw down additional federal funds.

Item 5180-001-0001—For support of Department of Social Services. I reduce this item from \$78,630,000 to \$77,155,000 by reducing:

- (2) 25-Social Services and Licensing from \$139,798,000 to \$138,248,000, and
- (11) Amount payable from the Federal Trust Fund (Item 5180-001-0890) from –\$337,180,000 to –\$337,105,000.

I am deleting the \$1,400,000 legislative augmentation that would restore a portion of the Department of Social Services' (DSS) General Fund unallocated reduction. The Legislature calculated that this amount of funding is equal to the Community Care Licensing Division's share of the Department's unallocated reduction. I share the Legislature's concerns with protecting the health and safety of vulnerable clients cared for in community care facilities as evidenced by my recent increase of \$1,140,000 General Fund to address additional workload resulting from caseload growth in the Community Care Licensing Division.

The DSS is currently making a substantial effort to identify and implement efficiencies within the Community Care Licensing Division, thereby prioritizing existing resources on monitoring and oversight responsibilities. In addition, the DSS has recently undertaken an aggressive hiring campaign to fill longstanding vacancies within this division that resulted from hiring freezes during the previous Administration and prior unallocated reductions passed by the Legislature.

However, such a significant hiring process takes time and the Department will still realize savings from positions not filled for the entire fiscal year. These savings will help the Department achieve its full unallocated reduction without adversely impacting the critical services the department provides to our children and families.

To maximize protection of our state's most vulnerable populations, I am directing the Health and Human Services Agency to conduct a thorough review of licensing activities in all Agency Departments. This review will identify needed programmatic and fiscal changes in the licensing programs.

I also am deleting \$150,000 (\$75,000 General Fund) and one position added by the Legislature to assist counties in complying with the federal Indian Child Welfare Act (ICWA). The DSS has a number of positions involved in oversight and management functions to support tribal issues and ICWA compliance, including one ICWA specialist position dedicated to advocate and facilitate compliance with ICWA laws, regulations, and policies in California. Given the ongoing structural deficit and the existing resources devoted to ICWA compliance, I cannot support this augmentation. However, recognizing the Legislature's desire to have an ICWA coordinator in the DSS Execu-

tive Office, I am directing the DSS to redirect the existing ICWA specialist position to the Office of the Director.

Item 5180-001-0890—For support of Department of Social Services. I reduce this item from \$337,180,000 to \$337,105,000.

I am revising this item to conform to the action I have taken in Item 5180-001-0001.

Item 5180-101-0001—For local assistance, Department of Social Services. I revise this item by reducing:

- (1) 16.30-CalWORKs from \$4,979,156,000 to \$4,954,156,000, and
- (6) Amount payable from the Federal Trust Fund (Item 5180-101-0890) from -\$3,846,720,000 to -\$3,821,720,000.

I am revising this item to conform to the action I have taken in Item 5180-101-0890.

Item 5180-101-0890—For local assistance, Department of Social Services. I reduce this item from \$3,846,720,000 to \$3,821,720,000.

I am reducing \$25,000,000 in federal Temporary Assistance for Needy Families (TANF) Block Grant funds for CalWORKs administration to modify the effect of language included in the trailer bill to provide up to \$50,000,000 in unspent 2004–05 CalWORKs single allocation funds to counties in 2005–06. The Legislature increased funding for the administration of this program based on an alternate projection of savings associated with shifting from retrospective budgeting/monthly reporting for eligibility determination to prospective budgeting/quarterly reporting. I am sustaining \$25,000,000 of the allocation on a one-time basis to ensure the counties have adequate resources to support work participation activities. I am also directing the Department of Social Services to work with the counties to determine the true impact of quarterly reporting requirements for CalWORKs recipients, to reflect the appropriate level of savings in my January Budget.

Item 5180-141-0001—For local assistance, Department of Social Services. I reduce this item from \$424,392,000 to \$413,401,000 by reducing:

- (1) 16.75-County Administration and Automation Projects from \$1,050,018,000 to \$1,023,732,000, and
- (3) Amount payable from the Federal Trust Fund (Item 5180-141-0890) from -\$569,817,000 to -\$554,522,000.

I am deleting the legislative augmentation of \$2,545,000 (\$991,000 General Fund and \$1,554,000 Federal Trust Fund) for Foster Care Administration. The Legislature reinvested Foster Care Administration caseload savings back into Foster Care Administration. This veto would re-establish funding for this program at the level I proposed in the May Revision, which accurately reflects Foster Care Administration funding needs based on the projected foster care caseload in 2005–06.

I am deleting the legislative augmentation of \$23,741,000 (\$10,000,000 General Fund and \$13,741,000 Federal Trust Fund) for Food Stamp and California Food Assistance Program (CFAP) administration. The Legislature increased funding for the administration of these programs based on an alternate projection of savings associated with shifting from retrospective budgeting/monthly reporting for eligibility determination to prospective budgeting/quarterly reporting. This veto would re-establish funding for Food Stamp and CFAP administration at the level I included in the May Revision. I am directing the Department of Social Services to work with the counties to determine the true impact of quarterly reporting requirements for food stamps recipients to reflect the appropriate level of savings in my January Budget.

Item 5180-141-0890—For local assistance, Department of Social Services. I reduce this item from \$569,817,000 to \$554,522,000.

I am reducing this item to conform to the action I have taken in Item 5180-141-0001.

Item 5180-151-0001—For local assistance, Department of Social Services. I reduce this item from \$764,894,000 to \$761,294,000 by reducing:

- (1) 25.30-Children and Adult Services and Licensing from \$2,221,743,000 to \$2,215,914,000, and
- (6) Amount payable from the Federal Trust Fund (Item 5180-151-0890) from -\$1,382,198,000 to -\$1,379,969,000.

I am deleting the legislative augmentations of \$5,600,000 (\$3,500,000 General Fund) for the Child Welfare Services (CWS) Outcome Improvement Project and \$229,000 (\$100,000 General Fund) for Adoption Assistance Program (AAP) training. These reductions are necessary to limit program expansions and to help bring ongoing expenditures in line with existing resources due to the projected structural deficit in 2006–07.

The May Revision included a comprehensive funding package that provides sufficient resources to support ongoing CWS Program Improvement Plan initiatives, fund implementation of county System Improvement Plans, and improve outcomes for children in 2005–06. The legislative augmentation exceeds the level of funding that is necessary to implement approved CWS program improvement initiatives and strategies, achieve compliance with federal performance requirements, and avoid federal penalties.

With this reduction, \$26.6 million in total funds still remains to support ongoing Program Improvement Plan activities and the CWS Outcome Improvement Project in 2005–06. Of this amount, a new investment of \$12.8 million will be available for all counties to implement their System Improvement Plans. The Department of Social Services (DSS) will work with the County Welfare Directors Association to develop an application and approval process to allocate these funds.

Similarly, the legislative augmentation for AAP training is unnecessary as the DSS intends to increase efforts in 2005–06 to provide training and technical assistance to county social workers regarding the eligibility determination process for the AAP within existing resources.

Item 5180-151-0890—For local assistance, Department of Social Services. I reduce this item from \$1,382,198,000 to \$1,379,969,000.

I am reducing this item to conform to the action I have taken in Item 5180-151-0001.

Item 5225-001-0001—For support of the Department of Corrections and Rehabilitation. I revise this item from \$6,623,170,000 to \$6,623,060,000 by reducing:

- (9) 35-Board of Parole Hearings from \$78,707,000 to \$78,597,000, and by deleting Provision 25.

I am deleting the legislative augmentation of \$110,000, which would provide additional staff for the Foreign Prisoner Transfer Program to increase outreach and marketing efforts to encourage more foreign prisoners to volunteer to be transferred back to their country of origin. The Board of Parole Hearings has staff to operate this program and is already taking steps to increase inmate awareness of the program. Transfers are not due to a lack of staff but other factors, such as the willingness of prisoners to volunteer to transfer, the willingness of the other countries to accept the prisoner and agree to California sentencing requirements, and treaties with other nations. Therefore, this augmentation is not necessary.

I am deleting Provision 25 to make a technical correction to the Budget Bill. Provision 29 of this item includes similar language that correctly reflects the Legislature's action on this issue.

Item 6110-001-0001—For support of Department of Education. I reduce this item from \$42,674,000 to \$42,206,000 by reducing:

- (3) 30-Special Programs from \$50,109,000 to \$49,141,000;

(9) Amount payable from Federal Trust Fund (Item 6110-001-0890) from -\$149,985,000 to -\$149,485,000; and by deleting Provision 3.

I am reducing this item by \$468,000 and 4.6 positions to eliminate support for the Healthy Start program which conforms to my action taken in Item 6110-200-0001.

Item 6110-001-0890—For support of Department of Education. I reduce this item from \$149,985,000 to \$149,485,000.

I am deleting the \$500,000 augmentation to the Legislative Analyst's Office to study the distribution of federal and state supplementary funding targeted at the State's economically disadvantaged and English language learner students. The use of federal funds to study funding formulas for state programs is inappropriate and may constitute an audit exception. Further, this augmentation is unnecessary. The work group I have already directed, consisting of the Office of the Secretary for Education, the Legislative Analyst's Office, and the State Department of Education, could address this issue at an absorbable cost.

I am deleting Provision 18.5 to conform to this action.

Item 6110-123-0890—For local assistance, Department of Education (Proposition 98). I reduce this item from \$65,141,000 to \$51,329,000 by reducing:

(2) 20.60.030.038-Comprehensive School Reform Program from \$43,839,000 to \$30,027,000.

I am deleting the \$13,812,000 legislative augmentation in carryover for this program. These funds were originally included in the No Child Left Behind Act flexibility proposal for carryover funds. Because the number of schools and districts identified as "program improvement" under the federal school accountability system has significantly increased, I believe it is a higher priority to target these carryover funds directly to low-achieving schools and districts to improve the academic performance of their pupils. Consequently, I will pursue future legislation appropriating these funds for that purpose and continue to work with the federal government through the State Board of Education to obtain approval of a No Child Left Behind Act flexibility proposal.

Item 6110-125-0890—For local assistance, Department of Education. I reduce this item from \$294,959,000 to \$275,759,000 by reducing:

(2) 10.30.010-Title I, Migrant Education from \$144,461,000 to \$125,261,000.

I am deleting the \$19,200,000 legislative augmentation in carryover for this program. These funds were originally included in the No Child Left Behind Act flexibility proposal for carryover funds. Because the number of schools and districts identified as "program improvement" under the federal school accountability system has significantly increased, I believe it is a higher priority to target these carryover funds directly to the low-achieving schools and districts that have large populations of migrant students to improve the academic performance of these pupils. Consequently, I will pursue future legislation appropriating these funds, and I will continue to work with the federal government through the State Board of Education to obtain approval of a No Child Left Behind Act flexibility proposal.

Item 6110-136-0890—For local assistance, Department of Education. I reduce this item from \$1,846,724,000 to \$1,805,187,000 by reducing:

(1) 10.30.060-Title I-ESEA from \$1,751,527,000 to \$1,727,227,000;

(3) 10.30.080-Title I-School Improvement from \$86,477,000 to \$69,240,000; and by revising Provision 5.

I am deleting the \$41,537,000 legislative augmentation in carryover for these programs. These funds were originally included in the No Child Left Behind Act flexibility proposal for carryover funds. Because the number of schools and districts identified as "program improvement" under the federal school accountability system has significantly increased, I believe it is a higher priority to target these carryover funds

directly to low-achieving schools and districts to improve the academic performance of their pupils. Consequently, I will pursue future legislation appropriating these funds and continue to work with the federal government through the State Board of Education to obtain approval of a No Child Left Behind Act flexibility proposal.

I am revising Provision 5 to conform to this action.

“5. Of the funds appropriated in Schedule (3), ~~\$46,477,000~~ \$29,240,000 shall be available pursuant to Article 3.1 (commencing with Section 52055.57) of Chapter 6.1 of Part 28 of the Education Code, for Title I district accountability.”

Item 6110-161-0001—For local assistance, Department of Education, (Proposition 98) Special Education. I reduce this item from \$2,894,790,000 to \$2,890,022,000 by reducing:

(1) 10.60.050.003-Special education instruction from \$2,831,196,000 to \$2,826,428,000,

and by revising Provision 24.

I am deleting \$4,768,000 from Provision 24 of this item to correct a technical over-appropriation which should have been offset by a corresponding increase in property tax estimates assumed as part of the final budget agreement. I am setting these funds aside for appropriation in subsequent legislation for other Proposition 98 priorities.

I am revising Provision 24 to conform to this action:

“24. Of the amount appropriated in Schedule (1), ~~\$52,620,000~~ \$47,852,000 is available for the 2005–06 fiscal year on a one-time basis. Local educational agencies shall use these funds for one-time purposes, including, but not limited to, the following: to assist students with disabilities pass the California High School Exit Examination, instructional materials, or other one-time expenditures for students with disabilities.”

I am sustaining the remainder of this appropriation with the understanding that subsequent clean-up legislation will correct various technical issues in both this item and in Item 6110-161-0890 that concern funding for students with disabilities, including a correction that will identify the amount passed through to Special Education Local Plan Areas (SELPAs) in Provision 21 as \$58.4 million rather than the lesser amount currently specified. I further expect that subsequent legislation will specify that the first priority for the use of the amount of funding remaining in Provision 24 for allocation to SELPAs will be to help students with disabilities pass the state’s High School Exit Exam.

Item 6110-191-0001—For local assistance, Department of Education (Proposition 98). I delete this item.

I am deleting the \$20,000,000 for purchase of supplemental materials for English language learners that was shifted by the Legislature from Instructional Materials in Item 6110-189-0001. The action by the Legislature to link this funding to the funding appropriated for Career-Technical Education through Control Section 24.50 is unconstitutional and attempts to usurp the authority of the Governor to veto items of appropriation. Furthermore, the Budget Act of 2004 contained \$30,000,000 for supplemental materials for English language learners that has yet to be allocated. Therefore, this additional appropriation is premature. I am setting these funds aside for appropriation in subsequent legislation for other Proposition 98 priorities.

Item 6110-200-0001—For local assistance, Department of Education. I delete this item.

I am deleting this \$2,000,000 legislative augmentation because the one-time funding included in the 2004 Budget Act for this program was intended to fully fund both the planning and operational grants for each grantee, thus not resulting in any future-year obligations for the State. I am therefore setting these funds aside for appropriation in subsequent legislation that ensures that any grants provided this year will eliminate any



subsequent funding pressures or obligations on the state in the future. This action will have no effect on schools currently operating these programs, as full funding for their multi-year grant periods has been provided in past budgets.

Item 6110-243-0001—For local assistance, Department of Education. I am sustaining this item.

I am sustaining the \$20,000,000 legislative augmentation because it is a high priority of my Administration to provide the services necessary to help eligible pupils pass the California High School Exit Exam. It is my understanding that further legislation will be enacted to address some concerns I have with the language contained in this item. For instance, the language would allow the services to be provided during the regular school day, which would likely remove these pupils from other important instructional opportunities. In addition, this item only contains funding for two of the four currently funded supplemental instruction programs, which delays allocation of funds and inhibits flexibility. Therefore, it is my expectation that legislation will also restore the supplemental programs contained in this item back to the original supplemental instruction funding item to resolve these issues and maximize the level of funding available to serve students who have failed or are likely to fail the exit exam.

Item 6440-006-0001—For support of University of California. I delete this item and Provision 1.

I am deleting this item which reflects a legislative augmentation of \$108,000 to support California's membership in the Western Interstate Commission for Higher Education (WICHE). When acting on the 2004 Budget last year, the Legislature deleted funding for membership dues for WICHE, as well as other state membership dues because of the fiscal condition of the state. It is my understanding that the higher education segments have agreed to fund their share of the membership dues in this budget year as well.

Item 6610-002-0001—For support of California State University. I reduce this item from \$3,034,000 to \$2,807,000 by reducing:

- (1) Center for California Studies-Fellows Program from \$610,000 to \$602,653;
- (3) Assembly Fellows from \$597,851 to \$537,354;
- (4) Senate Fellows from \$597,851 to \$537,354;
- (5) Executive Fellows from \$597,351 to \$536,854;
- (6) Judicial Fellows from \$421,659 to \$386,647; and
- (7) LegiSchool Project from \$116,788 to \$113,638.

I am reducing the legislative augmentation for the Capital Fellows Programs from \$309,000 to \$82,000, reflecting an overall increase of three percent in base funding for these programs, consistent with the Compact for Higher Education.

Item 6870-101-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98). I revise this item by deleting Provision 6.6 to conform to the action I have taken in Control Section 24.50.

Consistent with my action in Control Section 24.50, I am deleting Provision 6.6 which states legislative intent to fund Career Technical Education pursuant to the Legislature's addition of Control Section 24.50. Control Section 24.50 would require that \$20,000,000 for Career Technical Education be linked to providing an identical amount of funding for supplemental instructional materials for English learners. These two programs do not share any legal or programmatic relationship, thus the Control Section creates an inappropriate funding link between these distinct programs. Further, this action is unconstitutional and attempts to usurp the Governor's veto authority.

I have a strong commitment to career technical education reform in order to ensure that all students have the opportunity to prepare for high paying careers in the high demand job sectors of our economy. Therefore, I am setting aside \$20,000,000 from

my veto of Control Section 24.50 to provide support for Career Technical Education in separate legislation.

I am deleting Provision 6.6 to conform.

Item 6870-486—Reappropriation (Proposition 98), Board of Governors of the California Community Colleges. I revise this item from \$33,000,000 to \$15,600,000 as follows:

“6870-486—Reappropriation (Proposition 98), Board of Governors of the California Community Colleges. The sum of ~~\$33,000,000~~ *\$15,600,000* is reappropriated from the Proposition 98 Reversion Account, for the purpose of backfilling a projected shortfall in 2004–05 local property tax revenues for community colleges. ~~To the extent that the funding provided for this purpose exceeds the amount necessary to compensate community colleges for the shortfall in local property tax revenues, the remaining funding shall be reappropriated to community colleges to further support equalizing community college apportionment rates.~~”

I am reducing the Legislature’s augmentation to community colleges to backfill a projected shortfall in 2004–05 local property tax revenues from \$33,000,000 to \$15,600,000. I am advised that the community colleges will experience a shortfall not greater than \$21,000,000 in the current year. Furthermore, the community colleges are not likely to earn all growth funding for 2004–05, and as such the system would not incur the costs of instruction anticipated for the current year. Given the continuing structural deficit facing the state, a portion of these resources should therefore be utilized for higher priorities. Consistent with that approach, I am setting aside this \$17,400,000, in combination with the set aside of \$20,000,000 from my action on Control Section 24.50, to provide support for Career Technical Education pursuant to separate legislation.

Item 7980-001-0784—For support of Student Aid Commission. I delete Provision 4.

I am deleting Provision 4 because it would limit the Commission’s authority to carry out its statutory authority by requiring advance notification of specified actions related to the governance structure and roles and responsibilities of the EdFUND Board of Directors. Additionally, this provision’s expressed intent regarding the sale or transfer of the federal loan guarantee to another entity is a policy matter that should be addressed only after thoughtful deliberation by the Legislature and the Administration.

Chapter 961, Statutes of 1996, authorizes the Student Aid Commission to establish an auxiliary organization for the purpose of providing operational and administrative services for the Commission’s participation in the Federal Family Education Loan Program. Among other duties and responsibilities, the Commission is empowered to nominate and appoint a board of directors for the auxiliary organization. As such, Provision 4 infringes on the Executive Branch’s ability to operate programs and establishes a substantive change in law.

Item 7980-101-0001—For local assistance, Student Aid Commission. I am sustaining this item.

I am sustaining the legislative authorization contained in subdivision (e) of Provision 1 for an augmentation of 300 additional APLE loan assumption warrants because loan assumptions are a critical incentive to encourage science and math majors to become teachers. However, given the budget agreement to fund the Science and Math Teacher Initiative in the University of California and California State University segments, it is necessary that this provision be modified in subsequent legislation to make these additional warrants available exclusively to candidates participating in the initiative, as determined by the segments. In this way, we can assure the success of the initiative to provide our students with the most proficient science and math teachers possible, which is critical to California’s future economic well-being.

Item 7100-001-0001—For support of Employment Development Department. I reduce this item from \$22,679,000 to \$22,186,000.

I am reducing the legislative augmentation by \$493,000, which would provide funding for increasing the department's efforts to collect employment taxes owed to the state. In recognition of the potential merits associated with this effort, I am sustaining \$2,194,000 of the augmentation. This reduction is necessary to reflect a more realistic timeframe for the implementation of this effort.

Item 7100-001-0514—For support of Employment Development Department. I delete Provision 3.

Provision 3 sets aside \$2,500,000 from this item to fund a health care training program to be adopted in legislation during the 2005–06 session. I am concerned about restricting the use of this funding for legislation that has not yet been passed by the Legislature.

California has a real and growing nursing shortage. California will have a shortage of 47,600 nurses by 2010. This means that California will need an additional 9,500 nurses every year for the next five years just to meet demand. California is currently ill-equipped to meet that demand. That is why my Administration has recently developed a multifaceted, comprehensive program of more than \$100,000,000 to build California's capacity to train nurses. Provision 3 would unnecessarily hamper the efforts my Administration has embarked upon in this regard.

Item 7100-001-0588—For support of Employment Development Department. I reduce this item from \$214,699,000 to \$214,488,000.

I am reducing the legislative augmentation by \$211,000 which would provide funding for increasing the department's efforts to collect employment taxes owed to the state. In recognition of the potential merits associated with this effort, I am sustaining \$940,000 of the augmentation. This reduction reflects the anticipated timeframe for the implementation of this effort.

Item 7100-001-0870—For support of Employment Development Department. I revise this item by reducing:

- (2) 21-Tax Collections and Benefit Payments from \$647,908,000 to \$647,204,000;
- (9) Amount payable from the General Fund (Item 7100-001-0001) from -\$22,679,000 to -\$22,186,000; and
- (13) Amount payable from the Unemployment Compensation Disability Fund (Item 7100-001-0588) from -\$214,699,000 to -\$214,488,000.

In recognition of the potential merits associated with increasing the efforts to collect employment taxes owed to the state, I am sustaining \$3,134,000 of the \$3,838,000 augmentation to provide funding for 50 auditors and collectors in the Tax Collections and Benefits Payments Program. I am reducing the legislative augmentation by \$704,000 to reflect the anticipated timeframe within which these new personnel will be hired by the Department.

This action conforms to the reductions of Items 7100-001-0001 and 7100-001-0588.

Item 7350-001-0001—For support of Department of Industrial Relations. I reduce this item from \$64,249,000 to \$61,249,000 by reducing:

- (6) 50-Division of Labor Standards Enforcement from \$49,983,000 to \$46,983,000, and by deleting Provision 2.

I am deleting the legislative augmentation that provided \$3,000,000 and 30.4 personnel years to expand enforcement efforts by the Labor Commissioner and the Bureau of Field Enforcement. In the years prior to my arrival in Sacramento, literally dozens of new laws were added to the California Labor Code. Unfortunately, while all these new laws were being added to the Labor Code, the number of labor law officials actually enforcing the laws was slashed dramatically. In fact, when my Administration began in November 2003, not a single enforcement official was based in the Central

Valley. This disregard for the importance of vigorous labor law enforcement allowed the underground economy to flourish.

In January, I proposed, and this Budget creates, the Economic and Employment Enforcement Coalition (EEEC). The EEEEC will coordinate underground economy enforcement activities by the Department of Industrial Relations (DIR), the Employment Development Department, the Contractors State License Board, and others. The Budget provides the EEEEC with 63 positions, including \$3,026,000 and 27.5 personnel years for DIR. Also, a concerted effort was made to create these positions without using General Fund dollars, allowing those dollars to be used for other high-priority needs.

I am deleting Provision 2 to conform to this action.

Item 8660-001-0461—For support of Public Utilities Commission. I reduce this item from \$8,785,000 to \$8,502,000.

The Legislature augmented the Public Utilities Commission's (PUC's) rail safety program by \$1,242,000. Because rail safety is of paramount importance, I am sustaining \$959,000 of this augmentation on a one-time basis. I am reducing this augmentation by \$283,000 that was intended for additional legal staff and governmental liaisons because they are unnecessary to increase railroad safety inspections and investigations. In addition, the State Auditor recently issued a report identifying deficiencies in the PUC's accounting practices in this program. Consequently, continuation of this augmentation will be dependent upon the PUC rectifying these deficiencies and ensuring that the fees which support this program are fully allocated to these activities.

Item 8660-001-0462—For support of Public Utilities Commission. I revise this item by reducing:

- (1) 10-Regulation of Utilities from \$88,887,000 to \$87,887,000;
- (3) 20-Regulation of Transportation from \$16,043,000 to \$15,760,000;
- (10) Amount payable from the Public Utilities Commission Transportation Reimbursement Account (Item 8660-001-0461) from -\$8,785,000 to -\$8,502,000;
- (18) Amount payable from the Public Utilities Commission Ratepayer Advocate Account (Item 8660-001-3089) from -\$19,379,000 to -\$18,379,000.

I am revising this item to conform to the actions I have taken in Items 8660-001-0461, 8660-001-3089, and 8660-011-0462.

Item 8660-001-3089—For support of the Public Utilities Commission. I reduce this item from \$19,379,000 to \$18,379,000.

I am deleting the \$1,000,000 legislative augmentation to fund an additional 10.0 positions in the Office of Ratepayer Advocates' (ORA) telecommunications division. The ORA already has 122 positions and did not provide sufficient workload detail to justify additional positions. If the ORA can identify critical work that is not being performed by the existing staff, it can be considered in next year's budget.

Item 8660-011-0462—For transfer by the Controller from the Public Utilities Commission Utilities Reimbursement Account to the Public Utilities Commission Ratepayer Advocate Account. I reduce this item from (\$19,379,000) to (\$18,379,000).

I am reducing this item by \$1,000,000 to conform to the actions I have taken in Items 8660-001-0462 and 8660-001-3089.

Item 8855-001-0001—For support of Bureau of State Audits. I reduce this item from \$14,232,000 to \$13,082,000 by reducing:

- (1) 10-State Auditor from \$14,232,000 to \$13,082,000.

I am deleting the \$1,150,000 legislative augmentation to the Bureau of State Audits. Augmenting this item is inconsistent with the creation of the Office of Inspector General since the Administration does not oversee or direct the activities of the Bureau of State Audits.

Item 8860-001-0001—For support of Department of Finance. I reduce this item from \$34,542,000 to \$33,392,000 by reducing:

- (2) 20-Program and Information System Assessments from \$15,361,000 to \$14,211,000.

I proposed a new Office of the State Inspector General, but the Legislature rejected my proposal and augmented this item by \$1,150,000 to provide funding for staffing and associated resources for additional audits by the Office of State Audits and Evaluations in the Department of Finance. These audits would assess and strengthen the internal accounting and administrative control systems to minimize fraud, errors, abuse, and waste of government funds within any department or agency reorganized in the 2005–06 Legislative Session.

I am deleting the legislative augmentation because it does not address the identified need. The Office of the State Inspector General would have a much broader purview than the Department of Finance, which conducts fiscal audits and provides accounting advice to departments. My proposal would require criminal investigations that the Department of Finance does not have the authority to conduct. Additionally, Department of Finance staff does not have the experience or training to work in an arena controlled by the rules of evidence for criminal proceedings. I will bring my proposal for a meaningful and effective Office of Inspector General back next year.

Item 8940-001-0604—For support of Military Department. I reduce this item from \$5,200,000 to \$2,200,000 by reducing:

- (1) 10-Army National Guard from \$5,200,000 to \$2,200,000.

I am reducing the legislative augmentation to make additional repairs to existing armories throughout the state from \$3,700,000 to \$700,000. With this action, the Military Department will have \$2,200,000 to begin addressing maintenance and repair needs at armories.

I am directing the Office of the Adjutant General to complete a comprehensive review of its facility needs, including an assessment of deferred maintenance needs for the armories.

Further, there is a substantial backlog of deferred maintenance at other buildings under the state's management, and this augmentation would have privileged armories over other needs for maintenance of higher priority.

I am also deleting Item 8940-002-0001 to conform to this action.

Item 8940-002-0001—For transfer by the Controller to the Armory Fund. I delete this item.

I am deleting \$3,000,000 in this item to conform to the action I have taken in Item 8940-001-0604.

Item SEC. 4.10—Reporting Requirements for Unallocated Reductions. I delete this Control Section.

I am deleting this control section that requires the Director of Finance to report to the Legislature by December 10, 2005, on the impact of the unallocated reductions included in the 2005 Budget Act. This language is an infringement on the Executive Branch's budget development process as the information necessary to produce this report may include budgetary decisions that would not be reached until the preparation of the 2006–07 Governor's Budget was complete.

SEC. 12.75—Basic Aid District Reduction. I revise this Control Section to delete the \$280,000 legislative augmentation to basic aid district categorical funding. The Budget still provides \$1,260,000 to reduce cuts made to basic aid district categorical funding in the 2003–04 Budget. However, I am setting aside these additional funds for appropriation in subsequent legislation for other Proposition 98 priorities. The total reduction to basic aid district categorical funding in the 2005–06 fiscal year is \$1,406,000.

I am revising Control Section 12.75 as follows:

“SEC. 12.75. The Superintendent of Public Instruction shall reduce by \$1,126,000 1,406,000 funding for basic aid school districts from the Proposition 98 categorical funds appropriated in this act that would otherwise be allocated to basic aid school districts, in accordance with legislation that goes into effect on or before January 1, 2006.”

Item SEC. 24.50—Career Technical Education. I delete this Control Section.

I am deleting the Legislature’s addition of this Control Section to require that \$20,000,000 for Career Technical Education be linked to providing an identical amount of funding for supplemental instructional materials for English learners. These two programs do not share any legal or programmatic relationship, thus the Control Section creates an inappropriate funding link between these distinct programs. Further, this action is unconstitutional and attempts to usurp the Governor’s veto authority.

I have a strong commitment to career technical education reform in order to ensure that all students have the opportunity to prepare for high paying careers in the high demand job sectors of our economy. Therefore, I am setting aside \$20,000,000 from this veto to provide support for the Career Technical Education proposal in separate legislation.

I am also deleting Provision 6.6 of Item 6870-101-0001 to conform to this action. With the above deletions, revisions, and reductions, I hereby approve Senate Bill 77.

ARNOLD SCHWARZENEGGER, Governor

2 [Ch. 39] I object to the following appropriations contained in Senate Bill 80.

Item 0250-101-0932—For local assistance, Judicial Branch. I revise this item from \$2,513,466,000 to \$2,488,916,000 by reducing:

(1) 45.10—Support for operation of the Trial Courts from \$2,183,763,000 to \$2,159,213,000, and deleting Provision 8.

I am reducing this item by \$24,550,000. The Legislature adopted Uniform Civil Filing Fees trailer bill language that would result in increased revenue of \$14,750,000 in 2005–06 and \$29,500,000 beginning in 2006–07 to the Trial Court Trust Fund. The Legislature also increased appropriation authority in this item by \$29,500,000 beginning in 2005–06. I am vetoing \$14,750,000 to reduce the appropriation authority consistent with the increased level of revenue in 2005–06. In addition, a related veto in Item 0250-111-0001 is reducing the General Fund transfer to the Trial Court Trust Fund by \$9,800,000. Therefore, I am also vetoing \$9,800,000 in this item to conform to that action. The remaining \$4,950,000 will be available as additional expenditure authority to the Trial Court Trust Fund for the facilities program.

I am deleting Provision 8 which would specify the method of allocating additional funds received through a statutorily required adjustment based on the percentage change in the State Appropriations Limit. As a separate and co-equal branch of state government, the Judicial Branch should have the flexibility to allocate these funds based on the operational needs of the trial courts and not according to a methodology imposed by the Legislature.

Item 0520-001-0001—For support of Secretary for Business, Transportation and Housing. I reduce this item from \$8,828,000 to \$8,678,000.

I am deleting the \$150,000 legislative augmentation which provides funding for the Small Business Advocate within the Business, Transportation and Housing Agency. I am a strong proponent of keeping California’s business climate positive and helping business development, and believe that small businesses would be best served with this interagency 95 coordinating function remaining at the Governor’s Office of Planning and Research. The Office of Planning and Research should perform this function within existing resources.

Item 0520-001-0044—For support of Secretary for Business, Transportation and Housing. I revise this item by reducing:

(2) 25-Infrastructure Finance and Economic Development Program from \$15,700,000 to \$13,550,000;

(5) Amount payable from the General Fund (Item 0520-001-0001) from -\$8,828,000 to -\$8,678,000; and by deleting:

(9) Amount payable from the Chrome Plating Pollution Prevention Account (Item 0520-001-9329) (-\$2,000,000).

I am reducing this item to conform to the actions I have taken in Items 0520-001-0001 of this bill and 0520-001-9329 of the Budget Act.

Item 3600-001-0001—For support of Department of Fish and Game. I reduce this item from \$44,431,000 to \$38,431,000 by reducing:

(1) 20-Biodiversity Conservation Program from \$132,172,000 to \$128,172,000;

(2) 25-Hunting, Fishing and Public Use from \$48,920,000 to \$44,920,000;

(4) 40-Conservation Education and Enforcement from \$55,643,000 to \$50,643,000;

(12) Amount payable from the Fish and Game Preservation Fund (Item 3600-001-0200) from-\$98,919,000 to -\$95,919,000;

(18.5) Amount payable from the Salmon and Steelhead Trout Restoration Account (Item 3600-001-0384) from -\$8,000,000 to -\$4,000,000; and by deleting Provisions 3 and 4 to conform to this action.

I am deleting the \$5,000,000 legislative augmentation to create 40 new game warden positions. The Department has 352 warden positions available to enforce California's Fish and Game laws. While I am supportive of enforcing California's Fish and Game Code, I am unable to concur in this specific augmentation because of the need to ensure a prudent reserve for economic uncertainties. I am deleting Provision 3 to conform to this action.

I am deleting the \$1,000,000 legislative augmentation to create 7.0 positions for the Wild and Heritage Trout Program. I am deleting Provision 4 to conform to this action.

I am also revising this item to conform to the action I have taken in Item 3600-001-0200 and Item 3600-001-0384.

These reductions are necessary to provide for a prudent General Fund reserve in light of the states current fiscal condition. With these reductions, \$272,209,000 still remains to support these programs.

Item 3600-001-0200—For support of Department of Fish and Game. I reduce this item from \$98,919,000 to \$95,919,000.

I am deleting the \$3,000,000 legislative augmentation which would increase funding for fish hatchery operations to conform to the action I have taken in Items 3640-401 and 3600-001-0001.

Item 6440-001-0001—For support of University of California. I reduce this item from \$2,618,386,000 to \$2,614,585,000 by reducing:

(1) Support from \$2,534,890,000 to \$2,531,089,000, and by revising Provisions 12 and 13 and by deleting Provision 25.

I am deleting the \$3,800,000 legislative augmentation for the Labor Institute.

The Legislature's action restores funding that was provided on a one-time basis in the 2004 Budget Act and these reductions are needed to help bring ongoing expenditures in line with existing resources.

I am deleting Provision 25 to conform to this action.

I am also reducing this item by \$1,000 and revising Provision 12 to eliminate the Legislature's requirement that the California State Summer School for Math and Science (COSMOS) be evaluated consistent with the accountability framework for outreach programs that was developed by the University in April 2005. This program is not an outreach program focused on increasing the academic performance of disad-

vantaged students; therefore, an evaluation on that basis would not be productive. The \$1,000 reduction reflects savings by revising Provision 12, as follows, to eliminate the unproductive effort required by the Provision:

“12. It is the intent of the Legislature that the University of California report by April 1, 2006, on the outcomes and effectiveness of COSMOS ; ~~consistent with the accountability framework developed by the University of California for student academic preparation and education programs in April 2005 .~~”

I am revising Provision 13 to eliminate the Legislature’s requirement that the Welfare Policy Research Project be located at the University of California at Berkeley campus. This is an internal issue to the University, and as such, both usurps the autonomy of the University and the authority of the Executive Branch to operate programs. I am revising Provision 13 to conform to this action as follows:

“13. The amount appropriated in Schedule (1) includes funding for the University of California ~~at Berkeley; Institute for Governmental Studies;~~ to support the Welfare Policy Research Project, per Article 9.7 (commencing with Section 11526) of Chapter 2 of Part 3 of the Welfare and Institutions Code.”

Finally, I am sustaining the \$17.3 million legislative augmentation for Student Academic Preparation and Education Programs on a one-time basis, with the understanding that the University will work with the Administration to fully evaluate the cost-effectiveness of each program and eliminate those that cannot demonstrate an adequate return on investment.

Item 6610-001-0001—For support of the California State University. I reduce this item from \$2,554,085,250 to \$2,550,645,250 by reducing:

(1) Support from \$3,978,663,250 to \$3,975,223,250, and by revising Provision 11.

I am reducing the legislative augmentation for a specific entry-level master’s degree program in nursing from \$4,000,000 to \$560,000 because the level of funding provided exceeds the programmatic need in the budget year. However, I believe very strongly in increasing the number of nurses in California. Therefore, in order to ensure that all these dollars are not left unspent, and actually are used to address our nursing shortage, I am setting aside the vetoed amount, to address this critical need through different approaches, pursuant to subsequent legislation. For instance, I would consider signing legislation that would appropriate the remainder of the \$4,000,000 to the California State University, the University of California, or both, to work with some of California’s independent colleges and universities to increase capacity for nursing programs with the objective to further increase the number of nursing faculty available in our state. The availability of increased nursing faculty will allow schools to offer more nursing classes and increase the State’s capacity to train an even greater number of nurses.

I am revising Provision 11 to conform to this action as follows:

“11. Of the amount appropriated in Schedule (1), \$4,000,000 ~~\$560,000~~ is to support the development of entry-level master’s degree programs in nursing, pursuant to Article 8 (commencing with Section 89270) of Chapter 2 of Part 55 of Title 3 of the Education Code.”

Finally, I am sustaining the \$7 million legislative augmentation for student academic preparation and student support services programs on a one-time basis, with the understanding that the University will work with the Administration to fully evaluate the cost-effectiveness of each program and eliminate those that cannot demonstrate an adequate return on investment.

Item 6870-101-0001—For local assistance, Board of Governors of the California Community Colleges. I am deleting Provision 6.6 of this item to conform to my action on that same Provision and Control Section 24.50 in the main budget bill, SB 77:

As stated in the veto message for SB 77, I am deleting Provision 6.6 which states legislative intent to fund Career Technical Education pursuant to the Legislature’s new



added Control Section 24.50. Control Section 24.50 would require that \$20,000,000 for Career Technical Education be linked to providing an identical amount of funding for supplemental instructional materials for English learners. These two programs do not share any legal or programmatic relationship; thus, the Control Section creates an inappropriate funding link between these distinct programs. Further, this action is unconstitutional and attempts to usurp the Governor's veto authority.

I have a strong commitment to career technical education reform in order to ensure that all students have the opportunity to prepare for high paying careers in the high-demand job sectors of our economy. Therefore, I am setting aside \$20,000,000 from my veto of Control Section 24.50 to provide support for Career Technical Education in separate legislation.

Item SEC. 29.50—Employee Compensation Savings. I delete this control section.

I am deleting Control Section 29.50 because this language is unnecessary and infringes on the Administration's prerogatives regarding collective bargaining. This section requires the Administration to notify the Legislature 10 days prior to any reductions in appropriations based on the results of collective bargaining. Control Section 4.01 provides the same authority to reduce appropriations but provides for legislative notification within 30 days of the reductions. Notification prior to reductions would place the Legislature in the position of approving or disapproving specific employee compensation reforms that arise from collective bargaining negotiations, rather than ratifying memoranda of understanding that require expenditures of funding as provided for in Government Code Sections 3517.6 and 3517.61. This constitutes an infringement on the Governor's responsibilities under the Dills Act.

With the above deletions, revisions, and reductions, I hereby approve Senate Bill 80.

ARNOLD SCHWARZENEGGER, Governor

3 [Ch. 81] To the members of the California State Senate:

I am signing Senate Bill No. 71 with the following line item veto in Section 1 to more closely align the bill with my expenditure plan.

SECTION 1. Section 2932.2 is added to the Fish and Game Code, to read:

2932.2. Of the funds appropriated pursuant to Section 79565 of the Water Code, not less than ~~twelve million dollars~~ *eight million five hundred thousand dollars* ( ~~\$12,000,000~~ *\$8,500,000* ) shall be made available for transfer or direct expenditure for acquisition, grants, or other activities that directly restore the Salton Sea and its transboundary watersheds, consistent with Section 2932.

I am reducing this allocation in recognition of the fact that only \$8,800,000 in funds appropriated pursuant to Section 79565 of the Water Code will be available for allocation during 2005–06. By reducing this allocation to \$8,500,000, the available funding will not be exceeded, and a small reserve will remain for contingencies in all activities and projects funded by this section of the Water Code.

With the above line item veto, I hereby approve SB 71.

ARNOLD SCHWARZENEGGER, Governor



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# **CROSS REFERENCE TABLES**

BILL TO CHAPTER NUMBER

**2005**

2005–06 REGULAR SESSION

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## CROSS REFERENCE TABLES

## Bill to Chapter Number

**ASSEMBLY BILLS**

Assembly Bill	Chapter	Assembly Bill	Chapter	Assembly Bill	Chapter
7	689	174	32	333	294
8	127	178	633	338	709
11	178	179	456	341	156
12	422	182	181	346	184
14	281	186	141	348	185
18	624	188	26	351	124
22	240	190	160	354	449
23	502	193	563	356	526
27	282	200	50	357	143
33	461	203	505	360	508
42	6	204	285	361	295
52	179	205	182	363	296
56	126	208	142	365	605
65	13	216	522	367	144
67	562	217	466	370	186
68	128	220	215	378	123
70	60	223	183	380	367
77	503	224	351	381	424
83	283	228	419	382	387
85	180	238	43	383	565
86	167	241	286	394	297
88	690	248	34	403	388
99	125	254	111	404	389
100	462	256	708	405	566
102	55	258	523	414	606
109	284	259	564	415	607
110	69	268	216	420	390
111	62	270	47	428	120
112	132	275	88	429	467
113	463	276	287	430	364
114	464	277	288	434	94
115	691	279	16	437	721
118	465	280	289	439	704
121	707	287	290	449	96
124	644	296	524	451	391
128	234	297	217	453	298
131	80	299	42	459	392
133	504	300	423	460	609
137	521	302	506	461	61
138	72	304	525	462	299
139	74	306	291	465	468
144	71	316	385	466	567
145	75	322	386	478	608
156	7	324	292	480	117
164	623	327	293	483	161
165	384	330	507	488	393

## CROSS REFERENCE TABLES

Assembly Bill	Chapter	Assembly Bill	Chapter	Assembly Bill	Chapter
489	187	728	369	953	513
491	710	729	312	961	318
493	218	736	370	964	699
495	145	740	359	967	399
496	300	746	426	978	472
497	301	747	528	979	646
502	425	752	147	980	319
512	219	758	394	981	122
515	368	760	635	982	320
519	634	764	68	983	225
520	220	765	696	987	82
522	469	767	204	988	53
532	509	776	713	998	133
538	63	780	188	999	52
541	302	783	714	1007	371
544	84	785	148	1008	85
547	692	787	457	1011	612
550	303	794	23	1027	428
554	510	796	27	1031	400
557	18	800	313	1043	321
571	89	817	395	1044	322
574	693	818	189	1045	532
575	59	819	697	1048	226
582	711	820	698	1051	323
584	92	823	233	1052	324
585	712	824	636	1054	65
587	527	831	118	1060	715
592	304	834	119	1061	613
599	221	835	31	1064	325
610	511	837	67	1065	533
620	305	841	569	1067	716
621	222	843	396	1069	326
627	306	846	314	1071	192
635	694	847	315	1075	29
637	66	852	129	1078	570
641	93	856	223	1081	401
646	307	857	470	1086	571
662	40	865	316	1088	647
663	54	873	397	1093	149
664	610	882	28	1098	458
665	165	885	224	1099	193
671	308	889	529	1104	429
682	678	892	512	1114	648
689	645	893	162	1116	637
690	155	897	530	1117	649
691	309	900	190	1123	327
694	568	901	531	1125	572
702	611	911	398	1130	30
706	310	920	317	1131	194
716	311	924	490	1136	402
719	64	929	427	1142	403
720	146	940	471	1143	534
721	695	947	191	1150	474

## CROSS REFERENCE TABLES

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Assembly Bill	Chapter	Assembly Bill	Chapter	Assembly Bill	Chapter
1155	195	1366	360	1595	343
1158	535	1373	70	1609	354
1166	328	1376	56	1610	543
1170	536	1378	538	1633	641
1179	638	1385	361	1636	718
1180	329	1386	539	1637	166
1182	372	1390	409	1640	433
1183	717	1392	651	1642	344
1188	163	1400	420	1646	654
1194	537	1412	640	1655	544
1195	514	1415	578	1660	580
1200	573	1419	196	1661	412
1201	227	1424	231	1662	653
1202	330	1426	652	1663	413
1222	574	1431	334	1666	345
1229	575	1434	335	1669	642
1233	614	1435	410	1676	434
1234	700	1437	168	1707	57
1235	615	1438	540	1711	58
1238	150	1439	459	1712	545
1249	404	1442	617	1718	346
1261	639	1459	618	1721	581
1270	33	1460	411	1723	703
1272	701	1461	197	1725	460
1278	430	1462	619	1729	153
1280	515	1471	336	1732	98
1285	650	1474	337	1734	414
1288	702	1480	362	1735	719
1296	331	1489	49	1738	520
1303	97	1492	363	1741	121
1304	41	1495	476	1742	706
1305	17	1496	517	1743	198
1309	516	1497	541	1746	347
1311	405	1507	431	1748	199
1317	406	1511	350	1750	720
1318	407	1512	338	1753	546
1322	332	1517	339	1754	348
1323	722	1523	151	1755	200
1325	475	1527	340	1756	620
1328	576	1529	341	1757	201
1329	228	1533	542	1760	415
1342	577	1563	518	1761	95
1346	333	1566	432	1763	202
1348	373	1567	44	1764	582
1349	616	1576	374	1765	519
1353	164	1577	152	1767	349
1356	408	1585	579	1769	134
1358	229	1586	421	1772	547
1359	230	1594	342		

**SENATE BILLS**

Senate Bill	Chapter	Senate Bill	Chapter	Senate Bill	Chapter
2	447	119	102	281	236
8	680	121	8	282	136
12	235	122	169	287	376
13	241	123	170	295	12
14	242	124	130	296	51
15	591	125	24	302	627
16	2	127	171	303	597
20	435	130	15	310	455
22	3	131	548	316	660
28	1	135	249	319	355
29	4	137	452	322	172
33	477	138	480	326	598
35	243	140	114	330	36
37	673	141	250	347	584
39	113	143	679	352	356
45	244	150	436	353	255
47	135	157	211	355	437
48	681	158	251	358	628
49	245	159	481	365	585
50	5	170	19	367	723
61	450	180	239	370	724
62	76	184	46	373	599
63	73	186	594	375	206
64	77	190	493	376	210
65	491	194	655	377	643
66	375	197	252	381	173
67	705	203	682	383	137
68	78	207	656	387	112
70	352	210	453	389	256
71	81	218	626	390	438
73	592	220	203	396	115
76	91	224	494	402	495
77	38	228	657	405	20
78	246	229	658	408	257
80	39	231	674	416	25
88	14	232	675	418	549
91	79	237	35	422	600
94	11	244	454	424	9
97	247	245	107	430	357
101	103	248	659	435	496
102	593	253	595	436	629
104	478	255	473	439	258
108	45	264	583	443	86
110	248	268	131	444	482
111	479	269	683	447	110
112	492	271	253	453	497
115	451	274	254	457	622
116	625	278	104	460	259
118	157	279	596	467	209



## CROSS REFERENCE TABLES

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Senate Bill	Chapter	Senate Bill	Chapter	Senate Bill	Chapter
471	586	671	175	919	274
477	377	674	664	922	670
484	729	679	268	941	671
487	174	687	358	950	501
488	205	689	665	954	556
500	630	701	725	959	557
502	260	702	116	962	558
512	677	706	380	963	488
513	261	707	553	965	237
518	448	708	207	966	158
525	661	719	485	967	559
527	262	720	631	972	238
536	587	723	486	973	418
543	263	724	269	975	365
546	232	726	632	979	139
547	159	730	685	987	83
548	106	731	270	1007	382
555	264	734	487	1009	275
565	416	737	10	1016	726
568	602	743	666	1018	140
569	498	754	100	1028	672
570	265	755	676	1036	101
575	601	759	500	1037	366
578	684	771	588	1053	276
580	662	772	214	1054	87
581	439	776	554	1069	277
584	378	796	686	1081	688
594	483	798	444	1082	154
597	109	802	445	1084	278
608	440	816	105	1085	213
614	266	822	271	1087	727
615	550	826	687	1088	489
618	603	828	381	1092	108
619	484	833	667	1096	728
621	499	837	272	1097	177
630	138	853	37	1100	560
634	441	854	555	1102	561
640	379	857	589	1105	446
643	551	861	668	1106	590
644	417	872	176	1107	279
647	99	875	353	1108	22
648	267	878	212	1110	383
650	442	894	273	1111	621
661	552	897	604	1112	280
665	208	906	90	1113	48
666	443	911	21		
670	663	914	669		

**ASSEMBLY CONCURRENT RESOLUTIONS**

ACR	Resolution Chapter	ACR	Resolution Chapter	ACR	Resolution Chapter
1	128	25	13	59	114
2	110	27	27	60	45
3	42	29	99	61	46
4	23	30	54	62	47
5	64	31	14	63	115
6	6	32	24	66	49
7	37	33	91	67	100
8	28	35	25	68	71
9	7	36	112	69	82
10	8	37	130	70	132
11	98	40	55	71	50
12	29	41	38	74	133
13	4	42	80	75	116
14	9	43	81	76	134
15	129	44	48	83	135
16	70	46	66	85	136
17	26	48	56	86	137
18	43	49	31	87	138
19	12	50	92	88	139
20	65	51	131	89	140
21	30	53	39	90	141
22	79	54	44	92	142
23	90	55	40	93	143
24	111	57	113		

**ASSEMBLY JOINT RESOLUTIONS**

AJR	Resolution Chapter	AJR	Resolution Chapter	AJR	Resolution Chapter
1	67	12	96	21	63
2	117	13	85	22	101
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STATUTORY RECORD

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# STATUTORY RECORD

1999–2005

## Abbreviations

Ad =Added  
Ad(RN) =Added by Renumbering  
Am =Amended  
Art. =Article  
Ch. =Chapter  
Div. =Division  
Inc. Ref. =Incorrect Reference  
Pt. =Part  
R =Repealed  
Am & RN =Amended and Renumbered  
S =Supplemented (See below)  
Sec. =Section  
Stats. =Statutes  
\* =Urgency  
1X =First Extraordinary Session  
2X =Second Extraordinary Session  
3X =Third Extraordinary Session  
4X =Fourth Extraordinary Session  
5X =Fifth Extraordinary Session

## SUPPLEMENTS

CODIFIED SECTIONS	“S” denotes a placeholder for superior notes. This is not the latest amended form.
STATS OTHER THAN CODES	If the “S” has a superior note attached it is a placeholder for the superior note reference to an effect on a new or existing law.
BUDGET	A reference to an augmentation, reappropriation, or reversion. This is not the latest amended form.





**BUSINESS AND PROFESSIONS CODE**

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22	1999	656	Am	149	2000	1054	Am (by Sec. 3 of Ch.)
	2004	33 *	Am				
25	2002	1013	Am		2000	1055 *	Am (by Sec. 2 of Ch.) <sup>14</sup>
	2005	658	Am				
27	1999	655	Am				Am (by Sec. 2.5 of Ch.) <sup>25</sup>
	1999	784 *	Am <sup>82</sup>				
	2000	927	Am		2003	485	Am
	2001	159	Am <sup>305</sup>	153.5	2002	1079 *	Ad
	2003	849	Am	156.1	2003	107	Am
28	2002	1013	Am	205	2000	1054	Am (by Sec. 4.5 of Ch.)
	2004	695	Am				
29	2002	1013	Am		2001	687	Am
	2004	193	Am <sup>571</sup>	207	2002	682	Ad
29.5	2003	607	Am	312	2002	405	Am
30	1999	652	Am (by Sec. 1.5 of Ch.)	327	2002	405	R
				335	2002	405	R
32	2002	1013	Am	336	2002	405	R
101	1999	655	Am	350	2000	984	Ad <sup>289</sup>
	2000	697	Am (by Sec. 1 of Ch.)		2001	159	Am <sup>305</sup>
				351	2000	984	Ad <sup>289</sup>
	2001	615 *	Am		2002	405	R
	2001	687	Am (by Sec. 1.5 of Ch.)	352	2000	984	Ad <sup>289</sup>
					2004	227 *	Am
	2003	485	Am	450.2	2002	1150	Ad
101.1	1999	983	Am	450.4	2003	563	R
102.3	2004	33 *	Am	450.5	2003	563	Am
113	2000	277	Am	453	2002	1150	Ad
	2001	159	Am <sup>305</sup>	467.1	2005	75 *	Am <sup>80</sup>
119	2000	568	Am	470.3	2005	75 *	R <sup>80</sup>
120	2000	1055 *	Am	470.5	2005	75 *	Ad <sup>80</sup>
121.5	2001	306	Ad	470.6	2005	75 *	Ad <sup>80</sup>
	2001	435	Ad	472.4	2002	107	Am
	2002	405	R (as ad by Stats. 2001, Ch. 306)	Div. 1.2, heading (Sec. 473 et seq.)			
125.3	2001	728	Am		2004	909 *	Am
	2005	674	Am	Div. 1.2, Ch. 1, heading (Sec. 473 et seq.)			
125.9	2000	197	Am				
	2001	309	Am				
	2001	728	Am				
	2003	788	Am		2003	789	Ad
128.5	2000	1054	Am	473	2003	874	Am
130	2000	1054	Am		2004	33 *	Am
	2001	159	Am <sup>305</sup>	473.1	2000	393	Am
138	1999	67 *	Am		2002	825	Am
139	1999	67 *	Ad		2003	789	Am
144	2000	697	Am	473.15	2000	199	Am
	2001	159	Am <sup>305</sup>		2002	681	Am
	2001	687	Am		2002	1012 *	Am (by Sec. 1.5 of Ch.)
	2002	744	Am (by Sec. 1 of Ch.)				
					2004	33 *	Am
	2002	825	Am		2005	659	Am
	2003	485	Am	473.16	2000	393	R
	2003	789	Am <sup>582</sup>		2005	674	Ad
	2003	874	Am <sup>582</sup>	473.17	2000	393	R
	2004	909 *	Am <sup>688</sup>	473.2	2000	393	Am
146	2001	357	Am		2003	789	Am
	2003	485	Am		2004	33 *	Am
146.5	2001	357	Am	473.3	2000	393	Am
	2002	405	Am <sup>68</sup>		2001	399	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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	Year	Chapter	Effect		Year	Chapter	Effect
473.3 (Cont.)	2003	789	Am		2004	467	Am
	2004	33 *	Am	801.1	2002	1085	Am
473.4	2004	33 *	Am	802	2001	728	Am
473.5	2000	393	Am		2002	1085	Am
	2004	33 *	Am		2005	674	Am
473.6	2002	1012 *	Am	802.1	2005	216	Am
	2004	33 *	Am		2005	674	Am
	2004	909 *	Am	802.3	2002	1085	Ad
474	2003	789	Ad	802.5	2005	216	Am
	2004	33 *	Am	803	2001	728	Am
	2004	909 *	Am		2005	216	Am
474.1	2003	789	Ad	803.1	2000	836	Am
	2004	33 *	Am		2002	1085	Am
474.2	2003	789	Ad	803.2	2001	728	Am
	2004	33 *	Am	803.5	2000	867	Am
474.3	2003	789	Ad		2005	216	Am
	2004	33 *	Am	803.6	2005	216	Am
474.4	2003	789	Ad	805	1999	252	Am
	2004	33 *	Am		2001	614	Am
488	2000	568	Ad		2002	1012 *	Am
511.1	1999	545	Ad <sup>56</sup>	805.1	2001	614	Am
	2000	1069	Am	805.2	2001	614	Ad
511.3	2003	203	Ad		2001	615 *	Ad
	2004	183	Am <sup>571</sup>		2002	664	Am <sup>431</sup>
511.4	2005	441	Ad		2002	1079 *	R (as ad by
650	2000	843	Am				Sec. 4,
	2000	867	Am <sup>82</sup>				Stats. 2001,
	2001	728	Am				Ch. 614)
650.02	2002	309	Am				Am (as ad by
650.1	2000	836	Am				Sec. 2,
650.4	2002	1013	Am				Stats. 2001,
651	1999	631	Am (by Sec. 1				Ch. 615) <sup>37</sup>
			of Ch.)		2005	674	Am
	1999	856	Am (by Sec. 2	805.5	1999	655	Am
			of Ch.)		2001	614	Am
	2000	135	Am <sup>203</sup>	805.6	2001	614	Ad
	2002	313	Am	805.7	2001	614	Ad
655.5	2000	251	Am		2002	1012 *	Am
655.6	2003	319	Am	806	2001	614	Am
680	1999	411	Am	808.5	1999	655	Ad
	2000	135	Am <sup>203</sup>	810	2003	595	Am (by Sec. 1
681	1999	748	Ad				of Ch.)
682	2003	652	Ad		2003	659	Am (by Sec. 1.5
683	2004	351	Ad				of Ch.)
685	2002	683	Ad <sup>175</sup>		2004	333	Am
704	1999	631	Am	852	2000	802	Ad
728	2002	1013	Am	853	2000	802	Ad
730	1999	83	Am (as ad by		2002	1157	R & Ad
			Stats. 1997,		2003	62	Am <sup>519</sup>
			Ch. 400)		2003	510	Am
			& RN <sup>30</sup>		2004	183	Am <sup>571</sup>
			Ad(RN) <sup>30</sup>		2004	667	Am
730.5	1999	83	Ad(RN) <sup>30</sup>	854	2002	1157	Ad
733	2005	417	Ad	855	2002	1157	Ad
800	1999	252	Am		2003	62	Am <sup>519</sup>
	1999	655	Am	860	2002	541	Ad
	2002	1085	Am	920	2002	1085	Ad
	2002	1150	Am (by Sec. 2.5	921	2002	1085	Ad
			of Ch.)	922	2002	1085	Ad
801	2002	1085	Am	1003	2000	867	Ad <sup>251</sup>

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1004	2000	867	Ad <sup>251</sup>	1416.22	2001	687	Ad
1005	2004	695	Ad	1416.24	2001	687	Ad
1054	2004	695	Am	1416.26	2001	687	Ad
1206.5	1999	70	Am	1416.28	2001	687	Ad
	2001	501	Am (by Sec. 1 of Ch.)	1416.30	2001	687	Ad
	2001	640	Am (by Sec. 1.5 of Ch.)	1416.32	2001	687	Ad
	2004	450	Am	1416.34	2001	687	Ad
1214	2004	450	Ad	1416.36	2001	687	Ad
1220.5	1999	748	Ad	1416.38	2001	687	Ad
1241	2000	322	Am	1416.4	2001	687	Ad
	2001	640	Am	1416.40	2001	687	Ad
1242	1999	695	Am	1416.42	2001	687	Ad
1242.5	1999	695	Am	1416.44	2001	687	Ad
1244	2004	450	Am	1416.45	2001	687	Ad
1246	1999	695	Am	1416.46	2001	687	Ad
	2004	14 *	Am (by Sec. 1 of Ch.)	1416.48	2001	687	Ad
	2004	18 *	Am (by Sec. 1.5 of Ch.)	1416.50	2001	687	Ad
1246.5	2001	80	Am	1416.55	2001	687	Ad
	2004	450	Am	1416.57	2001	687	Ad
1247.4	1999	979	Am	1416.6	2001	687	Ad
1247.63	1999	979	Am <sup>3613</sup>	1416.60	2001	687	Ad
1247.64	1999	979	Am <sup>3613</sup>	1416.62	2001	687	Ad
1247.66	1999	979	Am <sup>3613</sup>	1416.64	2001	687	Ad
1247.95	1999	979	R	1416.66	2001	687	Ad
1260	2003	319	Am	1416.68	2001	687	Ad
1260.3	2002	356 *	Ad	1416.69	2001	687	Ad
1261.6	2004	807	Ad	1416.70	2001	687	Ad
1262	2003	319	Am	1416.72	2001	687	Ad
1265	1999	70	Am	1416.74	2001	687	Ad
	2000	322	Am	1416.75	2001	687	Ad
1269	1999	695	Am	1416.76	2001	687	Ad
1269.5	2000	322	Ad	1416.77	2001	687	Ad
1271	2004	735	Am	1416.78	2001	687	Ad
			R & Ad <sup>69</sup>	1416.80	2001	687	Ad
1274	2004	695	Am	1416.82	2001	687	Ad
1275	2003	319	Am	1416.84	2001	687	Ad
1281.1	2000	322	Ad	1416.86	2001	687	Ad
1282.2	2000	322	Ad	1601	1999	655	Am
1282.3	2000	322	Ad		2001	532	Am <sup>5</sup>
	2001	854	Am		2001	625	Am <sup>82</sup>
1287	2000	322	Am	1601.1	2001	532	Ad (by Sec. 2.5 of Ch.) <sup>70</sup>
1288.3	1999	748	Ad <sup>25</sup>				R <sup>63</sup>
1300	1999	70	Am		2001	625	Ad <sup>70</sup>
	1999	979	Am <sup>113</sup>				R <sup>63</sup>
	2002	356 *	Am		2003	788	R (as ad by Sec. 2.5, Stats. 2001, Ch. 532)
1301	2000	322	Am				Am (as ad by Sec. 2, Stats. 2002, Ch. 625) <sup>79,43</sup>
1310	2005	219	Am				Am <sup>98,75</sup>
1311	2000	322	Ad		2004	667	Am <sup>300,317</sup>
1320	2005	219	Am		2005	659	Am
1324	2000	322	Am		2002	107	Ad
1416	2001	687	Ad		2001	615 *	Ad <sup>345</sup>
1416.1	2001	687	Ad	1601.2			R <sup>63</sup>
1416.10	2001	687	Ad	1601.3			Am
1416.12	2001	687	Ad		2001	532	Am
1416.2	2001	687	Ad	1616.1			R
1416.20	2001	687	Ad		2001	745 *	R

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1616.5	2001	532	Am <sup>5</sup> Ad <sup>70</sup> R <sup>63</sup>	1646.7	1999	177	Am (as am by Sec. 1, Stats. 1998, Ch. 505) <sup>5</sup>
	2003	788	Am <sup>79 43</sup>				Am (as ad by Sec. 2, Stats. 1998, Ch. 505) <sup>8</sup>
	2004	667	Am <sup>98 75</sup>				
	2005	659	Am <sup>300 317</sup>				
1618.5	1999	525	Am <sup>112</sup>				
	2000	857	Am <sup>203</sup>				
1620	2002	405	R		2001	728	R (as am by Sec. 2, Stats. 1999, Ch. 177)
1620.1	2001	615 *	Ad				Am (as am by Sec. 1, Stats. 1999, Ch. 177) <sup>13</sup>
	2004	33 *	Am				
1621	2001	728	R & Ad				
1621.1	2001	728	R				
1621.3	2001	728	R				
1621.4	2001	728	R				
1621.5	2001	728	R				
1621.6	2001	728	R	1646.9	1999	177	Am <sup>5</sup>
1625.1	2004	347	Ad		2001	728	Am <sup>75</sup>
1625.2	2004	464	Ad	1647	2005	539	Am
1626.2	2003	20	Ad	1647.1	2005	539	Am
1626.5	1999	655	Ad	1647.10	2005	539	Am
1628	2001	532	Am (as am by Sec. 1, Stats. 1997, Ch. 792) <sup>19</sup>	1647.11	2000	9 *	Am
			Am (as ad by Sec. 2, Stats. 1997, Ch. 792) <sup>22</sup>		2001	159	Am <sup>305</sup>
	2004	33 *	Am		2005	539	Am
	2004	670 *	Am	1647.12	2001	728	Am
1628.2	2004	33 *	Ad & R <sup>317</sup>		2005	539	Am
	2004	670 *	Am	1647.14	2005	539	Am
1631	2004	670 *	Am	1647.18	2005	539	Ad
1632	2004	670 *	Am	1647.19	2005	539	Ad
1632.5	2004	670 *	Am & RN & Ad	1647.2	2005	539	Am
1633	2004	670 *	R & Ad(RN)	1647.20	2005	539	Ad
1633.5	2004	670 *	R	1647.21	2005	539	Ad
1635.5	2001	507	Ad <sup>35</sup>	1647.22	2005	539	Ad
	2004	464	Am	1647.23	2005	539	Ad
1635.7	2004	464	Ad	1647.24	2005	539	Ad
1636	2001	532	Am <sup>19</sup>	1647.25	2005	539	Ad
1636.5	2001	532	Am <sup>19</sup>	1647.26	2005	539	Ad
1638.7	2001	532	Ad	1647.3	2005	539	Am
	2004	33 *	Am	1647.4	2005	539	R
1640	1999	655	Am	1648.15	2001	532	Ad
	2005	534	Am	1648.20	2002	1150	Am
1640.1	1999	655	Ad	1657	2004	347	Am
1640.2	1999	655	Ad	1658	2004	347	Am
	2005	534	Am		2005	22	Am <sup>647</sup>
1640.3	2005	534	Ad	1658.1	2000	224	R & Ad
1641	1999	655	Am	1658.2	2004	347	Am
	2005	534	R	1658.8	2004	464	Ad
1642	1999	655	Am	1670.2	2004	447	Ad
	2005	534	Am	1680	2001	308	Am
1645.1	2001	532	Ad		2002	664	Am <sup>431</sup>
	2004	909 *	Am		2004	447	Am
1646.4	2005	539	Am	1682	2001	308	Am
1646.5	2005	539	Am	1684	1999	655	Ad
					2000	836	Am (as ad by Stats. 1999, Ch. 655) & RN
				1684.1	2000	836	Ad(RN)
				1686	1999	655	Am
				1701.1	1999	655	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1701.1 (Cont.)	2004			1752.5	2004	667	Ad <sup>100</sup>
		447	Am		2005	621	Am <sup>770</sup>
1701.5	1999	655	Am	1752.6	2005	621	Ad <sup>69</sup>
1706	2005	182	Am	1753	1999	655	Am
1716.1	2001	728	Am		2001	532	Am
1721.5	2005	74*	Am		2004	667	Am <sup>673</sup>
1724	2005	534	Am				R & Ad <sup>100</sup>
1725	2004	294	Am		2005	621	Am (as am by
	2005	621	Am				Sec. 15,
1741	2002	810	Am				Stats. 2004,
	2005	621	Am				Ch. 667) & RN
1742	2001	532	Am <sup>70 18</sup>				Am (as ad by
	2003	788	Am <sup>79 43</sup>				Sec. 16,
	2004	667	Am <sup>98 75</sup>				Stats. 2004,
	2005	659	Am <sup>300 317</sup>				Ch. 667) <sup>770</sup>
1742.1	2002	107	Ad	1753.1	2004	667	Ad <sup>100</sup>
1743	2001	728	Am		2005	621	Am <sup>770</sup>
1744	2001	728	Am	1753.5	2001	532	Ad
1749	2001	532	Am		2004	667	Am <sup>673</sup>
1750	2004	667	Am <sup>673</sup>				R <sup>100</sup>
			R & Ad <sup>100</sup>		2005	621	Am <sup>36 13</sup>
	2005	621	Am (as am by	1754	2004	667	Am <sup>673</sup>
			Sec. 5,				R <sup>100</sup>
			Stats. 2004,		2005	621	Am <sup>732 68</sup>
			Ch. 667) <sup>732 68</sup>	1756	2004	667	Am <sup>673</sup>
			Am (as ad by				R <sup>100</sup>
			Sec. 6,		2005	621	Am <sup>732 68</sup>
			Stats. 2004,	1757	2004	667	R
			Ch. 667) <sup>69</sup>				Ad <sup>100</sup>
1750.1	2004	667	Ad <sup>100</sup>		2005	621	Am <sup>69</sup>
	2005	621	Am <sup>69</sup>	1758	2002	691	Am (by Sec. 2
1750.2	2004	667	Ad <sup>100</sup>				of Ch.)
	2005	621	Am <sup>770</sup>		2002	810	Am & RN (by
1750.3	2004	667	Ad <sup>100</sup>				Sec. 3 of Ch.)
	2005	621	Am <sup>69</sup>	1759	2002	810	R
1751	2004	667	Am <sup>673</sup>	1760	2002	810	Am
			R & Ad <sup>100</sup>	1760.5	2002	810	Ad
	2005	621	Am (as am by	1761	2002	810	Am & RN & Ad
			Sec. 10,	1762	2002	810	Am & RN & Ad
			Stats. 2004,	1763	2002	810	Am & RN & Ad
			Ch. 667) <sup>732 68</sup>	1764	2002	810	Am & RN & Ad
			Am (as ad by	1765	2002	810	Am & RN & Ad
			Sec. 11,		2003	788	Am
			Stats. 2004,	1766	2002	810	Am & RN
			Ch. 667) <sup>69</sup>				Ad(RN) (by
1751.1	2005	621	Ad				Sec. 3 of Ch.)
1752	2004	667	Am <sup>673</sup>		2003	62	Am <sup>519</sup>
			R & Ad <sup>100</sup>		2004	294	Am <sup>638</sup>
	2005	621	Am (as am by	1767	2002	810	R & Ad
			Sec. 12,	1768	2002	810	Am & RN
			Stats. 2004,				& Ad(RN)
			Ch. 667) <sup>732 68</sup>	1769	2002	810	Ad(RN)
			Am (as ad by	1770	2002	810	Am & RN (by
			Sec. 13,				Sec. 21 of Ch.)
			Stats. 2004,				& Ad(RN)
			Ch. 667) <sup>69</sup>		2002	811	Am & RN (by
1752.1	2005	621	Ad(RN) <sup>734 317</sup>				Sec. 1.5 of Ch.)
1752.2	2005	621	Ad		2004	667	Am <sup>673</sup>
							R & Ad <sup>100</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1770 (Cont.)							
	2005	621	Am (as am by Sec. 23, Stats. 2004, Ch. 667) <sup>732 68</sup>	2069	2001	728	Am
			Am (as ad by Sec. 24, Stats. 2004, Ch. 667) <sup>69</sup>		2001	358	Am
1771	2002	810	Ad(RN)		2003	234	Am
1772	2002	810	Ad(RN)	2070	2001	358	Am
1773	2002	810	Ad(RN)	2072	2001	728	Am
1774	2002	810	Ad(RN)	2073	2001	728	Am
1775	2002	810	Ad(RN) (by Sec. 21 of Ch.)	2075	2005	649	Am
				2076	2003	78	Ad
	2002	811	Ad(RN)	2079	1999	177	Am <sup>5</sup>
	2003	788	Am		2001	728	Am <sup>75</sup>
1777	2004	667	Ad	2082	2004	695	Am
1800	2003	549	Am	2083	1999	631	Am
1805	2003	549	Am		2005	144	Am
1970	2002	1131	Ad	2085	1999	655	Am
1970.5	2002	1131	Ad	2087	2004	695	Am
1971	2002	1131	Ad	2088	2001	728	R
	2003	62	Am <sup>519</sup>	2089	1999	403	Am
	2003	582	Am	2099.5	2000	197	Am
1972	2002	1131	Ad		2003	789	Am
1973	2002	1131	Ad	2102	2001	728	Am
	2003	807	Am	2103	1999	655	Am
1975	2002	1131	Ad	2104.5	2002	1136	Ad
1976	2002	1131	Ad	2106	2003	607	R
2001	2002	1085	Am <sup>79 43</sup>	2107	1999	655	Am
	2003	789	Am <sup>98 95</sup>		2004	695	Am
	2005	674	Am <sup>384 111</sup>	2111	1999	655	Am
2001.1	2002	107	Ad	2113	1999	655	Am
2006	2005	674	Ad <sup>300</sup> R <sup>301</sup>	2115	2003	438	Ad
2008	2002	1085	Am	2119	1999	655	R
2013	2002	1085	Am	2135.5	2002	1085	Ad
2020	2002	1085	Am <sup>79 43</sup>		2003	607	Am
	2003	789	Am <sup>98 95</sup>	2153.5	2002	1131	Ad
	2005	674	Am <sup>384 111</sup>		2003	789	Am
2026	2002	1085	R	Div. 2, Ch. 5, Art. 7.7, heading (Sec. 2154 et seq.)			
	2005	674	Am <sup>384 111</sup>		2004	367	Am
2027	1999	784*	Am	2154	2002	1131	R & Ad
	2002	1085	Am		2004	367	Am
	2005	674	Am		2005	317	R <sup>485</sup>
2028	2001	464	Ad	2154.1	2002	1131	Ad
	2002	664	Am <sup>431</sup>		2004	367	Am
2029	2003	874	Ad		2005	317	R <sup>485</sup>
2041	2004	695	Am	2154.2	2002	1131	Ad
2052	2002	1085	Am		2003	62	Am <sup>519</sup>
2053	2002	1085	R		2003	582	Am
2053.5	2002	820	Ad		2004	367	Am
	2005	621	Am		2005	317	R <sup>485</sup>
2053.6	2002	820	Ad	2154.3	2002	1131	Ad
	2005	621	Am		2005	317	R <sup>485</sup>
2054	2002	87	Am	2154.4	2002	1131	Ad
2060	2003	607	Am		2003	807	Am
2064	2005	621	Am		2005	74*	Am
2065	2001	728	Am		2005	317	R <sup>485</sup>
2066	2000	836	Am	2154.5	2002	1131	Ad
					2005	317	R <sup>485</sup>
				2154.6	2002	1131	Ad
					2005	317	R <sup>485</sup>
				2154.7	2002	1131	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2154.7 (Cont.)	2005	317	R <sup>485</sup>	2265	2004	695	R
2168.2	1999	655	Am	2273	2000	867	Am
2178	1999	655	R	2274	2004	695	Am
2179.5	2000	440	R	2277	1999	655	Am
2183	2000	440	Am	2281	2003	644	Ad
2185	1999	655	R	2282.5	2004	699	Ad
2190.1	2005	514	Am		2004	848	Ad
2190.2	2000	440	Ad	2285	2003	607	Am
2190.3	2000	440	Ad	2307	2003	874	Am
2190.5	2001	518	Ad	2313	2001	518	Am
	2003	607	Am		2001	614	Am
2191.2	2000	440	Am		2002	664	Am <sup>431</sup>
2198	2003	510	Ad		2002	1085	Am
2198.1	2003	510	Ad	2317	2004	695	Am
2201	2003	582	Am	2334	2005	674	Ad
2216.1	1999	944	Ad	2340	2005	674	S <sup>300 317</sup>
2216.2	1999	944	Ad	2341	2000	836	Am
	2000	6*	Am		2005	674	S <sup>300 317</sup>
2220.05	2002	1085	Ad	2342	2000	836	Am
2220.08	2002	1085	Ad		2005	674	S <sup>300 317</sup>
	2005	674	Am	2343	2005	674	Am <sup>300 317</sup>
2220.1	2002	1085	Ad <sup>532</sup>	2344	2000	836	Am
			R <sup>80</sup>		2005	674	S <sup>300 317</sup>
	2003	789	Am <sup>43</sup>	2345	2005	674	S <sup>300 317</sup>
	2004	909*	Am	2346	2005	674	S <sup>300 317</sup>
2220.6	2000	867	Ad	2350	2000	836	Am
2221	2003	348	Am		2002	1085	Am
2225	2005	674	Am		2005	674	S <sup>300 317</sup>
2227	2002	1085	Am	2351	2005	674	S <sup>300 317</sup>
2227.5	2002	816	Ad	2352	2000	836	Am
2230	2005	621	Am		2005	674	S <sup>300 317</sup>
2230.5	2000	269	Am	2352.1	2000	836	Ad
	2001	617	Am		2005	674	S <sup>300 317</sup>
2232	2003	348	Ad	2353	2005	674	S <sup>300 317</sup>
	2004	756	Am	2354	2000	836	Am
2234	2002	1085	Am		2005	674	S <sup>300 317</sup>
2234.1	2004	742	Ad	2355	2000	836	Am
	2005	304	Am		2005	674	S <sup>300 317</sup>
	2005	621	Am (by Sec. 28.5 of Ch.)	2356	2005	674	S <sup>300 317</sup>
2240	1999	944	Ad	2358	2005	674	Am <sup>300</sup> R <sup>301</sup>
2241.5	2004	183	Am <sup>571</sup>	2386	2003	607	Am
2241.6	2001	518	Ad	2401	2001	321	Am
2242	2000	835	Am		2002	664	Am <sup>431</sup>
2242.1	2000	681	Ad		2003	411	Am
2244	1999	922	Ad	2401.1	2003	411	Ad & R <sup>111</sup>
2245	1999	177	Am <sup>5</sup>	2415	2000	568	Am
	2001	728	Am <sup>75</sup>		2003	607	Am
2246	2002	1085	Ad	2417	2000	867	Ad
2247	2003	777	Ad <sup>63</sup>		2001	328	R & Ad
2248.5	2002	531	Ad	2418	2005	596	Ad
2249	2001	730	Ad	2420	2000	836	Am
	2002	664	Am <sup>431</sup>		2004	695	Am
2253	2000	692	Am	2423	2004	695	Am
	2002	385	Am	2425.1	2001	509	Ad
2259.7	1999	631	Ad	2425.3	2001	509	Ad
2260	2004	183	Am <sup>571</sup>	2435	2002	1085	Am
2260.5	2002	821	Am		2005	674	Am
				2435.2	2005	293	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2435.2	(Cont.)			2001		728	Am
	2005	674	Ad	2002		1150	Am
2435.3	2005	674	Ad	2004		691	Am
2439	2003	607	Am <sup>70</sup>	2499.8	2005	621	Am
			R <sup>63</sup>	2500	2000	660	Ad
			Ad <sup>391</sup>	2501	2000	660	Ad
	2004	909*	Am	2506	1999	655	Am
2441	2003	607	Am	2507	2002	1085	Am
2442	1999	631	Ad	2508	2000	303	R & Ad
	2003	607	Am	2512.5	1999	655	Am
2450.1	2002	107	Ad	2513	1999	655	Am
2454	2000	197	R	2514	2004	695	Ad
2455	2004	691	Am	2520	1999	655	Am
2456	2004	691	Am	2529.5	2005	74*	Am
2457	2004	691	Am	2530.2	1999	83	Am <sup>30</sup>
2460	2002	1150	Am <sup>424 68</sup>		1999	436	Am
	2005	675	Am <sup>300 317</sup>		2002	485	Am
2460.1	2002	107	Ad	2530.5	1999	436	Am
2462	2004	695	Am		2002	485	Am
2466	2005	621	Am	2531	1999	436	Am <sup>21 20</sup>
2467	2000	836	Am		2001	728	Am <sup>75</sup>
2468	2000	836	Am		2002	1011	Am <sup>79 43</sup>
2470	2001	435	Am		2003	789	Am <sup>98 75</sup>
2471	2001	435	Am <sup>73</sup>		2004	909*	Am <sup>424 68</sup>
			R <sup>22</sup>		2005	675	Am <sup>300 317</sup>
2472	2003	20	Am	2531.02	2002	107	Ad
	2004	88	Am	2531.1	2004	909*	Am
	2004	691	Am (by Sec. 4.5 of Ch.)	2531.75	2005	675	Am <sup>300</sup>
	2005	621	Am			R <sup>301</sup>	
2474	2002	87	Am	2532.2	2002	485	Am
	2005	621	Am	2532.3	1999	655	Am
2475	1999	655	Am (as am by Sec. 19 and Sec. 20, Stats. 1998, Ch. 736)	2532.6	1999	436	Am
			R (as am by Sec. 27, Stats. 1999, Ch. 655) & Ad		2001	728	Am
	2002	1150	Am		2004	695	Am
	2005	621	Am	2532.7	1999	436	Ad
2475.1	2004	695	Ad		2002	485	Am
2475.3	2003	586	Am	2532.8	1999	436	Ad
2481	2003	586	Am		2002	485	Am
2483	2003	586	Am	2533	2000	568	Am
2484	2004	88	Am	2534	2005	74*	Am
2486	2000	568	Am	2534.2	2002	1011	Am
	2002	1150	Am	2535.2	2001	435	Am
2488	2003	874	Ad	2535.3	2000	568	R
2489	2000	836	R	2538.1	1999	655	Am
2492	2005	621	Am		2001	173*	Am
2493	2004	88	R & Ad		2002	485	Am
	2005	621	Am	2538.3	2001	173*	Am
2496	2002	1150	Am	2541.2	2002	814	Ad
2498	2005	621	Am	2543	2002	814	Am
2499	2005	74*	Am	2544	2000	676	Am
2499.5	1999	655	Am	2545	2002	814	Am
	1999	977	Am	2546.10	2002	814	Ad
				2546.5	2002	814	Am
				2546.6	2002	814	Am
				2546.9	2000	836	Am
				2561	2000	836	Am
				2564.6	2002	814	Ad
				2565	1999	655	Am
				2566	1999	655	Am
				2566.1	1999	655	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2568	2005	74 *	Am	2620.5	2000	427	Ad
2570	2000	697	R <sup>34</sup>	2620.7	2002	1150	Am
			Ad	2622	2004	117	Am
2570.1	2000	697	Ad	2660	2002	1150	Am
2570.10	2000	697	Ad	2660.2	2002	1150	Ad
2570.11	2000	697	Ad	2661.6	2002	1150	Ad
2570.13	2000	697	Ad	2684	2001	435	Am
2570.14	2000	697	Ad		2002	1150	Am
	2004	695	Am	2687	2005	74 *	Am
2570.15	2000	697	Ad	2701	2003	640	Am <sup>300 317</sup>
2570.16	2000	697	Ad	2702	2003	640	Am
	2002	1011	Am	2703	2003	640	Am
2570.17	2000	697	Ad	2708	2003	640	Am <sup>300 317</sup>
	2002	1079 *	R	2708.1	2002	107	Ad
2570.18	2000	697	Ad	2709.5	2002	810	Am
2570.185	2000	697	Ad	2717	2002	1089	Ad
2570.19	2000	697	Ad <sup>98</sup>	2725	2003	640	Am
			R <sup>100</sup>	2725.1	1999	83	Am <sup>30</sup>
	2001	159	Am <sup>305</sup>		1999	914	Am
	2004	909 *	Am <sup>424 68</sup>		2001	289	Am
2570.2	2000	697	Ad	2725.3	1999	945	Ad
	2002	823	Am	2725.5	2003	640	Ad
2570.20	2000	697	Ad	2733	2000	568	Am
	2002	1011	Am	2741	2005	621	Am
2570.21	2000	697	Ad	2746.5	2002	764	Am
2570.22	2000	697	Ad	2746.51	2001	289	Am
2570.25	2002	107	Ad		2002	764	Am
2570.26	2002	1079 *	Ad		2005	266	Am
2570.27	2002	1079 *	Ad	2751	2002	1011	Ad
2570.28	2002	1079 *	Ad	2761	2000	568	Am
2570.29	2002	1079 *	Ad	2770.11	1999	655	Am
2570.3	2000	697	Ad		2002	1011	Am
	2001	728	Am	2770.12	1999	655	R & Ad
	2002	823	Am <sup>419</sup>	2770.13	1999	655	Am
2570.30	2002	1079 *	Ad	2770.14	1999	655	Am
2570.31	2002	1079 *	Ad	2770.2	1999	655	Am
2570.32	2002	1079 *	Ad	2770.8	1999	655	Am
2570.4	2000	697	Ad	2785.5	2004	271	Ad
	2003	607	Am	2786	2001	435	Am
2570.5	2000	697	Ad	2815	2003	640	Am
	2002	1011	Am	2815.1	1999	146 *	Am <sup>20</sup>
2570.6	2000	697	Ad		1999	149 *	Am <sup>13</sup>
	2001	159	Am <sup>305</sup>		2003	640	Am
2570.7	2000	697	Ad	2835.5	2004	344	Am
2570.8	2000	697	Ad	2836	2002	764	Am
	2001	159	Am <sup>305</sup>	2836.1	1999	749	Am
	2005	621	R		2002	764	Am
2570.9	2000	697	Ad		2003	748	Am
2571	2004	695	Ad		2004	205	Am
2585	2001	628	Am	2836.2	1999	749	Am
2586	2001	628	Am	2841	2003	640	Am <sup>300 317</sup>
	2002	325	Am	2841.1	2002	107	Ad
2586.2	2003	69	Ad	2843	1999	655	Am
2586.4	2003	69	Ad	2847	2003	640	Am <sup>300 317</sup>
2586.6	2003	69	Ad	2851	2002	810	Am
2586.8	2003	69	Ad	2873.7	2004	193	R <sup>571</sup>
2602	2002	1150	Am <sup>424 68</sup>	2878	2003	640	Am
2602.1	2002	107	Ad	2878.1	2003	640	Ad
2607.5	2002	1150	Am <sup>424 68</sup>	2878.5	2003	586	Am
2620	2004	117	Am	2878.7	2001	728	R & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2892.1	2001	435	Am		2004	909*	Am (as ad by
2893	2003	640	Am				Sec. 16,
2894	2005	74*	Am				Stats. 2002,
2895	1999	655	Am				Ch. 1150) & RN
	2003	640	Am	3010.5	2004	909*	Ad(RN) <sup>300 317</sup>
2895.5	2003	640	Ad	3012	2004	426	R
2902	2004	695	Am	3013	2002	1150	Am
2903	2001	728	Am		2004	426	Am
2904.5	2003	20	Ad	3014	2004	426	Am
2908	2002	1013	Am	3014.5	2002	1150	Am <sup>20</sup>
2909	2005	658	Am	3014.6	2002	1150	Ad <sup>79</sup>
2911	2005	658	Am				R <sup>80</sup>
2912	2005	658	Am		2003	789	Am <sup>98 75</sup>
2914	2000	625	R & Ad		2004	909*	Am <sup>300 317</sup>
	2001	728	Am	3015	2004	426	R
	2002	481	Am	3016	2004	426	Am
	2005	658	Am	3017	2004	426	Am
2915	2002	481	Am	3018	2004	426	Am
			R & Ad <sup>22</sup>	3019	2004	426	Am
2915.5	2002	541	Ad	3020	2004	426	R
2915.7	2002	541	Ad	3021	2004	426	Am
	2004	695	Am <sup>63</sup>	3022	2004	426	R
2920	2002	1012*	Am <sup>98 75</sup>	3023	2004	426	Am
	2005	658	Am <sup>300 317</sup>	3023.1	2004	426	R
2920.1	2002	107	Ad	3025.1	2004	426	Ad
2933	2002	1012*	Am <sup>98 75</sup>	3025.2	2004	426	Ad
	2005	658	Am <sup>300 317</sup>	3025.6	2002	1150	Ad
2936	2004	695	Am	3025.7	2004	426	Ad
	2005	658	Am		2005	393	Am
2942	2005	658	Am	3026.5	2004	426	R
2945	2005	658	R	3027	2004	426	Am
2946	2000	836	Am	3027.5	2004	426	R
	2005	658	Am	3028	2004	426	Ad
2960	1999	655	Am	3029	2004	426	R
	2000	836	Am (by Sec. 20	3040	2004	426	Am
			of Ch.)	3041	2000	676	Am
2960.05	1999	459	Ad	3041.1	2000	676	R
	2001	617	Am		2004	426	Ad
2960.2	2003	777	Ad <sup>63</sup>	3042	2004	426	Am
2962	2000	836	Am	3044	2004	426	Am
2969	2000	836	Am	3045	2004	426	Am
2981	2005	74*	Am	3046	2004	426	Ad
2983	2005	658	Am	3047	2004	426	R
2984	2001	435	Am	3050	2004	426	R
2987	2005	658	Am	3052	2004	426	R
2987.2	2003	437	Ad	3054	2004	426	Am
2988	2005	658	Am	3055	2004	426	R & Ad
2995	2000	836	Am	3059	2000	676	Am
	2001	159	Am <sup>305</sup>		2001	159	Am <sup>305</sup>
3000	2004	426	R & Ad		2004	426	Am
3003	2004	426	Ad	3070	2004	426	Am
3004	2004	426	Ad	3075	2004	426	R & Ad
3005	2004	426	Ad	3076	2004	426	Am
3006	2004	426	Ad		2005	393	Am
3010	2002	1150	Am <sup>20</sup>	3078	2005	393	Ad(RN)
3010.1	2002	107	Ad	3090	2005	393	R & Ad
	2002	1150	Ad & R <sup>187</sup>	3090.1	2005	393	Am & RN
	2003	789	Am (as ad by	3091	2005	393	Ad
			Stats. 2002,	3092	2005	393	Ad
			Ch. 1150) <sup>597 75</sup>	3094	2005	393	R & Ad(RN)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
3095	2005	393	R & Ad(RN)	3321	1999	440	Am
3096	2005	393	Am & RN		2000	277	Am & RN & Ad
			& Ad(RN)	3322	2000	277	R
3096.5	2005	393	Am & RN	3323	2000	277	R
3096.6	2005	393	Am & RN	3325	1999	440	Am
3096.7	2005	393	Am & RN		2000	277	Am
3097	2005	393	Am & RN	3326	2000	277	Am
			& Ad(RN)	3327	2000	277	Am
3099	2005	393	Am & RN	3327.5	2000	277	Am
			& Ad(RN)	3328	2000	277	Am
3100	2005	393	Am & RN	3329	2000	277	Am
			& Ad(RN)	3330	2000	277	Am
3101	2005	393	R & Ad(RN)		2002	1011	Am
3102	2005	393	R & Ad(RN)	3350	2000	277	Am
3103	2005	393	Am & RN	3352	2000	277	Am
			& Ad(RN)	3353	2000	277	Am
3104	2005	393	R & Ad(RN)	3354	2000	277	Am
3105	2005	393	R & Ad(RN)	3356	2000	277	Am
3105.1	2005	393	R	3357	2000	277	Am
3106	2005	393	R & Ad(RN)	3358	2000	277	Am
3107	2005	393	R & Ad(RN)	3360	2000	277	Am
3107.1	2005	393	R	3362	2000	277	Am
3108	2005	393	R & Ad(RN)	3364	2000	277	Am
3109	2005	393	R & Ad(RN)		2001	159	Am <sup>305</sup>
3110	2005	393	Ad	3365.6	2003	48	Am
3123	2005	393	R	3400	2000	277	Am
3124	2005	393	Am & RN	3401	2000	277	Am
3125	2004	426	Am	3402	2000	277	Am
	2005	393	Am & RN	3403	2000	277	Am
3126	2005	393	R		2001	159	Am <sup>305</sup>
3127	2005	393	R	3404	2000	277	Am
3128	2005	393	Am & RN	3421	2000	277	Am
3129	2005	393	Am & RN	3422	2000	277	Am
3130	2005	393	Am & RN	3423	2000	277	Am
3131	2005	393	Am & RN	3424	2000	277	Am
3135	2005	393	Am & RN	3426	2000	277	Am
3137	2005	186	Ad	3430	2000	277	Am
3145.5	2005	393	Am	3451	2000	277	Am
3146	2005	393	Am	3452	2000	277	Am
3147	2001	435	Am	3454	2000	277	Am
	2005	393	Am	3455	2000	277	Am
3147.5	2005	393	Am		2005	74*	Am
3147.6	2005	393	Am	3456	2000	277	Am
3147.7	2005	393	Am		2002	1011	Am
3148	2005	393	Am	3502.1	1999	749	Am
3150	2005	393	Am		2000	835	Am
3151	2002	405	R		2000	836	Am
3152	2005	393	Am		2004	452	Am
3152.5	2005	393	Am	3504	2002	1085	Am <sup>424 68</sup>
3153	2005	393	R		2005	675	Am <sup>300 317</sup>
3300	2000	277	Am	3504.1	2002	107	Ad
3301	2000	277	R	3508	2001	435	Am
3302	2000	277	R		2002	664	Am <sup>431</sup>
3303	1999	440	Am	3512	2005	675	Am <sup>300</sup>
	2000	277	R				R <sup>301</sup>
3304	2000	277	R	3516	2002	1085	Am
3305	2000	277	R	3516.1	2002	1085	Ad <sup>424</sup>
3305.5	2000	277	R				R <sup>69</sup>
3306	2000	277	Am		2003	582	Am
3320	2000	277	Ad(RN)		2005	675	Am <sup>300 317</sup>
3320.1	2002	107	Ad	3519.5	2002	1085	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
3520	2005	74 *	Am	3641	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3524	2001	435	Am	3642	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3610	2003	485	Ad <sup>391 319</sup>		2005	649	Am
3612	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3643	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3613	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3643.5	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3615	2005	506 *	Am	3644	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3645	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3620	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3650	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3622	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3651	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3623	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>		2004	183	Am <sup>571</sup>
3624	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3651.5	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3624.5	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3652	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3625	2005	506 *	Am	3653	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3654	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3626	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3655	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3627	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3660	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3628	2005	506 *	Am	3661	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3662	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3630	2005	506 *	Am	3663	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3664	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3631	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3670	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3633	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3671	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3633.1	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3672	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3634	2005	506 *	Am	3673	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3674	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3635	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3675	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3636	2005	506 *	Am	3680	2003	485	Ad <sup>319</sup> R <sup>232</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3681	2003	485	Ad <sup>319</sup> R <sup>232</sup>
3637	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3685	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>
3640	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>	3702.7	2004	695	Ad
3640.1	2005	506 *	Am	3710	2002	1150	Am <sup>424 68</sup>
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>		2005	675	Am <sup>300 317</sup>
3640.5	2005	506 *	Am	3710.1	2002	107	Ad
	2003	485	Ad <sup>391 319</sup> R <sup>232</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
3712.5	2002	1150	R	3911	2001	687	R
3714	2003	586	R	3912	2001	687	R
3716	2002	1150	Am <sup>424 68</sup>	3914	2001	687	R
	2005	675	Am <sup>300 317</sup>	3915.5	2001	687	R
3717	2002	1150	Am	3916	2001	687	R
3718	2002	1150	Am	3917	2001	687	R
3719.5	2004	695	Ad	3918	2001	687	R
3721	2003	586	R	3920	2001	687	R
3732	2003	586	Am	3921	2001	687	R
3733	2003	586	R	3923	2001	687	R
3735	2005	621	Am	3924	2001	687	R
3735.3	2005	621	R	3925	2001	687	R
3735.5	2002	1150	Am	3926	2001	687	R
3736	2005	621	R	3927	2001	687	R
3736.5	2003	586	R	3927.5	2001	687	R
3737	2003	586	R	3928	2001	687	R
3739	2005	621	Am	3928.5	2001	687	R
3740	2002	1150	Am	3929	2001	687	R
	2003	874	Am	3930	2001	687	R
3750	2003	586	Am	3930.5	2001	687	R
3750.5	2002	1150	Am	3931	2001	687	R
	2004	695	Am	3932	2001	687	R
3750.51	1999	459	Ad	3940	2001	687	R
	2001	615 *	Am	3941	2001	687	R
	2001	617	Am	3942	2001	687	R
3750.6	2002	1150	R (as ad by Sec. 18, Stats. 1994, Ch. 1274)	3950	2001	687	R
	2003	586	Am	4001	2003	539	Am <sup>300 317</sup>
3751	2005	658	Am	4001.1	2002	107	Ad
3751.1	2002	1150	Ad & R <sup>19</sup>	4001.5	2002	577	Ad
	2003	586	R		2004	33 *	Am
3753.1	2002	1150	Am	4002	2003	539	Am
3758.6	2002	1150	Am	4003	2003	539	Am <sup>300 317</sup>
3760	2003	586	Am	4005	2004	695	Am
3761	2002	1150	Am		2005	621	Am
	2003	586	Am	4008	2001	728	Am
3766	2002	1150	Ad		2003	539	Am
3767	2002	1150	Ad		2004	342	Am
3768	2002	1150	Ad	4009	1999	190	Ad
3769.3	2004	695	Ad	4019	2000	858	Am
3770	2002	1150	Am	4022	1999	655	Am
3771	2005	74 *	Am		2003	250	Am
3774	2002	1150	Am	4022.5	2004	857	Ad <sup>80</sup>
3775	2003	586	Am	4023.5	2005	621	Ad
3775.1	2002	1150	R	4024	2005	506 *	Am
3775.2	2003	586	Am	4026.5	2004	695	Ad
	2005	621	R	4030	2004	695	Am
3775.3	2005	621	R	4033	2001	728	Am
3775.6	2003	586	Ad	4034	2000	837	R <sup>96</sup>
3777	2002	1150	Am		2004	857	Ad <sup>100</sup>
	2003	586	Am	4038	2005	621	Am
3778	2003	586	Ad	4039	2005	506 *	Am
3779	2005	621	Ad	4040	1999	749	Am
3901	2001	687	R		2000	836	Am
3902	2001	687	R		2001	289	Am
3903	2001	687	R		2004	191	Am
3904	2001	687	R		2005	506 *	Am
3905	2001	687	R	4040.5	1999	655	Ad
3906	2001	687	R	4043	1999	655	Am
					2004	887	Am
							R & Ad <sup>80</sup>
				4050	2001	262	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4051	2001	262	Am		2003	426	Am
4052	1999	83	Am <sup>30</sup>		2005	506*	Am
	1999	375	Am	4062	2003	539	Am
	2001	262	Am (by Sec. 3 of Ch.)	4067	2000	681	Ad
	2001	900	Am (by Sec. 2 of Ch.)		2003	250	Am
	2002	664	Am <sup>431</sup>	4068	2004	695	Ad
	2003	651	Am (by Sec. 1 of Ch.)	4070	2000	293	Am
	2003	652	Am (by Sec. 3.5 of Ch.)	4071.1	2000	293	Ad
	2004	183	Am <sup>571</sup>	4074	1999	900*	Am
	2004	191	Am	4076	1999	914	Am
4052.1	2001	501	Ad		2001	289	Am
4052.5	1999	784*	Ad <sup>148</sup> R <sup>25</sup>		2003	544	Am <sup>565</sup>
					2004	191	Am
	2001	631	Ad		2005	506*	Am
4052.7	2001	728	Ad	4078	1999	655	Am
4053	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>	4081	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>
	2001	728	Ad		2004	695	Am (by Sec. 31 of Ch.)
	2004	857	Am		2004	857	Am & R (by Sec. 12.5 of Ch.) <sup>43</sup>
	2005	621	Am (as ad by Sec. 7, Stats. 2004, Ch. 857)				Ad (by Sec. 13.5 of Ch.) <sup>80</sup>
4053.1	2004	857	Ad <sup>100</sup>	4083	2003	539	Ad
4054	2004	857	Am	4084	2004	857	Ad
4056	1999	900*	Am	4085	2004	857	Ad
4057	1999	655	Am	4086	2004	857	Ad
4059	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>	4100	2004	857	Am R & Ad <sup>80</sup>
	2001	159	Am (as am by Sec. 5, Stats. 2000, Ch. 837) <sup>305</sup>	4101	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>
	2003	426	Am		2004	695	Am
4059.5	2005	506*	Am	4102	1999	655	Am
	2004	695	Am (by Sec. 29 of Ch.)		2001	501	R
	2004	857	Am & R (by Sec. 10.5 of Ch.) <sup>43</sup>	4104	2005	621	Am
	2005	506*	Am (as ad by Sec. 11.5, Stats. 2004, Ch. 857)	4105	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>
	2003	426	Am		2004	857	Am R & Ad <sup>80</sup>
	2005	506*	Am	4106	2003	539	Ad
	2004	695	Am (by Sec. 29 of Ch.)		2005	621	Am
	2004	857	Am & R (by Sec. 10.5 of Ch.) <sup>43</sup>	4107	2004	695	Ad
	2005	506*	Am (as ad by Sec. 11.5, Stats. 2004, Ch. 857)	4110	2001	728	Am
	2003	426	Am		2002	1013	Am
	2005	506*	Am	4111	2004	191	Am
	2001	289	Am	4112	1999	73	Am
	2002	263*	Am		2000	135	Am <sup>203</sup>
	2003	426	Am	4114	2004	695	Am
	2004	191	Am		2005	621	Am
	2005	506*	Am	4115	1999	900*	Am
4060	1999	749	Am		2001	352	Am
	2001	289	Am		2001	728	Am (by Sec. 29.2 of Ch.)
	2003	426	Am		2004	695	Am
	2004	191	Am		2005	621	Am
	2005	506*	Am	4115.5	1999	655	Am
4061	1999	914	Am		2005	621	Am
	2001	289	Am				
	2002	263*	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4116	1999	900*	Am		2001	289	Am
4119	2000	836	Am		2003	250	Am
4119.1	2004	342	Ad		2005	506*	Am
4119.2	2001	458	Ad	4170.5	2004	695	Ad
4125	2000	677	Ad <sup>8</sup>	4171	2003	250	Am
4126	2001	631	Ad	4174	1999	749	Am
4126.5	2004	857	Ad		2005	506*	Am
4127	2001	827	Ad <sup>37 360</sup>	4175	1999	914	Am
4127.1	2001	827	Ad <sup>37 359 360</sup>		2001	289	Am
4127.2	2001	827	Ad <sup>37 359 360</sup>		2003	250	Am
4127.3	2001	827	Ad <sup>37 360</sup>		2005	506*	Am
4127.4	2001	827	Ad <sup>37 360</sup>	4186	2001	310	Ad
4127.5	2001	827	Ad <sup>37 360</sup>	4196	2001	728	Am
	2005	621	Am		2004	857	Am
4127.6	2001	827	Ad <sup>37 360</sup>				R & Ad <sup>80</sup>
4127.7	2004	695	Ad	4200	2003	539	Am
4130	2000	837	R <sup>96</sup>		2004	695	Am
4131	2000	837	R <sup>96</sup>	4200.1	2004	695	Ad & R <sup>68</sup>
4132	2000	837	R <sup>96</sup>	4200.2	2003	539	Ad
4133	2000	837	R <sup>96</sup>	4200.3	2003	539	Ad
4134	2000	837	R <sup>96</sup>		2004	909*	Am
4135	2000	837	R <sup>96</sup>	4200.4	2003	539	Ad
4136	2000	837	R <sup>96</sup>	4200.5	1999	655	Am
4136.5	2000	837	R <sup>96</sup>		2001	728	Am
4137	2000	837	R <sup>96</sup>	4201	2000	837	Am <sup>4</sup>
4138	2000	837	R <sup>96</sup>				R <sup>8</sup>
4139	2000	837	Ad <sup>21</sup>				Ad <sup>96</sup>
			R <sup>34</sup>	4202	1999	655	Am
4142	2005	506*	Am		2003	539	Am
4145	2004	608	Am		2005	621	Am
4146	2004	608	R	4205	2005	621	Am
4147	2004	608	Am	4206	2005	621	R
4160	2001	728	Am	4207	2004	695	Am
	2004	857	Am	4208	2004	695	Ad
			R & Ad <sup>80</sup>	4209	2004	695	Ad
4161	2001	728	Am	4231	2005	621	Am
	2004	887	R & Ad	4232	2005	621	Am
			R & Ad <sup>80</sup>	4301	2001	631	Am
	2005	621	Am (as ad by		2001	728	Am
			Sec. 4.5,		2004	857	Am
			Stats. 2004,				R & Ad <sup>80</sup>
			Ch. 887)	4305.5	2000	836	Am
4162	2004	857	R		2000	837	Am <sup>4</sup>
			Ad <sup>80</sup>				R <sup>8</sup>
			R <sup>192</sup>				Ad <sup>96</sup>
4162.5	2004	887	Ad <sup>80</sup>		2001	728	Am
			R <sup>192</sup>		2004	857	Am
	2005	301	Am				R & Ad <sup>80</sup>
4163	2004	857	Am	4306.6	2002	562	Ad
			R & Ad <sup>100</sup>	4311	2004	183	Am <sup>571</sup>
4163.5	2004	857	Ad	4312	2000	837	Am <sup>4</sup>
4163.6	2004	857	Ad				R <sup>8</sup>
4164	2004	857	Am				Ad <sup>96</sup>
			R & Ad <sup>80</sup>		2001	159	Am (as ad by
4165	2004	857	Am				Sec. 19,
4166	2004	857	Am				Stats. 2000,
4168	2004	857	Ad				Ch. 837) <sup>505</sup>
4169	2004	857	Ad				
			R & Ad <sup>100</sup>	4314	2003	539	Am
					2003	539	Ad
4170	1999	914	Am		2005	417	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
4315	2003	539	Ad		2002	1161 *	Am <sup>57</sup>
	2005	417	Am (by Sec. 4 of Ch.)	4427	1999	946	Ad & R <sup>20</sup>
	2005	621	Am (by Sec. 62.5 of Ch.)		2002	542	R
4331	2000	836	Am (by Sec. 26 of Ch.)		2002	1161 *	R
	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>	4501	2003	640	Am <sup>300 317</sup>
	2001	728	Am	4501.1	2002	107	Ad
	2004	857	Am R & Ad <sup>80</sup> R <sup>96</sup>	4503	2003	640	Am <sup>300 317</sup>
4344	2000	837	Am	4507	2002	1013	Am
4360	2005	621	R & Ad	4518	1999	655	Am
4361	2005	621	R & Ad	4519	2000	208	Am
4362	2005	621	R	4521	2003	586	Am (by Sec. 21 of Ch.)
4363	2005	621	Am		2003	640	Am (by Sec. 18.5 of Ch.)
4364	2005	621	Am	4521.2	2003	640	Ad
4365	2005	621	Am	4524	2001	728	R & Ad
4366	2005	621	Am	4545	2001	435	Am
4367	2005	621	R	4548	1999	655	Am
4368	2005	621	R	4800	2002	1012 *	Am <sup>79 43</sup>
4369	2005	621	Am		2004	467	Am <sup>319 38</sup>
4370	2005	621	R	4800.1	2002	107	Ad
4371	2005	621	Am	4804.5	2002	1012 *	Am <sup>79 43</sup>
4372	2005	621	Am		2004	467	Am <sup>319 38</sup>
4373	2005	621	Am	4826.2	2002	453	Ad
4382	1999	525	Am <sup>112</sup>	4827	1999	83	Am <sup>30</sup>
	2000	857	Am <sup>203</sup>	4830	2002	131	Am
4400	2000	837	Am <sup>4</sup> R <sup>8</sup> Ad <sup>96</sup>	4830.7	2004	467	Ad
	2001	728	Am	4832	2004	467	Am
	2003	539	Am	4833	2004	467	Am
	2004	857	Am R & Ad <sup>80</sup>	4841.5	2001	306	Am
	2005	301	Am (as ad by Sec. 50, Stats. 2004, Ch. 857)	4842.2	2001	306	Am
	2005	621	Am (as ad by Sec. 50, Stats. 2004, Ch. 857, by Sec. 79.5 of Ch.)		2004	467	Am
4402	1999	655	Am	4842.5	2004	467	Am
4403	2003	539	Am	4843.5	2001	306	Am
4404	2000	836	Am	4846.5	2000	995	Am
4409	2002	1138	Ad	4848	2001	167	Am
	2003	62	Am <sup>519</sup>		2002	131	Am
	2004	183	Am <sup>571</sup>		2003	62	Am <sup>519</sup>
	2004	695	Am		2004	467	Am
4425	1999	946	Ad & R <sup>20</sup>	4850	2005	621	Am
	2001	745 *	Am	4854.5	2002	131	Ad
	2002	542	Am <sup>57</sup>	4857	1999	418	Ad
	2002	1161 *	S <sup>57</sup>	4866	2004	193	Am <sup>571</sup>
4426	1999	946	Ad & R <sup>20</sup>	4875.4	2004	467	Am
	2001	693	Am	4883	2001	306	Am
	2002	542	S <sup>57</sup>	4901	2001	306	Am
				4922.36	2002	1013	Am
				4926	2005	649	Am
				4927	1999	655	Am
				4928	2002	714	Am <sup>79 43</sup>
					2004	909 *	Am <sup>98 75</sup>
					2005	659	R
							Ad <sup>300</sup> R <sup>301</sup>
				4928.1	2002	107	Ad
				4929	1999	655	Am
					2002	714	Am
					2005	659	Am
				4929.5	1999	655	Am
					2005	659	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>				
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
4930	1999	655	Am	4974	2005	74 *	Am	
4931	1999	655	Am	4975	1999	655	Am	
4933	1999	655	Am	4977	1999	655	Am	
	2002	714	Am	4977.2	2002	714	Am	
4934	1999	655	Am	4979	1999	655	Am	
	2002	714	Am <sup>79 43</sup>	Div. 2, Ch. 13, heading (Sec. 4980 et seq.)				
	2004	909 *	Am <sup>98 75</sup>					
	2005	659	R					
			Ad <sup>300</sup>			2004	204	Am
			R <sup>301</sup>		4980	2000	836	Am
4934.1	2002	714	Ad			2002	1013	Am
4934.2	2002	714	Ad		4980.01	2003	20	Am
	2004	33 *	Am		4980.02	2002	1013	Am
4935	1999	655	Am			2004	204	Am
	2000	568	Am		4980.03	2000	836	Am
	2002	714	Am		2005	658	Am	
	2005	649	Am (by Sec. 5 of Ch.)	4980.10	2002	1013	Am	
4937	2001	361	Am	4980.30	2002	1013	Am	
	2005	649	Am (by Sec. 6 of Ch.)	4980.34	2002	1013	Am	
4938	1999	67 *	Am		2003	874	Am	
	2000	568	Am	4980.35	2002	1013	Am	
4939	2000	568	Am	4980.37	2002	1013	Am	
	2002	781	Am	4980.38	2001	435	Am	
	2005	649	Am		2002	1013	Am	
4940	1999	655	Am	4980.39	2002	541	Ad	
4941	1999	655	Am	4980.395	2002	541	Ad	
4944	1999	655	Am		2004	695	Am <sup>63</sup>	
4945	2000	568	Am	4980.40	2001	728	Am	
	2005	648	Am		2002	1013	Am	
4946	1999	655	Am		2003	874	Am	
	2002	405	R		2004	909 *	Am	
4947	1999	655	Am		2005	658	Am	
4955	1999	655	Am	4980.41	1999	406	Am	
	2000	568	Am		2001	435	Am	
	2002	714	Am		2002	481	Am	
4955.1	2002	714	Ad		2003	874	Am	
4955.2	2002	714	Ad	4980.43	2000	836	Am	
4956	1999	655	Am		2002	1013	Am	
4959	1999	655	Am		2003	607	Am	
4960.2	2002	714	Ad		2004	204	Am	
4960.5	1999	655	Am		2005	658	Am	
4961	1999	655	Am	4980.44	2000	836	Am	
4963	1999	655	Am		2001	728	Am	
4964	1999	655	Am		2002	1013	Am	
4965	1999	655	R (as am by Sec. 18, Stats. 1991, Ch. 983)		2003	607	Am	
			Am (as ad by Sec. 19, Stats. 1991, Ch. 983)		2004	204	Am	
				4980.45	1999	657	Am	
					2001	435	Am	
					2002	1013	Am	
				4980.46	2002	1013	Am	
				4980.48	2002	1013	Am	
				4980.50	2000	836	Am	
					2001	728	Am	
4966	1999	655	Am		2002	1013	Am	
4967	1999	655	Am		2003	874	Am	
4970	2000	568	Am		2004	909 *	Am	
4972	1999	655	Am	4980.54	2002	1013	Am	
4973	1999	655	Am		2003	874	Am	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
4980.55	2002	1013	Am	4987.5	1999	657	Am
4980.57	2002	481	Ad <sup>22</sup>		2002	1013	Am
	2002	1013	R	4987.6	1999	657	R & Ad
	2003	607	Am	4987.7	1999	657	R & Ad(RN)
4980.60	2002	1013	Am		2002	1013	Am
4980.80	2000	836	Am		2004	204	Am
	2001	159	Am <sup>305</sup>	4987.8	1999	657	Am & RN & Ad(RN)
	2002	481	Am		2002	1013	Am
	2003	874	Am	4987.9	1999	657	Am & RN
4980.90	2000	836	Am	4988	2002	1013	Am
	2001	159	Am <sup>305</sup>	4988.1	1999	657	Am
	2002	481	Am		2002	1013	Am
	2004	183	Am <sup>571</sup>	4988.2	1999	657	Am
4981	2002	1013	Am		2002	1013	Am
4982	1999	657	Am	4990.1	2002	1012*	Am <sup>98 75</sup>
	2000	135	Am <sup>203</sup>		2005	658	Am <sup>300 317</sup>
	2001	435	Am	4990.125	2002	107	Ad
	2002	1013	Am	4990.3	2002	1013	Am
	2003	607	Am	4990.4	2004	695	Am
4982.05	1999	459	Ad	4990.5	1999	655	Am
	2001	617	Am		1999	657	Am
	2002	664	Am <sup>431</sup>	4990.8	2002	1012*	Am <sup>98 75</sup>
	2005	658	Am		2005	658	Am <sup>300 317</sup>
4982.2	2002	1013	Am	4992.1	2000	836	Am
	2003	607	Am		2001	728	Am
4982.25	2002	1013	Am		2004	909*	Am
4982.26	2005	658	Am	4992.3	1999	657	Am
4984	2000	836	Am		2001	728	Am
4984.4	2003	874	Am	4992.31	1999	459	Ad
4984.6	2005	74*	Am		2001	617	Am
4984.7	2002	1013	Am		2005	658	Am
	2004	909*	Am	4992.33	2005	658	Am
4984.75	2003	437	Ad	4992.6	2001	728	R
4984.8	2002	1013	Am	4992.8	1999	655	Ad
	2003	607	Am	4994	2005	74*	Am
4984.9	1999	655	Ad	4996	2003	20	Am
4986.10	2000	836	Am	4996.1	2003	874	Am
4986.20	2000	836	Am	4996.13	2002	1013	Am
	2001	728	Am	4996.17	2000	836	Am
4986.21	2000	836	Ad		2002	481	Am
	2001	728	Am		2003	874	Am
	2004	909*	Am	4996.18	2000	836	Am
4986.42	2000	836	Ad		2001	728	Am
4986.43	2000	836	Ad		2003	607	Am
4986.44	2000	836	Ad		2004	695	Am
4986.45	2000	836	Ad	4996.2	2001	728	Am
4986.46	2000	836	Ad		2002	481	Am
4986.47	2000	836	Ad	4996.20	2004	695	Am
	2001	728	Am	4996.21	1999	657	Am
4986.60	2000	836	R		2001	728	Am
4986.70	1999	657	Am		2003	607	Am
	2000	836	Am	4996.22	2002	481	Am
	2002	1013	Am				R & Ad <sup>22</sup>
4986.71	2005	658	Am		2003	607	Am (as ad by
4986.80	2004	909*	Am				Sec. 11, Stats. 2002, Ch. 481)
Div. 2, Ch. 13, Art. 6, heading (Sec. 4987.5 et seq.)	2004	204	Am	4996.23	2001	728	Ad
					2003	607	Am
				4996.25	2002	541	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4996.26	2002	541	Ad	5000.5	2002	231	Ad
	2004	695	Am <sup>63</sup>	5001	2003	807	Am
4996.3	2004	909*	Am	5015.6	1999	656	Am <sup>21 20</sup>
4996.4	2004	909*	Am		2001	718	Am <sup>98 75</sup>
4996.6	2000	836	Am		2002	231	Am <sup>79 43</sup>
	2001	159	Am <sup>305</sup>		2004	921	Am <sup>348 349</sup>
	2003	874	Am	5018	2000	1055*	Am
4996.65	2003	437	Ad	5020	2001	718	Am
4996.8	1999	655	Am		2002	231	Am
4997	2003	607	R (as ad by Sec. 11, Stats. 1993, Ch. 1234)	5025.2	2004	921	Ad
			Am (as ad by Sec. 21, Stats. 1998, Ch. 879)	5025.3	2004	921	Ad
				5030	1999	657	Am
				5050	2004	921	Am <sup>174</sup>
							Ad <sup>80</sup>
4998	1999	657	Am	5054	2005	658	Ad
	2000	135	Am <sup>203</sup>	5061	2002	231	Am
	2002	1013	Am		2002	1150	Am (as am by Stats. 2002, Ch. 231)
4998.1	1999	657	R & Ad		2003	807	Am
4998.2	1999	657	R & Ad(RN)	5062.2	2002	232	Ad
	2000	135	Am <sup>203</sup>	5063	2002	231	Am
4998.3	1999	657	Am & RN	5063.1	2002	231	Ad
			& Ad(RN)	5063.2	2002	231	Ad
4998.4	1999	657	Am & RN	5063.3	2004	921	Ad
			& Ad(RN)	5070.5	1999	657	Am
4998.5	1999	657	Am & RN	5070.6	1999	657	Am
			& Ad(RN)	5076	2001	704	Ad
	2000	135	Am <sup>203</sup>		2001	718	Ad
4998.6	1999	657	Am & RN		2002	231	R (as ad by Sec. 2, Stats. 2001, Ch. 704)
	2000	135	Am <sup>203</sup>				Am (as ad by Sec. 5, Stats. 2001, Ch. 718)
4998.7	1999	657	Am & RN		2004	921	Am
4999	1999	535	Ad	5079	2002	231	Am
	2000	857	Am <sup>203</sup>		2005	658	Am
	2002	107	Am	5081	2001	704	Am
4999.1	1999	535	Ad		2001	718	Am
4999.2	1999	535	Ad		2003	228*	Am
	2001	728	Am		2003	807	Am
	2002	1013	Am	5081.1	2001	704	Am & R <sup>43</sup>
	2003	885	Am		2001	718	Am & R <sup>43</sup>
4999.3	1999	535	Ad		2002	664	Am <sup>431</sup>
4999.4	1999	535	Ad		2004	909*	Am <sup>38</sup>
	2000	857	Am <sup>203</sup>	5082	2001	704	Am
4999.5	1999	535	Ad		2001	718	Am
4999.6	1999	535	Ad		2003	228*	Am
	2000	857	Am <sup>203</sup>		2003	807	Am
4999.7	1999	535	Ad	5082.1	2001	704	Am
	2000	857	Am <sup>203</sup>		2001	718	Am
	2001	728	Am		2003	228*	Am
	2003	885	Am		2003	807	Am
4999.8	1999	535	Ad		2001	704	Am
4999.9	1999	535	Ad		2001	718	Am
5000	1999	656	Am <sup>21 20</sup>		2003	228*	R & Ad
	1999	657	Am <sup>21 20</sup>		2003	807	R & Ad
	2001	718	Am <sup>98 75</sup>	5082.2	2001	704	Am & R <sup>43</sup>
	2002	231	Am <sup>79 43</sup>		2001	718	Am & R
	2004	33*	Am		2003	228*	Am
	2004	921	Am <sup>348 349</sup>		2003	807	Am
5000.1	2002	107	Ad		2004	909*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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5082.3	2001	704	Am		2002	1079 *	Am (as ad by
	2001	718	Am				Sec. 19,
5082.4	2001	704	Am				Stats. 2001,
	2001	718	Am				Ch. 704 and as
5082.5	2001	704	Ad				ad by Sec. 22,
	2001	718	Ad				Stats. 2001,
5083	2001	704	Am & R <sup>43</sup>				Ch. 718)
	2001	718	Am & R <sup>43</sup>	5095	2001	704	Ad
	2004	909 *	Am <sup>38</sup>		2001	718	Ad
5084	2001	704	Am & R <sup>43</sup>	5096	2004	921	Ad <sup>686</sup>
	2001	718	Am & R <sup>43</sup>				R <sup>192</sup>
	2004	909 *	Am <sup>38</sup>	5096.1	2004	921	Ad <sup>686</sup>
5087	2001	704	Am				R <sup>192</sup>
	2001	718	Am	5096.10	2004	921	Ad <sup>686</sup>
5088	2001	704	Am				R <sup>192</sup>
	2001	718	Am	5096.11	2004	921	Ad <sup>686</sup>
	2004	921	Am				R <sup>192</sup>
			R & Ad <sup>80</sup>	5096.2	2004	921	Ad <sup>686</sup>
5090	2001	704	Ad				R <sup>192</sup>
	2001	718	Ad	5096.3	2004	921	Ad <sup>686</sup>
	2004	909 *	R (as ad by				R <sup>192</sup>
			Sec. 18,	5096.4	2004	921	Ad <sup>686</sup>
			Stats. 2001,				R <sup>192</sup>
			Ch. 718)	5096.5	2004	921	Ad <sup>686</sup>
			Am (as ad by				R <sup>192</sup>
			Sec. 15,	5096.6	2004	921	Ad <sup>686</sup>
			Stats. 2001,				R <sup>192</sup>
			Ch. 704)	5096.7	2004	921	Ad <sup>686</sup>
5091	2001	704	Ad				R <sup>192</sup>
	2001	718	Ad	5096.8	2004	921	Ad <sup>686</sup>
	2003	807	R (as ad by				R <sup>192</sup>
			Sec. 16,	5096.9	2004	921	Ad <sup>686</sup>
			Stats. 2001,				R <sup>192</sup>
			Ch. 704 and	5097	2002	230	Ad
			Sec. 19,	5098	2002	230	Ad
			Stats. 2001,	5100	2002	230	Am
			Ch. 718)		2002	231	Am (by Sec. 13
							of Ch.)
5092	2001	704	Ad		2004	921	Am
	2001	718	Ad	5103	2002	231	Ad
	2004	909 *	R (as ad by	5107	2003	807	Am
			Sec. 20,		2004	583	Am
			Stats. 2001,	5108	2002	231	Ad
			Ch. 718)		2002	1150	Am (as ad by
			Am (as ad by				Stats. 2002,
			Sec. 17,				Ch. 231)
			Stats. 2001,	5109	2002	231	Ad
			Ch. 704)		2004	921	Am
5093	2001	704	Ad	5109.5	2002	231	Ad
	2001	718	Ad	5110	2000	1054	Ad
	2002	664	Am <sup>431</sup>	5111	2000	1054	Ad
	2004	909 *	R (as ad by		2001	159	Am <sup>305</sup>
			Sec. 18,	5112	2000	1054	Ad
			Stats. 2001,	5113	2000	1054	Ad
			Ch. 704)	5115	2003	807	Ad
			Am (as am by	5116	2004	921	Ad
			Sec. 11,	5116.1	2004	921	Ad
			Stats. 2002,	5116.2	2004	921	Ad
			Ch. 664)	5116.3	2004	921	Ad
5094	2001	704	Ad	5116.4	2004	921	Ad
	2001	718	Ad				

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<i>Affected By</i>				<i>Affected By</i>			
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5116.5	2004	921	Ad	5558	2001	313	Ad
5116.6	2004	921	Ad	5565	2000	1054	Am
5131	2003	228*	Am	5582.1	1999	982	Am
	2003	807	Am	5588	2005	506*	R & Ad
5133	1999	657	Am	5588.1	2005	506*	Ad
5134	2001	718	Am	5588.2	2005	506*	Ad
	2004	921	Am	5588.3	2005	506*	Ad
5150	2000	1055*	Am	5588.4	2005	506*	Ad
5151	2000	1054	Am	5589	2005	506*	R
5154	2000	1054	Am	5601	2000	1054	Am
5211	2000	787	Ad	5602	2000	1054	Am
5216	2002	972	Am	5603	2000	1054	Am
5216.2	2000	787	Am & RN	5610	2000	1054	Am
5216.3	2000	787	Am & RN & Ad(RN)	5616	1999	982	Am
				5620	2000	1054	Am
5216.4	2000	787	Am & RN & Ad		2002	1012*	Am <sup>79 43</sup>
5216.5	2000	787	Ad(RN)		2004	691	Am <sup>319 38</sup>
5216.6	2000	787	Ad(RN)	5620.1	2002	107	Ad
5217	2000	787	R	5621	2002	1012*	Am <sup>79 43</sup>
5272	2000	787	Am		2004	691	Am <sup>319 38</sup>
5273.5	1999	818	Ad	5622	2002	1012*	Am <sup>79 43</sup>
5300	2000	787	Am		2004	691	Am <sup>319 38</sup>
5354	2002	972	Am	5640	2000	1054	Am
5403	2000	787	Am		2003	325	Am
	2001	284	Am	5641	2004	691	Am
5405	2000	787	Am	5641.1	2004	691	Ad
5405.6	2001	928	Ad	5641.2	2004	691	Ad
5408	2000	787	Am	5641.3	2004	691	Ad
5408.3	2002	972	Ad	5641.4	2004	691	Ad
5408.7	1999	320	Ad <sup>66</sup> R <sup>67</sup>		2005	48*	Am
				5641.6	2004	691	Ad
5440	1999	280	Am	5642	2000	1054	Am
	2001	54*	Am	5643	2000	1054	R
	2001	825	Am	5645	2004	691	R
	2003	725	Am	5650	2000	1054	Am
5442.10	2001	54*	Ad	5651	2000	1054	Am
5442.11	2001	825	Ad		2004	865	Am
5442.13	2003	725	Ad	5657	2003	325	Am
5442.9	1999	280	Ad		2003	607	Am
5443	2003	577	Am		2004	865	Am
5463	2003	594	Am	5659	2004	865	Am
5466	2004	529	Ad	5680.1	2001	306	Am
5485	2002	972	R & Ad	5681	2000	1054	Am
5490.5	2000	787	Ad	5682	2000	1054	Am
5499.4	2002	221	Am	5683	2000	1054	Am
5502	2000	1054	Am		2005	74*	Am
5510	1999	982	Am	5800	2001	495	Am <sup>19</sup>
	2002	1012*	Am <sup>79 43</sup>		2003	874	S <sup>43</sup>
	2004	691	Am <sup>319 38</sup>		2004	691	S <sup>75</sup>
5510.15	2002	107	Ad		2004	695	S <sup>75</sup>
5515	2005	280	Am		2005	675	S <sup>68</sup>
5517	2002	1012*	Am <sup>79 43</sup>	5801	2001	495	S <sup>19</sup>
	2004	691	Am <sup>319 38</sup>		2003	874	Am <sup>43</sup>
5536	2000	1054	Am		2004	691	S <sup>75</sup>
	2001	159	Am <sup>305</sup>		2004	695	S <sup>75</sup>
	2001	854	Am		2005	675	S <sup>68</sup>
5536.1	1999	982	Am	5801.1	2001	495	Ad & R <sup>19</sup>
5536.25	1999	982	Am		2003	874	S <sup>43</sup>
5536.26	2001	728	Ad		2004	691	S <sup>75</sup>
5552.5	2004	691	Ad		2004	695	S <sup>75</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
5801.1 (Cont.)	2005	675	S <sup>68</sup>	2003	334	Am (as am by Sec. 6,	
5802	2001	495	S <sup>19</sup>			Stats. 2002,	
	2003	874	S <sup>43</sup>			Ch. 415) <sup>317</sup>	
	2004	691	S <sup>75</sup>			Am (as ad by	
	2004	695	S <sup>75</sup>			Sec. 7,	
	2005	675	S <sup>68</sup>			Stats. 2002,	
5803	2001	495	S <sup>19</sup>			Ch. 415) <sup>301</sup>	
	2003	874	S <sup>43</sup>	6068	1999	221	
	2004	691	S <sup>75</sup>		1999	342	
	2004	695	S <sup>75</sup>		2001	24	
	2005	675	S <sup>68</sup>		2003	765	
5804	2001	495	S <sup>19</sup>	6068.11	2000	472	
	2003	874	S <sup>43</sup>		2001	438 *	
	2004	691	S <sup>75</sup>		2001	Am <sup>20</sup>	
	2004	695	S <sup>75</sup>	6070	1999	342	
	2005	675	S <sup>68</sup>	6072	2001	880	
5805	2001	495	S <sup>19</sup>		2002	137	
	2003	874	S <sup>43</sup>	6079.1	2002	664	
	2004	691	S <sup>75</sup>		1999	221	
	2004	695	S <sup>75</sup>		2000	246	
	2005	675	S <sup>68</sup>			Am (as ad by	
5810	2001	495	Am <sup>19</sup>			Sec. 3,	
	2003	874	Am <sup>43</sup>			Stats. 1999,	
	2004	691	Am <sup>75</sup>			Ch. 221)	
	2004	695	Am <sup>75</sup>		2002	784	
	2005	675	Am <sup>68</sup>	6079.5	2002	415 *	
5811	2001	495	Ad & R <sup>19</sup>	6085	1999	221	
	2003	874	R		1999	342	
			Ad & R <sup>43</sup>	6086.10	2003	334	
	2004	33 *	Am	6086.12	2004	193	
	2004	691	S <sup>75</sup>	6086.15	2001	745 *	
	2004	695	S <sup>75</sup>	6086.16	2003	334	
	2005	675	S <sup>68</sup>	6086.65	1999	221	
5812	2001	495	Ad & R <sup>19</sup>			Am	
	2003	874	S <sup>43</sup>		2000	135	
	2004	691	S <sup>75</sup>		2000	246	
	2004	695	S <sup>75</sup>			Am (as ad by	
	2005	675	S <sup>68</sup>			Sec. 6,	
6001	2004	356	Am			Stats. 1999,	
6008.6	1999	342	Ad			Ch. 221)	
6016	2002	415 *	Am	6086.7	2003	469	
6019	2002	415 *	Am	6092	2001	24	
6021	2002	415 *	Am	6094.5	2001	745 *	
6028	2004	529	Am	6095	2004	193	
6031.5	1999	342	Ad	6095.1	1999	221	
	2002	415 *	Am	6106.5	2000	867	
	2003	334	Am	6106.6	2000	867	
6032	2001	24	R	6126	2002	394	
	2002	415 *	Ad	6126.3	2005	273	
6033	2001	24	R	6126.5	2001	304	
6034	2001	96	R	6140	1999	342	
6036	2005	341	Am		2000	118	
6060	2001	46	Am		2001	24	
	2002	664	Am <sup>431</sup>		2003	334	
6060.3	2001	46	Am		2004	384	
6060.6	2005	610	Ad		2005	341	
6062	2001	46	Am	6140.05	1999	342	
	2002	664	Am <sup>431</sup>	6140.10	2001	24	
6065	2002	415 *	R & Ad <sup>22</sup>	6140.15	2001	24	
				6140.16	2000	246	
				6140.2	2004	193	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6140.5	2003	334	Am		2000	386 *	Am (as am by
	2005	341	Am				Sec. 1,
6140.55	2001	24	Am				Stats. 1999,
	2005	341	Am				Ch. 892)
6140.6	2005	341	Am	6401	1999	892	Am (as ad by
6140.7	2004	529	Am				Sec. 5,
6140.8	2001	24	R				Stats. 1998,
6140.9	2001	129	Am				Ch. 1079)
	2005	341	Am		2002	1018	R & Ad
6141	2005	341	Am	6401.5	2002	1018	R & Ad
6141.1	1999	342	Am	6401.6	1999	892	Am
	2003	334	Am		2002	1018	R & Ad
	2005	341	Am	6402	2000	386 *	Am (as am by
6143.5	2000	808 *	Am				Sec. 8 and as ad
6145	1999	342	R & Ad				by Sec. 9,
	2002	415 *	Am				Stats. 1998,
	2003	334	Am				Ch. 1079)
6152	2002	784	Am <sup>490</sup>		2002	1018	R & Ad
6153	2000	867	Am	6402.1	2002	1018	R & Ad
6157.5	2000	674	Ad	6403	2000	386 *	Am (as am by
6175	1999	454	Ad				Sec. 10 and as
6175.3	1999	454	Ad				ad by Sec. 11,
6175.4	1999	454	Ad				Stats. 1998,
6175.5	1999	454	Ad				Ch. 1079)
6175.6	1999	454	Ad		2001	159	Am (as am by
6176	1999	454	Ad				Sec. 4 and
6177	2000	442	Ad				Sec. 5,
6202	2004	182	Am <sup>81 614</sup>				Stats. 2000,
6230	2001	129	Ad				Ch. 386) <sup>305</sup>
6231	2001	129	Ad		2002	1018	R & Ad
6232	2001	129	Ad	6404	2000	386 *	Am
6233	2001	129	Ad		2002	1018	R & Ad
	2005	273	Am	6405	1999	892	Am
6234	2001	129	Ad		2000	386 *	Am (by Sec. 7
	2003	334	Am				of Ch.)
6235	2001	129	Ad		2002	784	Am <sup>490</sup>
6236	2001	129	Ad		2002	1018	R & Ad
6237	2001	129	Ad	6406	2001	35	Am (as am by
6238	2001	129	Ad				Sec. 12.5 and as
6301	2001	52	Am				ad by Sec. 12.6,
6301.1	1999	344 *	Am				Stats. 1998,
6301.5	2001	52	Am				Ch. 1079)
6302.5	2002	784	Am <sup>490</sup>		2002	1018	R & Ad
6321	2005	75 *	R & Ad <sup>80</sup>	6407	2002	1018	R & Ad
	2005	706	Am (as ad by	6408	2002	1018	R & Ad
			Sec. 7,	6408.5	2002	1018	Ad
			Stats. 2005,	6409	2002	1018	R & Ad
			Ch. 75)	6410	2002	1018	R & Ad
6322	2005	75 *	R & Ad <sup>80</sup>	6410.5	2002	1018	Ad
6322.1	2005	75 *	Am <sup>80</sup>	6411	1999	892	Am (as am by
6323	2005	75 *	R <sup>80</sup>				Sec. 21,
6324	2002	784	Am <sup>490</sup>				Stats. 1998,
	2005	75 *	Am <sup>80</sup>				Ch. 1079)
6325	2005	75 *	Am <sup>80</sup>		2002	1018	R & Ad
6326	2005	75 *	Am <sup>80</sup>	6412	2002	1018	R & Ad
6341	2002	784	Am <sup>490</sup>	6412.1	2002	1018	R & Ad
6365	2002	784	R <sup>490</sup>	6412.5	2002	1018	Ad
6400	1999	892	Am (as ad by	6413	2002	1018	R & Ad
			Sec. 3,	6414	2002	1018	R & Ad
			Stats. 1998,	6415	2002	1018	R & Ad
			Ch. 1079)	6416	2002	1018	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
6450	2000	439	Ad R & Ad <sup>22</sup>	6735.3	2000	1006	Am
	2001	311	Am (as ad by Sec. 1, 1st and 2nd text, Stats. 2000, Ch. 439)	6735.4	2000	1006	Am
					2001	495	Am
				6736	2005	657	Am
				6736.1	2005	657	Am
				6737.1	2003	607	Am
	2002	664	Am (as am by Sec. 1 and Sec. 2, Stats. 2001, Ch. 311) <sup>431</sup>	6737.3	2003	607	Am
				6738	2000	1006	Am
				6741	2000	1006	Am
				6749	2000	976	Ad
				6755.1	2000	1006	Am
					2005	657	Am
6451	2000	439	Ad	6755.2	2000	1006	R
	2001	311	Am	6756	2000	1006	Am
6452	2000	439	Ad		2001	159	Am <sup>305</sup>
6453	2000	439	Ad		2002	1013	Am
6454	2000	439	Ad		2003	607	Am
6455	2000	439	Ad	6760	2000	1006	Am
6456	2000	439	Ad	6762.5	1999	983	Ad
6704	2002	1013	Am	6763.1	2000	1006	Ad
6704.1	2000	1006	Ad	6770	2004	691	Ad <sup>680</sup>
	2001	615*	Am	6770.1	2004	691	Ad <sup>680</sup>
	2004	33*	Am	6770.2	2004	691	Ad <sup>680</sup>
	2005	22	Am <sup>647</sup>	6770.3	2004	691	Ad <sup>680</sup>
6706	2000	1006	Am	6770.4	2004	691	Ad <sup>680</sup>
	2002	1013	Am	6770.5	2004	691	Ad <sup>680</sup>
6710	1999	656	Am <sup>4,5</sup>	6770.6	2004	691	Ad <sup>680</sup>
	2000	1006	Am <sup>21,20</sup>	6775	2000	976	Am
	2001	495	Am <sup>70,18</sup>	6775.1	2000	1006	Ad
	2002	1012*	Am <sup>79,43</sup>	6776	2000	1006	Am
	2002	1150	Am <sup>79,43</sup>	6780	2004	691	Ad
	2004	691	Am <sup>98,75</sup>		2005	657	Am
	2005	657	Am <sup>300,317</sup>	6787	1999	983	Am
6710.1	2002	107	Ad		2000	1006	Am
6712	2000	1006	Am		2002	1013	Am
6714	1999	656	Am <sup>4,5</sup>	6788	2002	1013	Am
	2000	1006	Am <sup>21,20</sup>	6795	2001	495	Am
	2001	495	Am <sup>70,18</sup>	6799	1999	983	Am
	2002	1012*	Am <sup>79,43</sup>		2001	495	Am
	2002	1150	Am <sup>79,43</sup>	6980.12	2002	1013	Am
	2005	48*	Am <sup>98,75</sup>	6980.18	1999	318	Am
	2005	657	Am (as am by Sec. 2, Stats. 2005, Ch. 48) <sup>300,317</sup>	6980.42	1999	318	Am
6715	2005	657	Am	6980.59	2000	568	Am
6716	2000	976	Am	6980.74	2000	568	Am
	2001	159	Am <sup>305</sup>	6980.79	2001	607	Am
6717	2000	1006	Am	6980.81	2005	74*	Am
6728.3	2002	1013	Am	6980.82	2005	74*	Am
6728.5	2002	1013	Am	7000.5	1999	656	Am <sup>4,5</sup>
6730.2	2000	1006	Am		2000	1005	Am <sup>73,19</sup>
	2001	159	Am <sup>305</sup>		2002	744	Am <sup>424,68</sup>
6731.5	2000	1006	Ad		2004	33*	Am
6731.6	2000	1006	Ad	7000.6	2005	675	Am <sup>300,317</sup>
6732	2003	789	Am		2002	107	Ad
6732.3	2003	789	Am	7001	2000	1005	Am
6732.4	2003	789	Am	7002	2000	1005	Am
6735	2000	1006	Am	7003	1999	983	Am
	2001	495	Am		2000	1005	Am
6735.2	2000	1006	R	7006	2001	728	Am
				7007	2000	1005	Am

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<i>Affected By</i>				<i>Affected By</i>			
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7011	1999	656	Am <sup>4,5</sup>	7071.12	2005	280	Am
	2001	615 *	Am <sup>73,19</sup>	7071.17	2003	363	Am
	2002	744	Am <sup>424,68</sup>	7071.5	1999	795	Am
	2005	675	Am <sup>300,317</sup>	7071.6	2002	1123	Am
7011.4	2004	865	Am				R & Ad <sup>22</sup>
7011.7	2000	1005	Am		2005	280	Am
7011.8	2001	745 *	Am	7071.9	2004	865	Am
7013.5	2003	607	Ad	7073	2004	586	Am
7017	2001	745 *	Am		2005	280	Am
	2002	405	R	7074	2001	728	Am
7017.3	2002	744	Ad	7083	2004	865	Am
7017.5	2002	372	Ad	7085	2002	312	Am
7018.5	2004	566	R <sup>81</sup>		2004	865	Am
	2005	48 *	Ad & R <sup>43</sup>		2005	280	Am
7019	2002	1013	Am	7085.5	2003	363	Am
7019.5	2004	865	R	7085.6	2003	363	Am
7021	2000	1005	Ad	7085.8	2002	312	R
	2004	865	R	7090.1	2003	363	Am
7026	1999	708	Am		2004	865	Am
	2001	728	Am	7091	2001	728	Am
7026.1	2003	759	Am		2002	312	Am
	2004	183	Am <sup>571</sup>	7092	2000	1005	Ad & R <sup>258</sup>
7027.3	2001	728	Am		2001	159	Am <sup>305</sup>
7027.4	2003	607	Ad		2001	615 *	Am
7027.5	2003	34	Am		2002	744	Am <sup>429</sup>
7028	2003	706	Am	7099.2	2003	363	Am
	2004	183	Am <sup>571</sup>	7106.5	2002	1013	Am
	2005	205	Am	7110	2002	1013	Am
7028.1	2004	865	Am	7110.5	2005	280	Am
7028.13	2001	728	Am	7112	2001	728	Am
	2005	280	Am	7112.1	2001	728	Ad
7028.7	2001	728	Am	7116.5	2003	607	Ad
7029.1	2003	607	Am	7121	2003	363	Am
7029.6	2003	118	Ad		2004	865	Am
7030	2004	566	Am <sup>81</sup>	7122.1	2003	363	Am
	2005	48 *	Am	7122.2	2002	312	Ad
			R & Ad <sup>80</sup>		2005	385	Am
7031	2001	226	Am	7124.5	2004	865	R
	2003	289	Am	7124.6	2001	494	Am <sup>21</sup>
7034.1	2001	847	Ad <sup>82</sup>				R <sup>34</sup>
7048	2004	865	Am		2003	607	Am
7057	2002	1013	Am	7125	2002	311	Am
7058	1999	708	Am	7125.2	2002	311	Am
7058.1	1999	708	Ad	7125.3	2002	311	Ad
	2002	1013	R	7125.4	2002	311	Ad
7058.7	2002	999	Am		2005	205	Am
7059.1	2001	728	Am	7137	1999	982	Am
7065.01	2002	311	R & Ad		2002	744	Am
7065.05	2000	1005	Am		2004	865	Am
	2005	280	Am	7138	2003	607	Am
7068	2004	865	Am	7138.1	2002	744	Am
7069	2002	744	Am <sup>411</sup>	7139.2	2003	807	Am
	2003	874	Am <sup>391</sup>	7141	1999	982	Am
	2004	909 *	Am <sup>689</sup>		2002	1013	Am
7069.1	2004	586	Ad		2003	607	Am
7071.10	1999	795	Am	7143	2003	363	Am
7071.11	1999	795	Am	7153	2001	728	Am
	2001	728	Am	7153.1	2002	744	Am <sup>410</sup>
	2002	311	Am		2003	789	Am <sup>598</sup>
	2004	865	Am		2004	909 *	Am <sup>690</sup>
	2005	280	Am	7159	1999	982	Am

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	Year	Chapter	Effect		Year	Chapter	Effect
7159 (Cont.)	2004	566	R & Ad <sup>81</sup>	7167	2005	48*	Am R & Ad <sup>80</sup>
	2005	48*	Am R & Ad <sup>80</sup>		2005	385	Am (as ad by Sec. 21, Stats. 2005, Ch. 48)
	2005	385	Am (as am by Sec. 7, Stats. 2005, Ch. 48)	7195	2001	773	Am
7159.10	2004	566	Ad <sup>81</sup>	7197	2004	443	Am
	2005	48*	Am <sup>80</sup>	7200	2001	495	Am <sup>300 317</sup>
	2005	385	Am (as am by Sec. 13, Stats. 2005, Ch. 48)	7200.1	2002	107	Ad
				7215.5	2002	405	Am
				7215.6	1999	983	Am
					2001	495	Am <sup>300 317</sup>
7159.11	2004	566	Ad <sup>81</sup>	7218	2002	405	R
	2005	48*	Am <sup>80</sup>	7301	2000	568	S <sup>54 57</sup>
	2005	385	Am (as am by Sec. 14, Stats. 2005, Ch. 48)		2002	1148	Am
					2002	1151	Am <sup>82</sup>
				7302	2000	568	Ad
					2002	1148	Am
7159.12	2004	566	Ad <sup>81</sup>	7303	2000	568	Ad
	2005	48*	Am <sup>80</sup>		2002	1148	Am <sup>424</sup>
	2005	385	R (as am by Sec. 15, Stats. 2005, Ch. 48)				R <sup>69</sup>
				7303.1	2002	107	Ad
					2003	788	Am
7159.13	2004	566	Ad <sup>81</sup>	7303.2	2003	788	Ad
	2005	48*	Am <sup>80</sup>		2004	909*	Am
	2005	385	R (as am by Sec. 16, Stats. 2005, Ch. 48)	7304	2000	568	Am <sup>54 57</sup>
					2002	1148	Am
				7305	2000	568	R
				7306	2000	568	R
				7307	2000	568	R
				7308	2000	568	R
7159.14	2004	566	Ad <sup>81</sup>	7309	2000	568	Am <sup>54 57</sup>
	2005	48*	Am <sup>80</sup>		2002	1148	Am
7159.2	1999	512	Am		2003	788	Am
7159.3	2000	1005	Ad <sup>259</sup>	7311	2000	568	Am <sup>54 57</sup>
	2004	566	R & Ad <sup>81</sup>		2002	1148	Am
	2005	48*	Am R & Ad <sup>80</sup>	7312	2000	568	Am <sup>54 57</sup>
	2005	385	R (as am by Sec. 9, Stats. 2005, Ch. 48)		2002	1148	Am
				7313	2000	568	S <sup>54 57</sup>
					2002	1151	Am <sup>82</sup>
					2003	788	Am
7159.4	2004	566	Ad <sup>81</sup>	7314	2000	568	Am <sup>54 57</sup>
	2005	48*	Am <sup>80</sup>		2002	1148	Am
	2005	385	R (as am by Sec. 10, Stats. 2005, Ch. 48)	7315	2000	568	S <sup>54 57</sup>
					2002	1151	R <sup>82</sup>
				7316	2000	37	Am
					2000	568	S <sup>54 57</sup>
					2003	66*	Am
7159.5	2004	566	Ad <sup>81</sup>		2004	33*	Am
	2005	48*	Am <sup>80</sup>	7317	2000	568	Am <sup>54 57</sup>
	2005	385	Am (as am by Sec. 11, Stats. 2005, Ch. 48)		2003	788	Am
				7318	2000	568	S <sup>54 57</sup>
				7319	2000	568	S <sup>54 57</sup>
				7319.5	2000	568	Am <sup>54 57</sup>
7159.6	2004	566	Ad <sup>81</sup>		2003	788	Am
	2005	48*	Am <sup>80</sup>	7320	2000	568	S <sup>54 57</sup>
7164	2000	1005	Am	7320.1	2000	568	S <sup>54 57</sup>
	2005	48*	Am R & Ad <sup>80</sup>	7320.2	2000	568	S <sup>54 57</sup>
				7320.3	2000	568	S <sup>54 57</sup>

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<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7320.4	2000	568	S <sup>54 57</sup>		2003	788	Am
7321	2000	568	Am <sup>54 57</sup>	7356	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7321.5	2000	568	Am <sup>54 57</sup>	7357	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7324	2000	568	Am <sup>54 57</sup>	7358	2000	568	S <sup>54 57</sup>
	2003	788	Am	7359	2000	568	Am <sup>54 57</sup>
7326	2000	568	Am <sup>54 57</sup>		2003	788	Am
	2003	788	Am	7360	2000	568	S <sup>54 57</sup>
7330	2000	568	Am <sup>54 57</sup>	7361	2000	568	S <sup>54 57</sup>
	2003	788	Am	7362	2000	568	Am <sup>54 57</sup>
7331	2000	568	Am <sup>54 57</sup>		2002	1151	Am <sup>82</sup>
	2003	788	R & Ad		2003	788	Am
7331.5	2000	568	Am <sup>54 57</sup>	7362.1	2000	568	Am <sup>54 57</sup>
	2003	788	R		2003	788	Am
7332	2000	568	Am <sup>54 57</sup>	7362.2	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7333	2000	568	Am <sup>54 57</sup>	7362.3	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7334	2000	568	Am <sup>54 57</sup>	7362.5	2000	568	S <sup>54 57</sup>
	2003	788	Am	7364	2000	568	Am <sup>54 57</sup>
7335	2000	568	Am <sup>54 57</sup>		2003	788	Am
	2002	1151	Am <sup>82</sup>	7365	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7336	2000	568	Am <sup>54 57</sup>	7366	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7337	2000	568	Am <sup>54 57</sup>	7367	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7337.5	2000	568	Am <sup>54 57</sup>	7368	2000	568	S <sup>54 57</sup>
	2002	580	Am	7389	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am
7338	2000	568	Am <sup>54 57</sup>	7389.5	2000	568	S <sup>54 57</sup>
	2003	788	Am		2000	568	Am <sup>54 57</sup>
7340	2000	568	Am <sup>54 57</sup>	7390	2000	788	Am & R <sup>18</sup>
	2003	788	Am		2003	788	Am <sup>54 57</sup>
7340.5	2000	568	S <sup>54 57</sup>	7391	2000	568	Am
	2003	788	R		2003	788	Am & R <sup>18</sup>
7341	2000	568	Am <sup>54 57</sup>	7392	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am & R <sup>18</sup>
7342	2000	568	Am <sup>54 57</sup>	7393	2000	568	Am <sup>54 57</sup>
	2002	1124*	Am		2003	788	Am & R <sup>18</sup>
	2003	788	Am	7394	2000	568	Am <sup>54 57</sup>
7343	1999	983	R		2003	788	Am & R <sup>18</sup>
7344	2000	568	Am <sup>54 57</sup>	7395	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2003	788	Am & R <sup>18</sup>
7345	2000	568	S <sup>54 57</sup>	7395.1	2000	568	Am <sup>54 57</sup>
7346	2000	37	Am		2003	788	Am
	2000	568	S <sup>54 57</sup>	7396	2000	568	Am <sup>54 57</sup>
7347	2000	568	Am <sup>54 57</sup>		2003	788	Am
7348	2000	568	S <sup>54 57</sup>	7397	2000	568	S <sup>54 57</sup>
7349	2000	568	Am <sup>54 57</sup>	7398	2000	568	S <sup>54 57</sup>
7349.1	2000	568	S <sup>54 57</sup>	7399	2000	568	S <sup>54 57</sup>
7350	2000	568	S <sup>54 57</sup>	7400	2000	568	Am <sup>54 57</sup>
7351	2000	568	S <sup>54 57</sup>		2002	1151	Am <sup>82</sup>
7352	2000	568	S <sup>54 57</sup>		2003	788	Am
7353	2000	568	Am <sup>54 57</sup>	7401	2002	316	Ad
	2002	1151	Am <sup>82</sup>		2003	788	Am
	2003	788	Am	7402	2000	568	S <sup>54 57</sup>
7354	2000	568	Am <sup>54 57</sup>	7403	2000	568	Am <sup>54 57</sup>
	2003	788	Am		2002	1151	Am <sup>82</sup>
7355	2000	568	Am <sup>54 57</sup>		2003	788	Am
				7403.5	2002	1151	Ad <sup>82</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7403.5 (Cont.)	2003	788	Ad	7502.1	1999	456	Am
7404	2000	568	Am <sup>54-57</sup>	7502.2	1999	456	Am
	2003	788	Am	7503	2002	402	Am
7404.1	2000	568	S <sup>54-57</sup>	7503.1	1999	318	Am
7405	2000	568	Am <sup>54-57</sup>	7503.10	1999	456	Am
	2003	788	Am	7504	1999	456	Am
7406	2000	568	Am <sup>54-57</sup>		2002	402	Am
	2003	788	Am	7505.2	2004	532	Ad
7407	2000	568	Am <sup>54-57</sup>	7505.5	2002	402	Am
	2003	788	Am	7506	2004	532	R
7408	2000	568	Am <sup>54-57</sup>	7506.11	1999	456	Am
	2002	1151	Am <sup>82</sup>	7506.13	1999	456	Am
	2003	788	Am	7506.14	1999	456	Am
7409	2000	568	Am <sup>54-57</sup>	7506.3	1999	456	Am
	2003	788	Am		2002	402	Am
7410	2000	568	S <sup>54-57</sup>	7506.5	1999	318	Am (by Sec. 4 of Ch.)
	2002	1151	Am <sup>82</sup>		1999	456	Am (by Sec. 6.5 of Ch.)
	2003	788	Am	7506.9	1999	456	Am
7411	2000	568	S <sup>54-57</sup>	7507	2000	568	Am
	2002	1151	Am <sup>82</sup>	7507.10	2001	554	Am
7413	2000	568	S <sup>54-57</sup>		2004	532	Am
7414	2000	568	Am <sup>54-57</sup>	7507.12	2002	402	Am
7414.1	2000	568	Am <sup>54-57</sup>	7507.13	1999	991	Am <sup>96-114</sup>
	2003	788	Am	7507.2	1999	456	Am
7414.2	2000	568	S <sup>54-57</sup>	7507.3	2004	532	Am
7414.3	2000	568	Am <sup>54-57</sup>	7507.4	2000	375	Am
	2003	788	Am		2002	402	Am
7414.4	2000	568	Am <sup>54-57</sup>	7507.9	2003	724	Am
	2003	788	Am		2004	532	Am
7414.5	2000	568	S <sup>54-57</sup>	7508.2	2004	532	Am
7414.6	2000	568	Am <sup>54-57</sup>	7510.1	1999	456	Am
	2003	788	Am		2002	402	Am
7415	2000	568	Am <sup>54-57</sup>	7511	1999	456	Am
	2003	788	Am	7520.5	2000	216	Am
7416	2000	568	Am <sup>54-57</sup>		1999	123	Am
	2003	788	R		2002	895	Am
7417	2000	568	S <sup>54-57</sup>	7525.1	1999	318	Am
7418	2000	568	S <sup>54-57</sup>	7527.1	2001	309	Ad
7419	2000	568	S <sup>54-57</sup>	7529	2000	216	Am
7420	2000	568	S <sup>54-57</sup>	7533.5	2000	568	Am
7421	2000	568	Am <sup>54-57</sup>	7541.1	2000	216	Am
	2003	788	Am	7541.2	2001	309	Ad
7422	2000	568	Am <sup>54-57</sup>	7567	2001	309	Ad
	2003	788	Am	7570	2001	607	Am
7423	2000	568	S <sup>54-57</sup>	7574	2005	655	Ad
	2003	788	R & Ad	7574.1	2005	655	Ad
7423.5	2000	568	S <sup>54-57</sup>	7574.2	2005	655	Ad
	2003	788	R	7574.3	2005	655	Ad
7424	2000	568	S <sup>54-57</sup>	7581	2001	306	Am
	2002	1151	Am <sup>82</sup>		2002	884	Am (by Sec. 1 of Ch.)
7425	2000	568	S <sup>54-57</sup>	7582.12	2001	607	Am
7426	2000	568	S <sup>54-57</sup>	7582.19	2000	568	Am
7426.5	1999	983	Ad	7582.2	2005	655	Am
	2000	568	Am	7582.20	2001	607	Am
	2002	1151	Am <sup>82</sup>	7582.21	2001	607	Am
7427	2000	568	R	7582.22	1999	665	Am
7500.1	2004	532	R & Ad	7582.26	2001	607	Am
7500.2	2004	532	Am	7582.27	2001	607	Am
7500.3	1999	456	Am				
7501.05	2002	107	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7582.28	2001	607	Am	7599.71	2005	74 *	Am
7582.7	1999	318	Am	7599.74	2005	74 *	Am
7583.11	2000	683	Am <sup>62</sup>	7601	2000	568	Am
			R <sup>22</sup>	7601.1	2002	107	Ad
	2001	159	Am <sup>305</sup>	7602	2000	568	Am
	2002	609	R	7606	2000	568	Am
7583.12	2002	689	Am	7607	2000	568	Am
7583.17	2002	609	Am		2003	874	Am
7583.2	2000	683	Am	7608	2000	568	Am
	2002	609	Am (by Sec. 1 of Ch.)	7610	2000	568	Am
	2002	886	Am (by Sec. 1.5 of Ch.)	7612	2002	825	Ad
					2004	33 *	Am
7583.20	2000	568	Am	7616.2	2000	568	Am
	2002	886	Am	7617.1	2001	305	Am
7583.3	2002	609	Am	7618	2000	568	Am
7583.36	2003	325	Am	7619.2	2000	568	Am
7583.43	2002	609	R	7621	2000	568	Am
7583.46	2002	884	Ad	7622.3	1999	241	R
7583.6	2002	886	Am (by Sec. 2 of Ch.) <sup>527</sup>	7623	2001	305	Am
			R <sup>63</sup>	7625	2000	568	Am
			Ad (by Sec. 3 of Ch.) <sup>391</sup>	7626	2000	568	Am
	2003	807	Am (as ad by Sec. 3, Stats. 2002, Ch. 886)	7626.5	2000	568	Am
	2004	909 *	Am	7628	2000	568	Am
7583.7	2001	607	Am	7629	2000	568	Am
	2002	886	Am (by Sec. 4 of Ch.) <sup>527</sup>	7630	2001	305	Am
			R <sup>63</sup>	7631	2000	568	Am
			Ad (by Sec. 5 of Ch.) <sup>391</sup>		2003	874	Am
7583.8	2002	609	Am (by Sec. 3 of Ch.)	7632	2003	874	Am
7583.9	1999	318	Am		2004	531	Am
	2000	683	Am	7635	2000	568	Am
	2002	609	Am (by Sec. 4 of Ch.)	7641	2000	568	Am
	2002	689	Am (by Sec. 1.2 of Ch.)	7642	2000	568	Am
	2003	807	Am	7643	2000	568	Am
7587.1	2002	886	Am	7646	2000	568	Am
7587.10	2001	607	Am	7647	2000	568	Am
7587.12	2001	607	Am	7647.5	2000	568	Am
7587.14	2001	607	Am	7649	2003	874	Am
7587.15	2000	683	Ad	7650	2000	568	Am
7587.7	2001	607	Am	7651	1999	241	R
7587.8	2000	683	Am	7661	2000	568	Am
7587.9	2001	607	Am	7662	2000	568	Am
7588	2001	607	Am	7664	2000	568	Am
	2002	886	Am	7665	2000	568	Am
7588.2	2002	689	Ad	7666	2000	568	Am
7588.5	2002	886	Ad	7667	2000	568	Am
7593.1	1999	318	Am	7668	2000	568	Am
7598.4	1999	318	Am	7669	2000	568	Am
7599.32	2000	568	Am	7670	2000	568	Am
7599.70	2001	607	Am	7685	2001	715	Am
					2002	664	Am <sup>431</sup>
				7685.2	1999	657	Am
					2000	568	Am
				7685.3	1999	657	Am
					2000	568	Am
					2001	305	Am
				7685.5	2000	568	Am
					2001	715	Am
				7685.6	2001	715	Ad <sup>35</sup>
					2000	568	Am
				7686.5	2000	568	Am
				7687	2000	568	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7690	2000	568	Am		2005	658	Am <sup>300 317</sup>
7706	2003	874	Am	8005.1	2002	107	Ad
7708	2000	568	Am	8006	2001	616	R
7709	2000	568	Am	8008	2001	616	Am
7711	2000	568	Am		2002	664	Am <sup>431</sup>
7725	2000	568	Am	8010	2005	658	Am
	2003	874	Am	8011	2001	615 *	Ad
7725.2	2000	568	Am	8016	1999	983	Am
	2001	306	Am	8017	2000	1009	Am
7725.5	2000	568	Am	8020	2001	616	R & Ad <sup>22</sup>
7727	2000	568	Am		2002	664	Am (as am by
7735	1999	241	Am				Sec. 3 and as ad
	2000	757	Am				by Sec. 4,
7735.5	2001	715	Ad				Stats. 2001,
7736	2000	757	Am				Ch. 616) <sup>431</sup>
7737.3	2000	568	Am		2002	1079 *	R (as ad by
7740	2000	568	Am				Sec. 4,
7740.5	2000	568	Am				Stats. 2001,
7746	2002	825	Ad				Ch. 616)
7801	2000	393	Am				Am (as ad by
7804	2004	865	Am				Sec. 3,
7804.1	2005	657	Am				Stats. 2001,
7806	2004	865	Am				Ch. 616)
	2005	657	Am	8022	2002	1079 *	Am
7810	2000	393	Am <sup>79 43</sup>	8024	2001	616	Am
	2002	1012 *	Am <sup>98 75</sup>	8024.1	2004	865	Am
	2005	657	Am <sup>300 317</sup>	8024.2	1999	983	Am
7810.1	2002	107	Ad		2001	616	Am
7815.5	2000	393	Am <sup>79 43</sup>	8024.3	1999	983	Am
	2002	1012 *	Am <sup>98 75</sup>	8024.4	1999	983	Am
	2005	657	Am <sup>300 317</sup>	8024.6	1999	983	Am
7820	2003	325	Am	8025	1999	983	Am
7830	2004	865	Am		2001	616	Am
7830.1	2005	657	Am		2005	658	Am
7833	2004	865	Am	8027	2000	1009	Am
	2005	657	Am		2001	159	Am <sup>305</sup>
7835	2004	865	Am		2001	615 *	Am
7835.1	2004	865	Am		2001	616	Am (by Sec. 9
	2005	657	Am				of Ch.)
7837	2004	865	Am		2002	664	Am <sup>431</sup>
	2005	657	Am		2004	865	Am
7841	2003	325	Am	8027.5	2001	615 *	Ad
7841.1	2005	657	Am	8028	2000	334	Ad & R <sup>19</sup>
7843	2004	865	Ad		2002	1079 *	Am
7845	2004	865	Am	8028.2	2000	334	Ad & R <sup>19</sup>
7849	2003	325	R		2002	1079 *	Am
7850	2005	657	Am	8028.4	2000	334	Ad & R <sup>19</sup>
7850.1	2005	657	Am	8030.2	2000	1007	Am <sup>79 43</sup>
7852	2004	865	Am		2003	607	Am
7852.1	2005	657	Am		2004	691	Am <sup>98 75</sup>
7860	2004	865	Am		2005	658	Am <sup>348 349</sup>
7872	2005	657	Am	8030.4	2000	1007	Am (by Sec. 4
7881	2001	306	Am				of Ch.) <sup>79 43</sup>
7883	2003	325	Am		2004	691	Am <sup>98 75</sup>
7886	2005	74 *	Am		2005	658	Am <sup>348 349</sup>
7887	2003	874	Am	8030.6	2000	1007	Am (by Sec. 5
8000	2000	1007	Am <sup>79 43</sup>				of Ch.) <sup>79 43</sup>
	2002	1012 *	Am <sup>98 75</sup>		2004	691	Am <sup>98 75</sup>
	2004	33 *	Am		2005	658	Am <sup>348 349</sup>
	2005	658	Am <sup>300 317</sup>	8030.8	2000	1007	Am <sup>79 43</sup>
8005	2000	1007	Am <sup>79 43</sup>		2004	691	Am <sup>98 75</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
8030.8 (Cont.)	2005	658	Am <sup>348 349</sup>	8698.2	1999	982	S <sup>95</sup>
8031	1999	983	Am		1999	983	S <sup>95</sup>
8507.1	2001	306	Am		2002	1013	S <sup>207</sup>
8513	2001	306	Am	8698.3	1999	982	S <sup>95</sup>
8516	1999	983	Am		1999	983	S <sup>95</sup>
	2001	306	Am		2002	1013	S <sup>207</sup>
	2002	405	Am	8698.5	1999	982	Am <sup>95</sup>
8516.1	1999	983	Am		1999	983	Am <sup>95</sup>
	2001	306	R		2002	1013	S <sup>207</sup>
8516.2	2001	306	R	8698.6	1999	982	Am <sup>95</sup>
8517	2001	306	Am		1999	983	Am <sup>95</sup>
8518	1999	983	Am		2002	1013	Am <sup>207</sup>
	2001	306	Am	8708	2000	1006	Am
8519.5	1999	983	Am	8710	1999	656	Am <sup>4.5</sup>
8520	2000	539	Am <sup>79 43</sup>		2000	976	Am <sup>73 19</sup>
	2002	1012 *	Am <sup>98 75</sup>		2001	495	Am <sup>70 18</sup>
	2005	658	Am <sup>348 349</sup>		2002	1150	Am <sup>79 43</sup>
8520.1	2002	107	Ad		2004	691	Am <sup>98 75</sup>
8528	2000	539	Am <sup>79 43</sup>		2005	657	Am <sup>300 317</sup>
	2002	1012 *	Am <sup>98 75</sup>	8710.1	2003	607	Ad
	2005	658	Am <sup>348 349</sup>	8720.3	2002	1013	Am
8538	2000	234	Am	8720.5	2002	1013	Am
	2001	306	Am	8729	2000	1006	Am
	2002	664	Am <sup>431</sup>	8730	1999	125	Am
8550	1999	257	Am	8741	2000	678	Am
8551.5	2001	306	Am		2005	657	Am
8556	1999	983	Am	8741.1	2000	1006	Am
8560	2001	306	Am		2001	495	Am
	2002	664	Am <sup>431</sup>		2005	657	Am
8562	2001	306	Am	8747	2000	1006	Am
8564	2001	306	Am	8747.5	1999	983	Ad
8564.5	2001	306	Am	8751	2000	1006	Am
8565	2001	306	Am		2002	1013	Am
8565.5	2001	306	Am	8753	2000	1006	Am
8566	2001	306	Am		2005	657	R
8566.5	2001	306	Am	8759	2000	976	Ad
8593	2001	306	Am	8761	1999	608	Am
8614	1999	983	R		2000	678	Am (by Sec. 2 of Ch.)
8615	1999	983	R		2000	1054	Am
8616.5	2001	306	Am		2005	657	Am
8617	1999	983	Am	8762	2000	678	Am
	2002	584	Am		2002	1013	Am
	2003	366	Am		2003	607	Am
	2004	443	Am	8763	2002	1013	Am
8651	2001	306	Am	8764	2004	865	Am
8652	1999	983	Am		2005	22	Am <sup>647</sup>
8656	1999	983	Am		2005	657	Am
8662	1999	983	Am	8764.5	2002	1013	Am
	2004	443	Am	8765	1999	608	Am
8663	2002	405	Am	8766	2003	607	Am
8674	1999	983	Am	8771	2000	678	Am (by Sec. 4 of Ch.)
	2000	539	Am		2000	1054	Am
	2002	405	Am	8773.1	1999	608	Am
8674.5	1999	983	Am <sup>95</sup>	8773.2	2000	678	Am
8698	1999	982	Am <sup>95</sup>		2002	1013	Am
	1999	983	Am <sup>95</sup>		2003	607	Am
	2002	1013	S <sup>207</sup>	8773.4	1999	608	Am
8698.1	1999	982	Am <sup>95</sup>		2000	1006	Am
	1999	983	Am <sup>95</sup>		2001	159	Am <sup>305</sup>
	2002	1013	S <sup>207</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
8773.4 (Cont.)				9680	2000	568	Am
	2002	1013	Am	9682	2000	568	Am
	2003	607	Am	9683	2000	568	Am
8775	2000	1006	Am	9685	2000	568	Am
8776	2004	691	Ad <sup>680</sup>	9700	2000	568	Am
8776.1	2004	691	Ad <sup>680</sup>	9700.5	2000	568	Am
8776.2	2004	691	Ad <sup>680</sup>	9700.6	2000	568	Am
8776.3	2004	691	Ad <sup>680</sup>	9701	2000	568	Am
8776.4	2004	691	Ad <sup>680</sup>	9702.1	2000	568	Am
	2005	22	Am <sup>647</sup>	9702.2	2000	568	Am
8776.5	2004	691	Ad <sup>680</sup>	9702.5	2000	568	Am
8776.6	2004	691	Ad <sup>680</sup>	9703	2000	568	Am
8776.7	2004	691	Ad <sup>680</sup>	9704	2000	568	Am
8780	1999	983	Am	9705	2000	568	R
	2000	976	Am	9710	2000	568	Am
8780.1	2000	1006	Ad	9711	2000	568	Am
8781	2000	1006	Am	9712	2000	568	Am
8785	2004	691	Ad	9713	2000	568	Am
8792	1999	983	Am	9714	2000	568	Am
	2000	1006	Am	9715	2000	568	Am
8801	2001	495	Am	9715.1	2002	819	Ad <sup>175</sup>
8805	1999	983	Am	9716	2000	568	Am
	2001	495	Am	9717	2000	568	Am
9603	2000	568	Am	9718	2000	568	Am
9605.1	2002	825	Ad	9719	2000	568	Am
9605.2	2002	825	Ad		2003	874	Am
9607	2002	825	Am	9720	2000	568	Am
9610	2002	825	Ad	9721	2002	819	Ad <sup>175</sup>
	2004	33*	Am	9722	2002	819	Ad <sup>175</sup>
9625	2000	568	Am	9723	2002	825	Ad
9630	2000	568	Am	9723.1	2002	825	Ad
9631	2000	568	Am	9723.2	2002	825	Ad
9650	2000	568	Am	9726	2000	568	Am
9650.1	2000	568	Am	9727	2000	568	Am
9650.2	2000	568	Am	9727.1	2000	568	Am
9650.3	2000	568	Am	9727.2	2000	568	Am
9650.4	2000	568	Am	9728	2000	568	Am
9651	2000	568	Am	9729	2000	568	Am
9652	2000	568	Am	9730	2000	568	Am
9652.1	2000	568	Am	9731	2002	825	Am
9653	2000	568	Am	9737	2000	568	Am
	2003	874	Am	9740	2000	568	Am
9654	2000	568	Am	9741	2000	568	Am
9655	2000	568	Am	9741.1	2000	568	Am
9656	2000	568	Am	9742	2000	568	Am
9656.1	2000	568	Am	9744	2000	276	Am
9656.2	2000	568	Am	9744.5	2000	568	Am
9656.25	2000	568	Am	9745	2000	276	Am (by Sec. 2 of Ch.)
9656.3	2000	568	Am		2000	568	Am (by Sec. 215.5 of Ch.)
9656.4	2000	568	Am				
9656.45	2000	568	Am				
9656.5	2000	568	Am				
9657	2000	568	Am	9746	2000	568	Am
9658	2000	568	Am		2001	306	Am
9659	2000	568	Am	9747	2002	825	Am
9662	2000	568	Am	9749.5	2000	568	Am
	2001	305	Am	9750	2001	306	Am
9663	2000	568	Am	9750.5	2002	825	Ad
	2002	825	Am	9751	2000	568	Am
9676	2000	568	Am	9752	2000	568	Am
9679	2000	568	Am	9753	2000	568	Am

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9754	2000	568	Am	9853	2002	405	Am (as am by
9755	2000	568	Am				Sec. 44,
9756	2000	568	Am				Stats. 1997,
9758	2000	568	R				Ch. 401) <sup>68</sup>
9759	2000	568	Am				Am (as am by
9760	2000	568	Am				Sec. 45,
9761	2000	568	Am				Stats. 1997,
9762	2000	568	Am				Ch. 401) <sup>69</sup>
9763	2000	568	Am	9855	2002	405	S <sup>68</sup>
9764	2000	568	Am		2003	775	Am
9764.1	2002	825	Ad	9855.05	2002	405	S <sup>68</sup>
9764.2	2002	825	Ad	9855.1	2002	405	S <sup>68</sup>
9764.3	2002	825	Ad	9855.2	2002	405	S <sup>68</sup>
9765	2000	568	Am		2003	775	Am
	2002	825	Am	9855.3	2002	405	S <sup>68</sup>
9766	2000	568	Am	9855.4	2002	405	S <sup>68</sup>
9767	2000	568	Am	9855.5	2002	405	S <sup>68</sup>
9768	2003	874	Am	9855.6	2002	405	S <sup>68</sup>
9769	2000	568	Am	9855.7	2002	405	S <sup>68</sup>
9780	2000	568	Am	9855.8	2002	405	S <sup>68</sup>
	2001	305	Am	9855.9	2002	405	Am <sup>68</sup>
9780.5	2001	305	Ad	9860	2002	405	Am (as am by
9781	2000	568	Am				Sec. 50,
9781.5	2003	874	Ad				Stats. 1997,
9782	2000	568	Am				Ch. 401) <sup>68</sup>
9783	2000	568	Am				Am (as am by
9784	2000	568	Am				Sec. 51,
9785	2000	568	Am				Stats. 1997,
9786	2000	568	Am				Ch. 401) <sup>69</sup>
	2002	825	Am	9862.5	2002	405	Am <sup>68</sup>
9787	2000	568	Am	9863	2002	405	Am (as am by
	2002	819	Am				Sec. 53,
9787.2	2002	825	Ad				Stats. 1997,
9787.3	2002	825	Ad				Ch. 401) <sup>68</sup>
9787.4	2002	825	Ad				Am (as am by
9788	2003	874	Am				Sec. 54,
9789	2000	568	Am				Stats. 1997,
9801	2001	306	Am				Ch. 401) <sup>69</sup>
9810.1	2002	107	Ad	9872	2005	74 *	Am
9812.5	2002	405	Am <sup>68</sup>	9873	2002	405	Am (as am by
9814	2002	405	Am				Sec. 2,
9830.5	2002	405	Am <sup>68</sup>				Stats. 1998,
9832.5	2002	405	Am <sup>68</sup>				Ch. 1075) <sup>68</sup>
9833	2001	306	Am				Am (as am by
9847.5	2002	405	Am <sup>68</sup>				Sec. 56,
9849	2002	405	Am (as am by				Stats. 1997,
			Sec. 40,				Ch. 401) <sup>69</sup>
			Stats. 1997,	9880.1	2004	874	Am
			Ch. 401) <sup>68</sup>	9880.3	2002	107	Ad
			Am (as am by	9882	2004	572	Am
			Sec. 41,	9882.6	2004	572	Ad & R <sup>667</sup>
			Stats. 1997,	9884	1999	983	Am
			Ch. 401) <sup>69</sup>	9884.17	2004	572	Am
9851	2002	405	Am (as am by	9884.8	2000	336	Am
			Sec. 42,	9884.9	2000	336	Am
			Stats. 1997,		2004	874	Am
			Ch. 401) <sup>68</sup>	9889.25	2000	867	Ad & R <sup>19</sup>
			Am (as am by	9889.26	2000	867	Ad & R <sup>19</sup>
			Sec. 43,	9889.27	2000	867	Ad & R <sup>19</sup>
			Stats. 1997,	9889.28	2000	867	Ad & R <sup>19</sup>
			Ch. 401) <sup>69</sup>	9889.29	2000	867	Ad & R <sup>19</sup>

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9889.30	2000	867	Ad & R <sup>19</sup>		2003	901	R
9889.60	2004	193	R <sup>571</sup>		2003	902	R
9889.62	2004	193	R <sup>571</sup>	10232	1999	83	Am <sup>30</sup>
9889.64	2004	193	R <sup>571</sup>	10232.2	2000	636	Am
9889.8	2001	357	Am	10232.25	2000	636	Am
10002	2005	77	R	10232.4	2005	153	Am
10002.5	2005	77	R	10232.5	2000	636	Am
10054	2005	77	R	10233	2003	902	Am
10055	2005	77	R		2005	153	Am
10056	2005	77	R	10236.4	1999	41	Am
10057	2005	77	R	10237	2003	901	Ad
10058	2005	77	R		2003	902	Ad
10060	2005	77	R		2004	140	R (as ad by Sec. 4,
10080	2005	77	Am				Stats. 2003, Ch. 902)
10131.8	2004	940	Ad				
10133.1	1999	407	Am				
	2002	167	Am	10238	2003	901	Ad
10145	1999	83	Am <sup>30</sup>		2003	902	Ad
10150	2004	676	Am		2004	140	R (as ad by Sec. 4,
10151	2004	676	Am				Stats. 2003, Ch. 902)
10151.5	1999	1000	Am				
10152	2003	807	Am				
			R & Ad <sup>391</sup>		2005	153	Am
10153.2	2001	26	Am	10239	2003	901	Ad
	2002	1116	Am		2003	902	Ad
10153.3	2003	807	Am		2004	140	R (as ad by Sec. 4,
			R & Ad <sup>391</sup>				Stats. 2003, Ch. 902)
	2004	676	Am				
10153.4	2002	86	Am <sup>73</sup>	10239.1	2003	901	Ad
			R <sup>22</sup>		2003	902	Ad
			Ad <sup>175</sup>		2004	140	R (as ad by Sec. 4,
10153.6	2002	664	Am <sup>431</sup>				Stats. 2003, Ch. 902)
10167	2000	473	Am				
10167.10	2000	473	Am				
10167.11	2000	473	Am				
10167.12	2000	473	Am	10239.2	2003	901	Ad
10167.2	2000	473	Am		2003	902	Ad
	2001	159	Am <sup>305</sup>		2004	140	R (as ad by Sec. 4,
10167.3	2000	473	Am				Stats. 2003, Ch. 902)
10167.7	2000	473	Am				
10167.9	2000	473	Am				
10170.5	2002	86	Am <sup>73</sup>	10239.3	2003	901	Ad
			R <sup>22</sup>		2003	902	Ad
			Ad <sup>175</sup>		2004	140	R (as ad by Sec. 4,
	2002	1116	Am <sup>496</sup>				Stats. 2003, Ch. 902)
			R <sup>22</sup>				
			Ad <sup>175</sup>	10239.4	2003	901	Ad
	2005	183	Am		2003	902	Ad
10176	2004	940	Am		2004	140	R (as ad by Sec. 4,
10176.1	2001	660	Ad				Stats. 2003, Ch. 902)
	2002	664	Am <sup>431</sup>				
10177	1999	83	Am <sup>30</sup>				
	2001	389	Am	10240	2001	389	Am
	2003	902	Am	10250	2004	697	R
10210	2004	676	Am	10250.1	2004	697	R
10215	2004	676	Am	10250.10	2004	697	R
10226	2004	676	Am	10250.11	2004	697	R
10226.5	2004	676	Am	10250.2	2004	697	R
10229	1999	83	Am <sup>30</sup>	10250.25	2004	697	R
	2000	636	Am	10250.3	2004	697	R
	2001	389	Am				

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10250.4	2004	697	R		2003	434	Am
10250.5	2004	697	R	11018.5	2004	697	Am
10250.51	2004	697	R	11018.8	2004	697	R
10250.52	2004	697	R (as ad by	11018.9	2004	697	R
			Sec. 6,	11024	2004	697	R
			Stats. 1996,	11210	2004	697	Ad <sup>81</sup>
			Ch. 541 and	11211	2004	697	Ad <sup>81</sup>
			Sec. 10,	11211.5	2004	697	Ad <sup>81</sup>
			Stats. 1996,	11211.7	2004	697	Ad <sup>81</sup>
			Ch. 592)	11212	2004	697	Ad <sup>81</sup>
10250.53	2004	697	R (as ad by	11213	2004	697	Ad <sup>81</sup>
			Sec. 7,	11214	2004	697	Ad <sup>81</sup>
			Stats. 1996,	11215	2004	697	Ad <sup>81</sup>
			Ch. 541 and	11216	2004	697	Ad <sup>81</sup>
			Sec. 11,	11217	2004	697	Ad <sup>81</sup>
			Stats. 1996,	11218	2004	697	Ad <sup>81</sup>
			Ch. 592)	11219	2004	697	Ad <sup>81</sup>
10250.54	2004	697	R (as ad by	11225	2004	697	Ad <sup>81</sup>
			Sec. 8,	11226	2004	697	Ad <sup>81</sup>
			Stats. 1996,		2005	93*	Am
			Ch. 541 and	11227	2004	697	Ad <sup>81</sup>
			Sec. 12,	11228	2004	697	Ad <sup>81</sup>
			Stats. 1996,	11229	2004	697	Ad <sup>81</sup>
			Ch. 592)	11230	2004	697	Ad <sup>81</sup>
10250.56	2004	697	R	11231	2004	697	Ad <sup>81</sup>
10250.58	2004	697	R	11232	2004	697	Ad <sup>81</sup>
10250.6	2004	697	R	11233	2004	697	Ad <sup>81</sup>
10250.7	2004	697	R	11234	2004	697	Ad <sup>81</sup>
10250.8	2004	697	R	11235	2004	697	Ad <sup>81</sup>
10471	2001	389	Am	11236	2004	697	Ad <sup>81</sup>
10471.1	2001	389	Am	11237	2004	697	Ad <sup>81</sup>
10471.5	2001	389	Am	11238	2004	697	Ad <sup>81</sup>
10471.6	2001	389	Am	11239	2004	697	Ad <sup>81</sup>
10472	2001	389	Am	11240	2004	697	Ad <sup>81</sup>
10472.1	2001	389	Am	11241	2004	697	Ad <sup>81</sup>
11000	2004	697	Am	11242	2004	697	Ad <sup>81</sup>
11000.1	2003	434	Am	11243	2004	697	Ad <sup>81</sup>
	2004	697	Am	11244	2004	697	Ad <sup>81</sup>
11003.5	2000	522	Am	11245	2004	697	Ad <sup>81</sup>
	2004	697	R	11246	2004	697	Ad <sup>81</sup>
11004.5	2004	697	Am	11250	2004	697	Ad <sup>81</sup>
11004.6	2004	697	R	11251	2004	697	Ad <sup>81</sup>
11010	2001	642	Am	11252	2004	697	Ad <sup>81</sup>
	2002	496	Am <sup>22</sup>	11253	2004	697	Ad <sup>81</sup>
	2004	618	Am	11254	2004	697	Ad <sup>81</sup>
	2005	392	Am (by Sec. 1	11255	2004	697	Ad <sup>81</sup>
			of Ch.)	11256	2004	697	Ad <sup>81</sup>
11010.05	2000	1004	Am <sup>96</sup>	11265	2004	697	Ad <sup>81</sup>
11010.10	2000	279	Ad	11266	2004	697	Ad <sup>81</sup>
11010.11	2001	307	Ad	11267	2004	697	Ad <sup>81</sup>
11010.2	2000	279	Am	11268	2004	697	Ad <sup>81</sup>
11010.3	2000	279	Am	11269	2004	697	Ad <sup>81</sup>
11010.35	2000	279	Ad	11270	2004	697	Ad <sup>81</sup>
11011	2000	279	Am	11271	2004	697	Ad <sup>81</sup>
11018.1	2000	522	Am	11272	2004	697	Ad <sup>81</sup>
	2004	697	Am	11273	2004	697	Ad <sup>81</sup>
11018.10	2000	522	Am	11274	2004	697	Ad <sup>81</sup>
	2004	697	R	11275	2004	697	Ad <sup>81</sup>
11018.11	2004	697	R	11280	2004	697	Ad <sup>81</sup>
11018.12	1999	83	Am <sup>30</sup>	11281	2004	697	Ad <sup>81</sup>

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11282	2004	697	Ad <sup>81</sup>	12548	1999	364	R
11283	2004	697	Ad <sup>81</sup>	12701	1999	815	Am
11284	2004	697	Ad <sup>81</sup>	13300	2002	818	Ad
11285	2004	697	Ad <sup>81</sup>	13301	2002	818	Ad
11286	2004	697	Ad <sup>81</sup>	13302	2002	818	Ad
11287	2004	697	Ad <sup>81</sup>	13350	2005	529	Ad & R <sup>317</sup>
11288	2004	697	Ad <sup>81</sup>	13351	2005	529	Ad & R <sup>317</sup>
11341	1999	974	Am	13352	2005	529	Ad & R <sup>317</sup>
11360	1999	974	Am	13353	2005	529	Ad & R <sup>317</sup>
11404	1999	974	Am	13354	2005	529	Ad & R <sup>317</sup>
11405	1999	974	Am	13355	2005	529	Ad & R <sup>317</sup>
11411	1999	974	Am	13356	2005	529	Ad & R <sup>317</sup>
11412	1999	974	Am	13357	2005	529	Ad & R <sup>317</sup>
11500	2002	1116	Ad & R <sup>68</sup>	Div. 5,			
	2003	147*	Am	Ch. 14,			
11501	2002	1116	Ad & R <sup>68</sup>	heading			
11502	2002	1116	Ad & R <sup>68</sup>	(Sec. 13400			
	2003	147*	Am	et seq.)	2005	91	Am
11502.5	2003	147*	Ad	13401	2001	596*	Am
11503	2002	1116	Ad & R <sup>68</sup>		2005	91	Am
11504	2002	1116	Ad & R <sup>68</sup>	13405	2001	596*	Ad
	2003	147*	Am		2002	664	Am <sup>431</sup>
11505	2002	1116	Ad & R <sup>68</sup>	13446	2005	91	Ad
11506	2002	1116	Ad & R <sup>68</sup>	13534	2004	72	Am
12015.3	2000	512	Am <sup>43</sup>	13570	2003	63	Am
	2005	529	Am <sup>13</sup>		2004	183	Am <sup>571</sup>
12015.5	2005	529	Am	13651	1999	583	Am
12024.2	2004	752	Am		2003	63	Am
12028	2004	676	Am	13700	1999	494	Am
	2005	529	R	13710	1999	494	Am
12029	2001	745*	R	13710.5	1999	494	Am <sup>20</sup>
12107.1	2004	183	Am <sup>571</sup>	14233	1999	1000	Am
12209.6	2000	511	Am	14250	1999	1000	Am
12240	2000	512	S <sup>43</sup>	14260	1999	1000	Am
	2005	529	Am <sup>111</sup>	14320	2000	673	Am
12242	2000	512	S <sup>43</sup>	14427	1999	1000	Am
	2005	529	S <sup>111</sup>	14461	1999	1000	Am
12243	2000	512	S <sup>43</sup>	14482	2000	506	Am
	2005	529	S <sup>111</sup>	14483	1999	1000	Am
12244	2000	512	S <sup>43</sup>		2000	506	Am
	2005	529	S <sup>111</sup>	14492.5	1999	1000	R
12246	2000	512	Am <sup>43</sup>	14700	2004	197	Ad
	2005	529	Am <sup>111</sup>	14701	2004	197	Ad
12531	1999	364	R & Ad	14702	2004	197	Ad
12532	1999	364	R & Ad	14703	2004	197	Ad
12533	1999	364	R & Ad	14704	2004	197	Ad
12534	1999	364	R & Ad	16004	2002	821	Am
12535	1999	364	R & Ad	16105	2002	821	Am
12536	1999	364	R & Ad	16300	2000	1070	Ad <sup>82</sup>
12537	1999	364	R & Ad		2001	36	Ad
12538	1999	364	R	16601	2002	179	Am
12539	1999	364	R	16602	2002	179	Am
12540	1999	364	R & Ad	16602.5	2002	179	Am
12541	1999	364	R & Ad	16760	2001	74	Am
12542	1999	364	R & Ad	17083	2004	182	Am <sup>81 614</sup>
12543	1999	364	R & Ad	17203	2004		
12544	1999	364	R & Ad		Initiative		
12545	1999	364	R		(Prop. 64		
12546	1999	364	R		adopted		
12547	1999	364	R		Nov. 2, 2004)		Am

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17204	2004			17539.15	1999	83	Am <sup>30</sup>
	Initiative			17539.3	2003	185	Am <sup>440</sup>
	(Prop. 64			17540	2003	196	R
	adopted			17540.1	2003	196	R
	Nov. 2, 2004)		Am	17540.10	2003	196	R
17206	2004			17540.11	2003	196	R
	Initiative			17540.12	2003	196	R
	(Prop. 64			17540.13	2003	196	R
	adopted			17540.14	2003	196	R
	Nov. 2, 2004)		Am	17540.15	2003	196	R
	2005	74*	Am	17540.16	2003	196	R
17209	2004	529	Am	17540.2	2003	196	R
17210	1999	354	Ad	17540.3	2003	196	R
17510.3	2005	212	Am	17540.4	2003	196	R
17510.5	2004	919	Am	17540.5	2003	196	R
17511.12	2003	449	Am	17540.6	2003	196	R
17525	2000	218	Ad	17540.7	2003	196	R
17526	2000	218	Ad	17540.8	2003	196	R
	2003	277	Am	17540.9	2003	196	R
17527	2000	218	Ad	17550	2003	196	S <sup>57</sup>
17528	2000	218	Ad	17550.1	2003	196	S <sup>57</sup>
17528.5	2003	277	Ad	17550.10	2003	196	S <sup>57</sup>
17529	2003	487	Ad	17550.11	2003	196	S <sup>57</sup>
17529.1	2003	487	Ad	17550.13	2003	196	Am <sup>57</sup>
	2004	183	Am <sup>571</sup>	17550.14	1999	83	Am <sup>30</sup>
17529.2	2003	487	Ad		2003	196	Am <sup>57</sup>
17529.3	2003	487	Ad	17550.15	2003	196	S <sup>57</sup>
17529.4	2003	487	Ad	17550.16	1999	83	Am <sup>30</sup>
17529.5	2003	487	Ad		2003	196	S <sup>57</sup>
	2004	571	Am	17550.17	2003	196	S <sup>57</sup>
	2005	247	Am	17550.18	2003	196	S <sup>57</sup>
17529.8	2003	487	Ad	17550.19	2003	196	S <sup>57</sup>
17529.9	2003	487	Ad	17550.2	2003	196	S <sup>57</sup>
17530.5	2000	1084	Am	17550.20	2003	196	Am <sup>57</sup>
17530.6	2000	1084	Ad <sup>82</sup>	17550.21	2003	196	Am <sup>57</sup>
17533.6	2002	319	Am	17550.22	2003	196	S <sup>57</sup>
17535	2004			17550.23	1999	83	Am <sup>30</sup>
	Initiative				2003	196	S <sup>57</sup>
	(Prop. 64			17550.24	2003	196	S <sup>57</sup>
	adopted			17550.25	2003	196	S <sup>57</sup>
	Nov. 2, 2004)		Am	17550.3	2003	196	S <sup>57</sup>
17536	2004			17550.30	2003	196	Am <sup>57</sup>
	Initiative				2004	183	Am <sup>571</sup>
	(Prop. 64			17550.34	2003	196	R
	adopted			17550.35	2003	196	S <sup>57</sup>
	Nov. 2, 2004)		Am	17550.36	2003	196	S <sup>57</sup>
17536.5	2004	529	Am	17550.37	2003	196	Am <sup>57</sup>
17537.11	1999	907	Ad	17550.38	2003	196	S <sup>57</sup>
	2000	135	Am <sup>203</sup>	17550.39	2003	196	S <sup>57</sup>
17538	2002	326	Am	17550.4	2003	196	Am <sup>57</sup>
17538.3	2002	326	Am	17550.40	2003	196	S <sup>57</sup>
17538.35	2002	783	Ad <sup>421</sup>	17550.41	1999	83	Am <sup>30</sup>
17538.4	2002	700	Am		2003	196	Am <sup>57</sup>
	2003	487	R	17550.42	2003	196	S (as ad by
17538.41	2002	699	Ad				Sec. 3,
	2005	711	Am				Stats. 1994,
17538.43	2005	667	Ad				Ch. 1123) <sup>57</sup>
17538.45	2003	487	Am				Ad
	2004	183	Am <sup>571</sup>	17550.43	2003	196	S <sup>57</sup>
17538.9	2002	778	Am	17550.44	2003	196	S <sup>57</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
17550.45	2003	196	S <sup>57</sup>	18640	2004	691	Am
17550.46	2003	196	S <sup>57</sup>	18640.5	2003	515	Ad
17550.47	2003	196	Am <sup>57</sup>	18712	2002	680	Am
	2004	182	Am <sup>81 614</sup>	18800	2001	776	Am
17550.48	2003	196	S <sup>57</sup>		2004	227*	Am
17550.49	2003	196	S <sup>57</sup>	18824	2000	436	Am
17550.5	2003	196	S <sup>57</sup>				R & Ad <sup>80</sup>
17550.50	2003	196	S <sup>57</sup>		2001	776	Am (as am by
17550.51	2003	196	S <sup>57</sup>				Sec. 1,
17550.52	2003	196	S <sup>57</sup>				Stats. 2000,
17550.53	2003	196	S <sup>57</sup>				Ch. 436)
17550.54	2003	196	S <sup>57</sup>		2003	515	Am (as ad by
17550.55	2003	196	S <sup>57</sup>				Sec. 2,
17550.56	2003	196	S <sup>57</sup>				Stats. 2000,
17550.57	2003	196	S <sup>57</sup>				Ch. 436 and as
17550.58	2003	196	S <sup>57</sup>				am by Sec. 2,
17550.59	2003	196	R <sup>57</sup>				Stats. 2001,
17550.6	2003	196	S <sup>57</sup>				Ch. 776)
17550.7	2003	196	S <sup>57</sup>		2004	183	Am (as am by
17550.8	2003	196	S <sup>57</sup>				Sec. 2 and
17550.9	2003	196	S <sup>57</sup>				Sec. 3,
17568.5	2004	492	Ad				Stats. 2003,
Div. 7,							Ch. 515) <sup>571</sup>
Pt. 3,					2005	104	R (as am by
Ch. 1,							Sec. 19,
Art. 7.5,							Stats. 2004,
heading							Ch. 183)
(Sec. 17582							Am (as am by
et seq.)	2003	62	Ad <sup>519</sup>				Sec. 18,
17582	2002	998	Ad				Stats. 2004,
17590	2001	695	Ad				Ch. 183) <sup>13</sup>
	2003	779	Am	18882	2001	776	Am
17591	2001	695	Ad	18896.8	1999	1000	Am
	2002	698	Am	18897.73	2004	183	Am <sup>571</sup>
	2002	1124*	Am	19004.1	2002	107	Ad
	2003	779	Am	19010.1	2002	405	Am
17592	2001	695	Ad	19010.5	2002	405	Am
	2003	779	Am	19011	2002	405	Am
17593	2001	695	Ad	19017	2002	405	Am
	2003	779	Am	19031	2002	405	Am
	2004	183	Am <sup>571</sup>	19034.5	2002	405	Am
17594	2001	695	Ad	19049	2002	405	Am
	2003	779	Am	19051	2000	837	Am
17595	2001	695	Ad	19055	2000	837	Am
	2003	779	R	19059.5	2000	837	Am
17910.5	2001	728	Am		2002	405	Am
17912	2004	178	Am	19060.5	2002	405	Am
17913	2001	728	Am	19062	2002	405	Am
17917	2001	728	Am	19063	2002	405	Am
17923	2001	728	Am	19064	2002	405	Am
17924	2004	118	Am	19072.6	2002	405	Am
18000	2004	87	Ad	19089.5	2001	199	Am
18001	2004	87	Ad	19093	2002	405	Am
18602	2000	393	Am <sup>79 43</sup>	19161	2001	199	Am
	2004	691	Am <sup>98 75</sup>	19162	2002	405	Am
18602.1	2002	107	Ad	19170	2001	199	Am
18613	2000	393	Am <sup>79 43</sup>		2002	405	Am
	2004	691	Am <sup>98 75</sup>	19208	2002	405	Am
18627	2004	691	Am	19211	2002	405	Am
18629	2004	695	Am	19215.1	2002	405	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19215.2	2002	405	Am	19481.5	2000	1082	Am
19215.3	2002	405	Am		2001	198	Am
19215.4	2002	405	Am		2001	783	Am (as ad by
19215.5	2002	405	Am				Stats. 2001,
19215.6	2002	405	Am				Ch. 198)
19215.7	2002	405	Am	19485	2000	1082	Am
19215.8	2002	405	Am	19485.5	2000	1082	R
19403.5	2000	1082	Am	19487	2000	1082	Am
	2002	234	Am	19488	2000	1082	Am
19405	2000	1082	Am	19489	2000	1082	Am
19406	2002	282	Am	19490	2000	1082	Am
	2003	24	Am	19491	2000	1082	Am
	2004	278*	Am	19497	2000	1082	Am
19407.5	2000	1082	Am	19500	2005	329	Ad
19410	2000	1082	Am	19504	2005	329	Ad
19410.8	2000	1082	Am	19506	2005	329	Ad
	2002	234	Am	19510	2000	1082	Am
19411	2000	1082	Am	19511	2000	1082	R
	2001	198	Am	19512	2000	1082	Am
			R & Ad <sup>69</sup>	19515	2000	1082	Am
19411.1	2005	505	Ad	19516	2000	1082	Am
19412	2000	1082	Am	19517.5	2001	933	Ad
	2005	119*	Am	19518	2000	1082	Am
19414	2000	1082	Am	19520	2000	1082	Am
19414.5	2000	1082	Am	19521	2000	1082	Am
19415.8	2000	1082	Am	19523	2000	1082	Am
	2002	234	Am	19525	2000	1082	Am
19416.5	2000	1082	Am	19526	2001	198	Ad
19416.6	2000	1082	Ad	19527	2001	935	Ad
19417.5	2000	1082	Am	19528	2001	935	Ad
19417.6	2000	1082	R & Ad	19530	2000	1082	Am
19417.7	2000	1082	Am	19531	2000	1082	Am
19417.9	2000	1082	R	19531.1	2004	918	Ad
19423	2000	1082	Am	19533	2000	1082	Am
19424.5	2000	1082	Am	19533.5	2002	234	Am
19428	2000	1082	Am	19533.6	2002	924	Ad
19430	2000	1082	Am	19534	2000	1082	R
19432	2000	1082	Am	19535	2000	1082	Am
19435	2000	1082	Am	19540	2000	1082	Ad
19437	2000	1082	Am		2002	872	Am
19440	2000	1082	Am		2005	505	Am
19440.5	2005	505	Am	19541	2000	1082	R
19441	2000	1082	Am	19546	2000	1082	Am
19442.2	2000	1082	Am	19547	2000	1082	Am
19444	2000	1082	Am	19548	2000	1082	Am
19455	2001	198	Ad	19549	1999	218	Am
	2001	783	Am (as ad by		2000	1082	Am
			Stats. 2001,	19549.1	2000	1082	Am
			Ch. 198)	19549.10	2000	1082	R
	2002	664	Am (as ad by	19549.11	2000	1082	R
			Stats. 2001,	19549.14	2001	848	Ad
			Ch. 198) <sup>431</sup>		2002	664	Am <sup>431</sup>
19455.2	2001	198	Ad		2002	1063	Am
19455.4	2001	198	Ad	19549.15	2002	874*	Ad
19461	2001	198	Am	19549.5	2000	1082	R
19461.5	2001	198	Ad	19549.6	2005	119*	Am
19464	2000	1082	Am	19550	2000	1082	Am
19480	2000	1082	Am	19554	1999	170	Am
19481	2000	1082	Am	19556	1999	170	Am
19481.3	2005	329	Ad		2002	904	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUSINESS AND PROFESSIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19556.5	2000	1082	Am	19605.7	2000	1082	Am
19565	2000	1082	Am	2001	65 *	Am	
19567	2000	1082	Am	19605.71	2000	1082	Am
19568	2000	1082	Am	2001	65 *	Am	
	2002	145	Am	19605.73	2001	933	Am <sup>70 18</sup>
19569	2000	1082	Am	2002	922 *	Am	
19572	2000	1082	Am	2004	80 *	Am <sup>36 43</sup>	
19574	2000	1082	Am	2005	130	Am <sup>68</sup>	
19577	2000	1082	Am	19605.75	2004	40 *	Ad & R <sup>608</sup>
	2005	179 *	Am	19605.76	2004	40 *	Ad & R <sup>317</sup>
19578	2000	1082	Am	19605.77	2004	40 *	Ad & R <sup>317</sup>
19578.1	2000	1082	Am	19605.78	2004	40 *	Ad & R <sup>317</sup>
19580	2000	1082	Am	19606	2004	122	Am
19581	2000	1082	Am	19606.1	2000	53 *	Am
19582	2001	933	Am	19607.4	2002	922 *	Ad
19582.5	2005	329	Am	19608.5	2000	1082	Am
19590	2000	1082	Am	19608.6	2000	1082	Am
	2001	198	Am	19610.2	2000	1082	Am
			R & Ad <sup>69</sup>	19610.4	2000	1082	Am
	2005	505	Am (as am by Sec. 7, Stats. 2001, Ch. 198)	19610.8	2003	174	Ad
					2005	119 *	Am
19591	2000	1082	Am	19611.5	2000	1082	Am
19592	2000	1082	Am	19612.6	2000	1082	Am
19592.5	2000	1082	Am	19612.7	2002	923 *	Ad
19595	2001	198	Am	19612.8	2000	1082	Am
			R & Ad <sup>69</sup>	19612.9	2000	1082	Am
19596	2004	232	Am	19613	2000	1082	Am
19596.1	1999	28 *	Am		2001	198	Am
	2002	268	Am				R & Ad <sup>69</sup>
	2004	235 *	Am		2002	921 *	Am (as am by Sec. 11, Stats. 2001, Ch. 198) <sup>43</sup>
19596.2	1999	219 *	Am				Ad & R <sup>82</sup>
	2001	936	Am		2002	922 *	Am (as am by Sec. 11 and as ad by Sec. 11.5, Stats. 2001, Ch. 198)
	2004	235 *	Am				Am (as am by Sec. 11, Stats. 2001, Ch. 198)
19596.3	2004	235 *	Ad		2002	923 *	Am (as am by Sec. 11, Stats. 2001, Ch. 198)
19596.4	2001	936	Ad				Am (as am by Sec. 11, Stats. 2001, Ch. 198) <sup>43</sup>
19597	2000	1082	Am				Ad <sup>80</sup>
19598	2000	1082	Am				R <sup>69</sup>
19599	2000	1082	Am		2003	62	Am (as am by Sec. 4, Stats. 2002, Ch. 922) <sup>519</sup>
19601	2000	1082	Am				R (as ad by Sec. 3, Stats. 2002, Ch. 923)
19601.2	2001	27	Am		2005	96	Am (as am by Sec. 2, Stats. 2002, Ch. 923) <sup>68</sup>
19602	2000	1082	Am				Am (as am by Sec. 2, Stats. 2002, Ch. 923) <sup>68</sup>
	2005	505	Am				Am (as am by Sec. 9, Stats. 2003, Ch. 62) <sup>69</sup>
19604	2001	198	Ad & R <sup>68</sup>				
	2002	874 *	Am				
	2005	117	Am				
19605	2000	1082	Am				
19605.1	2000	1082	Am				
19605.2	2000	1082	Am				
19605.3	2000	1082	Am				
19605.35	2000	779	Am				
19605.45	2002	1063	Ad				
19605.51	2000	1082	Am				
	2005	728	Am				
19605.52	2002	872	Ad				
	2003	372	Am				
19605.53	2003	556	Ad				
19605.55	2002	874 *	Ad				
19605.6	2000	1082	Am				
19605.61	2001	936	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
19613.05	2002	90	Am <sup>68</sup>	19812A	2002	738	Am & RN
19613.3	2002	921*	Am	19813	2002	738	Ad(RN)
	2005	96	R & Ad <sup>80</sup>	19813A	2002	738	Am & RN
			R (as ad by	19814	2002	738	Ad(RN)
			Sec. 4,	19814A	2002	738	Am & RN
			Stats. 2002,	19815	2002	738	Am & RN
			Ch. 921)				& Ad(RN)
			Am (as am by	19815.5A	2002	738	Am & RN
			Sec. 3,	19815.8A	2002	738	Am & RN
			Stats. 2002,	19816	2002	738	Ad(RN)
			Ch. 921) <sup>75</sup>	19817	2002	738	Ad(RN)
19613.8	2001	198	Ad	19817A	2002	738	Am & RN
19614	2000	1082	Am	19818	2001	945	R
19614.2	2000	1082	Am		2002	738	Ad(RN)
19614.3	2002	924	Ad	19818A	2001	945	Ad
19614.6	2004	918	Ad		2002	738	Am & RN
19616.51	2000	342	Ad	19819	2002	738	Ad(RN)
19617	2003	556	Am	19820	2002	738	Ad(RN)
19617.2	2002	145	Am	19820A	2002	738	Am & RN
19617.3	2002	282	Ad	19821	2002	738	Ad(RN)
19617.5	2002	282	Am	19821A	2002	738	Am & RN
	2003	62	Am <sup>519</sup>	19822	2002	738	Ad(RN)
19617.75	2001	65*	Ad	19822A	2002	738	Am & RN
19618	1999	127	Am	19823	2002	738	Ad(RN)
19618.1	1999	127	Ad	19823.5	2001	945	Ad
19618.2	2005	505	Ad		2002	738	Am & RN
19620.1	2000	53*	Am	19823A	2001	945	Am
19622.3	2001	423	Am		2002	738	Am & RN
19630	1999	370	Am	19824	2002	738	Ad(RN)
19633	2000	1082	R	19824A	2002	738	Am & RN
19634	2000	1082	R	19825	2002	738	Am & RN
19636	2000	1082	Am				& Ad(RN)
19637	2000	1082	Am	19826	2002	738	Ad(RN)
19641.2	2001	198	Ad		2004	598	Am
	2004	99	Am	19827	2001	945	Am
	2005	22	Am <sup>647</sup>		2002	738	Am & RN
19660	2000	1082	Am				& Ad(RN)
19661	2001	933	Am	19828	2002	738	Am & RN
19662	2000	1082	Am				& Ad(RN)
19664	2000	1082	Am	19829	2002	738	Am & RN
19701	2002	872	Am				& Ad(RN)
19801	2003	799	Am	19830	2001	945	R
19801.2	2002	738	Am & RN		2002	738	Ad(RN)
19802	2002	738	Am & RN	19830A	2002	738	Am & RN
			& Ad(RN)	19834	2001	945	R
19803	2002	738	Ad(RN)	19834.5A	2002	738	Am & RN
19804	2002	738	Am	19834.6A	2002	738	Am & RN
19805	2000	1023*	Am	19834A	2002	738	Am & RN
	2001	941	Am	19835.5A	2002	737	Am
	2001	945	Am		2002	738	Am & RN
	2002	738	Am	19835.6	2001	254	Ad
	2004	276	Am		2004	276	Am & RN
19807	2002	738	Am	19835A	2002	738	Am & RN
19808	2002	738	Am	19836A	2002	738	R
19809	2002	738	Am & RN	19840	2002	738	Am & RN
19810	2002	738	Ad(RN)				& Ad(RN)
19810A	2002	738	Am & RN	19840.5	2002	738	Am & RN
19811	2002	738	Ad(RN)	19841	2002	738	Ad(RN)
19811A	2002	738	Am & RN	19841A	2001	945	Am
19812	2002	738	Ad(RN)		2002	738	Am & RN

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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19842	2002	738	Ad(RN)	19870	2000	1055 *	Am
19842A	2002	738	Am & RN		2002	738	Am & RN
19843	2002	738	Ad(RN)				& Ad(RN)
19844	2002	738	Am & RN	19871	2002	738	Ad(RN)
			& Ad(RN)	19871A	2002	738	Am & RN
19845	2002	738	Ad(RN)	19872	2002	738	Ad(RN)
19846	1999	351 *	Ad(RN)	19872A	2002	738	Am & RN
	2002	738	Am & RN	19873	2002	738	Am & RN
	2004	276	Ad(RN)				& Ad(RN)
19846A	1999	351 *	Am & RN	19874	2002	738	Ad(RN)
19847A	2002	738	Am & RN	19875	2002	738	Ad(RN)
19848.5	2002	738	Am & RN	19876	2002	738	Ad(RN)
19848A	2002	738	Am & RN		2003	799	Am
19850	2002	738	Ad(RN)	19877	2002	738	Ad(RN)
19850A	2002	738	Am & RN	19878	2002	738	Ad(RN)
19851	2002	738	Ad(RN)	19879	2002	738	Ad(RN)
19851.5	2000	1023 *	Am	19880	2000	1055 *	Am
	2001	945	Am		2002	738	Am & RN
	2002	738	Am & RN				& Ad(RN)
19851A	2002	738	Am & RN	19881	2002	738	Am & RN
19852	2002	738	Ad(RN)				& Ad(RN)
19852.1	2002	738	Am & RN	19882	2002	738	Ad(RN)
19852A	2002	738	Am & RN	19882A	2002	738	Am & RN
19853	2002	738	Ad(RN)	19883	2002	738	Ad(RN)
19853.5	1999	351 *	Am	19883A	2002	738	Am & RN
	2001	945	Am	19890	2002	738	Ad(RN)
	2002	738	Am & RN	19891	2002	738	Ad(RN)
19853A	2002	738	Am & RN	19892	2002	738	Ad(RN)
19854	2002	738	Ad(RN)	19893	2002	738	Ad(RN)
	2005	546	Am	19900	2002	738	Ad(RN)
19854A	2002	738	Am & RN	19900A	2002	738	Am & RN
19855	2002	738	Am & RN	19901	2002	738	Ad(RN)
			& Ad(RN)	19901A	2002	738	Am & RN
19856	2002	738	Ad(RN)	19902	2002	738	Ad(RN)
19856A	2002	738	Am & RN	19902A	2002	738	Am & RN
19857	2002	738	Ad(RN)	19903	2002	738	Ad(RN)
19857A	2002	738	Am & RN	19903A	2002	738	Am & RN
19858	2002	738	Ad(RN)	19904	2002	738	Ad(RN)
19858.5	2002	738	Am & RN	19904A	2002	738	Am & RN
19858.7A	2002	738	Am & RN	19905	2002	738	Ad(RN)
19858A	2002	738	Am & RN	19905A	2002	738	Am & RN
19859	2002	738	Am & RN	19906A	2002	738	R
			& Ad(RN)	19910	2001	945	Am
19860	2002	738	Ad(RN)	19910.4	2002	738	Am & RN
19860A	2002	738	Am & RN	19910.5A	2001	945	Am
19861	2002	738	Am & RN		2002	738	Am & RN
			& Ad(RN)	19911	2002	738	Ad(RN)
19862	2002	738	Ad(RN)	19911A	2002	738	Am & RN
19862.5	2002	738	Am & RN	19912	2002	738	Ad(RN)
19862A	2002	738	Am & RN	19912A	2002	738	Am & RN
19863	2002	738	Ad(RN)	19913	2002	738	Ad(RN)
19863A	2002	738	Am & RN	19913A	2002	738	Am & RN
19864	2002	738	Ad(RN)	19914	2002	738	Ad(RN)
19864A	2002	738	Am & RN	19915	2002	738	Ad(RN)
19865	2002	738	Ad(RN)	19915.5	2002	738	Am & RN
19866	2002	738	Ad(RN)	19915A	2002	738	Am & RN
19867	2002	738	Ad(RN)	19916	2002	738	Am & RN
19868	2002	738	Ad(RN)	19917	2002	738	Am & RN
19869	2002	738	Ad(RN)	19918A	2002	738	Am & RN

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
Div. 8, Ch. 5, Art. 16, heading (Sec. 19984 et seq.)				22255	2001	728	Am
19984	2002	738	Ad		1999	983	Am
20007	2002	664	Am <sup>431</sup>		2001	495	Am <sup>300 317</sup>
20600	2002	748	Ad	22256	2001	495	S <sup>300 317</sup>
20601	2002	748	Ad	22257	2001	495	S <sup>300 317</sup>
20602	2002	748	Ad	22258	2000	1055*	Am
20650	2004	630	Ad		2001	495	S <sup>300 317</sup>
21140.2	1999	523	Am	22259	2001	495	Am <sup>300 317</sup>
21140.3	1999	523	Am	22325	2002	948	Am <sup>437</sup>
21148	1999	523	Am		2005	82	R
21600	2001	60	Am	22350	1999	892	Am
21626	2004	247*	Am		2005	300	Am
21628	2000	994	Am	22351	1999	892	Am
	2004	247*	Am	22351.5	1999	892	Am
21630	2000	994	Am	22353	1999	892	Am
21636	2004	247*	Am		2002	197	Am
21641	2004	247*	Am	22354	2001	35	Am
Div. 8, Ch. 9, Art. 6, heading (Sec. 21660 et seq.)				22355	2001	728	Am
21660	2002	334	Am	22357	1999	892	Am <sup>490</sup>
21661	2002	334	Am	22391	2002	784	Am <sup>490</sup>
21662	2002	334	Am	22433	2000	185	Am
21663	2002	334	Am	22440	2004	557	Am
21663.1	2002	334	Ad	22441	2004	557	Am
21701.1	1999	83	Am <sup>30</sup>	22442	2003	384	Am
21702	2000	156	Am		2004	557	Am
	2001	159	Am <sup>305</sup>	22442.1	2003	384	Ad
21703	2003	267	Am	22442.2	2000	674	Am
21705	2003	267	Am		2003	384	Am
21713.5	2000	156	Ad		2004	557	Am
21800	2000	120	Am	22442.4	1999	336	Ad
22250	1999	983	Am		2004	557	R
	2001	495	S <sup>300 317</sup>	22443	2003	384	Am
22251	1999	983	Am	22443.1	1999	336	Am <sup>13</sup>
	2000	1084	Am		2001	304	Am
	2001	495	Am <sup>300 317</sup>		2004	557	Am
	2001	728	Am	22443.3	2001	304	Ad
	2003	874	Am	22444	2004	557	Am
	2005	396	Am	22445	1999	336	Am
22252	2001	495	S <sup>300 317</sup>		2000	674	Am
22252.1	2004	921	Ad	22446.5	2002	705	Am
22252.5	2001	495	S <sup>300 317</sup>	22447	2001	304	Am <sup>13</sup>
22253	1999	983	Am		2002	705	Am
	2000	1084	Am	22453.1	2001	728	Am
	2001	495	S <sup>300 317</sup>	22455	2002	784	Am <sup>490</sup>
22253.1	2002	1150	Am	22456	2001	35	Am
22253.2	2005	396	Ad	22475	2002	191	Ad
	2004	921	Am	22575	2003	829	Ad <sup>391</sup>
22254	1999	983	Am		2004	183	Am <sup>571</sup>
	2001	495	Am <sup>300 317</sup>		2004	865	Am
				22576	2003	829	Ad <sup>391</sup>
				22577	2003	829	Ad <sup>391</sup>
				22578	2003	829	Ad <sup>391</sup>
				22579	2003	829	Ad <sup>391</sup>
				22706	2004	758	Am
				22708	2004	758	Am
				Div. 8, Ch. 28, heading (Sec. 22900 et seq.)	2005	712*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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22900	2005	712 *	Am	22972.1	2004	82 *	Ad
22901	2005	712 *	Am	22973	2003	890	Ad & R <sup>38</sup>
22902	2005	712 *	Am	22973.1	2003	890	Ad & R <sup>38</sup>
22902.5	2005	712 *	Ad	22973.2	2003	890	Ad & R <sup>38</sup>
22903	2005	712 *	Am	22974	2003	890	Ad & R <sup>38</sup>
22903.1	2005	712 *	Ad	22974.3	2003	890	Ad & R <sup>38</sup>
22903.2	2005	712 *	Ad	22974.4	2003	890	Ad & R <sup>38</sup>
22903.3	2005	712 *	Ad	22974.5	2003	890	Ad & R <sup>38</sup>
22904	2005	712 *	Am	22974.7	2003	890	Ad & R <sup>38</sup>
22905	2005	712 *	Am		2004	82 *	Am
22906	2005	712 *	Am	22974.8	2003	890	Ad & R <sup>38</sup>
22907	2005	712 *	Am	22975	2003	890	Ad & R <sup>38</sup>
22908	2005	712 *	Am	22976	2003	890	Ad & R <sup>38</sup>
22909	2005	712 *	Am	22977	2003	890	Ad & R <sup>38</sup>
22910	2005	712 *	Am	22977.1	2003	890	Ad & R <sup>38</sup>
22911	1999	991	Am <sup>96 114</sup>	22977.2	2003	890	Ad & R <sup>38</sup>
	2005	712 *	Am	22978	2003	890	Ad & R <sup>38</sup>
22912	1999	991	Am <sup>96 114</sup>	22978.1	2003	890	Ad & R <sup>38</sup>
22913	2005	712 *	Am	22978.2	2003	890	Ad & R <sup>38</sup>
22914	1999	991	Am <sup>96 114</sup>	22978.4	2003	890	Ad & R <sup>38</sup>
22915	2005	712 *	Am		2004	822 *	Am
22916	1999	991	Am <sup>96 114</sup>		2005	512	Am
22917	1999	991	Am <sup>96 114</sup>	22978.5	2003	890	Ad & R <sup>38</sup>
22920	2005	712 *	Am	22978.6	2003	890	Ad & R <sup>38</sup>
22921	1999	991	Am <sup>96 114</sup>	22978.7	2003	890	Ad & R <sup>38</sup>
22922	1999	991	Am <sup>96 114</sup>		2005	512	Am
	2005	712 *	Am	22978.8	2004	82 *	Ad
22924	2005	712 *	Am	22979	2003	890	Ad & R <sup>38</sup>
22925	2005	712 *	Am		2004	82 *	Am
22926	2005	712 *	Am	22979.1	2003	890	Ad & R <sup>38</sup>
22927	2005	712 *	Am	22979.2	2003	890	Ad & R <sup>38</sup>
22928	2005	244	Ad		2005	512	Am
22940	1999	343	Ad	22979.3	2003	890	Ad & R <sup>38</sup>
22941	1999	343	Ad	22979.4	2003	890	Ad & R <sup>38</sup>
	2000	674	Am		2004	82 *	Am
22947	2004	843	Ad	22979.5	2003	890	Ad & R <sup>38</sup>
22947.1	2004	843	Ad	22979.6	2003	890	Ad & R <sup>38</sup>
22947.2	2004	843	Ad	22979.7	2003	890	Ad & R <sup>38</sup>
22947.3	2004	843	Ad		2005	512	Am
22947.4	2004	843	Ad	22980	2003	890	Ad & R <sup>38</sup>
22947.5	2004	843	Ad	22980.1	2003	890	Ad & R <sup>38</sup>
22947.6	2004	843	Ad		2004	822 *	Am
22948	2005	437	Ad	22980.2	2003	890	Ad & R <sup>38</sup>
22948.1	2005	437	Ad		2004	82 *	Am
22948.2	2005	437	Ad		2005	512	Am
22948.3	2005	437	Ad	22980.3	2003	890	Ad & R <sup>38</sup>
22952	2001	376	Am	22981	2003	890	Ad & R <sup>38</sup>
22962	2001	376	Ad	22982	2003	890	Ad & R <sup>38</sup>
	2004	812	Am	22983	2004	82 *	Ad
22963	2002	685	Ad	22990	2003	890	Ad & R <sup>38</sup>
22970	2003	890	Ad & R <sup>38</sup>	22991	2003	890	Ad & R <sup>38</sup>
22970.1	2003	890	Ad & R <sup>38</sup>	22995	2003	890	Ad & R <sup>38</sup>
22970.2	2003	890	Ad & R <sup>38</sup>	23009	2004	437 *	Am
22970.3	2003	890	Ad & R <sup>38</sup>	23050	2000	979	Am
22971	2003	890	Ad & R <sup>38</sup>	23055	2002	579	Am
	2004	82 *	Am	23058	2005	172	Ad
22971.1	2003	890	Ad & R <sup>38</sup>	23095	2004	227 *	Am
22971.2	2003	890	Ad & R <sup>38</sup>	23100	2000	979	Am
22971.3	2003	890	Ad & R <sup>38</sup>		2001	657	R & Ad
22971.4	2004	822 *	Ad	23104.2	1999	83	Am <sup>30</sup>
22972	2003	890	Ad & R <sup>38</sup>		2001	657	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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23320	2001	488	R & Ad	24048	2001	488	Am
23320.2	2001	488	R	24071.2	1999	699	Am
23320.3	2001	488	R	24200.6	2002	1027	Ad
23320.6	1999	288	Am	25000	2001	567 *	Am
23323	2004	437 *	R	25000.6	1999	860	Ad
23355.1	1999	699	Am		2001	567 *	Am
23356	2004	437 *	Am	25000.7	2000	1083	Ad
23356.1	2003	270	Am	25000.9	2000	1083	Ad
23357.2	2001	488	Am	25009	2005	294	Am
23358.3	2001	488	Am	25241	2000	831	Ad
23366.3	2001	488	Am	25354	1999	787	Am
23373	2001	567 *	Am	25361	2002	784	Am <sup>490</sup>
23389	2001	488	Am	25500.1	2000	205	Ad
23390	2001	488	Am	25500.2	2000	979	Ad
23396.2	2000	231	Ad		2000	980	Ad
	2005	171 *	Am		2001	567 *	R (as ad by
23399	1999	699	Am				Sec. 6,
	2001	488	Am				Stats. 2000,
	2005	62	Am				Ch. 979)
23399.4	2000	384	Ad				Am (as ad by
	2001	488	Am				Sec. 1,
23399.6	2003	588	Ad				Stats. 2000,
23661.2	2005	157	Am				Ch. 980)
23661.3	2005	157	Ad	25502.1	1999	666	Ad
23800	1999	499	Am		2000	162	Am
	2000	979	Am		2000	979	Am
	2001	931	Am		2000	980	Am
23805	1999	499	Am		2001	567 *	Am
23817.5	2000	979	Am	25503.16	2001	567 *	Am
23817.7	2001	931	Am	25503.2	1999	699	Am
23824	2000	7 *	Am	25503.24	2001	567 *	Am
	2000	979	Am	25503.26	2000	979	Am
23985.5	2001	931	Am		2001	567 *	Am
23986	2000	979	Am	25503.30	2000	162	Am
23987	2001	931	Am	25503.4	2003	270	Am
	2002	664	Am <sup>431</sup>		2004	183	Am <sup>571</sup>
24013	2004	345	Am	25503.6	1999	937 *	Am
24015	2004	345	R & Ad		2000	7 *	Am
24041	2002	413	Am		2000	979	Am
24042	2001	488	Am		2000	980	Am
24042.5	2001	488	Am		2001	582	Am
24045.11	2001	488	Am		2002	47 *	Am
24045.12	2001	53	Ad		2004	275 *	Am
24045.15	2004	523 *	Am		2004	437 *	Am (by Sec. 5
	2005	22	Am <sup>647</sup>				of Ch.)
24045.2	2004	523 *	Am		2005	617	Am
24045.3	2004	523 *	Am	25503.8	1999	937 *	Am
	2005	22	Am <sup>647</sup>		2000	424 *	Am
24045.4	2004	523 *	Am		2000	979	Am
24045.5	1999	699	Am		2001	567 *	Am
	2002	246	Am		2005	617	Am
	2004	335	Am	25503.85	2000	979	Am
	2005	22	Am <sup>647</sup>		2001	567 *	Am
24045.6	2004	523 *	Am	25510	2004	604	Am
24045.7	2001	488	Am	25512	2000	979	Am
	2001	567 *	Am	25608	2005	203 *	Am (by Sec. 1
	2002	579	Am				of Ch.)
24045.85	2001	488	Am		2005	204	Am (by Sec. 2
	2002	246	Am				of Ch.)
24045.9	2004	523 *	Am	25611.1	2001	207	Am
	2005	22	Am <sup>647</sup>	25612.5	1999	787	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
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25620	2000	381	Am	25658.4	1999	786	Am
25658	1999	786	Am	25658.5	1999	787	Am
	1999	787	Am	25660	2005	68	Am
	2004	291	Am	25661	1999	787	Am
	2005	22	Am <sup>647</sup>	25662	1999	787	Am
25658.1	1999	786	Am	25664	2003	771	Am
	2004	227*	Am	25761	2005	120	Am
25658.2	2003	625	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
43.55	2005	706	Am		2000	1066	Am (by Sec. 2 of Ch.)
43.7	2002	1013	Am		2000	1067	Am (by Sec. 2.3 of Ch.)
43.8	2002	664	Am <sup>431</sup>				
43.93	2002	1013	Am		2000	1068	Am & R (by Sec. 1.8 of Ch.) <sup>20</sup>
43.95	2002	1013	Am				
43.97	2000	857	Am <sup>203</sup>				
43.98	1999	525	Am <sup>112</sup>				
43.99	2002	722	Ad				Ad (by Sec. 1.16 of Ch.) <sup>34</sup>
47	2002	1029*	Am				
	2004	182	Am <sup>81 614</sup>		2002	123	Am (as ad by Sec. 1.16, Stats. 2000, Ch. 1068)
48	2003	62	Am <sup>519</sup>				
48.8	2001	570	Ad				
51	2000	1049	Am				
	2005	420	Am		2003	562	Am
51.1	2002	244	Ad	56.101	1999	526	Ad
51.10	2004	183	Am <sup>571</sup>		2000	1067	Am
51.11	1999	324	Am		2002	853	Am
	2000	1004	Am (by Sec. 5 of Ch.)	56.102	2002	853	Ad
				56.104	1999	527	Ad (by Sec. 3 of Ch.)
51.12	2000	1004	Am				
51.2	1999	324	Am		2004	463	Am
	2000	1004	Am	56.11	1999	526	Am
	2002	726	Am		2000	1066	Am
51.3	1999	324	Am		2002	853	Am
	2000	1004	Am (by Sec. 3 of Ch.)		2003	562	Am
51.4	2000	1004	Am (by Sec. 4 of Ch.)	56.12	1999	526	Am
					2002	853	Am
51.5	1999	591	Am	56.14	1999	526	Am
	2000	1049	Am	56.17	1999	311	Am
	2005	420	Am		1999	525	Am <sup>112</sup>
51.6	2001	312	Am		2000	857	Am <sup>203</sup>
51.7	2005	420	Am		2000	941	Am
51.8	2005	420	Am	56.21	2003	562	Am
51.9	1999	964	Am		2003	562	Am
52	1999	964	Am (by Sec. 2 of Ch.)	Div. 1, Pt. 2.6, Ch. 5, heading (Sec. 56.26 et seq.)			
	2000	98	Am				
	2001	261	Am				
	2005	123	Am	56.26	2000	278	Am
52.1	2000	98	Am	56.265	2004	183	Am <sup>571</sup>
	2001	261	Am	56.30	2000	278	Ad
	2002	784	Am <sup>490</sup>		1999	526	Am
	2004	700	Am		2000	1067	Am
52.3	2000	622	Ad	56.31	1999	766	Ad
52.4	2002	842	Ad	56.35	1999	527	Am
52.5	2005	240	Ad	56.36	1999	526	Am
53	2005	420	Am	56.37	1999	526	Am
54	2000	1049	Am	682.1	2000	645	Ad <sup>96</sup>
54.8	2001	824	Am	714	2002	570	Am
55.2	2002	244	Ad		2003	290	Am
56.05	1999	526	Am		2004	789	Am
	2000	1067	Am	789	2002	664	Am <sup>431</sup>
	2002	853	Am	798.13	2000	471	Ad
	2003	562	Am	798.16	2004	302	Am
56.07	2000	1066	Ad	798.19.5	2005	35	Ad
56.10	1999	526	Am	798.21	2003	132	Am
	2000	1065	Am (by Sec. 1 of Ch.)	798.23	2002	672	Am
				798.23.5	2002	672	Ad

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
798.24	2001	83	Am		2004	568	R (as am by
798.25	1999	323	Am				Sec. 34,
	2004	622	Am				Stats. 2002,
	2005	22	Am <sup>647</sup>				Ch. 664)
798.26	2000	423	Am				Am (as am by
	2004	302	Am				Sec. 33,
798.28.5	2004	302	Ad(RN)				Stats. 2002,
798.285	2004	302	Am & RN				Ch. 664) <sup>13</sup>
798.3	2005	595	Am	846.1	1999	775	Am
798.33	2000	551	Am	895	2002	722	Ad
798.36	2005	24	Am	896	2002	722	Ad
798.37	2004	302	Am		2003	762	Am
798.37.5	2000	423	Ad	897	2002	722	Ad
798.38	2004	728	Am	900	2002	722	Ad
798.39	2001	151	Am	901	2002	722	Ad
798.43.1	2001	437	Ad	902	2002	722	Ad
798.44	1999	326	Ad	903	2002	722	Ad
	2000	232	Am	904	2002	722	Ad
798.51	2001	83	Am	905	2002	722	Ad
	2003	249	Am	906	2002	722	Ad
798.55	2003	561	Am	907	2002	722	Ad
	2005	24	Am	910	2002	722	Ad
798.56	2003	85	Am	911	2002	722	Ad
	2003	388	Am (by Sec. 1.5 of Ch.)	912	2003	762	Am
					2002	722	Ad
798.58	2002	672	Am		2003	762	Am
798.61	2003	449	Am	913	2002	722	Ad
798.71	2003	767	Am	914	2002	722	Ad
	2004	567	Am	915	2002	722	Ad
798.73	2003	561	Am	916	2002	722	Ad
798.73.5	2000	554	Ad		2003	762	Am
798.74.4	2003	249	Ad	917	2002	722	Ad
798.74.5	2003	767	Ad <sup>557</sup>	918	2002	722	Ad
798.75.5	1999	517	Ad	919	2002	722	Ad
798.86	2003	98	Am	920	2002	722	Ad
798.87	2002	141	Am	921	2002	722	Ad
799.1.5	2004	302	Am	922	2002	722	Ad
	2005	22	Am <sup>647</sup>	923	2002	722	Ad
799.10	2003	249	Ad	924	2002	722	Ad
799.2.5	2004	302	Ad	925	2002	722	Ad
799.30	2004	530	Am	926	2002	722	Ad
799.46	2004	530	Am	927	2002	722	Ad
799.55	2004	530	Am	928	2002	722	Ad
800.100	2004	183	Am <sup>571</sup>	929	2002	722	Ad
801.5	2000	537	Am	930	2002	722	Ad
815.3	2004	905	Am	931	2002	722	Ad
827	2000	680	Am	932	2002	722	Ad
			R & Ad <sup>80</sup>	933	2002	722	Ad
	2001	593*	Am (as am by Sec. 2, Stats. 2000, Ch. 680)	934	2002	722	Ad
				935	2002	722	Ad
				936	2002	722	Ad
	2002	664	Am (as am by Sec. 3, Stats. 2000, Ch. 680 and as am by Sec. 1, Stats. 2001, Ch. 593) <sup>431</sup>	937	2003	762	Am
				938	2002	722	Ad
					2003	762	Am
				941	2002	722	Ad
					2003	62	Am <sup>519</sup>
					2003	762	Am
				942	2002	722	Ad

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<i>Affected By</i>				<i>Affected By</i>			
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942 (Cont.)	2003	762	Am & RN & Ad	1103.3	1999	876	Ad
943	2003	762	Ad(RN)	1103.4	1999	876	Ad
944	2002	722	Ad		2002	496	Am <sup>22</sup>
945	2002	722	Ad		2004	618	Am
	2005	37	Am	1103.5	1999	876	Ad
945.5	2002	722	Ad	1103.7	1999	876	Ad
	2003	762	Am	1103.8	1999	876	Ad
945.6	2005	40*	Ad & R <sup>68</sup>	1103.9	1999	876	Ad
954.5	1999	991	Am <sup>96 114</sup>	1180	1999	20	Am
955	1999	991	Am <sup>96 114</sup>	1181	1999	20	Am
955.1	1999	991	Am <sup>96 114</sup>		2002	784	Am <sup>490</sup>
	2004	46*	Am	1189	2005	295	Am
990	1999	998	Am & RN	Div. 2,			
	1999	1000	Am & RN (by Sec. 9.5 of Ch.)	Pt. 4,			
				Title 6,			
1071	2002	138	R	Ch. 1,			
1073	2002	138	R	heading			
1092	1999	608	Am	(Sec. 1350			
1102	1999	517	Am	et seq.)	2003	557	Ad
1102.1	1999	517	Am	Div. 2,			
1102.16	2004	183	Am <sup>571</sup>	Pt. 4,			
1102.17	1999	876	Ad	Title 6,			
	2004	66	Am	Ch. 1,			
1102.18	2001	466	Ad & R <sup>19</sup>	Art. 1,			
	2003	422	Am <sup>43</sup>	heading			
1102.2	1999	119	Am	(Sec. 1350			
	1999	517	Am (by Sec. 4.5 of Ch.)	et seq.)	2003	557	Ad
				1350.5	2003	557	Ad
				1350.7	2003	557	Ad
1102.3a	2000	135	Am <sup>203</sup>	Div. 2,			
	1999	517	Ad	Pt. 4,			
1102.6	2001	584	Am	Title 6,			
	2002	496	Am <sup>22</sup>	Ch. 1,			
	2002	664	Am <sup>431</sup>	Art. 2,			
	2003	62	Am <sup>519</sup>	heading			
1102.6a	2004	66	Am	(Sec. 1351			
1102.6b	2001	673	Am	et seq.)	2003	557	Ad
	2002	770*	Am	1351	2000	26*	Am
	2002	771	Am		2002	1111	Am
	2003	62	Am <sup>519</sup>	Div. 2,			
1102.6c	1999	83	Am <sup>30</sup>	Pt. 4,			
	1999	876	R	Title 6,			
	2005	392	Ad	Ch. 2,			
1102.6d	1999	517	Ad	heading			
1102.9	1999	517	Am	(Sec. 1352			
1103	1999	876	Ad	et seq.)	2003	557	Ad
	2000	135	Am <sup>203</sup>	Div. 2,			
	2003	741	Am	Pt. 4,			
	2004	183	Am <sup>571</sup>	Title 6,			
	1X 2003-04	8*	Am	Ch. 2,			
1103.1	1999	876	Ad	Art. 1,			
1103.10	1999	876	Ad	heading			
1103.11	1999	876	Ad	(Sec. 1352			
1103.12	1999	876	Ad	et seq.)	2003	557	Ad
1103.13	1999	876	Ad	1352.5	1999	589	Ad
1103.14	1999	876	Ad	1353	2002	496	Am <sup>22</sup>
1103.2	1999	876	Ad		2004	618	Am
	2003	741	Am	1353.5	2002	178	Ad
	2004	66	Am	1353.6	2003	774	Ad
	1X 2003-04	8*	Am	1353.7	2004	318	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Div. 2, Pt. 4, Title 6, Ch. 2, Art. 2, heading (Sec. 1354 et seq.)	2003	557	Ad	Div. 2, Pt. 4, Title 6, Ch. 4, Art. 2, heading (Sec. 1363.05 et seq.)	2003	557	Ad
1354	2004	754	Am		2005	450	Am <sup>485</sup>
Div. 2, Pt. 4, Title 6, Ch. 2, Art. 3, heading (Sec. 1355 et seq.)	2003	557	Ad	1363.05	2002	195	Am
1357.100	2003	557	Ad		2002	1111	Am
1357.110	2003	557	Ad	1363.07	2005	458	Ad
1357.120	2003	557	Ad	1363.09	2005	450	Ad <sup>485</sup>
	2004	346	Am (by Sec. 1 of Ch.)	Div. 2, Pt. 4, Title 6, Ch. 4, Art. 3, heading (Sec. 1363.1 et seq.)	2003	557	Ad
	2004	754	Am (by Sec. 2.5 of Ch.)	Div. 2, Pt. 4, Title 6, Ch. 4, Art. 4, heading (Sec. 1363.5 et seq.)	2003	557	Ad
	2005	450	Am <sup>485</sup>	1363.5	2002	1116	Am
1357.130	2003	557	Ad		2003	147*	Am
1357.140	2003	557	Ad	1363.6	2002	1117	Am & RN & Ad
1357.150	2003	557	Ad		2003	557	Am
Div. 2, Pt. 4, Title 6, Ch. 3, heading (Sec. 1358 et seq.)	2003	557	Ad	1363.810	2004	754	Ad
1360.5	2000	551	Ad	1363.820	2004	754	Ad
	2001	176	Am	1363.830	2004	754	Ad
1361.5	2002	1111	Ad	1363.840	2004	754	Ad
Div. 2, Pt. 4, Title 6, Ch. 4, heading (Sec. 1363 et seq.)	2003	557	Ad	1363.850	2004	754	Ad
1363	2000	257	Am	Div. 2, Pt. 4, Title 6, Ch. 5, heading (Sec. 1364 et seq.)	2003	557	Ad
	2000	636	Am	Div. 2, Pt. 4, Title 6, Ch. 5, Art. 1, heading (Sec. 1364 et seq.)	2003	557	Ad
	2003	557	Am	Div. 2, Pt. 4, Title 6, Ch. 5, Art. 2, heading (Sec. 1365 et seq.)	2003	557	Ad
	2005	37	Am		2003	557	Ad
1363.001	2005	452	Ad				
1363.03	2005	450	Ad <sup>485</sup>				
1363.04	2005	450	Ad <sup>485</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1365	1999	898	Am		2003	557	Am (by Sec. 25.5 of Ch.)
	2000	1055 *	Am				
	2002	1116	Am		2004	766	Am
	2004	766	Am	1368.1	2002	817	Ad
	2005	348	Am	1368.3	2004	754	Ad
1365.1	2002	1111	Ad	Div. 2,			
	2004	697	Am (by Sec. 15 of Ch.)	Pt. 4,			
	2005	452	Am	Title 6,			
1365.2	2003	375	Ad	Ch. 7,			
	2005	458	R	heading			
			Ad <sup>485</sup>	(Sec. 1368.4 et seq.)	2003	557	Ad
1365.2.5	2004	766	Ad	1368.4	2004	754	Am & RN & Ad
	2005	22	Am <sup>647</sup>	1368.5	2004	754	Ad(RN)
1365.3	2004	766	Ad	1369.510	2004	754	Ad
1365.5	1999	898	Am	1369.520	2004	754	Ad
	2004	766	Am	1369.530	2004	754	Ad
Div. 2,				1369.540	2004	754	Ad
Pt. 4,				1369.550	2004	754	Ad
Title 6,				1369.560	2004	754	Ad
Ch. 5,				1369.570	2004	754	Ad
Art. 3,				1369.580	2004	754	Ad
heading				1369.590	2004	754	Ad
(Sec. 1365.7 et seq.)	2003	557	Ad	Div. 2,			
Div. 2,				Pt. 4,			
Pt. 4,				Title 6,			
Title 6,				Ch. 8,			
Ch. 5,				heading			
Art. 4,				(Sec. 1370 et seq.)	2003	557	Ad
heading				1373	2003	557	Am
(Sec. 1366 et seq.)	2003	557	Ad		2004	346	Am
1366	2000	125	Am	1374	2005	37	Am
	2002	1111	Am	Div. 2,			
1366.2	2002	1117	Ad(RN)	Pt. 4,			
1366.3	2002	1111	Am	Title 6,			
	2005	452	R	Ch. 9,			
1367	2002	1111	Am	heading			
1367.1	2002	1111	Ad	(Sec. 1375 et seq.)	2003	557	Ad
	2004	697	Am (by Sec. 16 of Ch.)	1375	2001	824	Am <sup>35 384</sup> R <sup>192</sup>
	2005	452	Am		2002	664	Am (as am by Stats. 2001, Ch. 824) <sup>431</sup>
1367.4	2005	452	Ad				Ad <sup>35 384</sup> R <sup>192</sup>
1367.5	2005	452	Ad	1375.05	2001	824	Am <sup>431</sup>
Div. 2,					2002	664	Am
Pt. 4,				Div. 2,			
Title 6,				Pt. 4,			
Ch. 6,				Title 6,			
heading				Ch. 10,			
(Sec. 1368 et seq.)	2003	557	Ad	heading			
1368	2000	257	Am	(Sec. 1376 et seq.)	2003	557	Ad
	2002	1111	Am (by Sec. 9 of Ch.)	1378	2004	346	Ad (by Sec. 3.5 of Ch.)
	2002	1117	Am (by Sec. 3.5 of Ch.)		2005	37	Am
	2003	393	Am (by Sec. 1 of Ch.)	1471	2002	592	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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1542	2004	183	Am <sup>571</sup>		2002	913	Am
1632	2001	306	Am		2003	62	Am <sup>519</sup>
	2002	664	Am <sup>431</sup>	1714.01	2001	893	Ad
	2003	330	Am (by Sec. 1 of Ch.) <sup>391</sup>	1714.10	2000	472	Am
				1714.11	2002	388	Ad
	2003	589	Am (by Sec. 1 of Ch.) <sup>70</sup>	1714.21	1999	163	Ad
			Am (by Sec. 1.5 of Ch.) <sup>391</sup>		2002	718	Am
				1714.4	2002	906	R
					2002	913	R
1633	1999	213 *	Ad	1714.9	2001	140	Am
1633.1	1999	428	Ad	1717.5	2004	328	Am
1633.10	1999	428	Ad	1722	2002	279	Am
1633.11	1999	428	Ad	1739.7	1999	83	Am <sup>30</sup>
1633.12	1999	428	Ad	1746	2005	638	Ad
1633.13	1999	428	Ad	1746.1	2005	638	Ad
1633.14	1999	428	Ad	1746.2	2005	638	Ad
1633.15	1999	428	Ad	1746.3	2005	638	Ad
1633.16	1999	428	Ad	1746.4	2005	638	Ad
1633.17	1999	428	Ad	1746.5	2005	638	Ad
1633.2	1999	428	Ad	1747.02	2001	294	Am
1633.3	1999	428	Ad	1747.04	2002	815	Ad
1633.4	1999	428	Ad	1747.05	2002	862	Am
1633.5	1999	428	Ad	1747.06	1999	423	Ad <sup>56</sup>
1633.6	1999	428	Ad	1747.08	2004	183	Ad(RN) <sup>571</sup>
1633.7	1999	428	Ad		2005	22	Am <sup>647</sup>
1633.8	1999	428	Ad	1747.09	2004	183	Ad(RN) <sup>571</sup>
1633.9	1999	428	Ad		2005	445	Am
1670.6	2003	77	Ad	1747.8	2004	183	Am & RN <sup>571</sup>
1675	2003	434	Am	1747.9	1999	423	Ad <sup>76</sup>
1689.13	2004	566	R & Ad <sup>81</sup>		2004	183	Am & RN <sup>571</sup>
	2005	48 *	Am	1748.1	2005	426	Am
			R & Ad <sup>80</sup>	1748.10	2000	375	Am
1689.15	2004	566	Ad <sup>81</sup>		2000	977	Am
	2005	48 *	Am <sup>80</sup>		2001	159	Am <sup>305</sup>
	2005	385	Am (as am by Sec. 30, Stats. 2005, Ch. 48)	1748.11	2000	375	Am
					2001	159	Am <sup>305</sup>
				1748.12	2000	977	Am <sup>285</sup>
1689.5	2004	566	Am <sup>81</sup>				R <sup>34</sup>
	2005	48 *	Am				Ad <sup>286</sup>
			R & Ad <sup>80</sup>	1748.13	2001	711	Ad <sup>338</sup>
1689.6	2004	566	Am <sup>81</sup>		2002	664	Am <sup>431</sup>
	2005	48 *	Am	1748.14	2002	815	Ad
			R & Ad <sup>80</sup>	1748.22	2000	375	Am
	2005	385	Am (as am by Sec. 25, Stats. 2005, Ch. 48)	1748.23	2002	815	Ad
				1748.30	1999	244	Ad
				1748.31	1999	244	Ad
1689.7	2004	566	Am <sup>81</sup>	1748.32	2002	815	Ad
	2005	48 *	Am	1748.9	1999	171	Ad <sup>56</sup>
			R & Ad <sup>80</sup>	1748.95	2001	493	Ad
	2005	385	Am (as am by Sec. 27, Stats. 2005, Ch. 48)	1749.45	2003	116	Ad
				1749.5	2003	116	Am
					2004	319	Am
				1749.51	2002	815	Ad
				1749.6	2002	997	Ad
				1749.60	1999	586	Ad <sup>56</sup>
1695.7	2003	74	Am	1749.61	1999	586	Ad <sup>56</sup>
1695.8	2003	74	Am	1749.63	1999	586	Ad <sup>56</sup>
1708	2002	664	Am <sup>431</sup>	1749.64	1999	586	Ad <sup>56</sup>
1708.6	2002	193	Ad	1749.65	1999	586	Ad <sup>56</sup>
1708.8	2005	424	Am	1749.66	2002	815	Ad
1714	2002	906	Am	1780	2003	449	Am

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1782	1999	1000	Am	1786.20	2001	354	Am
1785.10	2000	978	Am <sup>96</sup>		2002	1029*	Am
	2001	236	Am (as am by Sec. 1, Stats. 2000, Ch. 978) <sup>34</sup>		2003	146	Am
				1786.24	2001	354	Am
	2001	354	Am (by Sec. 1.5 of Ch.)		2002	1029*	Am
					2002	1030*	Am
	2002	9*	Am		2004	183	Am <sup>571</sup>
			R & Ad <sup>34</sup>	1786.26	2001	354	Am
1785.11	2000	1012	Am	1786.28	2001	354	Am
	2002	664	Am <sup>431</sup>	1786.29	2001	354	Ad
1785.11.1	2001	720	Ad <sup>35</sup>		2002	1030*	Am
	2003	533	Am (by Sec. 2 of Ch.)	1786.40	2001	354	R
					2002	1030*	Ad
	2003	907	Am (by Sec. 1.5 of Ch.) <sup>591</sup>	1786.50	2001	354	Am
1785.11.2	2001	720	Ad <sup>34</sup>		2002	1029*	Am
	2002	664	Am <sup>431</sup>		2003	146	Am
	2002	786	Am	1786.52	2001	354	Am
	2003	533	Am	1786.53	2001	354	Ad
1785.11.3	2001	720	Ad <sup>34</sup>		2002	1030*	Am
1785.11.4	2001	720	Ad	1786.55	2002	1030*	Ad
1785.11.6	2001	720	Ad	1786.57	2002	815	Ad
	2002	786	Am	1786.60	2002	1030*	Ad
	2003	907	Am		2003	907	Am
1785.11.8	2001	354	Ad	1787.4	2002	815	Ad
1785.13	2000	1012	Am	1788	1999	319	Am
1785.15	2000	978	Am <sup>96</sup>		2000	375	Am
	2001	720	Am	1788.17	1999	319	Ad
	2002	860	Am		2000	688	Am
	2003	907	Am	1788.18	2003	287	Ad
1785.15.1	2000	978	Ad <sup>96</sup>	1788.33	2002	815	Ad
1785.15.2	2000	978	Ad <sup>96</sup>	1789.21	2004	183	Am <sup>571</sup>
1785.15.3	2002	860	Ad <sup>518</sup>	1789.24	2002	784	Am <sup>490</sup>
1785.16	2000	978	Am <sup>96</sup>	1789.30	2004	17*	Am <sup>568</sup>
	2001	354	Am				R <sup>63</sup>
	2001	354	Ad				Ad <sup>434 602</sup>
	2001	354	Ad		2005	74*	Am
	2002	1030*	Am	1789.31	2002	777	Am <sup>511</sup>
1785.16.3	2002	1029*	Ad				R <sup>63</sup>
1785.20.2	2000	978	Ad <sup>96</sup>				Ad <sup>512</sup>
1785.20.3	2001	354	Ad		2004	17*	Am (as am by Sec. 2, Stats. 2002, Ch. 777) <sup>568</sup>
	2002	1030*	Am <sup>452</sup>				Am (as ad by Sec. 3, Stats. 2002, Ch. 777) <sup>434 602</sup>
	2003	41	Am				Am <sup>511</sup>
1785.3	2000	808*	Am	1789.33	2002	777	R <sup>63</sup>
1785.30	2004	183	Am <sup>571</sup>				Am <sup>568 602</sup>
1785.31	1999	836	Am		2004	17*	Am <sup>511</sup>
1785.35	1999	836	Am	1789.35	2002	777	R <sup>63</sup>
1785.36	2002	815	Ad				Ad <sup>512</sup>
1785.44	2002	815	Ad		2004	17*	Am (as am by Sec. 5, Stats. 2002, Ch. 777) <sup>568</sup>
1785.5	2001	236	Am <sup>34</sup>				Am (as ad by Sec. 6, Stats. 2002, Ch. 777) <sup>434 602</sup>
1786	2001	354	Am				
1786.10	2001	354	Am		2004	17*	
1786.11	2001	354	Am				
	2002	1029*	Am				
1786.16	2001	354	Am				
	2002	1030*	Am				
1786.18	2001	354	Am				
	2002	1029*	Am				
1786.2	2001	354	Am				

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1789.35 (Cont.)					2003	505	Am
	2004	28 *	Am (as ad by Sec. 6 and Sec. 7, Stats. 2004, Ch. 17)	1798.85	2001	720	Ad
					2002	664	Am <sup>431</sup>
					2002	786	Am
					2003	532	Am (by Sec. 1 of Ch.)
1789.37	2004	17 *	Am <sup>568</sup> R <sup>63</sup> Ad <sup>434 602</sup>		2003	907	Am (by Sec. 5.5 of Ch.) <sup>584</sup>
					2004	183	Am <sup>571</sup>
1789.38	2002	815	Ad		2004	282	Am <sup>485</sup>
1789.39	2004	17 *	Ad <sup>568 602</sup> R <sup>63</sup>	1798.86	2002	815	Ad
				1798.90.1	2003	533	Ad
1789.9	2002	815	Ad	1798.91	2004	861	Ad
1791	2002	405	Am (as am by Sec. 2, Stats. 1998, Ch. 196) <sup>68</sup>	1798.92	2001	354	Ad
			Am (as am by Sec. 63, Stats. 1997, Ch. 401) <sup>69</sup>	1798.93	2001	354	Ad
				1798.94	2001	354	Ad
				1798.95	2001	354	Ad
				1798.96	2001	354	Ad
				1798.97	2001	354	Ad
				1799.1a	2000	1084	Ad <sup>283</sup>
				1799.1b	2003	533	Ad
					2004	183	Am <sup>571</sup>
1793.1	2002	306	Am	1799.100	1999	991	Am <sup>96 114</sup>
1793.2	2004	331	Am	1799.103	1999	991	Am <sup>96 114</sup>
1793.22	1999	83	Am <sup>30</sup>				
	1999	448	Am	1799.104	2002	815	Ad
	2000	679	Am	1799.207	2002	815	Ad
1793.26	2000	258	Am	1799.6	2002	815	Ad
1794.4	2002	405	Am (as am by Sec. 64, Stats. 1997, Ch. 401) <sup>68</sup>	1799.85	2002	815	Ad
			Am (as am by Sec. 65, Stats. 1997, Ch. 401) <sup>69</sup>	1804.1	1999	512	Am
				1810.20	2000	375	Am
				1810.21	2000	375	Am
					2001	159	Am <sup>305</sup>
				1812.10	2002	815	Am
				1812.101	2001	178	Am
				1812.105	2002	784	Am <sup>490</sup>
1794.41	2003	439	Am <sup>391</sup>	1812.117	2004	451	Ad
1798.16	1999	784 *	Am	1812.201	2000	413	Am
1798.24	2005	241	Am	1812.316	2002	815	Ad
1798.24b	2003	878	Am	1812.40	2004	193	R <sup>571</sup>
1798.29	2002	915	Ad <sup>175</sup>	1812.41	2004	193	R <sup>571</sup>
	2002	1054	Ad <sup>175</sup>	1812.503	2002	784	Am <sup>490</sup>
1798.3	2005	677 *	Am	1812.509	2001	326	Am
1798.61	2000	962	Am	1812.510	2002	784	Am <sup>490</sup>
1798.69	2000	962	Ad	1812.515	2002	784	Am <sup>490</sup>
1798.75	2000	962	Am	1812.525	2002	784	Am <sup>490</sup>
1798.80	2000	1039	Ad	1812.53	1999	1024	Am
1798.81	2000	1039	Ad	1812.54	1999	1024	Am
1798.81.5	2004	877	Ad	1812.540	2001	326	Ad
	2005	22	Am <sup>647</sup>	1812.541	2001	326	Ad
1798.82	2000	1039	Ad	1812.542	2001	326	Ad
	2002	915	Am & RN & Ad <sup>175</sup>	1812.543	2001	326	Ad
				1812.544	2001	326	Ad
	2002	1054	Am & RN & Ad <sup>175</sup>	1812.600	2002	784	Am <sup>490</sup>
				1812.601	1999	991	Am <sup>96 114</sup>
1798.83	2002	815	Ad		2004	194	Am
	2003	505	R <sup>63</sup>	1812.609	2002	815	Ad
				1812.64	1999	1024	Am
	2004	183	Am <sup>571</sup>	1812.66	1999	1024	R
	2005	22	Am <sup>647</sup>	1812.69	1999	1024	Am
1798.84	2002	915	Ad(RN) <sup>175</sup>	1812.700	2003	259	Ad <sup>391</sup>
	2002	1054	Ad(RN) <sup>175</sup>	1812.701	2003	259	Ad <sup>391</sup>

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1812.701 (Cont.)	2004	183	Am <sup>571</sup>	1940.6	2002	285	Ad
1812.702	2003	259	Ad <sup>391</sup>	1940.7.5	2001	466	Ad & R <sup>19</sup>
1812.80	2005	439	Am		2002	664	Am <sup>431</sup>
1812.84	2001	233	Am		2003	422	Am <sup>43</sup>
	2005	439	Am	1940.8	2000	234	Ad
1812.85	2005	439	Am	1941.1	2002	931	Am
1812.86	2005	439	Am	1942.3	2005	595	Am
1812.96	2005	439	Ad	1942.4	2003	109	Am
1812.97	2005	439	Ad	1942.5	2003	542	Am
1815	1999	83	Am <sup>30</sup>	1942.6	1999	590	Ad
1834.7	2001	139	Am <sup>35</sup>	1946.1	2001	729	Ad & R <sup>18</sup>
1834.8	2000	476	Ad		2002	301	Am <sup>43</sup>
	2001	159	Am (as ad by Sec. 1, Stats. 2000, Ch. 476) & RN <sup>305</sup>		2003	62	Am <sup>519</sup>
				1947.15	2002	301	Am <sup>412</sup>
				1947.3	2004	76	Ad
				1950.5	2002	1061	Am
					2003	335	Am (by Sec. 1 of Ch.)
1834.9	2001	159	Ad(RN) <sup>305</sup>		2003	576	Am (by Sec. 1.5 of Ch.)
1865	1999	354	Ad		2004	568	Am
	2004	183	Am <sup>571</sup>	1950.7	2003	89	Am
1866	2004	530	Ad	1950.8	2001	368	Ad
1867	2004	530	Ad	1954	2002	301	Am
1916.5	2004	939	Am		2002	1061	Am (by Sec. 2.5 of Ch.)
	2004	940	Am		2003	62	Am <sup>519</sup>
1936	2001	661	Am (as ad by Sec. 2, Stats. 1996, Ch. 992)		2003	787	Am
				1954.52	2001	729	Am
	2002	664	Am <sup>431</sup>		2004	568	Am
	2002	948	Am R & Ad <sup>80</sup>	1954.53	1999	590	Am
					2004	568	Am
	2003	62	Am (as ad by Sec. 3, Stats. 2002, Ch. 948) <sup>519</sup>	1954.535	1999	590	Ad
				1962	2001	729	Am
				1962.5	2001	729	Am
				1962.7	2001	729	Am
	2004	317	Am (as am by Sec. 2, Stats. 2002, Ch. 948 and Sec. 16, Stats. 2003, Ch. 62)	2079.10	2004	111	Am
				2079.10a	1999	876	Am
					2005	722*	Am
				2225	2000	261	Am
				2500	2004	150	Ad
				2501	2004	150	Ad
				2782	2005	394	Am
	2005	22	Am (as am by Sec. 1 and Sec. 2, Stats. 2004, Ch. 317) <sup>647</sup>	2870	1999	720	Ad <sup>170</sup>
					1999	721	Am (as ad by Stats. 1999, Ch. 720) <sup>171</sup>
	2005	82	R (as am by Sec. 2, Stats. 2004, Ch. 317)	2871	1999	720	Ad <sup>170</sup>
					1999	721	Am (as ad by Stats. 1999, Ch. 720) <sup>171</sup>
				2924	1999	974	Am
					2000	636	Am
				2924b	2001	438*	Am
					2002	809	Am
					2004	177	Am
					2005	224	Am
1936.05	2004	536	Ad	2924c	1999	974	Am
1936.1	2004	883	Ad		2000	135	Am <sup>203</sup>
1936.5	1999	760	Ad		2001	438*	Am <sup>8</sup>
1940.1	2004	950	Am	2924d	2001	438*	Am <sup>8</sup>
1940.2	2003	542	Ad				

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<i>Affected By</i>				<i>Affected By</i>			
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2924f	1999	974	Am		2004	183	Am <sup>571</sup>
	1999	991	Am <sup>96 114</sup>		2004	615	Am
	2000	1003	Am <sup>96</sup>	2985.9	2001	287	Ad
2924g	2000	636	Am	2988.9	2004	183	Am <sup>571</sup>
	2001	438*	Am <sup>8</sup>		1999	235	Ad <sup>25</sup>
	2005	224	Am	2992	2001	287	Ad
2924h	2004	177	Am	3040	2000	848	Ad
2924j	1999	974	Am	3071	1999	376	Am
	2002	784	Am <sup>490</sup>		2001	127*	Am
	2003	62	Am <sup>519</sup>	3072	1999	376	Am
	2004	177	Am		2001	127*	Am
	2005	75*	Am <sup>80</sup>	3089	1999	795	Am
2924k	1999	974	Am	3097	1999	795	Am
2924l	1999	974	Am		2000	13*	Am
	2004	177	Am		2001	159	Am <sup>305</sup>
2929.5	2002	999	Am		2003	54	Am
2934a	1999	974	Am (as ad by Sec. 2.5, Stats. 1993, Ch. 754)	3098	1999	795	Am
	2004	177	Am	3110.5	2001	823	Ad
	2002	70	Am		2002	664	Am <sup>431</sup>
2937	2002	70	Am	3111	1999	795	Am
2941	2000	1013	Am	3111.5	1999	795	R
	2001	560	Am	3154	2003	279	Am
	2002	809	Am	3248	2000	760	Am
	2003	62	Am <sup>519</sup>	3259.5	2003	54	Ad
2941.1	2001	438*	Am <sup>8</sup>	3260.1	1999	982	Am
2943	2000	636	Am	3262	2005	15	Am
	2001	560	Am	3269	1999	83	Am <sup>30</sup>
2944	1999	991	Am <sup>96 114</sup>	3272	1999	698	Ad <sup>4</sup>
2945	2004	177	Am	3272.1	1999	698	Ad <sup>4</sup>
2945.1	2004	177	Am	3272.2	1999	698	Ad <sup>4</sup>
2945.3	2004	177	Am	3272.3	1999	698	Ad <sup>4</sup>
	2004	183	Am <sup>571</sup>	3272.4	1999	698	Ad <sup>4</sup>
2945.4	2004	177	Am	3272.7	1999	698	Ad <sup>4</sup>
2948.5	2001	302	Am	3272.9	1999	698	Ad <sup>4</sup>
	2003	554	Am	3294.5	2004	227*	Ad & R <sup>207</sup>
2952	2000	924	Am	3296	1999	525	Am <sup>112</sup>
2954.4	2001	159	Am <sup>305</sup>		2000	857	Am <sup>203</sup>
2954.5	2001	159	Am <sup>305</sup>	3320	2000	776*	Am
2954.6	2001	137	Am <sup>35</sup>	3322	2004	518	Ad
2955.5	1999	412	Am <sup>56</sup>	3333.7	2001	298	Ad
2981	1999	212	Am	3339	2002	1071	Ad
	2005	128	Am <sup>485</sup>	3343.5	1999	991	Am <sup>96 114</sup>
2982	1999	212	Am	3344.1	1999	998	Ad(RN)
	2001	287	Am		1999	1000	Ad(RN)
	2003	37	Am	3428	1999	536	Ad
	2004	183	Am <sup>571</sup>	3439.04	2004	50	Am
	2005	128	Am <sup>485</sup>	3439.08	1999	991	Am <sup>96 114</sup>
2982.10	2005	128	Ad <sup>485</sup>		2005	34*	Am
2982.2	1999	212	R	3439.09	2005	34*	Am
	2005	128	Ad <sup>485</sup>	3440.1	1999	991	Am <sup>96 114</sup>
2982.5	2003	37	Am		2004	46*	Am
2983.8	1999	991	Am <sup>96 114</sup>	3440.5	2005	43	Am
2984.4	2002	806	Am		1999	991	Am <sup>96 114</sup>
2984.5	2003	59	Ad		2000	1003	Am (as am by Stats. 1999, Ch. 991) <sup>96</sup>
2985.8	2001	287	Am	3482.6	1999	329	Am
	2003	37	Am				

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10	2001	542	Am	116.410	2004	171	Am
12a	2001	542	Am	116.530	2003	449	Am
17	2002	784	Am <sup>490</sup>	116.540	2005	452	Am
	2003	62	Am <sup>519</sup>	116.570	2002	806	Am
32.5	2002	784	Am <sup>490</sup>	116.610	2005	600	Am
34	2002	784	R <sup>490</sup>		2005	618	Am
73c	2003	149	Am	116.725	2005	706	R & Ad
73d	2003	149	Am	116.745	2005	75 *	Am <sup>80</sup>
73e	2002	784	Am <sup>490</sup>	116.760	2000	447	Am
75	2002	784	Am <sup>490</sup>		2005	75 *	Am <sup>80</sup>
77	1999	344 *	Am	116.770	2004	182	Am <sup>81 614</sup>
	1999	853	Am (by Sec. 1.5 of Ch.)	116.780	2005	706	Am
	2002	784	Am <sup>490</sup>	116.820	2003	159 *	Am
81	2002	784	R <sup>490</sup>		2005	75 *	Am <sup>80</sup>
82	2002	784	R <sup>490</sup>	116.860	2005	75 *	Am <sup>80</sup>
84	2002	784	R <sup>490</sup>	116.870	2003	451	Am
85.1	2002	784	R <sup>490</sup>	116.880	2003	451	Am
86	2001	44	Am	116.910	2005	75 *	R <sup>80</sup>
86.1	2002	784	Am <sup>490</sup>	116.940	2002	806	Am
87	1999	344 *	Ad		2005	600	Am
88	1999	344 *	Ad		2005	618	Am
89	2001	44	Ad	116.950	1999	344 *	Am
90	2003	149	Am		2001	745 *	Am
93	2004	182	Am <sup>81 614</sup>		2002	664	Am <sup>431</sup>
94	2004	182	Am <sup>81 614</sup>		2002	784	Am <sup>490</sup>
	2005	294	Am	128	1999	508	Am
116.130	2003	449	Am	128.7	2002	491	Am <sup>43</sup>
116.210	2002	784	Am <sup>490</sup>		2005	706	Am <sup>13</sup>
116.220	1999	982	Am	131.3	2001	473	R <sup>369</sup>
116.221	2005	600	Ad	131.4	2000	135	Am <sup>203</sup>
	2005	618	Ad		2001	473	R <sup>369</sup>
116.222	2005	600	Ad	131.5	2001	473	R <sup>369</sup>
	2005	618	Ad	131.6	2001	473	R <sup>369</sup>
116.225	2002	247	Ad	131.7	2001	473	R <sup>369</sup>
116.230	2003	159 *	Am <sup>98 479</sup>	134	2002	784	Am <sup>490</sup>
			R <sup>100</sup>	135	2001	542	Am
			Ad <sup>485</sup>	166	2002	784	Am <sup>490</sup>
	2005	75 *	R (as am by Sec. 1 and as ad by Sec. 2, Stats. 2003, Ch. 159) & Ad (by Sec. 19 of Ch.) <sup>80</sup>	166.1	2002	708	Ad
				170.1	2002	1094	Am
					2005	332 *	Am
				170.5	2002	784	Am <sup>490</sup>
				170.6	2002	784	Am <sup>490</sup>
					2003	62	Am <sup>519</sup>
				170.9	2002	784	Am <sup>490</sup>
				177.5	2005	75 *	Am <sup>80</sup>
	2005	706	Am (as ad by Sec. 19, Stats. 2005, Ch. 75)	179	2002	784	Am <sup>490</sup>
					2003	62	Am <sup>519</sup>
116.232	2005	75 *	Ad <sup>80</sup>	185	1999	662	Am
116.240	2005	600	Am	194	2002	784	Am <sup>490</sup>
	2005	618	Am	195	2002	784	Am <sup>490</sup>
116.250	2002	784	Am <sup>490</sup>	196	2003	149	Am
	2003	149	Am	198.5	2002	784	Am <sup>22 490</sup>
116.310	2003	149	Am		2003	449	Am (as am by Sec. 41, Stats. 2002, Ch. 784)
	2004	182	Am <sup>81 614</sup>				R <sup>22 490</sup>
116.330	2005	706	Am	199	2002	784	R <sup>22 490</sup>
116.340	2002	806	Am	199.2	2002	784	R <sup>22 490</sup>
	2005	706	Am	199.3	2002	784	R <sup>22 490</sup>
116.370	2002	806	Am	199.5	2002	784	R <sup>22 490</sup>
116.390	2005	75 *	Am <sup>80</sup>	200	2002	784	R <sup>490</sup>

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201	2002	784	Am <sup>490</sup>	Pt. 2, Title 4, Ch. 1, heading (Sec. 392 et seq.)	1999	344 *	Am	
204	2000	43	Am		392	2002	806	Am
206	2000	242	Am		393	2003	449	Am
208	2003	149	Am		394	2002	784	Am <sup>490</sup>
209	2003	359	Am			2002	927	Am
	2005	75 *	Am (as am by Sec. 1, Stats. 2003, Ch. 359) <sup>80</sup>		395	2002	806	Am
210.5	2000	266	Ad		395.2	2004	178	Am
215	2000	127 *	Am		395.9	1999	344 *	R
	2002	144	Am		396	2002	784	Am <sup>490</sup>
	2002	784	Am <sup>490</sup>			2002	806	Am
	2004	227 *	Am	396a	2002	806	Am	
217	2002	784	Am <sup>490</sup>	396b	2005	706	Am	
219	2001	55	Am	399.5	1999	344 *	R	
219.5	2003	353	Ad	400	1999	344 *	Am	
221	2001	115	R	402	2002	784	R <sup>490</sup>	
223	2000	192	Am		2002	806	R & Ad	
228	2002	1008	Am	402.5	2002	806	R	
231.5	2000	43	Ad	403	2000	688	Am	
234	2002	784	Am <sup>490</sup>		2002	784	Am <sup>490</sup>	
259	2004	49	Am	403.010	1999	344 *	Ad	
269	2002	71	Am		2002	784	Am <sup>490</sup>	
270	2001	115	R	403.020	1999	344 *	Ad	
271	2002	71	Ad		2001	159	Am <sup>305</sup>	
274a	2002	784	Am <sup>490</sup>		2001	824	Am	
274c	2002	71	R	403.030	1999	344 *	Ad	
335.1	2002	448	Ad		2001	824	Am	
338	2005	123	Am	403.040	1999	344 *	Ad	
	2005	383	Am (by Sec. 1.5 of Ch.)		2001	824	Am	
340	2002	448	Am	403.050	1999	344 *	Ad	
340.1	1999	120	Am		2001	824	R & Ad	
	2002	149	Am	403.060	1999	344 *	Ad	
340.10	2002	448	Ad		2001	824	R & Ad	
340.3	2002	633 *	Am		2005	75 *	Am <sup>80</sup>	
	2005	215	Am	403.070	1999	344 *	Ad	
340.35	2004	741	Ad	403.080	1999	344 *	Ad	
340.8	2003	873	Ad	403.090	1999	344 *	Ad	
340.9	2000	1090	Ad					
354.3	2002	332	Ad	Pt. 2, Title 4, Ch. 2, heading (Sec. 404 et seq.)	1999	344 *	Am & RN	
354.4	2000	543 *	Ad					
354.5	1999	827 *	Am	Pt. 2, Title 4, Ch. 3, heading (Sec. 404 et seq.)	1999	344 *	Ad(RN)	
354.6	1999	216 *	Ad		1999	344 *	Ad(RN)	
354.7	2002	1070 *	Ad	404	2000	688	Am	
364.1	2005	674	R		2002	784	Am <sup>490</sup>	
366.3	2000	17	Ad	404.3	2002	784	Am <sup>490</sup>	
377.60	2001	893	Am	404.9	2002	784	Am <sup>490</sup>	
	2004	947	Am	405.20	2004	227 *	Am	
383	2004	754	R	405.22	2004	227 *	Am	
384	2001	96	Am					
391.7	2002	1118	Am					
Pt. 2, Title 4, heading (Sec. 392 et seq.)	1999	344 *	Am					

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<i>Affected By</i>				<i>Affected By</i>			
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411.20	2004	171	Am		2003	498	Am (as am by
	2005	75 *	Am <sup>80</sup>				Sec. 1 and as ad
411.21	2005	75 *	Ad <sup>80</sup>				by Sec. 2,
411.35	1999	176	Am				Stats. 2002,
412.10	2005	300	Am				Ch. 1009)
415.20	2003	128	Am	527.8	1999	661	Am
415.21	2005	706	Am		2000	688	Am
415.50	2002	197	Am		2002	1008	Am
	2003	449	Am		2003	498	Am
415.95	2003	128	Ad		2005	467	Am
416.40	2004	178	Am	527.9	2003	498	Ad
417.30	2005	300	Am	529.1	2004	193	Am <sup>571</sup>
418.10	2002	69	Am	564	2001	44	Am
422.30	1999	344 *	Am		2002	999	Am
	2002	784	Am <sup>490</sup>	568.2	2001	414	Ad
425.10	2001	812	Am		2005	595	Am
	2005	75 *	Am <sup>80</sup>	568.3	2001	414	Ad
425.11	2001	812	Am		2005	595	Am
425.115	2005	706	Am	573	2005	75 *	R & Ad <sup>80</sup>
425.16	1999	960 *	Am	575	2002	784	Am <sup>490</sup>
	2005	535 *	Am	575.1	2003	149	Am
425.17	2003	338	Ad	575.2	2002	806	Am
425.18	2005	535 *	Ad	583.210	2005	300	Am
431.30	2003	149	Am	594	2002	784	Am <sup>490</sup>
437c	2002	448	Am	628	2002	784	Am <sup>490</sup>
	2003	62	Am <sup>519</sup>	631	1999	83	Am <sup>30</sup>
	2004	182	Am <sup>81 614</sup>		2000	127 *	Am
472b	2001	44	Am		2002	806	Am
481.020	1999	991	Am <sup>96 114</sup>	631.3	2000	447	Am
481.030	1999	991	Am <sup>96 114</sup>		2001	824	Am
481.040	1999	991	Am <sup>96 114</sup>	632	2002	784	Am <sup>490</sup>
481.080	1999	991	Am <sup>96 114</sup>	638	2000	644	Am <sup>263</sup>
481.090	1999	991	Am <sup>96 114</sup>		2001	44	Am
481.115	1999	991	Am <sup>96 114</sup>		2002	1008	Am
481.117	1999	991	Am <sup>96 114</sup>	639	2000	644	Am (by Sec. 2
481.207	1999	991	Am <sup>96 114</sup>				of Ch.) <sup>263</sup>
481.220	1999	991	Am <sup>96 114</sup>		2000	1011	Am (by Sec. 1.5
485.230	2004	182	Am <sup>81 614</sup>				of Ch.) <sup>214</sup>
488.375	1999	991	Am <sup>96 114</sup>		2001	362	Am
488.385	1999	991	Am <sup>96 114</sup>	640	2000	644	Am
	2003	719	Am	640.5	2001	362	Ad
488.405	1999	991	Am <sup>96 114</sup>	641	2000	644	Am
488.455	2002	664	Am <sup>431</sup>	641.2	2000	644	Am
	2003	110	Am	642	2000	644	R & Ad
488.460	2003	888	Am	643	2000	644	Am
488.500	1999	991	Am <sup>96 114</sup>	644	2000	644	Am
489.220	2001	812	Am	645	2000	644	Am
491.150	2005	75 *	Am <sup>80</sup>	645.1	2000	644	Am
512.060	2002	68	Am		2001	159	Am <sup>305</sup>
514.020	2002	68	Am	645.2	2000	644	Ad
515.010	2002	68	Am	655	2002	784	R <sup>490</sup>
515.020	2002	68	Am	668	2002	784	Am <sup>490</sup>
527	2000	688	Am	670	2002	784	Am <sup>490</sup>
527.10	2005	472	Ad	674	2000	639	Am
527.6	1999	661	Am		2001	159	Am <sup>305</sup>
	2000	688	Am	680.120	1999	991	Am <sup>96 114</sup>
	2002	1008	Am	680.130	1999	991	Am <sup>96 114</sup>
	2002	1009	Am	680.135	2000	639	Ad
			R & Ad <sup>100</sup>	680.140	1999	991	Am <sup>96 114</sup>

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680.170	1999	991	Am <sup>96 114</sup>	703.580	2002	68	Am
680.180	1999	991	Am <sup>96 114</sup>	703.610	2002	68	Am
680.210	1999	991	Am <sup>96 114</sup>	704.010	2003	379	Am
680.220	1999	991	Am <sup>96 114</sup>	704.030	2003	379	Am
680.340	1999	991	Am <sup>96 114</sup>	704.040	2003	379	Am
680.350	1999	991	Am <sup>96 114</sup>	704.060	2003	379	Am
681.030	2003	379	Am	704.080	2003	379	Am
683.130	2000	808 *	Am	704.090	2003	379	Am
683.150	2005	75 *	Am <sup>80</sup>	704.100	2003	379	Am
683.310	2000	808 *	Am	704.114	2000	808 *	Am
685.030	2001	812	Am	704.115	1999	98	Am
689.020	2000	808 *	Am		2000	135	Am <sup>203</sup>
689.030	2000	808 *	Am	704.120	2000	808 *	Am
689.040	2000	808 *	Am	704.130	2000	808 *	Am
689.050	2000	808 *	Am	704.160	2000	808 *	Am
695.211	2000	808 *	Am	704.730	2003	64	Am
695.221	2000	808 *	Am	704.750	2005	75 *	Am <sup>80</sup>
	2004	305	Am	706.030	2000	808 *	Am
			R & Ad <sup>301</sup>		2001	755 *	Am
697.320	2002	927	Am		2003	387	Am
697.530	1999	991	Am <sup>96 114</sup>	706.034	2004	520	Am
697.580	1999	991	Am <sup>96 114</sup>	706.101	2002	890	Am
697.590	1999	991	Am <sup>96 114</sup>	706.108	2002	197	Am
697.610	1999	991	Am <sup>96 114</sup>	708.020	2004	182	Am <sup>81 614</sup>
697.640	1999	991	Am <sup>96 114</sup>	708.030	2004	182	Am <sup>81 614</sup>
697.650	1999	991	Am <sup>96 114</sup>	708.160	2005	75 *	Am <sup>80</sup>
697.660	1999	991	Am <sup>96 114</sup>	708.310	2002	451	Am
697.730	1999	991	Am <sup>96 114</sup>	708.320	2002	451	Am
697.740	1999	991	Am <sup>96 114</sup>	708.730	2000	808 *	Am
697.750	1999	991	Am <sup>96 114</sup>	708.740	2000	808 *	Am
697.920	1999	991	Am	708.780	1999	652	Am <sup>153</sup>
699.080	2002	197	Am	715.010	2004	183	Am <sup>571</sup>
699.510	2000	639	Am (by Sec. 3 of Ch.)	720.160	2001	812	Am
			Am (by Sec. 12.1 of Ch.)	720.260	2001	812	Am
	2000	808 *	Am (by Sec. 12.1 of Ch.)	724.060	2004	339	Am
	2001	159	Am <sup>305</sup>	724.100	2005	75 *	Am <sup>80</sup>
	2003	17	Am	726.5	1999	60	Am
699.520	2000	639	Am		2002	999	Am
699.540	2000	639	Am	729.035	2005	452	Ad
699.545	2000	639	Am	730.5	1999	991	Am <sup>96 114</sup>
700.010	2000	639	Am	736	1999	60	Am
	2003	379	Am		2002	999	Am
700.140	2002	664	Am <sup>431</sup>	798.39	2001	151	Am
	2003	110	Am	867.5	2000	723	Ad
700.150	2003	888	Am	871.3	1999	344 *	Am
700.160	2000	639	Am		2000	688	Am
701.040	1999	991	Am (as am by Sec. 17, Stats. 1998, Ch. 932 and as ad by Sec. 1.5, Stats. 1990, Ch. 1125) <sup>96 114</sup>	877.6	2001	812	Am
			Am <sup>490</sup>	904.1	1999	960 *	Am
			Am <sup>490</sup>	904.5	2002	784	Am <sup>490</sup>
701.530	2002	784	Am <sup>490</sup>	912	2001	44	Am
701.540	2002	784	Am <sup>490</sup>		2002	664	Am <sup>431</sup>
703.140	1999	98	Am	917.7	1999	346	Am
	2000	135	Am <sup>203</sup>		2001	48	Am
	2001	42	Am	917.8	2003	31	Am
	2003	379	Am	995.311	2001	181	Ad
703.150	2003	379	Ad	995.640	2004	183	Am <sup>571</sup>
					2005	22	Am <sup>647</sup>
				995.710	1999	892	Am
				998	1999	353	Am
					2001	153	Am
					2005	706	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**CODE OF CIVIL PROCEDURE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1281.85	(Cont.)			1541	2003	228 *	Am
	2002	176	Am	1542	2003	228 *	Am
1281.9	2001	362	Am	1563	2000	16 *	Am
	2002	1094	Am		2000	924	Am
1281.91	2001	362	Ad		2003	265	Am
1281.92	2002	952	Ad		2004	183	Am <sup>571</sup>
1281.95	2002	1008	Am	1577	2003	304	Am
1281.96	2002	1158	Ad	1577.5	2000	267	Ad
1282.4	2000	1011	Am (as am by		2002	22 *	Am
			Sec. 1,	1607	2002	784	Am <sup>490</sup>
			Stats. 1998,		2003	62	Am <sup>519</sup>
			Ch. 915) <sup>45</sup>	1609	2002	784	Am <sup>490</sup>
			Am (as ad by	1710.20	2002	784	Am <sup>490</sup>
			Sec. 2,	1714.9	2001	140	Am
			Stats. 1998,	1730	1999	67 *	Ad & R <sup>19</sup>
			Ch. 915) <sup>80</sup>		2000	127 *	Am
	2005	607 *	Am (as am by	1731	1999	67 *	Ad & R <sup>19</sup>
			Sec. 2,		2000	688	Am
			Stats. 2000,	1732	1999	67 *	Ad & R <sup>19</sup>
			Ch. 1011) <sup>75</sup>	1733	1999	67 *	Ad & R <sup>19</sup>
			Am (as am by	1734	1999	67 *	Ad & R <sup>19</sup>
			Sec. 3,		2000	127 *	Am
			Stats. 2000,	1735	1999	67 *	Ad & R <sup>19</sup>
			Ch. 1011) <sup>100</sup>		2000	127 *	Am
1283	2005	294	Am	1736	1999	67 *	Ad & R <sup>19</sup>
1283.05	2004	182	Am <sup>81 614</sup>	1737	1999	67 *	Ad & R <sup>19</sup>
1284.3	2002	1101	Ad	1738	1999	67 *	Ad & R <sup>19</sup>
1286.2	2001	362	Am		2000	688	Am
1287.1	2002	1159	Ad <sup>82</sup>	1739	1999	67 *	Ad & R <sup>19</sup>
1299	2000	906	Ad	1740	1999	67 *	Ad & R <sup>19</sup>
1299.2	2000	906	Ad	1741	1999	67 *	Ad & R <sup>19</sup>
1299.3	2000	906	Ad	1742	1999	67 *	Ad & R <sup>19</sup>
	2002	664	Am <sup>431</sup>		2000	127 *	Am
1299.4	2000	906	Ad	1743	1999	67 *	Ad & R <sup>19</sup>
1299.5	2000	906	Ad	1775.1	2002	784	Am <sup>490</sup>
1299.6	2000	906	Ad	1775.11	2004	182	Am <sup>81 614</sup>
1299.7	2000	906	Ad	1776	1999	720	Ad <sup>170</sup>
	2003	877	Am	1777	1999	720	Ad <sup>170</sup>
1299.8	2000	906	Ad	1778	1999	720	Ad <sup>170</sup>
1299.9	2000	906	Ad		1999	721	Am (as ad by
	2003	877	Am				Stats. 1999,
1420	2002	784	Am <sup>490</sup>				Ch. 720) <sup>171</sup>
	2003	62	Am <sup>519</sup>	1779	1999	720	Ad <sup>170</sup>
1502	2004	227 *	Am	1780	1999	720	Ad <sup>170</sup>
1513	1999	835	Am	1781	1999	720	Ad <sup>170</sup>
	2003	304	Am	1782	1999	720	Ad <sup>170</sup>
1513.5	2002	813	Am <sup>22</sup>	1783	1999	720	Ad <sup>170</sup>
1515.5	2003	304	Ad	1784	1999	720	Ad <sup>170</sup>
1516	2002	813	Am <sup>22</sup>	1800	1999	202	Am
1520	2002	813	Am <sup>22</sup>	1811	2004	91 *	Ad
	2003	304	Am (as am by	1822.60	2004	183	Am <sup>571</sup>
			Sec. 3,	1834.7	2001	139	Am <sup>35</sup>
			Stats. 2002,	1985.3	1999	444	Am
			Ch. 813)		2004	182	Am <sup>81 614</sup>
1520.5	2003	116	Am		2005	300	Am
1530	2003	304	Am	1985.6	1999	444	Am
1532	2003	228 *	Am		2004	101	Am
	2004	520	Am		2004	182	Am <sup>81 614</sup>
1540	2002	1124 *	Am		2005	22	Am <sup>647</sup>
	2003	228 *	Am		2005	294	Am (by Sec. 5
	2005	706	Am				of Ch.)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## CODE OF CIVIL PROCEDURE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1985.6 (Cont.)				2020.310	2004	182	Ad <sup>81</sup>
	2005	300	Am (by Sec. 7.5 of Ch.)	2020.410	2004	182	Ad <sup>81</sup>
1986.1	2000	377	Ad	2020.420	2004	182	Ad <sup>81</sup>
1987	2002	1008	Am	2020.430	2004	182	Ad <sup>81</sup>
1987.5	2004	182	Am <sup>81 614</sup>	2020.440	2004	182	Ad <sup>81</sup>
1991.1	2004	182	Am <sup>81 614</sup>	2020.510	2004	182	Ad <sup>81</sup>
1991.2	2005	294	Am	2021	2004	182	R <sup>81</sup>
1992	2005	474	Am	2023	2004	182	R <sup>81</sup>
1993	2005	474	R & Ad		2004	183	Am <sup>571</sup>
1993.1	2005	474	Ad	2023.010	2004	182	Ad <sup>81</sup>
1993.2	2005	474	Ad	2023.020	2004	182	Ad <sup>81</sup>
1994	2005	474	Am	2023.030	2004	182	Ad <sup>81</sup>
2015.3	2002	784	Am <sup>490</sup>	2023.040	2004	182	Ad <sup>81</sup>
2016	2004	182	R <sup>81</sup>	2024	2000	688	Am
2016.010	2004	182	Ad <sup>81</sup>		2004	171	Am
2016.020	2004	182	Ad <sup>81</sup>		2004	182	R <sup>81</sup>
2016.030	2004	182	Ad <sup>81</sup>	2024.010	2004	182	Ad <sup>81</sup>
2016.040	2004	182	Ad <sup>81</sup>	2024.020	2004	182	Ad <sup>81</sup>
2016.050	2004	182	Ad <sup>81</sup>	2024.030	2004	182	Ad <sup>81</sup>
2016.060	2004	171	Ad <sup>82</sup>	2024.040	2004	182	Ad <sup>81</sup>
	2004	182	Ad (by Sec. 23.5 of Ch.) <sup>81</sup>	2024.050	2004	182	Ad <sup>81</sup>
2016.070	2004	182	Ad <sup>81</sup>	2024.060	2004	182	Ad <sup>81</sup>
2017	2001	812	Am	2025	1999	892	Am
	2004	182	R <sup>81</sup>		2000	474	Am
2017.010	2004	182	Ad <sup>81</sup>		2001	812	Am (by Sec. 9.6 of Ch.)
2017.020	2004	182	Ad <sup>81</sup>		2002	1068	Am (by Sec. 2 of Ch.)
2017.210	2004	182	Ad <sup>81</sup>		2004	182	R <sup>81</sup>
2017.220	2004	182	Ad <sup>81</sup>	2025.010	2004	182	Ad <sup>81</sup>
2017.310	2004	182	Ad <sup>81</sup>	2025.210	2004	182	Ad <sup>81</sup>
2017.320	2004	182	Ad <sup>81</sup>	2025.220	2004	182	Ad <sup>81</sup>
2017.710	2004	182	Ad <sup>81</sup>	2025.230	2004	182	Ad <sup>81</sup>
2017.720	2004	182	Ad <sup>81</sup>	2025.240	2004	182	Ad <sup>81</sup>
2017.730	2004	182	Ad <sup>81</sup>	2025.250	2004	182	Ad <sup>81</sup>
2017.740	2004	182	Ad <sup>81</sup>		2005	294	Am
2018	2002	1059*	Am	2025.260	2004	182	Ad <sup>81</sup>
	2004	182	R <sup>81</sup>	2025.270	2004	182	Ad <sup>81</sup>
2018.010	2004	182	Ad <sup>81</sup>	2025.280	2004	182	Ad <sup>81</sup>
2018.020	2004	182	Ad <sup>81</sup>	2025.310	2004	182	Ad <sup>81</sup>
2018.030	2004	182	Ad <sup>81</sup>	2025.320	2004	182	Ad <sup>81</sup>
2018.040	2004	182	Ad <sup>81</sup>	2025.330	2004	182	Ad <sup>81</sup>
2018.050	2004	182	Ad <sup>81</sup>		2005	294	Am
2018.060	2004	182	Ad <sup>81</sup>	2025.340	2004	182	Ad <sup>81</sup>
2018.070	2004	182	Ad <sup>81</sup>	2025.410	2004	182	Ad <sup>81</sup>
2018.080	2004	182	Ad <sup>81</sup>	2025.420	2004	182	Ad <sup>81</sup>
2019	2004	182	R <sup>81</sup>	2025.430	2004	182	Ad <sup>81</sup>
2019.010	2004	182	Ad <sup>81</sup>	2025.440	2004	182	Ad <sup>81</sup>
2019.020	2004	182	Ad <sup>81</sup>	2025.450	2004	182	Ad <sup>81</sup>
2019.030	2004	182	Ad <sup>81</sup>	2025.460	2004	182	Ad <sup>81</sup>
2019.210	2004	182	Ad <sup>81</sup>	2025.470	2004	182	Ad <sup>81</sup>
2020	1999	444	Am	2025.480	2004	182	Ad <sup>81</sup>
	2002	1068	Am		2005	22	Am <sup>647</sup>
	2004	182	R <sup>81</sup>	2025.5	2000	474	Am
2020.010	2004	182	Ad <sup>81</sup>		2002	1068	Am
2020.020	2004	182	Ad <sup>81</sup>		2004	182	R <sup>81</sup>
2020.030	2004	182	Ad <sup>81</sup>	2025.510	2004	182	Ad <sup>81</sup>
2020.210	2004	182	Ad <sup>81</sup>	2025.520	2004	182	Ad <sup>81</sup>
2020.220	2004	182	Ad <sup>81</sup>	2025.530	2004	182	Ad <sup>81</sup>
2020.230	2004	182	Ad <sup>81</sup>	2025.540	2004	182	Ad <sup>81</sup>
2020.240	2004	182	Ad <sup>81</sup>	2025.550	2004	182	Ad <sup>81</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**CODE OF CIVIL PROCEDURE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2025.560	2004	182	Ad <sup>81</sup>		2004	182	R <sup>81</sup>
2025.570	2004	182	Ad <sup>81</sup>	2031.2	2003	242	Ad
2025.610	2004	182	Ad <sup>81</sup>		2004	182	R <sup>81</sup>
2025.620	2004	182	Ad <sup>81</sup>	2031.210	2004	182	Ad <sup>81</sup>
2026	2000	474	Am	2031.220	2004	182	Ad <sup>81</sup>
	2001	812	Am	2031.230	2004	182	Ad <sup>81</sup>
	2004	182	R <sup>81</sup>	2031.240	2004	182	Ad <sup>81</sup>
2026.010	2004	182	Ad <sup>81</sup>	2031.250	2004	182	Ad <sup>81</sup>
2027	2000	474	Am	2031.260	2004	182	Ad <sup>81</sup>
	2004	182	R <sup>81</sup>	2031.270	2004	182	Ad <sup>81</sup>
2027.010	2004	182	Ad <sup>81</sup>	2031.280	2004	182	Ad <sup>81</sup>
2028	2004	182	R <sup>81</sup>	2031.290	2004	182	Ad <sup>81</sup>
2028.010	2004	182	Ad <sup>81</sup>	2031.300	2004	182	Ad <sup>81</sup>
2028.020	2004	182	Ad <sup>81</sup>		2005	22	Am <sup>647</sup>
2028.030	2004	182	Ad <sup>81</sup>	2031.310	2004	182	Ad <sup>81</sup>
2028.040	2004	182	Ad <sup>81</sup>	2031.320	2004	182	Ad <sup>81</sup>
2028.050	2004	182	Ad <sup>81</sup>	2031.5	2004	182	R <sup>81</sup>
2028.060	2004	182	Ad <sup>81</sup>	2031.510	2004	182	Ad <sup>81</sup>
2028.070	2004	182	Ad <sup>81</sup>	2032	2004	182	R <sup>81</sup>
2028.080	2004	182	Ad <sup>81</sup>	2032.010	2004	182	Ad <sup>81</sup>
2029	2004	182	R <sup>81</sup>	2032.020	2004	182	Ad <sup>81</sup>
Pt. 4,				2032.210	2004	182	Ad <sup>81</sup>
Title 4,				2032.220	2004	182	Ad <sup>81</sup>
Ch. 12,				2032.230	2004	182	Ad <sup>81</sup>
heading				2032.240	2004	182	Ad <sup>81</sup>
(Sec. 2029.010				2032.250	2004	182	Ad <sup>81</sup>
et seq.)	2005	294	Am	2032.260	2004	182	Ad <sup>81</sup>
2029.010	2004	182	Ad <sup>81</sup>	2032.310	2004	182	Ad <sup>81</sup>
2030	2004	182	R <sup>81</sup>	2032.320	2004	182	Ad <sup>81</sup>
2030.010	2004	182	Ad <sup>81</sup>	2032.410	2004	182	Ad <sup>81</sup>
2030.020	2004	182	Ad <sup>81</sup>	2032.420	2004	182	Ad <sup>81</sup>
2030.030	2004	182	Ad <sup>81</sup>	2032.510	2004	182	Ad <sup>81</sup>
2030.040	2004	182	Ad <sup>81</sup>		2005	294	Am
2030.050	2004	182	Ad <sup>81</sup>	2032.520	2004	182	Ad <sup>81</sup>
	2005	22	Am <sup>647</sup>	2032.530	2004	182	Ad <sup>81</sup>
2030.060	2004	182	Ad <sup>81</sup>		2005	294	Am
2030.070	2004	182	Ad <sup>81</sup>	2032.610	2004	182	Ad <sup>81</sup>
2030.080	2004	182	Ad <sup>81</sup>	2032.620	2004	182	Ad <sup>81</sup>
2030.090	2004	182	Ad <sup>81</sup>	2032.630	2004	182	Ad <sup>81</sup>
2030.210	2004	182	Ad <sup>81</sup>	2032.640	2004	182	Ad <sup>81</sup>
2030.220	2004	182	Ad <sup>81</sup>	2032.650	2004	182	Ad <sup>81</sup>
2030.230	2004	182	Ad <sup>81</sup>	2033	2004	182	R <sup>81</sup>
2030.240	2004	182	Ad <sup>81</sup>	2033.010	2004	182	Ad <sup>81</sup>
2030.250	2004	182	Ad <sup>81</sup>	2033.020	2004	182	Ad <sup>81</sup>
2030.260	2004	182	Ad <sup>81</sup>	2033.030	2004	182	Ad <sup>81</sup>
2030.270	2004	182	Ad <sup>81</sup>	2033.040	2004	182	Ad <sup>81</sup>
2030.280	2004	182	Ad <sup>81</sup>	2033.050	2004	182	Ad <sup>81</sup>
2030.290	2004	182	Ad <sup>81</sup>	2033.060	2004	182	Ad <sup>81</sup>
2030.300	2004	182	Ad <sup>81</sup>	2033.070	2004	182	Ad <sup>81</sup>
2030.310	2004	182	Ad <sup>81</sup>	2033.080	2004	182	Ad <sup>81</sup>
2030.410	2004	182	Ad <sup>81</sup>	2033.210	2004	182	Ad <sup>81</sup>
2031	1999	48	Am	2033.220	2004	182	Ad <sup>81</sup>
	2000	688	Am		2005	22	Am <sup>647</sup>
	2004	182	R <sup>81</sup>	2033.230	2004	182	Ad <sup>81</sup>
2031.010	2004	182	Ad <sup>81</sup>	2033.240	2004	182	Ad <sup>81</sup>
2031.020	2004	182	Ad <sup>81</sup>	2033.250	2004	182	Ad <sup>81</sup>
2031.030	2004	182	Ad <sup>81</sup>	2033.260	2004	182	Ad <sup>81</sup>
2031.040	2004	182	Ad <sup>81</sup>	2033.270	2004	182	Ad <sup>81</sup>
2031.050	2004	182	Ad <sup>81</sup>	2033.280	2004	182	Ad <sup>81</sup>
2031.060	2004	182	Ad <sup>81</sup>		2005	294	Am
2031.1	2003	242	Ad	2033.290	2004	182	Ad <sup>81</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CODE OF CIVIL PROCEDURE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2033.300	2004	182	Ad <sup>81</sup>	2034.630	2004	182	Ad <sup>81</sup>
2033.410	2004	182	Ad <sup>81</sup>	2034.710	2004	182	Ad <sup>81</sup>
2033.420	2004	182	Ad <sup>81</sup>	2034.720	2004	182	Ad <sup>81</sup>
2033.5	2001	812	Am	2034.730	2004	182	Ad <sup>81</sup>
	2004	182	R <sup>81</sup>	2035	2004	182	R <sup>81</sup>
2033.710	2004	182	Ad <sup>81</sup>	2035.010	2004	182	Ad <sup>81</sup>
2033.720	2004	182	Ad <sup>81</sup>		2005	294	Am
2033.730	2004	182	Ad <sup>81</sup>	2035.020	2004	182	Ad <sup>81</sup>
2033.740	2004	182	Ad <sup>81</sup>	2035.030	2004	182	Ad <sup>81</sup>
2034	2004	171	Am		2005	294	Am
	2004	182	R <sup>81</sup>	2035.040	2004	182	Ad <sup>81</sup>
2034.010	2004	182	Ad <sup>81</sup>	2035.050	2004	182	Ad <sup>81</sup>
2034.210	2004	182	Ad <sup>81</sup>		2005	294	Am
2034.220	2004	182	Ad <sup>81</sup>	2035.060	2004	182	Ad <sup>81</sup>
2034.230	2004	182	Ad <sup>81</sup>		2005	294	Am
2034.240	2004	182	Ad <sup>81</sup>	2036	2004	182	R <sup>81</sup>
2034.250	2004	182	Ad <sup>81</sup>	2036.010	2004	182	Ad <sup>81</sup>
2034.260	2004	182	Ad <sup>81</sup>	2036.020	2004	182	Ad <sup>81</sup>
2034.270	2004	182	Ad <sup>81</sup>	2036.030	2004	182	Ad <sup>81</sup>
2034.280	2004	182	Ad <sup>81</sup>	2036.040	2004	182	Ad <sup>81</sup>
2034.290	2004	182	Ad <sup>81</sup>	2036.050	2004	182	Ad <sup>81</sup>
2034.300	2004	182	Ad <sup>81</sup>	2093	2001	812	Am
2034.310	2004	182	Ad <sup>81</sup>		2004	182	Am <sup>81 614</sup>
2034.410	2004	182	Ad <sup>81</sup>	2094	2000	688	Am
2034.420	2004	182	Ad <sup>81</sup>		2002	806	Am
2034.430	2004	182	Ad <sup>81</sup>	2095	2000	688	R
2034.440	2004	182	Ad <sup>81</sup>	2096	2000	688	R
2034.450	2004	182	Ad <sup>81</sup>	2097	2000	688	R
2034.460	2004	182	Ad <sup>81</sup>	2103	1999	991	Am <sup>96 114</sup>
2034.470	2004	182	Ad <sup>81</sup>	2104	1999	1000	Am
2034.610	2004	182	Ad <sup>81</sup>	2954.6	2001	137	Am <sup>35</sup>
2034.620	2004	182	Ad <sup>81</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**COMMERCIAL CODE**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1105	1999	991	Am <sup>96 114</sup>	9108	1999	991	R & Ad <sup>96 114</sup>
1201	1999	991	Am <sup>96 114</sup>	9109	1999	991	R & Ad <sup>96 114</sup>
	2000	135	Am <sup>203</sup>		2002	6	Am
	2000	1003	Am <sup>96</sup>		2004	7*	Am
1206	1999	991	Am <sup>96 114</sup>		2004	46*	Am
2103	1999	991	Am <sup>96 114</sup>	9110	1999	991	R & Ad <sup>96 114</sup>
2210	1999	991	Am <sup>96 114</sup>	9112	1999	991	R <sup>96 114</sup>
	2000	135	Am <sup>203</sup>	9113	1999	991	R <sup>96 114</sup>
	2000	1003	Am <sup>96</sup>	9114	1999	991	R <sup>96 114</sup>
2326	1999	991	Am <sup>96 114</sup>	9115	1999	991	R <sup>96 114</sup>
2502	1999	991	Am <sup>96 114</sup>	9116	1999	991	R <sup>96 114</sup>
	2000	135	Am <sup>203</sup>	9201	1999	991	R & Ad <sup>96 114</sup>
	2000	1003	Am <sup>96</sup>	9202	1999	991	R & Ad <sup>96 114</sup>
2716	1999	991	Am <sup>96 114</sup>	9203	1999	991	R & Ad <sup>96 114</sup>
4210	1999	991	Am <sup>96 114</sup>	9204	1999	991	R & Ad <sup>96 114</sup>
4406	2000	122	Am (as am by Sec. 13, Stats. 1997, Ch. 442) <sup>18</sup> Am (as am by Sec. 14, Stats. 1997, Ch. 442) <sup>63</sup>	9205	1999	991	R & Ad <sup>96 114</sup>
			Am (as am by Sec. 1, Stats. 2000, Ch. 122) <sup>38</sup> Am (as am by Sec. 2, Stats. 2000, Ch. 122) <sup>232</sup>		2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
	2004	131	Am (as am by Sec. 1, Stats. 2000, Ch. 122) <sup>38</sup> Am (as am by Sec. 2, Stats. 2000, Ch. 122) <sup>232</sup>	9206	1999	991	R & Ad <sup>96 114</sup>
			Am (as am by Sec. 1 and Sec. 2, Stats. 2004, Ch. 131)	9207	1999	991	R & Ad <sup>96 114</sup>
	2005	41	Am (as am by Sec. 1 and Sec. 2, Stats. 2004, Ch. 131)	9208	1999	991	R & Ad <sup>96 114</sup>
			Am <sup>96</sup>	9209	1999	991	Ad <sup>96 114</sup>
5118	1999	991	Am <sup>96</sup>	9210	1999	991	Ad <sup>96 114</sup>
6102	1999	991	Am <sup>96 114</sup>		2000	1003	Am <sup>96</sup>
6103	1999	991	Am <sup>96 114</sup>	9301	1999	991	R & Ad <sup>96 114</sup>
6105	2003	604	Am	9302	1999	991	R & Ad <sup>96 114</sup>
7503	1999	991	Am <sup>96 114</sup>	9303	1999	991	R & Ad <sup>96 114</sup>
8103	1999	991	Am <sup>96 114</sup>	9304	1999	991	R & Ad <sup>96 114</sup>
8106	1999	991	Am <sup>96 114</sup>		2003	235	Am
8110	1999	991	Am <sup>96 114</sup>	9305	1999	991	R & Ad <sup>96 114</sup>
8301	1999	991	Am <sup>96 114</sup>	9306	1999	991	R & Ad <sup>96 114</sup>
8302	1999	991	Am <sup>96 114</sup>	9307	1999	991	R & Ad <sup>96 114</sup>
8510	1999	991	Am <sup>96 114</sup>		2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
8603	1999	991	Am <sup>96 114</sup>	9308	1999	991	R & Ad <sup>96 114</sup>
9101	1999	991	R & Ad <sup>96 114</sup>	9309	1999	991	R & Ad <sup>96 114</sup>
9102	1999	991	R & Ad <sup>96 114</sup>		2003	235	Am
	2000	1003	Am <sup>96</sup>	9310	1999	991	R & Ad <sup>96 114</sup>
	2003	235	Am	9311	1999	991	R & Ad <sup>96 114</sup>
9103	1999	991	R & Ad <sup>96 114</sup>		2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
9104	1999	991	R & Ad <sup>96 114</sup>	9312	1999	991	R & Ad <sup>96 114</sup>
	2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>	9313	1999	991	R & Ad <sup>96 114</sup>
			R & Ad <sup>96 114</sup>	9314	1999	991	R & Ad <sup>96 114</sup>
9105	1999	991	R & Ad <sup>96 114</sup>	9315	1999	991	R & Ad <sup>96 114</sup>
9106	1999	991	R & Ad <sup>96 114</sup>	9316	1999	991	R & Ad <sup>96 114</sup>
9107	1999	991	R & Ad <sup>96 114</sup>	9317	1999	991	R & Ad <sup>96 114</sup>
					2000	1003	Am <sup>96</sup>
				9318	1999	991	R & Ad <sup>96 114</sup>
				9319	1999	991	Ad <sup>96 114</sup>
					2000	1003	Am <sup>96</sup>
				9320	1999	991	Ad <sup>96 114</sup>
				9321	1999	991	Ad <sup>96 114</sup>
							R & Ad <sup>22 114</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## COMMERCIAL CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
9321 (Cont.)	2003	235	Am (as ad by Sec. 35 (1st text), Stats. 1999, Ch. 991) <sup>75</sup> Am (as ad by Sec. 35 (2nd text), Stats. 1999, Ch. 991) <sup>100</sup>	2000	1003	R (as ad by Sec. 35, Stats. 1999, Ch. 991) R (as am by Sec. 15, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>	
9322	1999	991	Ad <sup>96 114</sup>	9405	1999	991	R & Ad <sup>96 114</sup>
9323	1999	991	Ad <sup>96 114</sup>	1999	1000	Am	R (as ad by Sec. 35, Stats. 1999, Ch. 991)
	2000	1003	Am <sup>96</sup>	2000	1003	R (as am by Sec. 16, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>	R (as am by Sec. 16, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>
	2001	159	Am <sup>305</sup>				R & Ad <sup>96 114</sup>
9324	1999	991	Ad <sup>96 114</sup>				Am
9325	1999	991	Ad <sup>96 114</sup>				R (as ad by Sec. 35, Stats. 1999, Ch. 991)
	2000	1003	Am <sup>96</sup>				R (as am by Sec. 17, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>
9326	1999	991	Ad <sup>96 114</sup>	9406	1999	991	R & Ad <sup>96 114</sup>
9327	1999	991	Ad <sup>96 114</sup>	1999	1000	Am	Am
9328	1999	991	Ad <sup>96 114</sup>	2000	1003	R (as ad by Sec. 35, Stats. 1999, Ch. 991)	R (as am by Sec. 17, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>
9329	1999	991	Ad <sup>96 114</sup>				R & Ad <sup>96 114</sup>
9330	1999	991	Ad <sup>96 114</sup>				Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
9331	1999	991	Ad <sup>96 114</sup>				R <sup>96 114</sup>
	2000	1003	Am <sup>96</sup>	9407	1999	991	R & Ad <sup>96 114</sup>
	2001	159	Am <sup>305</sup>	2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
9332	1999	991	Ad <sup>96 114</sup>				Am <sup>305</sup>
9333	1999	991	Ad <sup>96 114</sup>				Am
9334	1999	991	Ad <sup>96 114</sup>				R & Ad <sup>96 114</sup>
9335	1999	991	Ad <sup>96 114</sup>				Am
9336	1999	991	Ad <sup>96 114</sup>				R (as ad by Sec. 35, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>
	2000	1003	Am <sup>96</sup>	9407	1999	991	R & Ad <sup>96 114</sup>
9337	1999	991	Ad <sup>96 114</sup>	2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
9338	1999	991	Ad <sup>96 114</sup>				R <sup>96 114</sup>
9339	1999	991	Ad <sup>96 114</sup>				R <sup>96 114</sup>
9340	1999	991	Ad <sup>96 114</sup>				R <sup>96 114</sup>
9341	1999	991	Ad <sup>96 114</sup>	9407.1	1999	991	R <sup>96 114</sup>
9342	1999	991	Ad <sup>96 114</sup>	9407.2	1999	991	R <sup>96 114</sup>
9401	1999	991	R & Ad <sup>96 114</sup>	9407.3	1999	991	R <sup>96 114</sup>
9402	1999	991	R & Ad <sup>96 114</sup>	9408	1999	991	R & Ad <sup>96 114</sup>
9403	1999	991	R & Ad <sup>96 114</sup>	2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>
	1999	1000	Am				Am <sup>305</sup>
	2000	1003	R (as ad by Sec. 35, Stats. 1999, Ch. 991)				Am
			R (as am by Sec. 14, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>	9409	2001	159	R & Ad <sup>96 114</sup>
9403.1	1999	991	R <sup>96 114</sup>	2003	235	Am	Am
9403.5	1999	991	R <sup>96 114</sup>	1999	991	R & Ad <sup>96 114</sup>	R & Ad <sup>96 114</sup>
9404	1999	991	R & Ad <sup>96 114</sup>	1999	1000	Am	Am
	1999	1000	Am	2000	1003	R (as ad by Sec. 35, Stats. 1999, Ch. 991)	R (as ad by Sec. 35, Stats. 1999, Ch. 991)
							R (as am by Sec. 18, Stats. 1999, Ch. 1000) & Ad <sup>96</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**COMMERCIAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
9501	1999	991	R (as am by Sec. 25, Stats. 1998, Ch. 932 and as am by Sec. 7, Stats. 1992, Ch. 1095) & Ad <sup>96 114</sup>	9526	2000	1003	Am <sup>96</sup>
				9527	1999	991	Ad <sup>96 114</sup>
				9528	1999	991	Ad <sup>96 114</sup>
					2000	135	Am <sup>203</sup>
				9601	1999	991	Ad <sup>96 114</sup>
				9602	1999	991	Ad <sup>96 114</sup>
9502	1999	991	R (as am by Sec. 26, Stats. 1999, Ch. 932 and as ad by Sec. 3.5, Stats. 1990, Ch. 1125) & Ad <sup>96 114</sup>	9603	1999	991	Ad <sup>96 114</sup>
				9604	1999	991	Ad <sup>96 114</sup>
				9605	1999	991	Ad <sup>96 114</sup>
				9606	1999	991	Ad <sup>96 114</sup>
				9607	1999	991	Ad <sup>96 114</sup>
				9608	1999	991	Ad <sup>96 114</sup>
					2000	1003	Am <sup>96</sup>
				9609	1999	991	Ad <sup>96 114</sup>
				9610	1999	991	Ad <sup>96 114</sup>
				9611	1999	991	Ad <sup>96 114</sup>
					2000	1003	Am <sup>96</sup>
				9612	1999	991	Ad <sup>96 114</sup>
				9613	1999	991	Ad <sup>96 114</sup>
9503	1999	991	R & Ad <sup>96 114</sup>		2000	1003	Am <sup>96</sup>
9504	1999	991	R (as am by Sec. 27, Stats. 1998, Ch. 932 and as ad by Sec. 4.5, Stats. 1990, Ch. 1125) & Ad <sup>96 114</sup>	9614	1999	991	Ad <sup>96 114</sup>
					2000	188	Am
				9615	1999	991	Ad <sup>96 114</sup>
					2000	1003	Am <sup>96</sup>
				9616	1999	991	Ad <sup>96 114</sup>
				9617	1999	991	Ad <sup>96 114</sup>
				9618	1999	991	Ad <sup>96 114</sup>
				9619	1999	991	Ad <sup>96 114</sup>
9505	1999	991	R & Ad <sup>96 114</sup>	9620	1999	991	Ad <sup>96 114</sup>
	2000	1003	Am (as ad by Sec. 35, Stats. 1999, Ch. 991) <sup>96</sup>	9621	1999	991	Ad <sup>96 114</sup>
				9622	1999	991	Ad <sup>96 114</sup>
				9623	1999	991	Ad <sup>96 114</sup>
				9624	1999	991	Ad <sup>96 114</sup>
9506	1999	991	R & Ad <sup>96 114</sup>	9625	1999	991	Ad <sup>96 114</sup>
9507	1999	991	R & Ad <sup>96 114</sup>		2000	1003	Am <sup>96</sup>
9508	1999	991	R & Ad <sup>96 114</sup>	9626	1999	991	Ad <sup>96 114</sup>
9509	1999	991	Ad <sup>96 114</sup>		2000	1003	Am <sup>96</sup>
	2000	1003	Am <sup>96</sup>	9627	1999	991	Ad <sup>96 114</sup>
9510	1999	991	Ad <sup>96 114</sup>	9628	1999	991	Ad <sup>96 114</sup>
9511	1999	991	Ad <sup>96 114</sup>	9629	1999	991	Ad <sup>96 114</sup>
9512	1999	991	Ad <sup>96 114</sup>	9701	1999	991	Ad <sup>96 114</sup>
9513	1999	991	Ad <sup>96 114</sup>	9702	1999	991	Ad <sup>96 114</sup>
	2000	1003	Am <sup>96</sup>		2000	1003	Am <sup>96</sup>
9514	1999	991	Ad <sup>96 114</sup>	9703	1999	991	Ad <sup>96 114</sup>
9515	1999	991	Ad <sup>96 114</sup>	9704	1999	991	Ad <sup>96 114</sup>
9516	1999	991	Ad <sup>96 114</sup>	9705	1999	991	Ad <sup>96 114</sup>
9517	1999	991	Ad <sup>96 114</sup>		2000	1003	Am <sup>96</sup>
9518	1999	991	Ad <sup>96 114</sup>	9706	1999	991	Ad <sup>96 114</sup>
9519	1999	991	Ad <sup>96 114</sup>		2000	135	Am <sup>203</sup>
	2000	1003	Am <sup>96</sup>	9707	1999	991	Ad <sup>96 114</sup>
9520	1999	991	Ad <sup>96 114</sup>		2000	1003	Am & RN & Ad <sup>96</sup>
9521	1999	991	Ad <sup>96 114</sup>	9708	1999	991	Ad <sup>96 114</sup>
	2003	235	Am		2000	1003	Am & RN
9522	1999	991	Ad <sup>96 114</sup>				& Ad(RN) <sup>96</sup>
9523	1999	991	Ad <sup>96 114</sup>	9709	2000	1003	Ad(RN) <sup>96</sup>
9524	1999	991	Ad <sup>96 114</sup>	10103	1999	991	Am <sup>96 114</sup>
	2000	1003	Am <sup>96</sup>	10303	1999	991	Am <sup>96 114</sup>
9525	1999	991	Ad <sup>96 114</sup>	10307	1999	991	Am <sup>96 114</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**COMMERCIAL CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
10309	1999	991	Am <sup>96 114</sup>	13105	1999	991	Am <sup>96 114</sup>
13102	1999	991	Am <sup>96 114</sup>	14106	1999	991	Am <sup>96 114</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CONSTITUTIONAL AMENDMENTS  
APPROVED AT STATEWIDE ELECTIONS  
MARCH 2000–NOVEMBER 2005**

<i>Sub-division</i>	<i>Affected By Election</i>	<i>Prop.</i>	<i>Effect</i>	<i>Year Res. Ch.</i>	<i>Sub-division</i>	<i>Affected By Election</i>	<i>Prop.</i>	<i>Effect</i>	<i>Year Res. Ch.</i>
<b>Art. I</b>					(d)	11-5-02	48	Ad & R	02:88
Sec. 3	11-2-04	59	Am	04:1	<b>Art. XI</b>				
(a)	11-2-04	59	Ad	04:1	Sec. 15	11-2-04	1A	Am	04:133
(b)	11-2-04	59	Ad	04:1	(a)	11-2-04	1A	Am	04:133
<b>Art. II</b>					(b)	11-2-04	1A	Am	04:133
Sec. 2.5	3-5-02	43	Ad	01:114	<b>Art. XIII</b>				
Sec. 5	11-2-04	60	Am	04:103	Sec. 25.5	11-2-04	1A	Ad	04:133
(a)	11-2-04	60	Ad	04:103	(a)	11-2-04	1A	Ad	04:133
(b)	11-2-04	60	Ad	04:103	(b)	11-2-04	1A	Ad	04:133
<b>Art. III</b>					<b>Art. XIII A</b>				
Sec. 9	11-2-04	60A	Ad	04:103	Sec. 1	11-7-00	39	Am	Initiative
<b>Art. IV</b>					(b)	11-7-00	39	Am	Initiative
Sec. 10	3-2-04	58	Am	5X 03–04:1	(c)	11-7-00	39	Ad	Initiative
(a)	3-2-04	58	Am	5X 03–04:1	<b>Art. XIII B</b>				
(f)	3-2-04	58	Ad	5X 03–04:1	Sec. 6	11-2-04	1A	Am	04:133
Sec. 12	3-2-04	58	Am	5X 03–04:1	(a)	11-2-04	1A	Am	04:133
(b)	3-2-04	58	Am	5X 03–04:1	(b)	11-2-04	1A	Am	04:133
(c)	3-2-04	58	Am	5X 03–04:1	(c)	11-2-04	1A	Am	04:133
(d)	3-2-04	58	Am	5X 03–04:1	<b>Art. XVI</b>				
(f)	3-2-04	58	Ad	5X 03–04:1	Sec. 1.3	3-2-04	58	Ad	5X 03–04:1
Sec. 19	3-7-00	1A	Am	99:142	(a)	3-2-04	58	Ad	5X 03–04:1
	3-7-00	17	Am	99:123	(b)	3-2-04	58	Ad	5X 03–04:1
(a)	3-7-00	1A	Am	99:142	(c)	3-2-04	58	Ad	5X 03–04:1
(c)	3-7-00	17	Am	99:123	Sec. 18	11-7-00	39	Am	Initiative
(e)	3-7-00	17	Am	99:123	(a)	11-7-00	39	Ad	Initiative
(f)	3-7-00	1A	Ad	99:142	(b)	11-7-00	39	Ad	Initiative
	3-7-00	17	Ad	99:123	(c)	11-7-00	39	Ad	Initiative
<b>Art. VI</b>					Sec. 20	3-2-04	58	Ad	5X 03–04:1
Sec. 1	11-5-02	48	Am	02:88	(a)	3-2-04	58	Ad	5X 03–04:1
Sec. 5	11-5-02	48	R	02:88	(b)	3-2-04	58	Ad	5X 03–04:1
(a)	11-5-02	48	R	02:88	(c)	3-2-04	58	Ad	5X 03–04:1
(b)	11-5-02	48	R	02:88	(d)	3-2-04	58	Ad	5X 03–04:1
(c)	11-5-02	48	R	02:88	(e)	3-2-04	58	Ad	5X 03–04:1
(d)	11-5-02	48	R	02:88	(f)	3-2-04	58	Ad	5X 03–04:1
(e)	11-5-02	48	R	02:88	<b>Art. XIX B</b>				
Sec. 6	11-5-02	48	Am	02:88	Sec. 1	3-5-02	42	Ad	01:87
(a)	11-5-02	48	Ad	02:88	(a)	3-5-02	42	Ad	01:87
(b)	11-5-02	48	Ad	02:88	(b)	3-5-02	42	Ad	01:87
(c)	11-5-02	48	Ad	02:88	(c)	3-5-02	42	Ad	01:87
(d)	11-5-02	48	Ad	02:88	(d)	3-5-02	42	Ad	01:87
(e)	11-5-02	48	Ad	02:88	(e)	3-5-02	42	Ad	01:87
(f)	11-5-02	48	Ad	02:88	<b>Art. XXII</b>				
Sec. 8	11-5-02	48	Am	02:88	Sec. 1	11-7-00	35	Ad	Initiative
(a)	11-5-02	48	Am	02:88	Sec. 2	11-7-00	35	Ad	Initiative
(b)	11-5-02	48	Am	02:88	<b>Art. XXXV</b>				
(c)	11-5-02	48	Am	02:88	Sec. 1	11-2-04	71	Ad	Initiative
Sec. 10	11-5-02	48	Am	02:88	Sec. 2	11-2-04	71	Ad	Initiative
Sec. 15	11-5-02	48	Am	02:88	(a)	11-2-04	71	Ad	Initiative
Sec. 16	11-5-02	48	Am	02:88	(b)	11-2-04	71	Ad	Initiative
(b)	11-5-02	48	Am	02:88	(c)	11-2-04	71	Ad	Initiative
(c)	11-5-02	48	Am	02:88	Sec. 3	11-2-04	71	Ad	Initiative
(d)	11-5-02	48	Am	02:88	Sec. 4	11-2-04	71	Ad	Initiative
Sec. 23	11-5-02	48	Am & R	02:88	Sec. 5	11-2-04	71	Ad	Initiative
(a)	11-5-02	48	Am & R	02:88	Sec. 6	11-2-04	71	Ad	Initiative
(b)	11-5-02	48	Am & R	02:88	Sec. 7	11-2-04	71	Ad	Initiative
(c)	11-5-02	48	Am & R	02:88					

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CONSTITUTIONAL AMENDMENTS  
PASSED BY LEGISLATURE IN 1999–2005**

<i>Sub-division</i>	<i>Affected By</i>		<i>Effect</i>	<i>Sub-division</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Res. Ch.</i>			<i>Year</i>	<i>Res. Ch.</i>	
<b>Art. I</b>				(d)	2002	88	Am & R
Sec. 3	2004	1	Am	<b>Art. XI</b>			
(a)	2004	1	Ad	Sec. 15	2004	133	Am <sup>618</sup>
(b)	2004	1	Ad	(a)	2004	133	Am <sup>618</sup>
<b>Art. II</b>				(b)	2004	133	Am <sup>618</sup>
Sec. 2.5	2001	114	Ad	<b>Art. XIII</b>			
Sec. 5	2004	103	Am	Sec. 25.5	2004	133	Ad <sup>618</sup>
(a)	2004	103	Ad	(a)	2004	133	Ad <sup>618</sup>
(b)	2004	103	Ad	(b)	2004	133	Ad <sup>618</sup>
<b>Art. III</b>				<b>Art. XIII B</b>			
Sec. 9	2004	103	Ad	Sec. 6	2004	133	Am <sup>618</sup>
<b>Art. IV</b>				(a)	2004	133	Am <sup>618</sup>
Sec. 4.5	2000	83	Am	(b)	2004	133	Am <sup>618</sup>
Sec. 10	5X 2003–04	1	Am <sup>587</sup>	(c)	2004	133	Am <sup>618</sup>
(a)	5X 2003–04	1	Am <sup>587</sup>	<b>Art. XVI</b>			
(f)	5X 2003–04	1	Ad <sup>587</sup>	Sec. 1.3	5X 2003–04	1	Ad <sup>587</sup>
Sec. 12	5X 2003–04	1	Am <sup>587</sup>	(a)	5X 2003–04	1	Ad <sup>587</sup>
(b)	5X 2003–04	1	Am <sup>587</sup>	(b)	5X 2003–04	1	Ad <sup>587</sup>
(c)	5X 2003–04	1	Am <sup>587</sup>	(c)	5X 2003–04	1	Ad <sup>587</sup>
(d)	5X 2003–04	1	Am <sup>587</sup>	Sec. 20	5X 2003–04	1	Ad <sup>587</sup>
(f)	5X 2003–04	1	Ad <sup>587</sup>	(a)	5X 2003–04	1	Ad <sup>587</sup>
Sec. 19	1999	123	Am	(b)	5X 2003–04	1	Ad <sup>587</sup>
	1999	142	Am	(c)	5X 2003–04	1	Ad <sup>587</sup>
(a)	1999	142	Am	(d)	5X 2003–04	1	Ad <sup>587</sup>
(c)	1999	142	Am	(e)	5X 2003–04	1	Ad <sup>587</sup>
(e)	1999	123	Am	(f)	5X 2003–04	1	Ad <sup>587</sup>
(f)	1999	123	Ad	<b>Art. XVI A</b>			
	1999	142	Ad	Sec. 1	2002	185	Ad
<b>Art. VI</b>				Sec. 2	2002	185	Ad
Sec. 1	2002	88	Am	(a)	2002	185	Ad
Sec. 5	2002	88	R	(b)	2002	185	Ad
(a)	2002	88	R	(c)	2002	185	Ad
(b)	2002	88	R	(d)	2002	185	Ad
(c)	2002	88	R	Sec. 3	2002	185	Ad
(d)	2002	88	R	(a)	2002	185	Ad
(e)	2002	88	R	(b)	2002	185	Ad
Sec. 6	2002	88	Am	(c)	2002	185	Ad
(a)	2002	88	Ad	(d)	2002	185	Ad
(b)	2002	88	Ad	(e)	2002	185	Ad
(c)	2002	88	Ad	(f)	2002	185	Ad
(d)	2002	88	Ad	(g)	2002	185	Ad
(e)	2002	88	Ad	Sec. 4	2002	185	Ad
(f)	2002	88	Ad	(a)	2002	185	Ad
Sec. 8	2002	88	Am	(b)	2002	185	Ad
(a)	2002	88	Am	(c)	2002	185	Ad
(b)	2002	88	Am	Sec. 5	2002	185	Ad
(c)	2002	88	Am	(a)	2002	185	Ad
Sec. 10	2002	88	Am	(b)	2002	185	Ad
Sec. 15	2002	88	Am	Sec. 6	2002	185	Ad
Sec. 16	2002	88	Am	Sec. 7	2002	185	Ad
(b)	2002	88	Am	<b>Art. XIX B</b>			
(c)	2002	88	Am	Sec. 1	2001	87	Ad
(d)	2002	88	Am	(a)	2001	87	Ad
Sec. 23	2002	88	Am & R	(b)	2001	87	Ad
(a)	2002	88	Am & R	(c)	2001	87	Ad
(b)	2002	88	Am & R	(d)	2001	87	Ad
(c)	2002	88	Am & R	(e)	2001	87	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**CORPORATIONS CODE**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
8	2004	254	Am	1108	2000	201	Am
17.1	2003	273	Ad	1109	1999	437	Am
20	2004	254	Ad	1113	1999	437	Am
21	2004	254	Ad		2000	201	Am
158	2000	485	Am	1150	2002	480	Ad
160	1999	437	Am	1151	2002	480	Ad
161.9	2002	480	Ad	1152	2002	480	Ad
163	2000	1015 *	Am	1153	2002	480	Ad
163.1	2000	485	Ad	1155	2002	480	Ad
168	1999	437	Am	1156	2002	480	Ad
174.5	1999	437	Am	1157	2002	480	Ad
	2004	178	Am	1158	2002	480	Ad
175	1999	437	Am	1159	2002	480	Ad
181	1999	437	Am	1160	2002	480	Ad
195	2004	254	Am				R & Ad <sup>63</sup>
201.3	2000	1015 *	R	1200	1999	437	Am
202	2000	485	Am	1201	1999	437	Am
301.5	2000	485	Am	1300	1999	470	Am
305	2000	485	Am	1313	2002	480	Ad
306	2000	485	Am	1500	2004	254	Am
307	2002	1008	Am (as am by Sec. 1, Stats. 1997, Ch. 136) <sup>19</sup> Am (as am by Sec. 2, Stats. 1997, Ch. 136) <sup>22</sup>	1501	2004	254	Am
				1502	1999	1000	Am
					2002	1015	Am
					2004	819 *	Am
				1502.1	2004	819 *	Ad
				1502.5	2002	1015	Ad
					2004	227 *	Am
				1900.5	2002	390	Ad
	2003	168	R (as am by Sec. 8, Stats. 2002, Ch. 1008) Am (as am by Sec. 7, Stats. 2002, Ch. 1008) <sup>13</sup>	1905	1999	1000	Am
				2105	1999	896	Am
					2004	629	Am
				2113	2000	201	Am
				2115	2000	206	Am
					2002	480	Am
				2117	1999	1000	Am
					2002	1015	Am
	2004	254	Am		2003	62	Am <sup>519</sup>
	2005	102	Am R & Ad <sup>192</sup>		2004	819 *	Am
				2117.1	2004	819 *	Ad
314	2004	254	Am	2200	2000	206	Am
407	2002	480	Am		2001	159	Am <sup>305</sup>
420	2002	784	Am <sup>490</sup>	2205	1999	1000	Am
503	2000	485	Am		2003	633 *	Am
504	2000	112	Am	2207	2003	477	Ad
600	2004	254	Am		2004	183	Am <sup>571</sup>
601	2002	480	Am	5008.6	1999	1000	Am
	2004	254	Am		2003	633 *	Am
602	2000	485	Am	5063.5	1999	437	Ad
603	2000	485	Am		2004	178	Am
	2002	480	Am	5064.5	1999	437	Ad
	2004	254	Am	5079	2004	254	Am
710	2002	173	Am	5211	2002	1008	Am (as am by Sec. 5, Stats. 1997, Ch. 136) <sup>19</sup>
1001	1999	437	Am				Am (as am by Sec. 6, Stats. 1997, Ch. 136) <sup>22</sup>
	2002	480	Am				
1100	1999	437	Am				
1101	1999	437	Am				
1101.1	1999	437	Am				
1107.5	1999	1000	Ad				
	2001	50	Am				
	2005	286	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CORPORATIONS CODE—Continued**

Section	Affected By		Effect	Section	Affected By		Effect
	Year	Chapter			Year	Chapter	
5211 (Cont.)	2003	168	R (as am by Sec. 10, Stats. 2002, Ch. 1008) Am (as am by Sec. 9, Stats. 2002, Ch. 1008) <sup>13</sup>	7211	2002	1008	Am (as am by Sec. 7, Stats. 1997, Ch. 136) <sup>19</sup> Am (as am by Sec. 8, Stats. 1997, Ch. 136) <sup>22</sup>
	2004	254	Am		2003	168	R (as am by Sec. 12, Stats. 2002, Ch. 1008)
	2005	102	Am				Am (as am by Sec. 11, Stats. 2002, Ch. 1008) <sup>13</sup>
5215	2004	254	Am		2004	254	Am
5220	2000	485	Am		2005	102	Am
5222	1999	453	Am	7215	2004	254	Am
	2000	135	Am <sup>203</sup>	7220	2000	485	Am
5237	1999	453	Am	7222	1999	453	Am
5510	2004	254	Am	7236	1999	453	Am
5511	2004	254	Am		2000	135	Am <sup>203</sup>
5512	2000	485	Am	7510	2004	254	Am
5513	2004	254	Am	7511	2004	254	Am
5819	1999	453	Am	7512	2000	485	Am
5913	1999	850	Am	7513	2004	254	Am
5914	2002	427	Am	8010	1999	437	Am
5915	1999	850	Am	8011	1999	453	Am
5916	1999	850	Am	8018	1999	453	Am
5917	2002	427	Am	8019.1	1999	437	Ad
5917.5	2003	65	Ad	8020	1999	437	Am
5919	1999	850	Am	8020.5	2005	286	Ad
	2002	427	Am	8021	1999	437	Am
5920	1999	850	Ad	8022	1999	437	Am
	2002	427	Am	8210	1999	1000	Am
5921	1999	850	Ad	8211	1999	453	Am
	2002	427	Am	8320	2004	254	Am
5922	1999	850	Ad	8321	2004	254	Am
5923	1999	850	Ad	8322	2004	254	Am
	2002	427	Am	8325	1999	453	Ad
5924	1999	850	Ad	8611	1999	453	Am
	2002	427	Am	8723	1999	453	Am
5925	1999	850	Ad	9211	2002	1008	Am (as am by Sec. 9, Stats. 1997, Ch. 136) <sup>19</sup>
5930	2000	801	Ad				Am (as am by Sec. 10, Stats. 1997, Ch. 136) <sup>22</sup>
6010	1999	437	Am		2003	168	R (as am by Sec. 14, Stats. 2002, Ch. 1008)
6018	1999	453	Am				Am (as am by Sec. 13, Stats. 2002, Ch. 1008) <sup>13</sup>
6019.1	1999	437	Ad				
6020	1999	437	Am				
6020.5	2005	286	Ad				
6021	1999	437	Am				
6022	1999	437	Am				
6210	1999	1000	Am				
6211	1999	453	Am				
6320	2004	254	Am				
6321	2004	254	Am				
6322	2004	254	Am				
6325	1999	453	Ad				
6611	1999	453	Am				
6615	2002	112	Am				
6810	2000	415	Am				
	2001	159	Am <sup>305</sup>				
7122.3	1999	453	Ad				
7130	2002	734*	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CORPORATIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
9211 (Cont.)	2004	254	Am		2004	143 *	Am
	2005	102	Am		2004	183	Am <sup>571</sup>
9215	2004	254	Am	14021	2004	143 *	Am
9220	2000	485	Am	14025	2004	143 *	Am
9222	1999	453	Am	14028	2004	143 *	Am
9245	1999	453	Am	14030	2000	135	Am <sup>203</sup>
9411	2004	254	Am		2003	178	Am
9412	2000	485	Am		2004	143 *	Am
9413	2004	254	Am		2004	225 *	Am
9510	2004	254	Am		2004	702 *	Am
9640	1999	437	Am	14030.1	2000	135	Am <sup>203</sup>
10251	1999	145	Am		2002	436	Am
10821	1999	525	Am <sup>112</sup>	14030.2	2002	436	Am
	2000	857	Am <sup>203</sup>		2003	178	Am & RN
12242.5	1999	437	Ad		2003	229	Am
	2004	178	Am		2004	143 *	Am
12242.6	1999	437	Ad	14031	2003	178	R & Ad(RN)
12254	2004	254	Am	14034	2003	178	Am
12302.1	1999	453	Ad	14035	2000	135	Am <sup>203</sup>
12351	2004	254	Am		2003	178	R
	2005	102	Am	14036	2000	135	Am <sup>203</sup>
12355	2004	254	Am		2003	178	Am
12360	2000	485	Am		2004	143 *	Am
12362	1999	453	Am	14037	2003	178	Am
12376	1999	453	Am		2004	143 *	Am
12460	2004	254	Am	14037.5	2004	143 *	Am
12461	2004	254	Am	14037.6	2001	508	Am <sup>75</sup>
12462	2000	485	Am		2002	436	Am
12463	2004	254	Am		2003	229	Am
12530	1999	437	Am	14038	2004	143 *	Am
12531	1999	453	Am		2000	127 *	Am
12539	1999	453	Am		2003	178	Am
12540.1	1999	437	Ad		2004	143 *	Am
12550	1999	437	Am	14039	2003	178	Am
12550.5	2005	286	Ad	14040	2003	178	Am
12551	1999	437	Am	14041	2003	178	Am
12552	1999	437	Am	14043	2003	178	Am
12571	1999	453	Am	14045	2002	436	Am
12590	2004	254	Am	14060.6	2000	650	Ad
12591	2004	254	Am		2001	674	Am
12592	2004	254	Am		2003	229	Am
12594	1999	453	Ad	14062	2004	143 *	Am
12631	1999	453	Am	14064	2004	143 *	Am
12662	1999	453	Am	14068	2001	508	Am
13401	1999	657	Am	14070	2004	143 *	Am
	2000	197	Am		2004	225 *	Am
	2000	836	Am		2004	702 *	Am
	2004	695	Am	14075	2002	436	Am
13401.3	2000	508	Ad		2004	143 *	Am
	2001	597	Am		2004	143 *	Am
13401.5	2002	1013	Am	14076	2002	436	Am
	2003	485	Am (by Sec. 6 of Ch.)		2004	143 *	Am
	2003	549	Am (by Sec. 4 of Ch.)	14085	2004	143 *	Am
	2004	183	Am <sup>571</sup>	14086	2004	143 *	Am
13408.5	1999	525	Am <sup>112</sup>	14095	2005	74 *	R
	2000	857	Am <sup>203</sup>	14096	2005	74 *	R
14000	2000	135	Am <sup>203</sup>	14097	2005	74 *	R
14010	2003	178	Am	14098	2005	74 *	R
				14099	2005	74 *	R
				14202	2000	1055 *	Am
					2004	225 *	R
				15621	2002	169	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## CORPORATIONS CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
15677.1	1999	250	Ad		2001	425	Am
	2000	201	Am		2002	169	Am
15677.2	1999	250	Ad	16954	1999	1000	Am
	2000	201	Am	16959	1999	1000	Am
	2002	480	Am		2002	169	Am
15677.3	1999	250	Ad	16960	1999	1000	Am
	2000	201	Am	16962	1999	1000	Am
	2002	480	Am	17001	1999	490	Am
15677.4	1999	250	Ad		2004	254	Am
	2000	201	Am	17002	2004	228*	Am
15677.5	1999	250	Ad		2004	354*	Am
15677.6	1999	250	Ad		2005	16*	Am
	2002	480	Am	17050	1999	490	Am
15677.7	1999	250	Ad		2001	425	Am
	2002	480	Am		2002	169	Am
15677.8	1999	250	Ad	17058	2004	254	Am
	2000	201	Am	17060	1999	1000	Am
	2002	480	Am	17101	1999	490	Am
15677.9	1999	250	Ad	17104	2004	254	Am
	2002	480	Am	17106	2004	254	Am
15678.10	2005	286	Ad	17302	2002	451	Am
15679.1	1999	250	Am	17350.5	2004	416	Ad
	1999	437	Am (by Sec. 26.5 of Ch.)	17356	1999	1000	Am
				17375	1999	1000	Ad
					2000	508	Am
15692	2002	480	Am	17451	2002	169	Am
15800	1999	1000	Am	17540.1	1999	250	Ad
	2004	178	Am		2000	201	Am
16101	1999	250	Am	17540.2	1999	250	Ad
	2001	595	Am		2000	201	Am
	2004	254	Am		2002	480	Am
16309	2004	178	Ad	17540.3	1999	250	Ad
16310	2004	178	Ad		2000	201	Am
16403	2004	254	Am		2001	159	Am <sup>305</sup>
16901	1999	250	Am		2002	480	Am
	1999	437	Am	17540.4	1999	250	Ad
16902	2002	480	Am		2000	201	Am
16903	1999	250	Am	17540.5	1999	250	Ad
	2002	480	Am	17540.6	1999	250	Ad
16904	2002	480	Am		2002	480	Am
16905	1999	250	Am	17540.7	1999	250	Ad
	2002	480	Am		2002	480	Am
16906	1999	250	Am	17540.8	1999	250	Ad
	2002	480	Am		2000	201	Am
16907	1999	250	Am		2002	480	Am
	2002	480	Am	17540.9	1999	250	Ad
16908	2000	201	Am	17554.5	2005	286	Ad
	2002	480	Am	17600	1999	250	Am
16909	2002	480	Am		1999	437	Am (by Sec. 32.5 of Ch.)
16911	1999	250	Am				
	1999	437	Am	17654	1999	1000	Am
16914	1999	250	Am	17655	2003	477	Ad
	1999	437	Am		2004	183	Am (as ad by Sec. 3, Stats. 2003, Ch. 477) & RN <sup>571</sup>
	2000	201	Am				
16915	1999	250	Am				
	1999	437	Am				
	2000	201	Am				
16915.5	2005	286	Ad				
16916	1999	250	Am	17656	2004	183	Ad(RN) <sup>571</sup>
	1999	437	Am	17700	1999	1000	R
16953	1999	1000	Am	17701	1999	1000	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CORPORATIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>				
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
17702	1999	1000	R	21101	2004	178	R	
17703	1999	1000	R	21102	2004	178	R	
17704	1999	1000	R	21103	2004	178	R	
17705	1999	1000	R	21200	2004	178	Am	
18000	2004	178	Ad	21304	1999	1000	Am	
18003	2005	116	Ad	Title 3, Pt. 5, heading (Sec. 24000 et seq.)				
18005	2004	178	Ad					
	2005	116	Am					
18008	2005	116	Ad					
18010	2004	178	Ad		24000	2004	178	Am
	2005	116	Am		24001	2004	178	R
18015	2004	178	Ad		24002	2004	178	R
18020	2004	178	Ad		24003	1999	1000	Am
18025	2004	178	Ad			2004	178	R
18030	2004	178	Ad		24004	1999	1000	Am
18035	2004	178	Ad		2004	178	R	
18055	2004	178	Ad	24005	2004	178	R	
18060	2004	178	Ad	24006	2004	178	R	
18065	2004	178	Ad	24007	2004	178	R	
18070	2004	178	Ad	25004	2004	461	Am	
18100	2004	178	Ad	25005.1	2000	201	Ad	
18105	2004	178	Ad		2002	480	Am (by Sec. 28 of Ch.)	
18110	2004	178	Ad		2002	772	Am (by Sec. 1.5 of Ch.)	
18115	2004	178	Ad	25010	2000	705	Am	
18120	2004	178	Ad	25014.7	2000	485	Am	
18125	2004	178	Ad	25019	2000	705	Am	
18130	2004	178	Ad	25021	2004	697	Am	
18135	2004	178	Ad	25023	2000	705	Ad	
18200	2004	178	Ad	25100	2000	485	Am	
18205	2004	178	Ad	25101	2000	485	Am	
18210	2004	178	Ad	25102	1999	83	Am <sup>30</sup>	
18215	2004	178	Ad		2000	705	Am	
18220	2004	178	Ad		2001	58	Am	
18250	2004	178	Ad		2001	159	Am <sup>305</sup>	
18260	2004	178	Ad		2003	473	Am	
18270	2004	178	Ad	25102.1	2004	461	Am	
18300	2005	116	Ad	25102.5	2003	902	Am	
18310	2005	116	Ad	25103	2000	201	Am	
18320	2005	116	Ad		2001	159	Am <sup>305</sup>	
18330	2005	116	Ad	25117	2000	485	Am	
18340	2005	116	Ad	25118	2000	468	Ad	
18350	2005	116	Ad		2002	964	Am	
18360	2005	116	Ad		2003	62	Am <sup>519</sup>	
18370	2005	116	Ad	25120	2000	201	Am	
18380	2005	116	Ad		2001	159	Am <sup>305</sup>	
18390	2005	116	Ad		2002	964	Am	
18400	2005	116	Ad	25205	2001	264	R	
18410	2005	116	Ad	25207	2000	135	Am <sup>203</sup>	
18420	2005	116	Ad	25209	2000	705	Ad	
18605	2004	178	Ad	25212	2003	473	Am	
18610	2004	178	Ad	25212.1	2002	772	Am	
18615	2004	178	Ad	25213	2002	772	Am	
18620	2005	116	Ad	25213.3	2002	772	Am	
18630	2004	178	Ad	25219	1999	470	Am	
18640	2004	178	Ad	25221	2001	547	Ad	
20000	2004	178	R	25230	2003	473	Am	
20001	2004	178	R	25231	2004	461	Am	
20002	2004	178	R	25232	2003	473	Am	
20003	2004	178	R					
21000	2004	178	R					
21100	2004	178	R					

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**CORPORATIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
25232.1	2002	772	Am	25612.3	2003	473	Ad
25232.3	2002	772	Am	25612.5	2001	264	Am
25241	2003	473	Am		2003	473	Am
25247	2001	264	Am	25620	2003	273	Ad
	2003	473	Am	28506	2004	225*	R
25252	2003	473	Am		2004	461	R
25256	2003	473	Ad	28956	1999	83	Am <sup>30</sup>
25404	2003	473	Ad	29530	2000	705	Am
25501.5	2004	575	Ad	29544	2003	876	Am
25506	2004	575	Am	31001	2004	458*	Am <sup>63</sup>
25508.5	2000	705	Ad	31001.1	2004	458*	Ad <sup>63</sup>
25530	2002	772	Am	31011	2002	664	Am <sup>431</sup>
25532	2002	772	Am	31108	1999	325	Ad
	2003	473	Am	31109	2004	458*	Ad <sup>63</sup>
	2004	461	Am	31109.1	2004	458*	Ad <sup>63</sup>
25533	2003	876	Am		2005	22	Am <sup>647</sup>
25533.5	2003	876	Am	31119	2004	458*	Am <sup>63</sup>
25540	2003	473	Am	31125	2004	458*	Am <sup>63</sup>
25541	2003	473	Am	31300	2004	458*	Am <sup>63</sup>
25604	2001	264	R & Ad	31402	2004	458*	Am <sup>63</sup>
	2002	777	Am	31403	2004	458*	Am <sup>63</sup>
25607	2001	264	Am	31405	2004	458*	Am <sup>63</sup>
	2002	664	Am <sup>431</sup>	31406	2004	458*	Ad <sup>63</sup>
25608	2001	264	Am	31407	2004	458*	Ad <sup>63</sup>
	2002	772	Am	31408	2004	458*	Ad <sup>63</sup>
25608.2	2001	264	Am	31410	2004	458*	Am <sup>63</sup>
25608.3	2001	118*	Ad	31411	2004	458*	Am <sup>63</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
30.5	2001	745 *	Am	444	2002	1014 *	Ad
	2001	750	Am	445	2002	1014 *	Ad
88	2005	118 *	Ad	446	2002	1014 *	Ad
95	2004	896 *	Ad		2003	62	Am <sup>519</sup>
200	1999	587	Am	1090	2001	401	Am
	2004	700	Am	1209	1999	838	Ad
220	1999	587	Am		2000	135	Am <sup>203</sup>
	2004	700	Am	1240	2001	620	Am
220.5	1999	587	Ad(RN)		2004	900 *	Am
221	1999	587	Am & RN		2005	22	Am <sup>647</sup>
221.5	2003	650	Am		2005	118 *	Am
224.5	2000	459	Ad		2005	677 *	Am
230	2003	660	Am	1240.1	2004	896 *	Am
233	2000	955	Am	1240.2	2004	896 *	Am
233.8	2000	959	Ad	1241.5	2001	620	Am
241	1999	587	Ad		2005	357	Am
270	2005	386	Ad	1253.5	2002	221	Am
271	2005	386	Ad	1258	2002	221	Am
313	1999	678	Ad	1279	1999	838	Ad
	2000	71 *	Am	1280	1999	838	Ad
	2001	159	Am <sup>305</sup>	1281	1999	838	Ad
400	1999	71	Ad	1302	1999	838	Ad
	2000	77 *	Am	1317	1999	646	Am
402	1999	71	Ad	1340	2001	430	Am
404	1999	71	Ad	1625	2004	896 *	Am
	2000	77 *	Am	1628	2002	1058	Am
406	1999	71	Ad		2005	677 *	Am
	2000	77 *	Am	1629	2005	677 *	Am
	2000	986	Am	1982.3	1999	152 *	Am
	2001	159	Am <sup>305</sup>	2550	1999	680	Am
408	1999	71	Ad		2000	71 *	Am
410	1999	71	Ad	2550.1	2002	519 *	Ad
420	2000	71 *	Ad <sup>73</sup>	2550.2	2002	519 *	Am <sup>478</sup>
			R <sup>22</sup>	2550.5	2002	519 *	Am <sup>478</sup>
421	2000	71 *	Ad <sup>73</sup>	2550.6	2002	519 *	Am <sup>478</sup>
			R <sup>22</sup>	2550.7	2002	519 *	Am
422	2000	71 *	Ad <sup>73</sup>	2551	1999	680	Am <sup>12</sup>
			R <sup>22</sup>				R <sup>1</sup>
423	2000	71 *	Ad <sup>73</sup>	2557.5	2002	1168 *	Am
			R <sup>22</sup>		2003	227 *	Am
424	2000	71 *	Ad <sup>73</sup>	2558	2002	1168 *	Am
			R <sup>22</sup>		2003	227 *	Am
425	2000	71 *	Ad <sup>73</sup>	2558.45	1999	78 *	Am
			R <sup>22</sup>	2558.46	2003	227 *	Ad
426	2000	71 *	Ad <sup>73</sup>		2004	216 *	Am
			R <sup>22</sup>		2005	73 *	Am
	2001	159	Am <sup>305</sup>		2005	491 *	Am
	2003	573	R	2567	1999	680	Ad
427	2000	71 *	Ad <sup>73</sup>	2568	2000	71 *	Ad
			R <sup>22</sup>	5019	2002	221	Am
	2001	159	Am <sup>305</sup>		2005	344	Am (by Sec. 1.5 of Ch.)
428	2000	71 *	Ad <sup>73</sup>				
			R <sup>22</sup>	5020	2005	344	Am
430	2002	1014 *	Ad	5091	2003	811	Am
	2003	62	Am <sup>519</sup>	5303	2002	221	Am
435	2002	1014 *	Ad	5322	1999	667	Am
440	2002	1014 *	Ad		2000	1081	Am
441	2002	1014 *	Ad	5324	1999	667	Am
442	2002	1014 *	Ad		2002	221	Am
443	2002	1014 *	Ad	5325	1999	667	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
5325 (Cont.)	2002	221	Am	8226	1999	823	Ad
5361	1999	667	Am		2004	358	Am
5362	1999	667	Am		2005	677 *	Am
5363	2000	1081	Am	8227	2005	78 *	Ad
5380	2002	221	Am	8228	2004	555 *	Ad & R <sup>38</sup>
5421	2002	221	Am	8234	2000	1058	R
6400	2002	1018	R & Ad	8236	2001	750	Am
7004	2004	896 *	Am	8242	2002	435	Am
7005	2004	69 *	Am		2004	896 *	R
7007	2004	896 *	Am	8245	2004	897	Ad
7008	2004	69 *	Am	8246	2004	897	Ad
8006	2000	1058	Am	8247	2004	897	Ad
8007	2000	1058	Am	8257	2004	896 *	Am
	2001	750	Am	8261	2003	552	Am
8070	2000	1058	Am	8261.5	1999	646	Ad
				8263	2002	435	Am
Title 1,					2003	552	Am
Div. 1,					2004	229 *	Am
Pt. 6,				8263.1	2004	896 *	Am
Ch. 1,				8263.4	2004	229 *	Ad
Art. 5,					2005	78 *	Am
heading				8264.5	2001	734 *	Am
(Sec. 8090				8264.6	2004	896 *	Ad(RN)
et seq.)	2000	1058	Am	8264.7	2004	896 *	Ad(RN)
8092	2000	1058	Am	8264.8	2004	896 *	Ad(RN)
	2005	677 *	Am	8265.5	2002	435	Am
8092.5	2000	1058	Am	8266.1	2004	183	Am <sup>571</sup>
8093	2000	1058	Am	8277.5	1999	492	Am
8100	2000	1058	Am		2001	118 *	Am
8152	2002	11	Am	8277.6	1999	492	Am
8201	1999	823	Am		2001	118 *	Am
	2004	896 *	Am		2002	664	Am <sup>431</sup>
8202	1999	823	Am (by Sec. 4		2004	225 *	Am
			of Ch.)	8278	2000	71 *	Am
8203	2002	435	Am	8278.3	2000	1057	Am
8203.3	1999	78 *	Am		2000	1058	Am
8206	2003	552	Am		2001	734 *	Am
8206.1	2003	552	Am		2001	750	Am
8206.3	2004	896 *	R		2002	664	Am <sup>431</sup>
8206.5	2003	552	R		2003	523	Am
8206.6	2003	552	Am	8279.3	2004	896 *	Ad(RN)
8206.7	2003	552	R	8279.4	2004	896 *	Ad(RN)
8206.8	2003	552	R	8279.5	2004	896 *	Ad(RN)
8207	2004	896 *	R	8279.6	2004	896 *	Ad(RN)
8208	1999	646	Am	8279.7	2004	896 *	Ad(RN)
	2001	734 *	Am		2005	650	Am
	2002	435	Am	8280	2001	750	R
	2004	896 *	Am	8282	2001	629	Ad
	2004	897	Am (by Sec. 2.5	Title 1,			
			of Ch.)	Div. 1,			
	2005	677 *	Am	Pt. 6,			
8212	1999	823	Am	Ch. 2,			
	2004	358	Am	Art. 14,			
	2005	677 *	Am	heading			
8215	1999	548	Am <sup>36 13</sup>	(Sec. 8285			
	2001	745 *	Am	et seq.)	2004	896 *	Am
8222	2005	677 *	Am	8285	2004	896 *	R
8222.5	1999	882	Am	8285.1	2004	896 *	Am & RN
	2003	227 *	Am	8285.5	2004	896 *	R
8223	2004	896 *	Am	8287	2004	896 *	Am & RN

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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8288	2004	896 *	Am & RN	8468	2002	435	R
8289	2002	435	Am	Title 1,			
	2004	896 *	Am & RN	Div. 1,			
8290	2000	548	Ad	Pt. 6,			
	2004	896 *	Am & RN	Ch. 2,			
8290.1	2000	548	Ad	Art. 22.5,			
	2004	896 *	Am & RN	heading			
8290.2	2000	548	Ad	(Sec. 8482	2001	545	Am
	2004	896 *	Am & RN	et seq.)			
8300	2000	547	Ad		2002		
	2004	896 *	Am & RN		Initiative		
8335	2005	725 *	Ad & R <sup>639</sup>		(Prop. 49		
8335.1	2005	725 *	Ad & R <sup>639</sup>		adopted		
8335.2	2005	725 *	Ad & R <sup>639</sup>		Nov. 5, 2002)		Am
8335.3	2005	725 *	Ad & R <sup>639</sup>	8482	2001	545	R (as ad by
8335.4	2005	725 *	Ad & R <sup>639</sup>				Stats. 1998,
8335.5	2005	725 *	Ad & R <sup>639</sup>				Ch. 318 and
8335.6	2005	725 *	Ad & R <sup>639</sup>				Ch. 319)
8335.7	2005	725 *	Ad & R <sup>639</sup>				Am (as ad by
8340	2003	691	Ad & R <sup>111</sup>				Stats. 1998,
8341	2003	691	Ad & R <sup>111</sup>				Ch. 320)
8341.5	2003	691	Ad & R <sup>111</sup>		2002		
8342	2003	691	Ad & R <sup>111</sup>		Initiative		
8343	2003	691	Ad & R <sup>111</sup>		(Prop. 49		
8344	2003	691	Ad & R <sup>111</sup>		adopted		
8345	2003	691	Ad & R <sup>111</sup>		Nov. 5, 2002)		Am
8346	2003	691	Ad & R <sup>111</sup>	8482.3	1999	78 *	Am
8352	2005	677 *	Am		2001	545	R (as am by
8358	2001	745 *	Am				Stats. 1998,
8359	1999	646	Am				Ch. 318 and
8385	2004	229 *	Ad				Ch. 319)
8406.9	2002	142	Ad				Am (as am by
8420	2001	734 *	R				Stats. 1999,
	2002	1025	Ad				Ch. 78)
8421	2001	734 *	R		2002	646	Am
	2002	1025	Ad		2002		
	2005	677 *	Am		Initiative		
8422	2001	734 *	R		(Prop. 49		
	2002	1025	Ad		adopted		
8423	2001	734 *	R		Nov. 5, 2002)		Am
	2002	1025	Ad		2005	353	Am
8424	2001	734 *	R	8482.5	2002		
8425	2001	734 *	R		Initiative		
	2002	1025	Ad		(Prop. 49		
8426	2001	734 *	R		adopted		
	2002	1025	Ad		Nov. 5, 2002)		Am
8427	2001	734 *	R	8482.55	2002		
	2002	1025	Ad		Initiative		
8428	2001	734 *	R		(Prop. 49		
	2002	1025	Ad		adopted		
8429	2001	734 *	R		Nov. 5, 2002)		Ad
8430	2001	734 *	R	8482.6	2001	545	R (as ad by
8431	2001	734 *	R				Stats. 1998,
8432	2001	734 *	R				Ch. 318 and
8447	1999	78 *	Am				Ch. 319)
8448	2003	107	Am				Am (as ad by
8450	2004	896 *	Am				Stats. 1998,
8451	2001	745 *	Am				Ch. 320)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Effect	Section	Affected By		
	Year	Chapter				Year	Chapter	
8482.8	1999	872 *	Ad	8483.8	2001	545	R (as ad by	
	2001	545	Am				Stats. 1998,	
	2005	553	Am				Ch. 318 and	
8483	1999	872 *	Am				Ch. 319)	
	2000	582	Am				Am (as ad by	
	2001	545	R (as ad by				Stats. 1998,	
			Stats. 1998,	8483.9	2005	553	Ch. 320)	
			Ch. 318 and	8484	2001	545	Am	
			Ch. 319)				R (as ad by	
			Am (as am by				Stats. 1998,	
			Stats. 1999,				Ch. 318 and	
			Ch. 872)				Ch. 319)	
	2002	495	Am				Am (as ad by	
	2003	62	Am <sup>519</sup>				Stats. 1998,	
	2005	553	Am				Ch. 320)	
8483.1	2001	545	Ad	8484.3	2001	545	R (as ad by	
	2005	553	Am				Stats. 1998,	
8483.2	2001	545	Ad				Ch. 318 and	
8483.25	2002						Ch. 319)	
	Initiative						Am (as ad by	
	(Prop. 49						Stats. 1998,	
	adopted						Ch. 320)	
	Nov. 5, 2002)		Ad	8484.6	1999	108	Ad	
8483.3	2005	353	Am (as am by		2002			
			Sec. 1,		Initiative			
			Stats. 2000,		(Prop. 49			
			Ch. 582)		adopted			
8483.4	2001	545	R (as ad by		Nov. 5, 2002)		Am	
			Stats. 1998,	8484.7	2002	1036	Ad	
			Ch. 318 and		2005	73 *	Am	
			Ch. 319)	8484.75	2005	555 *	Ad	
			Am (as ad by	8484.8	2002	1036	Ad	
			Stats. 1998,		2005	73 *	Am	
			Ch. 320)		2005	555 *	Am	
8483.5	2001	545	Ad	8484.9	2005	555 *	Ad	
	2002			8488.5	2001	453	Ad & R <sup>18</sup>	
	Initiative				2004	366	S <sup>317</sup>	
	(Prop. 49			8488.7	2001	453	Ad & R <sup>18</sup>	
	adopted				2004	366	S <sup>317</sup>	
	Nov. 5, 2002)		Am	8488.9	2001	453	Ad & R <sup>18</sup>	
8483.55	2002				2004	366	S <sup>317</sup>	
	Initiative			8489	2004	366	S <sup>317</sup>	
	(Prop. 49			8489.1	2001	453	Ad & R <sup>18</sup>	
	adopted				2004	366	S <sup>317</sup>	
	Nov. 5, 2002)		Ad	8489.2	2001	453	Ad & R <sup>18</sup>	
8483.6	2002				2004	366	S <sup>317</sup>	
	Initiative			8489.3	2001	453	Ad & R <sup>18</sup>	
	(Prop. 49				2004	366	S <sup>317</sup>	
	adopted			8489.4	2001	453	Ad & R <sup>18</sup>	
	Nov. 5, 2002)		Ad		2004	366	S <sup>317</sup>	
8483.7	1999	872 *	Am	8489.6	2001	453	Ad & R <sup>18</sup>	
	2001	545	Am (as am by		2004	366	S <sup>317</sup>	
			Stats. 1999,	8489.8	2001	453	Ad & R <sup>18</sup>	
			Ch. 872)		2004	366	S <sup>317</sup>	
	2005	553	Am	8489.9	2001	453	Ad & R <sup>18</sup>	
8483.75	2001	545	Ad		2004	366	Am <sup>317</sup>	
	2005	553	Am	8494	2000	1057	Am	

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<i>Affected By</i>				<i>Affected By</i>			
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8499.10	2001	629	Ad	8925	2001	541	Ad <sup>73</sup>
8499.3	2002	435	Am				R <sup>22</sup>
8499.5	2002	435	Am	8926	2001	541	Ad <sup>73</sup>
	2003	62	Am <sup>519</sup>				R <sup>22</sup>
8660	1999	78 *	Am <sup>57</sup>	8927	1999	83	Am <sup>30</sup>
8661	1999	78 *	Am <sup>57</sup>	8951	2001	734 *	Am
8662	1999	78 *	Am <sup>57</sup>	8957	2003	573	Am
8663	1999	78 *	Am <sup>57</sup>	8980	1999	965	Ad
8664	1999	78 *	Am <sup>57</sup>	8981	1999	965	Ad
8665	1999	78 *	R	8982	1999	965	Ad
8666	1999	78 *	Am <sup>57</sup>	8990	2002	1163	Ad <sup>391 37</sup>
8667	1999	78 *	Am <sup>57</sup>	8993	2002	1163	Ad <sup>391 37</sup>
8668	1999	78 *	Am <sup>57</sup>	8995	2002	1163	Ad <sup>391 37</sup>
8669	1999	78 *	Am <sup>57</sup>	8996	2002	1163	Ad <sup>391 37</sup>
	2005	676 *	Am	8997	2002	1163	Ad <sup>391 37</sup>
			R & Ad <sup>69</sup>	9000	2002	1163	Ad <sup>391 37</sup>
8669.1	1999	78 *	Am <sup>57</sup>	9001	2002	1163	Ad <sup>391 37</sup>
8669.2	1999	78 *	R	9002	2002	1163	Ad <sup>391 37</sup>
8702	2003	663	Am	9003	2002	1163	Ad <sup>391 37</sup>
8780	2003	663	Ad <sup>79</sup>	9004	2002	1163	Ad <sup>391 37</sup>
			R <sup>80</sup>	10551	2000	71 *	Am
8781	2003	663	Ad <sup>79</sup>	10554	1999	646	Am <sup>14</sup>
			R <sup>80</sup>		2000	71 *	Am <sup>191</sup>
8782	2003	663	Ad <sup>79</sup>		2001	891 *	Am <sup>334</sup>
			R <sup>80</sup>		2002	1167 *	Am <sup>382</sup>
8783	2003	663	Ad <sup>79</sup>		2003	227 *	Am <sup>36</sup>
			R <sup>80</sup>	10555	2000	71 *	Am
8784	2003	663	Ad <sup>79</sup>	10901	2001	734 *	Am
			R <sup>80</sup>	11020	1999	78 *	Am
8805	2003	552	Am		2001	734 *	S <sup>79 43</sup>
8810	2002	497	S <sup>68</sup>	11021	1999	78 *	Am
8811	2002	497	S <sup>68</sup>		2001	734 *	S <sup>79 43</sup>
8812	2002	497	S <sup>68</sup>	11022	2001	734 *	S <sup>79 43</sup>
8813	2002	497	Am <sup>68</sup>	11023	2001	734 *	Am <sup>79 43</sup>
	2003	62	Am <sup>519</sup>	11024	2001	734 *	S <sup>79 43</sup>
	2004	183	Am <sup>571</sup>	11024.5	2001	734 *	Am <sup>79 43</sup>
8813.5	2002	497	S <sup>68</sup>	11700	2000	462	Ad
8814	2002	497	S <sup>68</sup>		2001	159	Am <sup>305</sup>
8815	2001	750	Am	13030	2000	132	Am
	2002	497	S <sup>68</sup>		2003	227 *	Am
8816	2002	497	S <sup>68</sup>	13040	2001	870 *	Ad <sup>37</sup>
8817	2002	497	S <sup>68</sup>	13041	2001	870 *	Ad <sup>37</sup>
8818	2002	497	S <sup>68</sup>	13042	2001	870 *	Ad <sup>37</sup>
8819	2002	497	S <sup>68</sup>	14002	1999	78 *	Am <sup>21</sup>
8819.5	2003	580	Ad(RN)				R <sup>34</sup>
8820	2003	580	Am & RN & Ad				Ad <sup>35</sup>
8825	2003	580	Ad	14002.1	2003	227 *	Am
	2004	183	Am <sup>571</sup>	14002.3	2002	1168 *	Ad(RN) <sup>70</sup>
	2004	896 *	Am				R <sup>63</sup>
8830	2003	580	Ad				Ad <sup>391</sup>
8920	2001	541	Ad <sup>73</sup>		2003	892	R (as ad by
			R <sup>22</sup>				Sec. 3,
	2002	497	Am <sup>68</sup>				Stats. 2002,
8921	2001	541	Ad <sup>73</sup>				Ch. 1168)
			R <sup>22</sup>				Am (as ad by
8922	2001	541	Ad <sup>73</sup>				Sec. 26,
			R <sup>22</sup>				Stats. 2002,
8923	2001	541	Ad <sup>73</sup>				Ch. 1168) <sup>36 13</sup>
			R <sup>22</sup>		2004	263 *	Am
8924	2001	541	Ad <sup>73</sup>	14041.5	2004	216 *	Am
			R <sup>22</sup>		1X 2003–04	4 *	Ad

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14501	2002	1128	Am		2000	753	Am
	2004	900*	Am	17014	2004	900*	Am
14502	2002	1128	Am <sup>73</sup>	17032.5	2004	900*	Am
			R <sup>22</sup>	17052	2000	753	Ad
14502.1	2002	1128	Ad <sup>175</sup>	17070.15	1999	858	Am
	2003	313	Am		2002	33*	Am
14503	2002	1128	Am		2004	894	Am
14504	2002	1128	Am		2004	900*	Am
14504.2	2000	1055*	Am	17070.35	2002	33*	Am
	2002	1128	Am	17070.40	2002	33*	Am
14505	2000	1055*	Am	17070.43	2002	33*	Am
14550	2000	71*	Ad	17070.46	2002	935	Ad
15100	1999	667	Am	17070.50	1999	992	Am
15101	2002	199	Ad	17070.51	2000	590	Ad
15102	2000	44	Am <sup>185</sup>		2002	33*	Am
15106	2000	44	Am <sup>185</sup>	17070.65	2002	33*	Am
15120	1999	646	Am	17070.70	2000	127*	Am
15140	1999	667	Am		2002	33*	Am
15146	1999	667	Am	17070.71	2000	530*	Ad
15147	2004	7*	Am	17070.73	2002	935	Ad
15148	2002	221	Am	17070.75	1999	858	Am
15150	1999	667	Ad		2001	734*	Am
15205	1999	667	Ad		2004	195*	Am
15232	2001	176	Am		2004	900*	Am
15233	2001	176	Am	17070.755	2003	358	Ad
15264	2000	44	Ad <sup>185</sup>	17070.76	2003	227*	Ad
15266	2000	44	Ad <sup>185</sup>	17070.77	2001	194	Ad
	2001	132	Am	17070.95	2002	33*	Ad
15268	2000	44	Ad <sup>185</sup>	17070.99	2004	894	Ad
	2000	580	Am (as ad by Stats. 2000, Ch. 44)	17071.10	1999	857	Am
			Ad <sup>185</sup>		1999	858	Am
15270	2000	44	Am (as ad by Stats. 2000, Ch. 44)	17071.25	1999	858	Am
	2000	580	Am (as ad by Stats. 2000, Ch. 44)	17071.33	2002	33*	Am
			Am	17071.46	2000	458	Ad
15271	2001	132	Ad		2001	159	Am <sup>305</sup>
15272	2000	44	Ad <sup>185</sup>	17071.75	2003	904	Am
15274	2000	44	Ad <sup>185</sup>		1999	858	Am
15276	2000	44	Ad <sup>185</sup>		2002	33*	Am
15278	2000	44	Ad <sup>185</sup>		2002	935	Am (as am by Stats. 2002, Ch. 33)
15280	2000	44	Ad <sup>185</sup>	17072.10	2005	710	Am
15282	2000	44	Ad <sup>185</sup>		1999	858	Am <sup>147</sup>
15284	2000	44	Ad <sup>185</sup>		2002	33*	Am
15288	2000	44	Ad <sup>185</sup>		2004	894	Am
15340	1999	858	Am	17072.12	2001	647	Am
	2001	132	Am	17072.13	1999	992	Ad
	2002	199	Am		2000	725	Am
15341	1999	858	R		2002	935	Am
	2002	199	Ad	17072.14	2003	570	Ad
15348	2001	132	Am	17072.17	1999	858	Ad
15359.1	2002	221	Am	17072.18	2000	443*	Ad
15359.3	2001	132	Ad		2002	935	Am
15720	2000	1058	R	17072.20	1999	858	Am
15750	2001	745*	R		2002	935	Am
16098	2000	1058	R	17072.25	1999	178	Am
16730	2000	1058	R		2002	33*	Am
17001.5	2001	745*	R	17072.30	2004	894	Am
17002	2004	900*	Am				R & Ad <sup>69</sup>
17009.5	1999	858	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
17072.32	2004	894	Am R & Ad <sup>69</sup>	17077.40	2002	33 *	Ad
					2003	587	Am
17072.35	2002	935	Am	17077.42	2002	33 *	Ad
17073.15	2003	572	Am		2003	587	Am
	2003	587	Am	17077.45	2002	33 *	Ad
17073.20	2003	572	Am		2002	935	Am
	2003	587	Am		2003	587	Am
17073.25	2002	935	Ad		2004	183	Am <sup>571</sup>
	2003	62	Am <sup>519</sup>	17078.10	2002	33 *	Ad
17074.10	1999	858	Am	17078.15	2002	33 *	Ad
	2002	33 *	Am	17078.18	2002	33 *	Ad
	2003	572	Am	17078.20	2002	33 *	Ad
	2003	587	Am		2002	935	Am (as ad by Stats. 2002, Ch. 33)
17074.15	2002	33 *	Am	17078.22	2002	33 *	Ad
	2002	935	Am (as ad by Stats. 2002, Ch. 33)	17078.24	2002	33 *	Ad
17074.16	2002	33 *	Ad	17078.25	2002	33 *	Ad
	2002	935	Am (as ad by Stats. 2002, Ch. 33)	17078.27	2002	33 *	Ad
17074.26	2002	33 *	Ad		2004	898	Am
17074.27	2002	1075	Ad		2005	710	Am
17074.30	2002	1075	Ad	17078.30	2002	33 *	Ad
17074.32	2004	894	Ad & R <sup>68</sup>		2002	935	Am (as ad by Stats. 2002, Ch. 33)
17074.50	2001	725	Ad	17078.50	2002	935	Ad
17074.52	2001	725	Ad		2003	587	R
17074.54	2001	725	Ad	17078.52	2002	935	Ad
17074.56	2001	725	Ad		2003	587	Am
17075.10	2002	33 *	Am	17078.53	2002	935	Ad
17075.15	2002	33 *	Am		2003	587	Am
	2003	55	Am	17078.54	2002	935	Ad
17076.10	1999	858	Am		2003	587	Am
	2002	33 *	Am	17078.56	2002	935	Ad
17076.11	1999	133	Ad		2003	587	Am
Title 1, Div. 1, Pt. 10, Ch. 12.5, Art. 10, heading (Sec. 17077.10 et seq.)	2002	33 *	Am (as ad by Stats. 1999, Ch. 981) & RN	17078.57	2002	935	Ad
					2003	587	Am
17077.10	1999	709	Ad	17078.58	2002	935	Ad
	1999	981	Ad		2003	587	Am
	2002	33 *	Am (as ad by Stats. 1999, Ch. 981) & RN	17078.62	2002	935	Ad
Title 1, Div. 1, Pt. 10, Ch. 12.5, Art. 10.5, heading (Sec. 17077.30 et seq.)	2002	33 *	Ad(RN)		2003	587	Am
				17078.64	2002	935	Ad
17077.30	2002	33 *	Ad(RN)		2003	587	Am
17077.35	2002	33 *	Ad	17078.66	2003	587	Ad
				17087	2004	900 *	Am
				17088.2	2000	590	Ad
					2002	33 *	Am
				17089	2004	900 *	Am
				17092	2000	590	Am
				17096	1999	709	Ad
				17150	1999	646	Am
					2001	734 *	Am
					2002	1168 *	Am
				17180	1999	718 *	Am
					2000	193	Am
				17180.5	2002	935	Ad
				17199.1	1999	718 *	Am
					2000	193	Am
				17210	1999	1002	Ad
					2000	135	Am <sup>203</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
17210 (Cont.)	2000	443 *	Am	2005	22		Am (as ad by
	2001	159	Am <sup>305</sup>				Sec. 2,
17210.1	1999	1002	Ad				Stats. 2004,
	2000	443 *	Am				Ch. 838)
	2001	865 *	Am	17464	2004	683	& RN <sup>647</sup>
17212.1	2004	578	Ad	17524	2001	430	Am
17212.2	2004	578	Ad	17578	1999	646	Am
	2005	22	Am <sup>647</sup>	17582	2001	734 *	Am
17212.5	2001	422	Am		2002	1075	Am
17213	2003	668	Am	17584	1999	390	Ad(RN)
17213.1	1999	1002	Ad		2001	734 *	Am
	2000	443 *	Am		2002	1084	Am
	2001	865 *	Am	17584.1	1999	390	Ad (by Sec. 3
	2002	935	Am				of Ch.)
17213.2	1999	992	Ad		2003	227 *	S <sup>548</sup>
	2000	443 *	Am	17584.2	2002	1075	Ad
17213.3	1999	992	Ad	17584.3	2003	358	Ad
	2001	750	R	17591	2002	1084	Am
17215	1999	837	Am	17592.5	2002	1084	Am
	2005	229	Am	17592.70	2004	899 *	Ad
17215.5	2000	135	Ad(RN) <sup>203</sup>		2005	22	Am <sup>647</sup>
17217	2003	798	Am		2005	118 *	Am
17250.10	2001	421	Ad & R <sup>75</sup>		2005	677 *	Am
17250.15	2001	421	Ad & R <sup>75</sup>	17592.71	2004	899 *	Ad
17250.20	2001	421	Ad & R <sup>75</sup>	17592.72	2004	899 *	Ad
17250.25	2001	421	Ad & R <sup>75</sup>		2005	22	Am <sup>647</sup>
17250.30	2001	421	Ad & R <sup>75</sup>	17592.73	2004	899 *	Ad
	2002	664	Am <sup>431</sup>		2005	22	Am <sup>647</sup>
17250.35	2001	421	Ad & R <sup>75</sup>	17608	2000	718	Ad
	2003	53	Am	17609	2000	718	Ad
17250.40	2001	421	Ad & R <sup>75</sup>	17610	2000	718	Ad
17250.45	2001	421	Ad & R <sup>75</sup>	17610.1	2005	566	Ad
17250.50	2001	421	Ad & R <sup>75</sup>	17610.5	2000	718	Ad
17251.5	2002	33 *	Ad		2001	159	Am <sup>305</sup>
17255	2002	498	Ad	17611	2000	718	Ad
17262	2002	33 *	Am	17612	2000	718	Ad
17268	1999	992	Am	17613	2000	718	Ad
17280	2002	33 *	Am	17620	1999	300	Am
17280.1	2004	642	Ad		2000	135	Am <sup>203</sup>
17280.5	2002	33 *	Ad	17912.1	2003	552	R
17284.5	1999	304	Ad	18025	2000	506	Am
	2000	135	Am <sup>203</sup>	18180	2004	871	S <sup>79 43</sup>
	2000	202	Am	18181	1999	646	Am
17292	2000	747 *	Am		2004	871	S <sup>79 43</sup>
17293.5	2000	65 *	Ad & R <sup>5</sup>	18182	1999	646	Am
17295	2001	422	Am		2004	871	S <sup>79 43</sup>
17307.5	2000	463	Ad	18183	2004	871	S <sup>79 43</sup>
17316	2000	348	Am	18184	2004	871	S <sup>79 43</sup>
	2005	28	Am	18185	1999	646	Ad
17317	1999	622	Ad		2000	1058	R
	2001	159	Am <sup>305</sup>		2004	871	Ad <sup>79</sup>
17334	2004	183	Am <sup>571</sup>				R <sup>80</sup>
17360	2004	183	Am <sup>571</sup>	18200	1999	78 *	Ad
17453.1	2001	896	Ad		2002	802	R
17462.5	2003	891	Ad & R <sup>18</sup>	18201	1999	78 *	Ad
17462.7	2003	891	Ad		2002	802	R
17463.5	2005	22	Ad(RN) <sup>647</sup>	18202	1999	78 *	Ad
17463.6	2004	838	Ad & R <sup>75</sup>	18203	1999	78 *	Ad
	2004	839 *	Ad & R <sup>75</sup>	18339	2005	27	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
18343	2005	20	Ad	20032	2004	698	Ad <sup>674</sup>
18733	2003	573	R	20033	2004	698	Ad <sup>674</sup>
18733.1	2003	573	R	20034	2004	698	Ad <sup>674</sup>
18733.2	2003	573	R	20035	2004	698	Ad <sup>674</sup>
18733.3	2003	573	R	20036	2004	698	Ad <sup>674</sup>
18735	2003	573	R	20037	2004	698	Ad <sup>674</sup>
18735.1	2003	573	R	20038	2004	698	Ad <sup>674</sup>
18735.2	2003	573	R	20039	2004	698	Ad <sup>674</sup>
18735.3	2003	573	R	20040	2004	698	Ad <sup>674</sup>
18735.4	2003	573	R	20041	2004	698	Ad <sup>674</sup>
18866	2003	573	Ad	20042	2004	698	Ad <sup>674</sup>
18880	2003	573	Ad	20043	2004	698	Ad <sup>674</sup>
18881	2003	573	Ad	20044	2004	698	Ad <sup>674</sup>
18883	2003	573	Ad	20045	2004	698	Ad <sup>674</sup>
18884	2003	573	Ad	20046	2004	698	Ad <sup>674</sup>
19325	2001	654	Am	20047	2004	698	Ad <sup>674</sup>
19325.1	2001	654	Ad	20048	2004	698	Ad <sup>674</sup>
	2002	664	Am <sup>431</sup>	20049	2004	698	Ad <sup>674</sup>
	2004	216*	Am	20049.5	2004	698	Ad <sup>674</sup>
19420	2002	221	Am	20050	2002	1126	Ad <sup>37</sup>
19460.5	2005	158	Ad	20051	2002	1126	Ad <sup>37</sup>
19985	1999	726*	Ad <sup>165</sup>	20052	2002	1126	Ad <sup>37</sup>
19985.5	1999	726*	Ad <sup>165</sup>	20052.5	2002	1126	Ad <sup>37</sup>
19986	1999	726*	Ad <sup>165</sup>	20053	2002	1126	Ad <sup>37</sup>
19987	1999	726*	Ad <sup>165</sup>	20054	2002	1126	Ad <sup>37</sup>
19988	1999	726*	Ad <sup>165</sup>	20056	2002	1126	Ad <sup>37</sup>
19989	1999	726*	Ad <sup>165</sup>	20057	2002	1126	Ad <sup>37</sup>
19990	1999	726*	Ad <sup>165</sup>	20058	2002	1126	Ad <sup>37</sup>
19991	1999	726*	Ad <sup>165</sup>	20059	2002	1126	Ad <sup>37</sup>
19992	1999	726*	Ad <sup>165</sup>	20060	2002	1126	Ad <sup>37</sup>
19993	1999	726*	Ad <sup>165</sup>	20070	2002	1126	Ad <sup>37</sup>
19994	1999	726*	Ad <sup>165</sup>	20071	2002	1126	Ad <sup>37</sup>
19995	1999	726*	Ad <sup>165</sup>	20072	2002	1126	Ad <sup>37</sup>
19996	1999	726*	Ad <sup>165</sup>	20073	2002	1126	Ad <sup>37</sup>
19997	1999	726*	Ad <sup>165</sup>	20074	2002	1126	Ad <sup>37</sup>
19998	1999	726*	Ad <sup>165</sup>	20080	2002	1126	Ad <sup>37</sup>
19999	1999	726*	Ad <sup>165</sup>	20081	2002	1126	Ad <sup>37</sup>
20000	1999	726*	Ad <sup>165</sup>	20082	2002	1126	Ad <sup>37</sup>
20001	1999	726*	Ad <sup>165</sup>	20090	2002	1126	Ad <sup>37</sup>
20002	1999	726*	Ad <sup>165</sup>	20091	2002	1126	Ad <sup>37</sup>
20003	1999	726*	Ad <sup>165</sup>		2003	62	Am <sup>519</sup>
20004	1999	726*	Ad <sup>165</sup>	22000	1999	939	Am <sup>30</sup>
20005	1999	726*	Ad <sup>165</sup>	22007	1999	939	Am <sup>30</sup>
20006	1999	726*	Ad <sup>165</sup>	22007.5	2004	912	Ad <sup>695</sup>
20007	1999	726*	Ad <sup>165</sup>		2005	418	Am
20008	1999	726*	Ad <sup>165</sup>	22008	1999	939	Am <sup>30</sup>
20009	1999	726*	Ad <sup>165</sup>		2000	74	Am
20010	1999	726*	Ad <sup>165</sup>	22101.5	2000	74	Ad
20011	1999	726*	Ad <sup>165</sup>		2000	1021	Ad
20020	2004	698	Ad <sup>674</sup>	22102	2000	74	Am
20021	2004	698	Ad <sup>674</sup>		2000	1021	Am
20022	2004	698	Ad <sup>674</sup>	22104.5	1999	939	Ad <sup>30</sup>
20023	2004	698	Ad <sup>674</sup>	22104.7	2000	74	Ad
20024	2004	698	Ad <sup>674</sup>	22104.9	2000	74	Ad
20025	2004	698	Ad <sup>674</sup>	22105	2000	74	Am
20026	2004	698	Ad <sup>674</sup>	22105.5	2000	74	Ad
20027	2004	698	Ad <sup>674</sup>	22106	2000	1025	Am <sup>287</sup>
20028	2004	698	Ad <sup>674</sup>	22106.1	1999	939	Ad <sup>30</sup>
20029	2004	698	Ad <sup>674</sup>	22106.2	1999	939	Ad <sup>30</sup>
20030	2004	698	Ad <sup>674</sup>	22107	2000	74	Am
20031	2004	698	Ad <sup>674</sup>	22108	2000	74	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
22109.5	1999	939	Ad <sup>30</sup>	22141	2000	1025	Am <sup>287</sup>
	2003	859	Am <sup>573</sup>		2000	1026	Am
22115	2000	1021	Am <sup>269</sup>		2000	1027	Am
	2004	442	Am (as am by Sec. 3, Stats. 2000, Ch. 1021)	22144.5	2000	1021	Ad
				22146	2000	1025	Am <sup>287</sup>
					2003	859	Am <sup>573</sup>
	2005	22	Am <sup>647</sup>	22146.7	2000	74	Ad
22115.2	1999	939	Ad <sup>30</sup>		2000	1021	Ad
	2005	351	Am <sup>754</sup>	22147.5	1999	939	Am <sup>30</sup>
22115.5	1999	939	Ad <sup>30</sup>		2000	1025	Am <sup>287</sup>
22119.2	1999	939	Am <sup>30</sup>	22148	1999	939	Am <sup>30</sup>
	2000	1021	Am <sup>70</sup>		2000	1025	Am <sup>287</sup>
			R <sup>22</sup>	22149	2000	1025	Am <sup>287</sup>
			Ad <sup>269</sup>	22151	2000	1025	Am <sup>287</sup>
			Am <sup>373</sup>		2001	803	Am <sup>373</sup>
22119.5	2001	803	Am <sup>373</sup>	22156	2000	1025	Am <sup>287</sup>
	2002	375	Am (as am by Stats. 1996, Ch. 608) <sup>428</sup>	22156.05	2000	74	Ad
				22156.1	1999	939	Ad <sup>30</sup>
					2000	1025	Am <sup>287</sup>
22121	2004	911	Am	22156.2	1999	939	Ad <sup>30</sup>
22122.7	2000	74	Am	22156.5	1999	939	Ad <sup>30</sup>
22123	2001	802	R (as ad by Sec. 9.5, Stats. 1996, Ch. 1165)	22158	2000	1021	R & Ad
			Am (as ad by Sec. 9, Stats. 1996, Ch. 1165) <sup>13</sup>	22160	2000	1025	Am <sup>287</sup>
				22161	1999	939	Am <sup>30</sup>
				22161.5	2000	74	Am
					2000	1021	Am
22127.2	2000	74	Ad	22162	2000	74	R & Ad
22128	1999	939	Am <sup>30</sup>	22163	1999	939	Am <sup>30</sup>
	2000	1025	Am <sup>287</sup>		2000	1025	Am <sup>287</sup>
22132	2000	74	Am	22164	1999	465	Ad
22133.5	2000	74	Ad	22165	2000	1025	Am <sup>287</sup>
22134	1999	939	Am <sup>30</sup>	22166.5	2000	74	Ad
	2004	912	Am <sup>695</sup>	22170	2000	1021	Am
	2005	351	Am <sup>754</sup>	22170.5	1999	939	Ad <sup>30</sup>
22134.5	2000	1028	Ad	22171	2003	548	Am
	2003	313	Am		2004	912	Am <sup>695</sup>
	2004	911	Am		2005	418	Am
	2004	912	Am <sup>695</sup>	22176	2000	74	Ad
	2005	351	Am <sup>754</sup>	22177	2000	1021	Ad
22135	1999	939	Am <sup>30</sup>	22200	2002	1049	R & Ad <sup>22</sup>
	2004	912	Am <sup>695</sup>		2004	11*	Am (as ad by Stats. 2002, Ch. 1049)
	2005	351	Am <sup>754</sup>				
22136	1999	939	Am <sup>30</sup>		2005	22	Am <sup>647</sup>
22136.5	2000	1028	Ad	22200.5	2002	1049	Ad
	2001	803	R <sup>373</sup>	22203.5	2003	859	Am <sup>573</sup>
22138.5	1999	939	Am <sup>30</sup>	22206	2000	1021	Am
	2000	1025	Am <sup>287</sup>	22212.5	2003	856	Ad
	2002	375	Am <sup>428</sup>		2005	351	Am <sup>754</sup>
	2003	62	Am <sup>519</sup>	22213	2003	859	Am <sup>573</sup>
	2003	859	Am <sup>573</sup>	22217	2003	107	Am
22138.6	2001	803	Am <sup>373</sup>	22223	2005	351	Am <sup>754</sup>
22139	2001	802	R (as ad by Sec. 12.5, Stats. 1996, Ch. 1165)	22224	2004	11*	Am
				22225	2004	11*	Am
				22227	2004	11*	Ad
22139.5	2000	74	Ad	22261	2002	903	Ad
22140	2000	74	Am	22302	2000	74	Ad
	2002	375	Am <sup>428</sup>		2000	1021	Am (as ad by Stats. 2000, Ch. 74) & RN
				22302.5	2000	1021	Ad(RN)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22303.5	2001	734 *	Am		2000	1021	Am
22304	2000	74	Am	22656	2000	74	Am
22306	1999	939	Am <sup>30</sup>		2000	1021	Am
22307	2000	1025	Am <sup>287</sup>	22657	2002	375	Am <sup>428</sup>
22309	2000	74	Am	22658	2000	74	Am
22311	2000	74	R & Ad	22659	2000	74	Am
22311.5	2000	74	Ad		2000	1021	Am
	2000	1021	Ad	22660	2000	74	Am
22311.7	2000	74	Ad		2000	1021	Am
22315	1999	465	R		2001	159	Am <sup>305</sup>
22316	1999	465	R	22661	2000	74	Am
22317	1999	465	R		2000	1021	Am
22327	1999	939	Am <sup>30</sup>		2004	912	Am <sup>695</sup>
22352	2001	803	Am <sup>373</sup>	22662	2000	74	Am
22360	1999	939	Am <sup>30</sup>		2000	1020	Am <sup>96</sup>
	2001	802	Am		2000	1021	Am (by
22360.5	1999	939	Ad <sup>30</sup>				Sec. 25.5 of Ch.)
22362	2003	107	Am		2005	351	Am <sup>754</sup>
22375	2004	378	Am	22663	2003	859	Am <sup>573</sup>
22400	1999	939	Am <sup>30</sup>		2004	912	Am <sup>695</sup>
22402	2000	1025	Am <sup>287</sup>		2005	351	Am <sup>754</sup>
22453	2000	74	Am	22664	1999	939	Am <sup>30</sup>
	2000	1021	Am		2000	74	Am
22455.5	1999	939	Am <sup>30</sup>		2000	1021	Am
22457	1999	939	Am <sup>30</sup>		2001	803	Am <sup>373</sup>
22458	1999	939	Am <sup>30</sup>		2002	375	Am <sup>428</sup>
22459	1999	939	Am <sup>30</sup>	22665	2000	74	Am
22460	2000	74	R & Ad	22701	2000	1025	Am <sup>287</sup>
	2000	1021	R & Ad	22703	2000	1021	Am <sup>269</sup>
22500	2000	1025	Am <sup>287</sup>		2005	351	Am <sup>754</sup>
22502	1999	939	Am <sup>30</sup>	22705	2000	1020	Am
	2004	474	Am <sup>81</sup>		2005	351	Am <sup>754</sup>
22503	1999	939	Am <sup>30</sup>	22705.5	2004	912	Am <sup>695</sup>
	2003	859	Am <sup>573</sup>		2005	351	Am <sup>754</sup>
22504	1999	939	Am <sup>30</sup>	22706	2000	74	Am
	2004	474	Am <sup>81</sup>		2000	1021	Am
22508	1999	939	Am <sup>30</sup>	22713	1999	939	Am <sup>30</sup>
	2000	880	Am		2000	1025	Am <sup>287</sup>
	2000	1025	Am <sup>287</sup>		2002	375	Am <sup>428</sup>
	2001	77	Am		2003	859	Am <sup>573</sup>
22508.5	1999	939	Am <sup>30</sup>		2005	351	Am <sup>754</sup>
22508.6	2000	402 *	Ad	22714	1999	939	Am <sup>30</sup>
22514	1999	939	Am <sup>30</sup>		2003	313	Am
22515	2002	375	Am <sup>428</sup>		2003	859	Am <sup>573</sup>
22516	1999	939	Am <sup>30</sup>		2004	912	Am <sup>695</sup>
22601.5	1999	939	Am <sup>30</sup>		2004	935	Am
	2004	474	Am <sup>81</sup>	22714.5	2003	313	Ad <sup>499</sup>
22602	1999	939	Am <sup>30</sup>				R <sup>63</sup>
22604	1999	939	Am <sup>30</sup>		2004	935	Am
	2004	474	Am <sup>81</sup>	22717	1999	939	Am <sup>30</sup>
22650	2004	912	Am <sup>695</sup>	22717.5	2000	402 *	Ad
	2005	418	Am	22718	1999	939	Am <sup>30</sup>
22651	2000	74	Am	22720	2004	911	Am
	2000	1021	Am	22724	1999	939	Ad <sup>30</sup>
	2004	912	Am <sup>695</sup>	22801	1999	939	Am <sup>30</sup>
	2005	418	Am		2003	859	Am <sup>573</sup>
22652	2000	74	Am	22801.5	2000	402 *	Ad
	2000	1020	Am <sup>96</sup>		2003	859	Am <sup>573</sup>
	2000	1021	Am (by	22802	2000	1020	Am
			Sec. 19.5 of Ch.)		2001	802	Am
22655	2000	74	Am	22803	1999	939	Am <sup>30</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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22803 (Cont.)	2005	351	Am <sup>754</sup>	23001	2000	1025	Am <sup>287</sup>
	1999	939	Am <sup>30</sup>		2005	351	Am <sup>754</sup>
22805	2001	803	Ad <sup>373</sup>	23003	1999	939	Am <sup>30</sup>
22811	1999	939	Am <sup>30</sup>	23004	1999	939	Am <sup>30</sup>
22820	2001	803	Am <sup>373</sup>	23006	1999	939	Am <sup>30</sup>
	2003	859	Am <sup>391 573</sup>	23008	2000	1025	Am <sup>287</sup>
	1999	939	Am <sup>30</sup>	23100	2000	74	Am
22823	2003	859	Am <sup>573</sup>	23102	2000	1025	Am <sup>387</sup>
	1999	939	Am <sup>30</sup>	23104	2005	351	Am <sup>754</sup>
22826	2003	859	Am <sup>573</sup>	23200	2000	1020	Am <sup>96</sup>
	2004	183	Am <sup>571</sup>	23201	1999	939	Am <sup>30</sup>
22852	2004	183	Am <sup>571</sup>		2000	1020	Am <sup>96</sup>
22854	2000	1025	Am <sup>287</sup>	23202	2000	1020	Am <sup>96</sup>
22900	2001	803	Am <sup>373</sup>		2005	351	Am <sup>754</sup>
22901.1	2001	365 *	Ad <sup>73</sup>	23203	2003	859	Am <sup>573</sup>
			R <sup>22</sup>		2004	912	Am <sup>695</sup>
	2002	14 *	Am	23300	2000	74	R
22901.2	2002	14 *	Ad <sup>73</sup>				Ad <sup>82</sup>
			R <sup>22</sup>		2000	1025	R
			Ad				Ad (by Sec. 28.5
22901.3	2002	14 *	Ad				of Ch.)
22901.5	2000	74	Ad & R <sup>111</sup>		2003	859	Am <sup>573</sup>
	2000	1021	Am (as ad by		2004	912	Am <sup>695</sup>
			Stats. 2000,		2005	351	Am <sup>754</sup>
			Ch. 74)	23702	1999	939	Am <sup>30</sup>
22905	2000	1021	Am <sup>270</sup>	23800	2000	1025	Am <sup>287</sup>
			R <sup>22</sup>	23805.5	1999	939	Ad <sup>30</sup>
			Ad <sup>269</sup>	23812	1999	432	Ad
	2002	115 *	Am (as am by		2000	135	Am <sup>203</sup>
			Sec. 30 and as		2004	912	Am <sup>695</sup>
			ad by Sec. 31,	23850	2000	1025	Am <sup>287</sup>
			Stats. 2000,	23851	1999	939	Am <sup>30</sup>
			Ch. 1021)	23881	2000	74	R & Ad
	2002	375	Am (as am by	24001	2001	803	Am <sup>373</sup>
			Sec. 2,		2005	351	Am <sup>754</sup>
			Stats. 2002,	24001.5	2001	803	Am <sup>373</sup>
			Ch. 115) <sup>428</sup>	24002	2002	375	Am <sup>428</sup>
	2003	859	Am (as am by		2003	859	Am <sup>573</sup>
			Sec. 8,	24005	2005	351	Am <sup>754</sup>
			Stats. 2002,	24010	2002	375	Am <sup>428</sup>
			Ch. 375) <sup>573</sup>	24012	2002	375	Am <sup>428</sup>
22906	2000	74	R & Ad		2003	859	Am <sup>573</sup>
	2000	1021	R & Ad	24101	2001	803	Am <sup>373</sup>
22909	2002	115 *	Ad		2005	351	Am <sup>754</sup>
22950	2000	1032	Am	24101.5	1999	939	Am <sup>30</sup>
	2001	159	Am <sup>305</sup>	24102	2002	375	Am <sup>428</sup>
22951	2000	1025	Am <sup>287</sup>	24105	2005	351	Am <sup>754</sup>
22954	2000	1021	Am <sup>274</sup>	24109	2002	375	Am <sup>428</sup>
			R <sup>63</sup>	24111	2002	375	Am <sup>428</sup>
			Ad <sup>275</sup>		2003	859	Am <sup>573</sup>
	1X 2003–04	6 *	Am (as ad by	24114	2002	375	Am <sup>428</sup>
			Stats. 2000,		2004	912	Am <sup>695</sup>
			Ch. 1021)	24201	1999	939	Am <sup>30</sup>
22954.1	1X 2003–04	6 *	Ad <sup>542</sup>		2000	1025	Am <sup>287</sup>
			R <sup>543</sup>	24202.5	2000	74	Am
22955	1999	939	Am <sup>30</sup>	24203.5	1999	939	Am <sup>30</sup>
	2000	1021	Am <sup>274</sup>		2001	803	Am <sup>373</sup>
			R <sup>63</sup>		2003	313	Am
			Ad <sup>275</sup>		2004	911	Am
22955.5	2000	1021	Ad	24203.6	2000	1029	Ad
22956	2000	1025	Am <sup>287</sup>		2001	803	Am <sup>373</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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24203.6 (Cont.)	2003	313	Am	24216.5	1999	40*	Am
	2004	911	Am		2000	70*	Am <sup>187</sup>
	2004	912	Am <sup>695</sup>		2004	934	Am <sup>68</sup>
24204	2004	912	Am <sup>695</sup>	24216.6	2000	351	Ad
	2005	351	Am <sup>754</sup>		2003	859	Am <sup>573</sup>
24205	1999	939	R & Ad <sup>30</sup>		2004	934	Am
24206	2000	74	Am	24219	2005	351	Am <sup>754</sup>
24208	2005	351	Am <sup>754</sup>	24221	2002	375	Ad <sup>428</sup>
24209	2000	1025	Am <sup>287</sup>		2003	859	Am <sup>573</sup>
	2001	803	Am <sup>373</sup>		2004	935	Am
	2003	313	Am	24230	2000	897	Ad & R <sup>111</sup>
24209.3	2001	800*	Ad		2002	375	R <sup>428</sup>
	2002	375	Am <sup>428</sup>	24231	2000	897	Ad & R <sup>111</sup>
	2002	664	Am <sup>431</sup>		2002	375	R <sup>428</sup>
	2003	313	Am	24232	2000	897	Ad & R <sup>111</sup>
	2004	912	Am <sup>695</sup>		2002	375	R <sup>428</sup>
24211	1999	939	Am <sup>30</sup>	24233	2000	897	Ad & R <sup>111</sup>
	2000	1025	Am <sup>287</sup>		2002	375	R <sup>428</sup>
	2001	803	Am <sup>373</sup>	24234	2000	897	Ad & R <sup>111</sup>
	2003	313	Am		2002	375	R <sup>428</sup>
	2004	912	Am <sup>695</sup>	24235	2000	897	Ad & R <sup>111</sup>
24212	1999	939	Am <sup>30</sup>		2002	375	R <sup>428</sup>
	2001	803	Am <sup>373</sup>	24236	2000	897	Ad & R <sup>111</sup>
	2003	313	Am		2002	375	R <sup>428</sup>
	2004	912	Am <sup>695</sup>	24237	2000	897	Ad & R <sup>111</sup>
24213	1999	939	Am <sup>30</sup>		2002	375	R <sup>428</sup>
	2003	313	Am	24237.5	2000	897	Ad & R <sup>111</sup>
	2004	912	Am <sup>695</sup>		2002	375	R <sup>428</sup>
24214	2000	896	Am	24238	2000	897	Ad & R <sup>111</sup>
			R & Ad <sup>69</sup>		2002	375	R <sup>428</sup>
	2002	903	Am (as am by Sec. 2 and as ad by Sec. 3, Stats. 2000, Ch. 896)	24250	1999	465	Ad
			Am (as am by Sec. 3, Stats. 2002, Ch. 903) <sup>573</sup>	24255	1999	465	Ad
	2003	859	Am (as am by Sec. 3, Stats. 2002, Ch. 903) <sup>573</sup>		2000	135	Am <sup>203</sup>
			Am (as am by Sec. 2, Stats. 1998, Ch. 349) <sup>30</sup>		2001	803	Am <sup>373</sup>
	2004	912	Am (as am by Sec. 2, Stats. 2002, Ch. 903 and Sec. 21, Stats. 2003, Ch. 859) <sup>695</sup>	24260	1999	465	Ad
			Am (as am by Sec. 22, Stats. 2004, Ch. 912) <sup>754</sup>		2001	803	Am <sup>373</sup>
	2005	351	Am (as am by Sec. 22, Stats. 2004, Ch. 912) <sup>754</sup>	24270	1999	465	Ad
24216	2000	22*	Am <sup>24</sup> Ad <sup>25</sup> R <sup>175</sup>	24275	1999	465	Ad
			Am <sup>68 428</sup>	24300	1999	939	Am (as ad by Sec. 2, Stats. 1998, Ch. 349) <sup>30</sup>
	2002	375	Am <sup>68 428</sup>		2002	903	R & Ad
	2003	313	Am		2003	859	Am <sup>573</sup>
	2004	934	Am (by Sec. 1 of Ch.) <sup>68</sup>	24300.5	2000	74	Ad
	2004	935	Am (by Sec. 3.5 of Ch.) <sup>68</sup>		2001	803	Am <sup>373</sup>
			Am <sup>754</sup>	24300.6	2000	1020	Ad <sup>96</sup>
	2005	351	Am <sup>754</sup>		2005	418	Am
				24305.3	2000	74	Ad
					2000	1021	Ad
				24305.5	1999	939	Am <sup>30</sup>
				24306	1999	939	Am (as ad by Sec. 4, Stats. 1998, Ch. 349) <sup>30</sup>
					2005	351	Am <sup>754</sup>
				24306.5	2005	351	Am <sup>754</sup>
				24306.7	2005	351	Am <sup>754</sup>
				24307	1999	939	Am (as ad by Sec. 7, Stats. 1998, Ch. 349) <sup>30</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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24307 (Cont.)	2000	1025	Am <sup>287</sup>	24617	2000	1021	Am
	2001	803	Am <sup>373</sup>		2003	859	Am <sup>573</sup>
	2005	351	Am <sup>754</sup>	24701	2005	351	Am <sup>754</sup>
	2005	418	Am	24704	2005	351	Am <sup>754</sup>
24311	2005	351	Am <sup>754</sup>	24705	2002	375	Am <sup>428</sup>
24312	2005	351	Am <sup>754</sup>	24750	2000	1020	Am <sup>96</sup>
24400	2005	351	Am <sup>754</sup>		2005	351	Am <sup>754</sup>
24402	2000	74	Am	24751	2000	1020	Am <sup>96</sup>
	2001	803	Am <sup>373</sup>		2005	351	Am <sup>754</sup>
24404	2001	803	Am <sup>373</sup>	24950	2002	375	Am <sup>428</sup>
24410.5	1999	632	Ad	24975	1999	740*	Ad(RN)
	2000	1025	Am <sup>287</sup>		2002	375	Am <sup>428</sup>
	2000	1026	Am		2003	859	Am <sup>573</sup>
24410.6	2000	1026	Ad	24976	1999	740*	Ad(RN)
	2001	803	Am <sup>373</sup>		2001	430	Am
24410.7	2000	1027	Ad	25000	1999	740*	Am & RN & Ad
24411	2000	74	Am		2000	74	Am & RN & Ad
	2001	840	Am		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
24412	2000	74	Am		2000	1032	Am & RN
	2001	840	Am	25000.5	2000	74	Ad
24415	2000	74	Am		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2000	1025	Am (by Sec. 36.5 of Ch.)		2000	74	Ad
	2000	1026	Am	25000.7	2000	74	Ad
	2000	1027	Am	25000.9	2002	375	Ad <sup>428</sup>
	2001	840	Am		2003	859	Am <sup>573</sup>
24416	2001	840	Am		2004	912	Am <sup>695</sup>
24417	2000	74	Am		2005	418	Am
	2000	1025	Am (by Sec. 37.5 of Ch.)	25001	1999	740*	Am & RN
	2000	1026	Am		2000	74	Ad
	2000	1027	Am		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2001	840	Am	25002	2000	74	Ad
24600	1999	939	Am (as am by Sec. 204, Stats. 1998, Ch. 965) <sup>30</sup>		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2000	74	Am	25003	2000	74	Ad
	2000	1021	Am (as am by Stats. 1998, Ch. 965)	25004	2000	74	Ad
			R (as am by Stats. 2000, Ch. 74)	25005	2000	74	Ad
			Ad <sup>8</sup>	25006	2000	74	Ad
	2001	802	R (as ad by Sec. 42, Stats. 2000, Ch. 1021)		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
			Am (as am by Sec. 40, Stats. 2000, Ch. 1021) <sup>13</sup>	25007	2000	74	Ad
					2002	375	Am <sup>428</sup>
	2005	661	Am	25008	2000	74	Ad
24606	2003	859	Am <sup>573</sup>		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
24613	2005	351	Am <sup>754</sup>	25009	2000	74	Ad
24615	1999	939	Am <sup>30</sup>		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2003	859	Am <sup>573</sup>	25010	2000	74	Ad
24616	2000	1021	Am		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2003	859	Am <sup>573</sup>	25011	2000	74	Ad

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25011 (Cont.)	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25023	2000	74	Ad
	2001	803	Am <sup>373</sup>		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2002	375	Am <sup>428</sup>		2002	375	Am <sup>428</sup>
	2002	903	Am	Title 1, Div. 1, Pt. 13, Ch. 38, Art. 6, heading (Sec. 25024 et seq.)			
25012	2000	74	Ad				
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)				
	2002	375	Am <sup>428</sup>				
25013	2000	74	Ad		2001	803	Am & RN <sup>373</sup>
25014	2000	74	Ad				
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)				
	2001	803	Am <sup>373</sup>				
25015	2000	74	Ad				
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)				
	2001	803	Am <sup>373</sup>	25024	2001	803	Ad(RN) <sup>373</sup>
	2000	74	Ad		2000	74	Ad
25016	2000	74	Ad		2000	1021	Am (as ad by Stats. 2000, Ch. 74)
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25024.5	2005	661	Ad
	2000	74	Ad	25025	2000	74	Ad
25017	2000	74	Ad		2005	661	Am
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25026	2000	74	Ad
	2002	375	Am <sup>428</sup>		2001	803	R <sup>373</sup>
25018	2000	74	Ad	25100	1999	740*	Ad
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)		2000	74	Am & RN
	2001	803	Am <sup>373</sup>		2002	1095	Ad
	2002	375	Am <sup>428</sup>		2003	859	Am <sup>573</sup>
25018.5	2002	375	Ad <sup>428</sup>		2004	912	Am <sup>695</sup>
	2003	859	Am <sup>573</sup>	25101	2002	1095	Ad
25019	2000	74	Ad		2003	859	Am <sup>573</sup>
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25102	2002	1095	Ad
	2001	803	Am <sup>373</sup>	25103	2002	1095	Ad
25020	2000	74	Ad		2003	62	Am <sup>519</sup>
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25104	2002	1095	Ad
	2002	375	Am <sup>428</sup>	25105	2002	1095	Ad
25021	2000	74	Ad	25106	2002	1095	Ad
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25107	2002	1095	Ad
	2002	375	Am <sup>428</sup>		2004	912	Am <sup>695</sup>
	2000	74	Ad	25108	2002	1095	Ad
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25109	2002	1095	Ad
	2001	803	Am <sup>373</sup>	25110	1999	740*	Ad
	2002	375	Am <sup>428</sup>		2000	74	Am & RN
25022	2000	74	Ad		2002	1095	Ad
	2000	1021	Am (as ad by Stats. 2000, Ch. 74)	25111	2002	1095	Ad
	2001	803	Am <sup>373</sup>	25112	2002	1095	Ad
	2002	375	Am <sup>428</sup>	25113	2002	1095	Ad
25022.5	2002	375	Ad <sup>428</sup>	25114	2002	1095	Ad
	2002	375	Ad <sup>428</sup>	25115	1999	740*	Ad
	2002	375	Ad <sup>428</sup>		2000	74	Am & RN
	2002	375	Ad <sup>428</sup>		2002	1095	Ad
	2002	375	Ad <sup>428</sup>	25120	1999	740*	Ad
	2002	375	Ad <sup>428</sup>		2000	74	Am & RN
	2002	375	Ad <sup>428</sup>	25125	1999	740*	Ad

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25125 (Cont.)	2000	74	Am & RN	26504	1999	939	Am <sup>30</sup>	
25900	2000	74	Ad(RN)	26603	1999	939	Am <sup>30</sup>	
	2000	1032	Ad(RN)	26604	1999	939	Am <sup>30</sup>	
25901	2000	74	Ad(RN)	26807	2001	803	Am <sup>373</sup>	
25910	2000	74	Ad(RN)	26906	2002	903	Am	
25915	2000	74	Ad(RN)		2001	803	Am <sup>373</sup>	
25920	2000	74	Ad(RN)	26911	2001	803	Am <sup>373</sup>	
25921	2001	803	Ad <sup>373</sup>	27004	2001	803	R & Ad <sup>373</sup>	
25923	2000	1032	Ad	27007	2002	375	Am <sup>428</sup>	
25925	2000	74	Ad(RN)		2001	803	Am <sup>373</sup>	
25926	2001	803	Ad <sup>373</sup>	27008	2001	803	Am <sup>373</sup>	
	2001	803	Ad <sup>373</sup>	27100	2005	351	Am <sup>754</sup>	
25930	2000	1032	Ad	27204	2005	661	Am	
25931	2001	803	Am <sup>373</sup>	27400	2004	912	Am <sup>695</sup>	
	2000	1032	Ad	27401	2005	418	Am	
25932	2000	1032	Ad		2004	912	Am <sup>695</sup>	
25933	2000	1032	Ad	2005	418	Am		
25933	2001	159	Am <sup>305</sup>	27403	2004	183	Am <sup>571</sup>	
				27406	2004	912	Am <sup>695</sup>	
Title 1, Div. 1, Pt. 13.5, Ch. 4, heading (Sec. 25940 et seq.)	2001	803	Am <sup>373</sup>	27410	1999	939	Am <sup>30</sup>	
	25940	2000	1032	Ad	32000	2001	725	R
		2001	803	Am <sup>373</sup>	32001	2001	725	Am
		2002	375	Am <sup>428</sup>	32002	2001	725	R
		2003	859	Am <sup>573</sup>	32003	2001	725	R
	25950	2000	874	Ad	32004	2001	725	Am
	25955	2002	375	Ad <sup>428</sup>	32050	2003	21*	Am
	26002.5	2004	912	Ad <sup>695</sup>	32211	2003	552	Am
	26004	2005	418	Am	Title 1, Div. 1, Pt. 19, Ch. 2, Art. 3.6, heading (Sec. 32228 et seq.)	1999	86	Am (as ad by Stats. 1999, Ch. 51)
		2004	912	Am <sup>695</sup>				
26104	2005	661	Am	1999		645*	Am (as ad by Stats. 1999, Ch. 51)	
	2000	1025	Am <sup>287</sup>					
26135	1999	939	Am <sup>30</sup>	32228		1999	51*	Ad
26140	2004	912	Am <sup>695</sup>			2000	71*	Am
26144.5	2005	418	Am	2000		955	Am	
	2000	1020	Ad	2001		734*	Am	
26202	1999	939	Am <sup>30</sup>	2001		735	Am (by Sec. 1.5 of Ch.)	
26215	1999	939	Am <sup>30</sup>	26400		2001	803	Am <sup>373</sup>
26301	1999	939	Am <sup>30</sup>		2002	375	Am <sup>428</sup>	
26303	1999	939	Am <sup>30</sup>	2004	474	Am <sup>81</sup>		
26400	2001	803	Am <sup>373</sup>	26401	2001	803	Am <sup>373</sup>	
	2002	375	Am <sup>428</sup>		2004	474	Am <sup>81</sup>	
26401	2004	474	Am <sup>81</sup>	32228.1	2004	871	S <sup>79-43</sup>	
	2001	803	Am <sup>373</sup>		2005	118*	S <sup>54-57</sup>	
	2004	474	Am <sup>81</sup>		1999	51*	Ad	
26401.5	2005	351	Am (as am by Sec. 6, Stats. 2004, Ch. 474) <sup>754</sup>	1999	86	Am (as ad by Stats. 1999, Ch. 51)		
	1999	939	Am <sup>30</sup>	1999	645*	Am (as ad by Stats. 1999, Ch. 51)		
26402	2000	1020	R	1999	646	Am (as ad by Stats. 1999, Ch. 51)		
	2001	803	Am <sup>373</sup>					
26403	2000	1020	Ad	2000	71*	Am		
26501.5	2000	1020	Ad					
26503.5	2000	1020	Ad					

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<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
32228.1 (Cont.)	2000	955	Am	Title 1,	2004	183	Am <sup>571</sup>
	2001	734 *	Am	Div. 1,			
	2002	165	Am	Pt. 19,			
	2004	871	S <sup>79 43</sup>	Ch. 2.5,			
	2005	118 *	S <sup>54 57</sup>	Art. 3,			
32228.2	1999	51 *	Ad	heading			
	1999	646	Am (as ad by	(Sec. 32270			
			Stats. 1999,	et seq.)	2003	828	Ad(RN)
			Ch. 51)	32270	2001	890	Am
	2004	871	S <sup>79 43</sup>		2003	828	R & Ad(RN)
	2005	118 *	S <sup>54 57</sup>	32270.5	1999	872 *	Ad
32228.3	1999	645 *	Ad		2003	828	R
	2004	871	S <sup>79 43</sup>	32271	2001	890	Am
	2005	118 *	S <sup>54 57</sup>		2003	828	R
32228.5	1999	646	Ad	32272	2003	828	R
	2004	871	S <sup>79 43</sup>	32273	2003	828	R
	2005	118 *	S <sup>54 57</sup>	32274	2003	828	R
32228.6	2004	871	Ad <sup>79</sup>	Title 1,			
			R <sup>80</sup>	Div. 1,			
	2005	118 *	R <sup>54 57</sup>	Pt. 19,			
32230	2002	1168 *	R	Ch. 2.5,			
32231	2002	1168 *	R	Art. 4,			
32232	2002	1168 *	R	heading			
32233	2002	1168 *	R	(Sec. 32275			
32234	2002	1168 *	R	et seq.)	2003	828	Ad(RN)
32235	2002	1168 *	R	32275	2003	828	Ad(RN)
32236	2002	1168 *	R	Title 1,			
32237	2001	745 *	Am	Div. 1,			
	2001	750	R	Pt. 19,			
32238	2002	1168 *	R	Ch. 2.5,			
32239	2002	1168 *	R	Art. 3,			
Title 1,				heading			
Div. 1,				(Sec. 32280			
Pt. 19,				et seq.)	2003	828	Am & RN
Ch. 2,				Title 1,			
Art. 3.8,				Div. 1,			
heading				Pt. 19,			
(Sec. 32239.5				Ch. 2.5,			
et seq.)	1999	86	Am (as ad by	Art. 5,			
			Stats. 1999,	heading			
			Ch. 51)	(Sec. 32280			
32239.5	1999	51 *	Ad	et seq.)	2003	828	Ad(RN)
	1999	86	Am (as ad by	32280	2001	890	Am
			Stats. 1999,		2003	828	Am & RN
			Ch. 51)				& Ad(RN)
	2001	745 *	Am	32281	2003	828	Ad(RN)
32261	2001	890	Am	32282	2003	828	Ad(RN)
	2003	828	Am		2004	895	Am
32262	2003	828	Am	32283	2003	828	Ad(RN)
Title 1,				32284	2003	828	Ad(RN)
Div. 1,				32285	2003	828	Ad(RN)
Pt. 19,				32286	2003	828	Ad(RN)
Ch. 2.5,				32287	2003	828	Ad(RN) (by
Art. 2,							Sec. 19.5 of Ch.)
heading				32288	2003	828	Ad(RN)
(Sec. 32265				32289	2004	272	Ad
et seq.)	2003	828	Ad(RN)		2004	896 *	Ad(RN)
32265	2003	828	Ad(RN)				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Title 1, Div. 1, Pt. 19, Ch. 2.5, Art. 4, heading (Sec. 32290 et seq.) 32290	2003	828	Am & RN		2005	354	Am (by Sec. 1 of Ch.)
	2001	890	Am		2005	358	Am (by Sec. 1.5 of Ch.)
	2003	828	Am & RN & Ad	33126.1	2000	996*	Ad
					2001	159	Am <sup>305</sup>
					2002	1168*	Am
					2004	900*	Am
				33126.15	2005	358	Ad
				33126.2	2000	996*	Ad
				33127	2004	52*	Am
				33128	2002	1168*	Am (as am by Sec. 1, Stats. 1998, Ch. 784) <sup>70 18</sup>
Title 1, Div. 1, Pt. 19, Ch. 2.5, Art. 5, heading (Sec. 32295 et seq.) 32295	2003	828	Am & RN				Am (as ad by Sec. 2, Stats. 1998, Ch. 784) <sup>391</sup>
	2001	890	Am				Am (as am by Sec. 6.7, Stats. 2002, Ch. 1168)
	2003	828	Am & RN		2004	52*	Am (as am by Sec. 6.7, Stats. 2002, Ch. 1168)
	2004	871	S <sup>79 43</sup>				Ad
	2004	871	S <sup>79 43</sup>				Ad
	2004	871	S <sup>79 43</sup>				Ad
	2004	871	Ad <sup>79</sup>				Ad
			R <sup>80</sup>	33128.1	1X 2003–04	4*	Ad
	2004	871	S <sup>79 43</sup>	33128.2	1X 2003–04	4*	Ad
	2004	871	S <sup>79 43</sup>	33128.3	2003	227*	Ad
	2004	871	S <sup>79 43</sup>	33128.5	2001	872*	Ad
	2004	871	S <sup>79 43</sup>	33143	2003	755	Am
	2004	871	S <sup>79 43</sup>	33318.5	2005	517	Ad
	2002	120	Am	33319.3	2000	642	Ad
	2004	871	S <sup>79 43</sup>	33328	1999	1009*	Ad
	2004	871	S <sup>79 43</sup>	33333	2001	430	Am
	2004	871	S <sup>79 43</sup>	33350	2002	1166	Am
	2003	185	Am <sup>440</sup>		2003	459	Am
Title 1, Div. 1, Pt. 19, Ch. 3, Art. 3, heading (Sec. 32320 et seq.) 32320	2002	202	R	33352	2000	585	R (as am by Stats. 1993, Ch. 487)
	1999	689	Am				Am (as am by Stats. 1996, Ch. 151) <sup>5</sup>
	2002	202	Am & RN		2001	888	Am <sup>75</sup>
	2002	701	Ad		2002	943	Am
	2004	402	Am	33353	2000	585	Am <sup>5</sup>
	2002	1020*	Ad		2001	888	Am <sup>75</sup>
	2002	508	Ad		2001	889	Am <sup>75</sup>
	2000	71*	Am	33354	2000	585	Am <sup>5</sup>
	2000	1058	Am (as am by Stats. 2000, Ch. 71)		2001	888	Am <sup>75</sup>
					2001	889	Am <sup>75</sup>
				33420	2000	1055*	Am
				33540	2004	895	Am
					2004	896*	Am
	3X 2001–02	2*	Am	33533	2001	734*	Am
	2000	464	Ad <sup>79</sup>	33541	2001	926	Ad
			R <sup>80</sup>		2003	665	Am
	2005	543	Am <sup>75</sup>	33590	2003	208	Am
	2000	996*	Am		2005	653*	Am
	2002	1166	Am	33600	2003	386	Ad & R <sup>43</sup>
	2002	1168*	Am	33601	2003	386	Ad & R <sup>43</sup>
	2004	900*	Am	33603	2003	386	Ad & R <sup>43</sup>
	2005	22	Am <sup>647</sup>	33604	2003	386	Ad & R <sup>43</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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33605	2003	386	Ad & R <sup>43</sup>		2003	828	Am
35001	2002	221	Am	35294.11	1999	996	Ad
35012	2000	135	Am <sup>203</sup>		2003	828	Am
35021	2001	40	Am	35294.12	1999	996	Ad
35021.2	1999	476	Ad		2003	828	Am
35021.5	2003	292	Am	35294.13	1999	996	Ad
35029.1	2001	135*	Ad		2003	828	Am
35041.3	1999	189	Ad	35294.14	1999	996	Ad
35106	2000	1058	Am	35294.15	1999	996	Ad
35120	2001	401	Am	35294.2	1999	996	R (as ad by
	2002	1168*	Am				Sec. 4,
35160.5	1999	389	Am				Stats. 1997,
	2000	135	Am <sup>203</sup>				Ch. 736)
	2002	1013	Am				Am (as ad by
	2003	552	Am				Sec. 3,
35178.4	2001	598*	Ad				Stats. 1997,
35179	2000	585	Am <sup>5</sup>				Ch. 736) <sup>13</sup>
	2001	888	Am <sup>75</sup>		2001	646	Am
	2001	889	Am <sup>75</sup>		2001	890	Am
35179.1	2005	673	Am		2003	828	Am & RN
35179.2	2001	745*	Am	35294.20	2002	506	Ad & R <sup>68</sup>
	2002	1032*	Am	35294.21	2002	506	Ad & R <sup>68</sup>
35182.5	1999	374	Ad		2003	828	Am
	2003	458	Am	35294.22	2002	506	Ad & R <sup>68</sup>
35183	2003	828	Am		2003	828	Am
35183.5	2001	575	Ad	35294.23	2002	506	Ad & R <sup>68</sup>
	2002	266	Am	35294.25	2002	506	Ad & R <sup>68</sup>
35186	2004	900*	Ad	35294.3	2003	828	Am & RN
	2004	903*	Am (as ad by	35294.4	2002	457	Ad
			Stats. 2004,		2003	828	Am & RN
			Ch. 900)	35294.5	1999	996	Am
	2005	118*	Am		2003	828	Am & RN
	2005	677*	Am	35294.6	1999	996	Am
35233	2000	44	Am <sup>185</sup>		2002	91	Am
35254	1999	646	Am		2003	828	Am & RN
35277	2003	574	Ad	35294.7	1999	996	Am
	2004	495	Am		2003	423	Am (by Sec. 1
35277.5	2003	574	Ad				of Ch.)
35278	2003	574	Ad		2003	828	Am & RN (by
	2004	495	Am				Sec. 19.5 of Ch.)
35278.5	2003	574	Ad	35294.8	1999	996	Am
35291	2002	1032*	Am		2002	506	Am
35291.5	2002	1032*	Am		2003	828	Am & RN
35292.5	2003	909	Ad	35294.9	1999	996	Am
Title 2,					2003	828	R
Div. 3,				35294.95	2003	423	Ad
Pt. 21,					2004	272	R
Ch. 2,					2004	896*	Am & RN
Art. 10.3,				35295	2004	895	Am
heading				35296	2004	895	Am
(Sec. 35294				35400	1999	295*	Ad & R <sup>24</sup>
et seq.)	2003	828	Am & RN		2000	750	Am <sup>18</sup>
35294	2003	828	Am & RN		2002	462	Am <sup>423</sup>
35294.1	1999	996	Am	35401	1999	295*	Ad & R <sup>24</sup>
	2002	735	Am		2000	750	Am <sup>18</sup>
	2003	828	Am (as am by		2002	462	Am
			Sec. 1,		2003	62	Am <sup>519</sup>
			Stats. 2002,	35500	2000	1058	Am
			Ch. 735) & RN	35517	2005	344	Ad
35294.10	1999	996	Ad	35534	2003	62	Am <sup>519</sup>

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<i>Affected By</i>				<i>Affected By</i>			
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35555	2005	344	Am		2003	62	Am <sup>519</sup>
35556	1999	205	Am		2004	537*	Am <sup>98 75</sup>
35566	2005	344	Am	37252.2	2000	72*	Ad <sup>34</sup>
35700.5	2000	761	Ad		2001	159	Am <sup>305</sup>
35704	2000	1058	Am	37252.5	1999	78*	Am
35706.5	2000	599	Ad		2000	72*	Am & R <sup>20</sup>
35707	2000	1058	Am	37252.6	2000	72*	Ad & R <sup>20</sup>
35710	2005	344	Am	37252.8	2000	72*	Ad <sup>188</sup>
35710.1	2005	344	Ad		2004	871	Am <sup>79</sup>
35710.5	2005	344	Am				R <sup>80</sup>
35720.5	2000	1058	Am		2005	402*	Am <sup>13</sup>
35721	2000	761	Am	37253	1999	78*	Am
35721.5	2000	761	Ad		2000	72*	Am
35722	2005	344	Am		2003	227*	Am
35735.3	2000	1058	R		2004	871	Am <sup>79</sup>
	2002	1168*	Ad				R <sup>80</sup>
35738	2003	62	Am <sup>519</sup>		2005	402*	Am <sup>13</sup>
35753	2005	344	Am	37253.5	2000	72*	Ad
35756	2000	1058	Am	37254	2005	234*	Ad
	2005	344	Am	37619	2001	159	Am <sup>305</sup>
35800	2004	652	Ad & R <sup>317</sup>	37631	2003	650	Am
35801	2004	652	Ad & R <sup>317</sup>	Title 2,			
35802	2004	652	Ad & R <sup>317</sup>	Div. 3,			
35803	2004	652	Ad & R <sup>317</sup>	Pt. 22,			
35804	2004	652	Ad & R <sup>317</sup>	Ch. 5.5,			
35805	2004	652	Ad & R <sup>317</sup>	Art. 1,			
35806	2004	652	Ad & R <sup>317</sup>	heading			
35806.5	2004	652	Ad & R <sup>317</sup>	(Sec. 37670			
35807	2004	652	Ad & R <sup>317</sup>	et seq.)	2004	901*	Ad
35808	2004	652	Ad & R <sup>317</sup>	37670	2003	509	Am
35809	2004	652	Ad & R <sup>317</sup>		2004	901*	Am
35810	2004	652	Ad & R <sup>317</sup>	37680	2004	901*	Ad
35811	2004	652	Ad & R <sup>317</sup>	37681	2004	901*	Ad
35812	2004	652	Ad & R <sup>317</sup>	37682	2004	901*	Ad
35813	2004	652	Ad & R <sup>317</sup>	37683	2004	901*	Ad
35814	2004	652	Ad & R <sup>317</sup>	37684	2004	901*	Ad
35815	2004	652	Ad & R <sup>317</sup>	37685	2004	901*	Ad
35816	2004	652	Ad & R <sup>317</sup>	37686	2004	901*	Ad
37202	2004	946	Am	37687	2004	901*	Ad
37220.5	2000	213	Am	37688	2004	901*	Ad
37220.6	2000	213	Ad	37689	2004	901*	Ad
	2000	1058	Am (as ad by	37690	2004	901*	Ad
			Stats. 2000,	37691	2004	901*	Ad
			Ch. 213)	37692	2004	901*	Ad
	2001	734*	Am	37693	2004	901*	Ad
	2002	1124*	Am	37694	2004	901*	Ad
37220.8	2002	1124*	Ad <sup>70</sup>	37695	2004	901*	Ad
			R <sup>63</sup>	37700	2003	237*	Am
	2003	62	Am <sup>519</sup>	37700.1	2004	481	Ad <sup>300</sup>
37252	1999	78*	Am (as am by				R <sup>301</sup>
			Stats. 1999–2000	37701	2004	465	Am
			(1st Ex. Sess.),	37702	2004	465	Am
			Ch. 1) <sup>1</sup>	37703	2004	465	Am
	2000	72*	Am	37704	2004	465	Am
	2000	135	Am <sup>203</sup>	37706	2004	465	Am
	1X 1999–2000	1	Am	37707	2004	465	Am
	2001	159	Am <sup>305</sup>	37710	2004	465	Ad
	2005	234*	Am	37711	2004	465	Ad
37252.1	2002	59*	Ad <sup>70</sup>	37712	2004	465	Ad <sup>98</sup>
			R <sup>63</sup>				R <sup>100</sup>

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
37713	2004	465	Ad <sup>98</sup> R <sup>100</sup>	39800	1999	646	Ad
38020	1999	646	R	39800.5	2003	559	Ad
38021	1999	646	R	39801	1999	646	Ad
38022	1999	646	R	39801.5	1999	646	Ad
38023	1999	646	R	39802	1999	646	Ad
38024	1999	646	R	39803	1999	646	Ad
38025	1999	646	R	39805	1999	646	Ad
38026	1999	646	R	39806	1999	646	Ad
38027	1999	646	R	39807	1999	646	Ad
38028	1999	646	R	39807.5	1999	646	Ad
38029	1999	646	R	39808	1999	646	Ad
38030	1999	646	R	39809.5	1999	646	Ad
38040	1999	646	R	39820	1999	646	Ad
38045	1999	646	R	39830	1999	646	Ad
38046	1999	646	R	39830.1	1999	646	Ad
38047	1999	646	R	39831	1999	646	Ad
38047.5	1999	648	Ad	39831.5	1999	646	Ad <sup>82</sup>
38047.6	2002	360	Ad		1999	648	Ad(RN) (by Sec. 2.5 of Ch.)
38048	1999	646	R	39832	1999	646	Ad
	1999	647*	Am & RN (by Sec. 1 of Ch.)	39833	1999	646	Ad
			Ad(RN) (by Sec. 1 of Ch.)	39834	1999	646	Ad
			Am & RN (by Sec. 2.5 of Ch.)	39835	1999	646	Ad
	1999	648	Am & RN (by Sec. 2.5 of Ch.)	39836	1999	646	Ad
38049	1999	646	R	39837	1999	646	Ad
38050	1999	646	R	39837.5	1999	646	Ad
38051	1999	646	R	39838	1999	646	Ad
38052	1999	646	R	39839	1999	646	Ad
38053	1999	646	R	39840	1999	646	Ad
38054	1999	646	R	39841	1999	646	Ad
38055	1999	646	R	39842	1999	646	Ad
38056	1999	646	R	39860	1999	646	Ad
38057	1999	646	R	40070	1999	646	Ad
38058	1999	646	R	40080	1999	646	Ad
38059	1999	646	R	40081	1999	646	Ad
38060	1999	646	R	40082	1999	646	Ad
38065	1999	646	R	40083	1999	646	Ad
38101	2005	677*	Am	40084	1999	646	Ad
38132	2004	895	R	40084.5	1999	646	Ad
38133	2002	1168*	Am	40085	1999	646	Ad
38139	1999	832	Am	40085.5	1999	646	Ad
38150	1999	646	R	40086	1999	646	Ad
38155	1999	646	R	40087	1999	646	Ad
38156	1999	646	R	40088	1999	646	Ad
38157	1999	646	R	40089	1999	646	Ad
38158	1999	646	R	40090	1999	646	Ad
38159	1999	646	R	40090.5	1999	646	Ad
38160	1999	646	R	41020	2000	1055*	Am
38161	1999	646	R		2002	1128	Am
38162	1999	646	R		2004	900*	Am
38163	1999	646	R		2005	677*	Am
38164	1999	646	R	41020.3	2002	1128	Am
38165	1999	646	R	41020.5	2000	1055*	Am
38166	1999	646	R		2004	52*	Am
38167	1999	646	R		2004	896*	Am
38168	1999	646	R		2005	22	Am <sup>647</sup>
39006	2000	135	Am & RN <sup>203</sup>	41020.6	2001	750	Am
39619	1999	390	Am & RN	41023	1999	646	Am
					2002	1168*	Am

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	Year	Chapter	Effect		Year	Chapter	Effect
Title 2,					2005	97 *	Am
Div. 3,				41329.53	2004	263 *	Ad
Pt. 24,				41329.54	2004	263 *	Ad
Ch. 1,				41329.55	2004	263 *	Ad
Art. 3,					2005	97 *	Am
heading					2005	710	Am
(Sec. 41030				41329.56	2004	263 *	Ad
et seq.)	2002	1168 *	Am		2005	97 *	Am
41031	2002	1168 *	Am	41329.57	2004	263 *	Ad
41032	2002	1168 *	Am		2005	97 *	Am
41033	2002	1168 *	Am	41330	1X 2003–04	4 *	R & Ad
41035	2002	1168 *	Am	41335	1X 2003–04	4 *	Am <sup>539</sup>
41038	2002	1168 *	Am				R <sup>22</sup>
41203.1	1999	78 *	Am				Ad <sup>538</sup>
	2000	71 *	Am	41339.1	1X 2003–04	4 *	Ad
	2001	891 *	Am	41344	1999	78 *	Ad
	2002	1167 *	Am		2000	1058	Am
	2003	227 *	Am		2002	1128	Am
	2004	216 *	Am		2003	62	Am <sup>519</sup>
	2005	73 *	Am		2003	552	Am
41204.1	1999	84 *	Am <sup>29</sup>		2004	896 *	Am
	2004	211 *	Am <sup>622</sup>		2005	677 *	Am
41205	2003	187	R (as ad by	41344.1	2002	1128	Ad
			Stats. 1989,		2005	677 *	Am
			Ch. 82)	41344.2	1999	646	Ad
			Am (as am by	41344.3	2001	574 *	Ad
			Stats. 1994,	41344.4	2004	900 *	Ad
			Ch. 153)	41365	1999	736 *	Am
41207	2004	216 *	R & Ad		2000	429 *	Am (by Sec. 1
41207.5	2004	899 *	Ad				of Ch.)
41303	2002	1168 *	Am		2000	586	Am (by Sec. 1.5
41320	2003	107	Am				of Ch.)
	2004	263 *	Am	41366.5	2000	586	Ad
41320.1	2004	52 *	Am	41366.7	2000	586	Ad
41320.2	2004	263 *	Am	41367	2000	586	Ad
41323	2004	263 *	R	41372	2002	1168 *	Am
41324	2004	263 *	R	41374	2001	734 *	Am
41325	2002	94	Am	41380	1999	646	R
41326	2004	52 *	Am	41402	2005	677 *	Am
	2004	896 *	Am	41403	2002	1168 *	Am
41326.1	2004	52 *	Am	41404	2002	1168 *	Am
	2004	896 *	Am	41405	2002	1168 *	R
	2005	22	Am <sup>647</sup>	41407	2001	750	R
41327	2004	52 *	Am		2002	1168 *	Ad
	2004	263 *	Am	41409	2001	734 *	Am
41327.1	2004	52 *	Ad	41474	2003	573	Ad
41327.2	2004	52 *	Ad		2004	52 *	Am
	2005	677 *	Am	41500	2004	871	Ad
41328	2004	52 *	Am		2005	118 *	Am
	2004	263 *	Am	41501	2004	871	Ad
	2005	22	Am <sup>647</sup>		2005	118 *	Am
41329	2000	578	Ad <sup>79</sup>	41502	2004	871	Ad
			R <sup>80</sup>	41503	2004	871	Ad
41329.1	2000	578	Ad & R <sup>19</sup>	41505	2004	871	Ad
	2001	159	Am <sup>305</sup>		2005	402 *	Am
41329.3	2002	1069	Ad & R <sup>459</sup>	41505.5	2004	871	Ad
	2003	62	Am <sup>519</sup>		2005	402 *	R
41329.50	2004	263 *	Ad	41506	2004	871	Ad
41329.51	2004	263 *	Ad		2005	402 *	Am
41329.52	2004	263 *	Ad	41507	2004	871	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
41508	2004	871	Ad		2005	360	Am (by Sec. 1.5 of Ch.)
41510	2004	871	Ad				
41511	2004	871	Ad	42127.85	2000	584	Ad & R <sup>43</sup>
	2005	677*	Am	42129	2002	1168*	Am
41512	2004	871	Ad		2004	896*	Am
41513	2004	871	Ad	42131	2004	896*	Am
41514	2004	871	Ad	42132	2005	677*	Am
41520	2004	871	Ad	42133.5	2004	896*	Am
41521	2004	871	Ad	42140	2004	895	Am <sup>679</sup>
	2005	677*	Am	42238	1999	78*	Am
41522	2004	871	Ad		1999	646	Am (as am by Stats. 1999, Ch. 78) <sup>164</sup>
41530	2004	871	Ad				
	2005	22	Am <sup>647</sup>		2000	1058	Am (by Sec. 26 of Ch.)
	2005	677*	Am		2002	1167*	Am
	2005	678	Am		3X 2001–02	2*	Am
41531	2004	871	Ad		2004	216*	Am
41532	2004	871	Ad	42238.1	1999	78*	Am
41540	2004	871	Ad	42238.12	2001	794*	Am
	2005	359*	Am		2002	1167*	Am
41541	2004	871	Ad		2002	1168*	Am
41542	2004	871	Ad		3X 2001–02	2*	Am
41543	2004	871	Ad		2003	227*	Am
41570	2004	871	Ad	42238.145	1999	78*	Am
41571	2004	871	Ad	42238.146	2001	891*	Ad
41572	2004	871	Ad		2002	1168*	Am & RN
	2005	118*	Am		2003	227*	Ad
41573	2004	871	Ad		2004	216*	Am
41601.1	2000	942	Am <sup>5</sup>		2005	73*	Am
	2001	382	Am <sup>20</sup>		2005	491*	Am
41609	2002	1128	R	42238.2	2000	581	Am
41840	2003	650	Am	42238.23	2000	71*	Ad
41841.6	2000	640*	Am <sup>45</sup>		2004	216*	Am <sup>37</sup>
			R <sup>25</sup>	42238.41	2004	183	Am <sup>571</sup>
			Ad <sup>56</sup>	42238.44	2001	155*	Ad <sup>37</sup>
	2002	1067	Am		2001	734*	Am
41851	2003	512	Am		2002	1167*	Am <sup>37</sup>
41851.12	2000	1058	Am		3X 2001–02	2*	Am
41852	1999	646	Am		2004	216*	Am
41857	1999	78*	Ad	42238.445	2002	1167*	Ad
41975	2003	227*	Am	42238.45	3X 2001–02	2*	Ad
41976	2005	677*	Am	42238.46	2002	1167*	Ad <sup>37</sup>
41976.5	2005	677*	Am		2003	62	Am <sup>519</sup>
42100	2002	1058	Am	42238.51	2002	930	Ad(RN)
42101	1999	646	R	42238.52	2002	930	Ad(RN)
42103.3	2005	69	R	42238.53	2002	930	Ad
42120	2004	896*	Am		2003	62	Am <sup>519</sup>
42127	2002	1168*	Am	42238.75	2002	1128	Ad
	2003	62	Am <sup>519</sup>	42238.95	1999	83	Am <sup>30</sup>
	2004	52*	Am	42239	1999	78*	Am
	2005	677*	Am		2000	72*	R & Ad
42127.1	2002	1168*	Am		2000	1058	Am (as ad by Stats. 2000, Ch. 72)
	2004	52*	Am				Am <sup>305</sup>
42127.6	2001	620	Am		2001	159	Am <sup>79</sup>
	2004	52*	Am		2004	871	Am <sup>80</sup>
	2004	896*	Am				Ad <sup>81</sup>
	2004	902*	Am				
42127.8	2000	584	Am				
	2004	52*	Am				
	2005	357	Am (by Sec. 2 of Ch.)				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
42239 (Cont.)				42285.2	2003	552	Am <sup>574</sup>
	2005	402 *	R (as am by		2005	677 *	Am
			Sec. 8,	42285.3	1999	191 *	Am <sup>21 20</sup>
			Stats. 2004,		2001	561	Am <sup>70 18</sup>
			Ch. 871)		2004	105 *	Am <sup>36 13</sup>
			Am (as ad by	42285.4	2005	677 *	Ad
			Sec. 9,	42289.6	2004	871	Ad
			Stats. 2004,	42638	2001	620	Am
			Ch. 871)	42650	2001	734 *	Am
42239.1	1999	78 *	Am	42850	2001	734 *	Am
	2000	72 *	Am		2002	1168 *	Am
	1X 1999–2000	2 *	Ad	44000.5	2001	342	Ad
	2003	227 *	Am	44002	2001	342	Am
	2004	871	Am <sup>79</sup>	44010	1999	281	Am
			R <sup>80</sup>		2001	342	Am
42239.15	2000	404 *	Ad		2003	468	Am <sup>561</sup>
	2001	734 *	Am		2004	124	Am
	2003	227 *	Am	44013	2003	567	Ad
	2004	871	Am <sup>79</sup>	44015.1	1999	286	Ad
			R <sup>80</sup>	44018	2003	783	Am
	2005	402 *	R	44031	2000	886	R & Ad
42239.2	2000	72 *	Am	44049	2002	1168 *	Am
	2000	404 *	Am	44100	2004	788	Am
	2000	1058	Am (as am by	44101	2004	788	Am
			Stats. 2000,	44110	2000	531	Ad
			Ch. 72)	44111	2000	531	Ad
	1X 1999–2000	2 *	Ad	44112	2000	531	Ad
42239.5	2000	72 *	R	44113	2000	531	Ad
42239.6	2000	72 *	R	44114	2000	531	Ad
42241.3	2005	355	Ad		2001	159	Am <sup>305</sup>
42241.7	2002	1168 *	Am	44219	2005	73 *	Am
	2003	227 *	Am	44225.6	1999	381	Ad
42243.6	2001	891 *	R		2000	135	Am <sup>203</sup>
42243.7	2003	227 *	Am		2004	902 *	Am
	2004	871	Am		2005	677 *	Am
42243.8	2001	891 *	R	44225.7	1999	381	Ad
42243.9	2001	891 *	R	44226	2001	342	R
42246	2001	891 *	R	44227	1999	623 *	Am
42247	2001	891 *	R		2000	135	Am <sup>203</sup>
42247.1	2001	891 *	R		2000	703 *	Am (by Sec. 1
42247.2	2001	891 *	R				of Ch.)
42247.3	2001	891 *	R		2001	342	Am
42247.4	2001	891 *	R		2005	73 *	Am
42247.5	1999	78 *	Am	44227.2	2001	342	R
	2001	891 *	R	44227.3	2001	342	R
42249	2001	891 *	R	44230	2001	342	Am
42249.2	2001	891 *	R	44235	1999	78 *	Am
42249.4	2001	891 *	R	44238	2003	817	Ad
42249.6	2001	891 *	R	44239.5	2001	342	R
42249.65	2001	891 *	R	44242.3	2005	73 *	Ad
42249.8	2001	891 *	R	44242.5	2001	342	Am
42261	2000	1058	Am	44242.7	2001	342	Am
42263	2000	1058	Am	44243	2001	342	Am
42263.5	2000	751	Ad	44244	2001	342	Am
42267	2000	1058	Am		2005	73 *	Am
42269	1999	154	Ad	44244.1	2001	342	Am
42282	2005	677 *	Am	44245	2001	342	Am
42282.1	2005	677 *	Am	44251	2004	55	Am
42283.6	2003	600	Ad <sup>300</sup>	44252.1	2001	565	Ad <sup>376</sup>
			R <sup>301</sup>		2005	677 *	Am <sup>739</sup>
42285	2005	677 *	Am	44252.5	1999	704	Am

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44252.6	2001	342	R	44309	2000	986	Ad & R <sup>20</sup>
44252.9	1999	704	Ad	44322	2001	342	Am
	2001	745 *	Am	44325	2002	1087	Am
44253	1999	623 *	Am		2003	461	Am
	2000	703 *	Am		2004	287	Am
44253.10	1999	685	Am		2004	902 *	Am
	2004	169	Am	44326	2002	1087	Am
44253.2	2000	955	Am		2003	461	Am
44253.3	2000	955	Am	44328	2002	1087	Am
44253.8	1999	737	Am		2003	461	Am
44255.5	2001	342	R		2004	183	Am <sup>571</sup>
44255.6	2001	342	Am	44329	2001	745 *	R
44258.9	2004	902 *	Am		2002	1087	Ad
	2005	118 *	Am		2004	287	Am
	2005	677 *	Am	44332	1999	281	Am
44259	1999	623 *	Am	44341	2001	342	Am
	2000	135	Am <sup>203</sup>	44346	2002	471 *	Am
	2004	343 *	Am	44346.1	1999	281	Am
44259.1	2003	896	Am		1999	710	Am
44259.2	2001	269	Ad		2001	342	Am
44259.3	1999	83	Am <sup>30</sup>	44386	2000	70 *	Am
44259.5	1999	711	Ad		2003	461	Am
	2001	745 *	Am	44393	2001	342	Am
44259.8	1999	737	Ad & R <sup>18</sup>		2003	573	Am
44265.10	2000	951	Ad	44395	2000	70 *	Am
	2004	106 *	R		2003	91	Am
44265.6	2005	677 *	Ad		2003	227 *	Am
44265.8	2004	106 *	Am	44395.5	2001	734 *	Ad
44268.5	2000	109	Ad & R <sup>18</sup>	44396	2000	70 *	Am
44270.3	2000	703 *	Ad		2003	91	Am
44270.4	2000	703 *	Ad	44397	2000	70 *	Am & RN
44270.5	2002	225 *	Ad	44398	2000	70 *	Ad(RN)
44274	2000	703 *	Am	44399	2001	342	Ad
	2004	902 *	Am	44403	1999	83	Am <sup>30</sup>
44274.1	2000	703 *	Ad	44420	2001	342	Am
44274.2	2000	703 *	Am	44421.1	2001	342	Am
	2001	342	Am	44421.5	2001	342	Am
44274.4	2000	703 *	R	44423	2001	342	Am
44275.3	1999	623 *	Am	44424	1999	281	Am
	2000	135	Am <sup>203</sup>		1999	710	Am
	2000	703 *	Am		2000	135	Am <sup>203</sup>
	2001	342	Am	44425	2002	471 *	Am
	2004	902 *	Am	44439	2001	342	Am
44275.4	2000	703 *	Ad	44440	2001	342	Am
	2001	342	Am	44452	2001	342	Am
44276.1	2003	423	Am	44453	2001	342	Am
44277	2000	283	Am (by Sec. 1 of Ch.)		2004	902 *	Am
				44454	2001	342	Am
44279.2	1X 1999–2000	2 *	Am	44456	2001	342	Am
	2001	745 *	Am	44468	2001	269	Ad
	2003	461	Am		2002	664	Am <sup>431</sup>
	2004	183	Am <sup>571</sup>		2004	658	Am
44280	2005	390	Am	44470	2001	884	Ad
44283.2	1999	623 *	Am	44471	2001	884	Ad
44285	2001	342	R	44472	2001	884	Ad
44300	2001	585 *	Am	44490	1X 1999–2000	4	S <sup>4 5</sup>
44302	1999	400 *	Ad	44491	1X 1999–2000	4	S <sup>4 5</sup>
44303	2001	576	Ad & R <sup>37 75</sup>	44492	1X 1999–2000	4	S <sup>4 5</sup>
	2002	664	Am <sup>431</sup>	44492.3	1X 1999–2000	4	S <sup>4 5</sup>
44305	1999	623 *	Am	44493	1X 1999–2000	4	S <sup>4 5</sup>
	2001	342	Am	44494	1999	939	Am <sup>30</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
44494 (Cont.)	1X 1999–2000	4	S <sup>4 5</sup>	44518	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44495	1X 1999–2000	4	S <sup>4 5</sup>	44518.1	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44496	1X 1999–2000	4	S <sup>4 5</sup>	44518.2	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44497	1X 1999–2000	4	S <sup>4 5</sup>	44518.3	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44498	1999	646	Am	44518.4	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
	1X 1999–2000	4	Ad <sup>4</sup> R <sup>8</sup>	44518.5	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44500	1X 1999–2000	4	Ad	44518.6	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
	2003	566	Am	44518.7	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44501	1X 1999–2000	4	Ad	44518.8	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44502	1X 1999–2000	4	Ad	44519	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
44503	1999	646	Am	44519.1	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
	1X 1999–2000	4	Ad	44519.2	2005	356 *	Ad <sup>319</sup> R <sup>232</sup>
	2001	734 *	Am	44579	2004	871	S <sup>79 43</sup>
44504	1999	646	Am	44579.1	1999	78 *	Am
	1X 1999–2000	4	Ad		2003	346	Am
44505	1999	646	Am		2003	892	Am
	1X 1999–2000	4	Ad		2004	871	S <sup>79 43</sup>
	2003	552	Am	44579.2	2003	892	Am
44506	1999	646	Am		2004	871	S <sup>79 43</sup>
	1X 1999–2000	4	Ad	44579.3	2004	871	S <sup>79 43</sup>
44507	1999	646	Am	44579.4	1999	83	Am <sup>30</sup>
	1X 1999–2000	4	Ad		1999	646	Am
44508	1X 1999–2000	4	Ad		2004	871	S <sup>79 43</sup>
Title 2, Div. 3, Pt. 25, Ch. 3, Art. 4.6, heading (Sec. 44510 et seq.)	2005	364	Am <sup>451 639</sup>	44579.5	2001	737	Ad
44510	2001	697	Ad <sup>98</sup> R <sup>100</sup>		2003	892	Am
	2003	91	Am		2004	871	S <sup>79 43</sup>
	2005	364	Am <sup>451 639</sup>	44579.6	2004	871	Ad <sup>79</sup> R <sup>80</sup>
44511	2001	697	Ad <sup>98</sup> R <sup>100</sup>	44650	1999	52 *	Ad
	2004	902 *	Am	44651	1999	52 *	Ad
	2005	364	Am <sup>451 639</sup>	44652	1999	52 *	Ad
44512	2001	697	Ad <sup>98</sup> R <sup>100</sup>	44653	1999	52 *	Ad
	2004	673	Am	44654	1999	52 *	Ad
	2005	364	Am <sup>451 639</sup>	44661.5	1999	279	Ad
44513	2001	697	Ad <sup>98</sup> R <sup>100</sup>	44662	1X 1999–2000	4	Am
	2005	364	S <sup>451 639</sup>	44664	1X 1999–2000	4	Am
44514	2001	697	Ad <sup>98</sup> R <sup>100</sup>		2003	566	Am
	2005	364	S <sup>451 639</sup>		2005	677 *	Am
44515	2001	697	Ad <sup>98</sup> R <sup>100</sup>	44670.1	2002	1032 *	R
	2002	1167 *	Am	44670.2	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44670.3	2000	960	Am
44516	2001	697	Ad <sup>98</sup> R <sup>100</sup>		2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44670.4	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44670.5	2002	1032 *	R
44517	2001	697	Ad <sup>98</sup> R <sup>100</sup>	44670.7	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44670.9	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44671	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44671.1	2002	1032 *	R
	2005	364	Am <sup>451 639</sup>	44671.2	2002	1032 *	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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44671.3	2002	1032 *	R	44775.9	2004	364	Ad & R <sup>68</sup>
44671.4	2002	1032 *	R	44784	2001	745 *	Am
44671.5	2002	1032 *	R	44810	1999	1013	Am
44680	2002	1032 *	R	44811	1999	1013	Am
44680.1	2002	1032 *	R	44830	2004	113	Am
44680.2	2002	1032 *	R	44830.3	2002	1087	Am
44680.4	2002	1032 *	R		2003	62	Am <sup>519</sup>
44680.5	2002	1032 *	R		2003	461	Am
44680.6	2002	1032 *	R		2004	183	Am <sup>571</sup>
44680.7	2002	1032 *	R		2005	22	Am <sup>647</sup>
44680.8	2002	1032 *	R	44831	1999	623 *	Am
44689.1	2000	935	Ad	44858	2004	788	Am
44689.2	2000	935	Ad	44922	2000	1025	Am <sup>287</sup>
44689.5	2000	1058	R	44929	2003	313	Am
44695	1999	646	Am	44929.1	2003	313	Ad <sup>499</sup>
44695.7	1999	646	Am				R <sup>63</sup>
44731	1999	83	Am <sup>30</sup>	44930	1999	80	Am
44735	2000	70 *	Ad	44940	2002	471 *	Am
	2001	268	Am	44944	2005	294	Am
	2002	668	Am	44955.5	2002	1167 *	Am <sup>531</sup>
	2003	91	Am	44987	2004	912	Am <sup>695</sup>
	2004	183	Am <sup>571</sup>	45005.25	2000	1022	Ad <sup>284</sup>
44751	2000	70 *	Ad				R <sup>192</sup>
	2003	91	Am		2001	159	Am & RN <sup>305</sup>
	1X 2003-04	10 *	R		2001	394 *	Am & RN
44751.5	2000	70 *	Ad	45005.30	2000	1022	Ad <sup>284</sup>
	1X 2003-04	10 *	R				R <sup>192</sup>
44752	2000	70 *	Ad		2001	159	Am & RN <sup>305</sup>
	2003	91	Am		2001	394 *	Am & RN
	1X 2003-04	10 *	R	45023.1	2000	69 *	Ad
44752.5	2000	70 *	Ad		2000	1058	Am (as ad by
	1X 2003-04	10 *	R				Stats. 2000,
44753	2000	70 *	Ad				Ch. 69)
	1X 2003-04	10 *	R		2001	159	Am <sup>305</sup>
44753.5	2000	70 *	Ad		2001	891 *	Am
	1X 2003-04	10 *	R	45023.4	1999	53 *	Ad
44754	2000	70 *	Ad		1999	646	Am (as ad by
	1X 2003-04	10 *	R				Stats. 1999,
44754.5	2000	70 *	Ad				Ch. 53)
	1X 2003-04	10 *	R		2000	405 *	Am
44763	2004	890	Am	45037	2002	1069	Ad
44775.1	2002	702	Ad & R <sup>18</sup>		2003	552	Am
	2004	364	Am <sup>68</sup>		2005	677 *	Am
44775.2	2002	702	Ad & R <sup>18</sup>	45048	1999	287	Am
	2004	364	S <sup>68</sup>	45049	1999	287	Am
44775.3	2002	702	Ad & R <sup>18</sup>	45061.5	2003	344	Ad
	2004	364	S <sup>68</sup>	45102	2003	280	Am
44775.4	2002	702	Ad & R <sup>18</sup>	45103	2002	867	Am (by Sec. 1
	2003	62	Am <sup>519</sup>				of Ch.)
	2004	364	S <sup>68</sup>		2002	1100	Am (by Sec. 2.5
44775.5	2002	702	Ad & R <sup>18</sup>				of Ch.)
	2004	364	S <sup>68</sup>	45103.1	2002	894	Ad
44775.6	2002	702	Ad & R <sup>18</sup>	45105	2000	1 *	Am
	2003	62	Am <sup>519</sup>	45113	2001	839	Am (by Sec. 1
	2004	364	S <sup>68</sup>				of Ch.)
44775.7	2002	702	Ad & R <sup>18</sup>		2001	844	Am (by Sec. 1.5
	2003	62	Am <sup>519</sup>				of Ch.)
	2004	364	S <sup>68</sup>	45117	2003	880	Am
44775.8	2002	702	Ad & R <sup>18</sup>	45120.2	2003	843	Ad
	2003	62	Am <sup>519</sup>	45122	2000	1 *	Am
	2004	364	Am <sup>68</sup>	45125	1999	78 *	Am

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45134	2005	351	Am <sup>754</sup>		2001	344	Am
45168.5	2003	344	Ad		2001	892	Am (by Sec. 1.5 of Ch.)
45201	1999	80	Am		2002	209	Am
45207	2003	843	Am		2002	1058	Am
45210	2001	260	Am		2005	543	Am
45240	2005	547	Am		2002	1058	Ad
45243	2000	1 *	Am	47605.1	2002	1058	Ad
45244	2000	1 *	Am	47605.2	2004	112	Ad
45245	2000	1 *	Am	47605.3	2002	586 *	Ad
45246	2000	1 *	Am		2003	62	Am <sup>519</sup>
45249	2000	1 *	Am	47605.6	2002	1058	Ad
	2000	488	Am		2005	543	Am
45256	2002	1100	Am	47605.7	2000	88	Ad
45262	2005	547	Am	47605.8	2002	1058	Ad
45272.5	2003	881	Ad & R <sup>43</sup>	47607	2003	892	Am
	2005	547	Am <sup>75</sup>		2005	543	Am
45277.5	2003	881	Ad & R <sup>43</sup>	47607.5	2000	160	Ad
	2005	547	Am <sup>75</sup>	Title 2,			
45278	2005	547	Am	Div. 4,			
45285	2003	181	Am	Pt. 26.8,			
45286	2000	1 *	Am	Ch. 3,			
45293	2004	788	Am	heading			
45304	2000	1 *	Am	(Sec. 47610			
45312	2004	182	Am <sup>81 614</sup>	et seq.)	1999	78 *	Am
45330	2002	1080	Ad	47610	2005	87	Am
45344.5	2002	1080	Am	47610.5	2005	87	Ad
45357	2003	552	R	47611	1999	939	Am <sup>30</sup>
45358	2003	552	R		2000	1025	Am <sup>287</sup>
45361.5	2002	1080	Am	47611.3	2000	466	Ad
45387	2005	547	Am	47611.5	1999	828	Ad
45452	2002	590	Ad & R <sup>75</sup>		2000	135	Am <sup>203</sup>
46111	2001	87	Am	47612	1999	78 *	Am
46144	2003	72	Am		2002	36 *	Am <sup>70</sup>
46200	2001	573	Am				R <sup>63</sup>
	2002	1168 *	Am				Ad <sup>391</sup>
46200.5	2001	573	Am		2003	892	R (as ad by
	2002	1168 *	Am				Sec. 2,
	2004	896 *	Am				Stats. 2002,
46201	2001	573	Am				Ch. 36)
	2003	552	Am				Am (as am by
46201.5	2001	573	Am				Sec. 1,
	2004	896 *	Am				Stats. 2002,
46202	2001	573	Am				Ch. 36) <sup>36 13</sup>
	2002	1168 *	Am	47612.1	2002	1058	Ad
	2003	552	Am	47612.5	1999	162	Ad
46206	2001	573	R & Ad		2000	135	Am <sup>203</sup>
	2002	942	Am		2001	586 *	Am
46300	1999	78 *	Am		2001	892	Am (by Sec. 2.5
46300.8	2002	801	Ad & R <sup>43</sup>				of Ch.)
	2003	429	R		2003	892	Am
46601.5	2003	529 *	Ad & R <sup>312 599</sup>		2005	543	Am
47602	2002	1058	Am	47612.6	2005	543	Ad
47604	2003	892	Am	47613	1999	78 *	R & Ad(RN)
47604.3	2002	1058	Am		2003	892	Am
47604.32	2003	892	Ad	47613.1	1999	646	Ad
47604.33	2003	892	Ad		2002	1058	Am
47604.4	2002	1058	Ad	47613.2	2002	932	Ad
	2005	357	Am	47613.5	1999	78 *	R
47605	1999	828	Am	47613.7	1999	78 *	Am & RN
	2000	580	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
47614	2000				1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>
	Initiative (Prop. 39 adopted Nov. 7, 2000)		Am	47643	1999	78 *	Ad
47614.5	2001	892	Ad	47644	1999	78 *	Ad
	2002	586 *	Am	47645	1999	78 *	Ad
	2003	62	Am <sup>519</sup>	47646	1999	78 *	Ad
47616.7	2001	892	Ad		1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>
Title 2, Div. 4, Pt. 26.8, Ch. 5, Art. 1, heading (Sec. 47620 et seq.)					2002	117	Am
	1999	828	Ad		2004	896 *	Am
47626	1999	828	Ad	47647	1999	78 *	Ad
47630	1999	78 *	Ad	47650	1999	78 *	Ad
47630.5	1999	78 *	Ad	47651	1999	78 *	Ad
47631	1999	78 *	Ad	47652	1999	646	Ad <sup>164</sup>
47632	1999	78 *	Ad		2000	71 *	Am
	1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>		2002	1058	Am
				47660	1999	78 *	Ad
	2003	62	Am <sup>519</sup>		1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>
47632.5	1999	78 *	Ad		2005	355	Am
47633	1999	78 *	Ad	47661	1999	78 *	Ad
47634	1999	78 *	Ad		1999	736 *	Am (as ad by Stats. 1999, Ch. 78)
	1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>		2002	930	Am & RN
	2001	586 *	Am	47661.5	2001	734 *	Ad
	2003	892	Am		2002	930	Am & RN
	2004	896 *	Am	47662	1999	78 *	Ad
47634.1	2005	359 *	Am & R <sup>207</sup>	47663	1999	78 *	Ad
47634.2	2001	892	Ad		2001	586 *	Am
47634.3	1999	664	Am <sup>431</sup>	47664	1999	78 *	Ad
	2005	359 *	Am	47750	2004	871	S <sup>79.43</sup>
47634.4	2005	359 *	Ad	47751	2004	871	S <sup>79.43</sup>
47634.5	1999	78 *	Ad	47755	2004	871	S <sup>79.43</sup>
	2002	1167 *	Am	47756	2004	871	S <sup>79.43</sup>
	2005	359 *	R	47760	2004	871	S <sup>79.43</sup>
47635	1999	78 *	Ad	47761	2004	871	S <sup>79.43</sup>
	2001	586 *	Am	47762	2004	871	S <sup>79.43</sup>
47636	1999	78 *	Ad	47763	2004	871	S <sup>79.43</sup>
	1999	646	Am (as ad by Stats. 1999, Ch. 78) <sup>164</sup>	47763.5	1999	78 *	Am
	2000	1058	Am		2000	662 *	Am
	2005	359 *	Ad <sup>98</sup>		2004	871	S <sup>79.43</sup>
			R <sup>100</sup>	47764	2004	871	S <sup>79.43</sup>
			Ad <sup>485</sup>	47765	2004	871	S <sup>79.43</sup>
47638	1999	78 *	Ad	47766	2004	871	S <sup>79.43</sup>
47640	1999	78 *	Ad	47770	2004	871	S <sup>79.43</sup>
47641	1999	78 *	Ad	47771	2004	871	S <sup>79.43</sup>
47642	1999	78 *	Ad	47771.5	1999	78 *	Am
					2000	662 *	Am
					2004	871	S <sup>79.43</sup>
				47772	2004	871	S <sup>79.43</sup>
				47772.1	2004	871	S <sup>79.43</sup>
				47773	2001	734 *	Am
					2004	871	S <sup>79.43</sup>
				47774	2004	871	Ad <sup>79</sup>
							R <sup>80</sup>
				48005.10	2000	1022	Ad <sup>284</sup>
							R <sup>192</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Affected By				Affected By			
Section	Year	Chapter	Effect	Section	Year	Chapter	Effect
48005.10 (Cont.)	2001	394 *	Am <sup>319 38</sup>	48200.8	2004	183	Am <sup>571</sup>
	2002	1167 *	Am <sup>384 111</sup>		2001	382	Ad
	2003	227 *	Am <sup>546 547</sup>	48201	2000	345	Am
48005.11	2001	394 *	Ad <sup>319 38</sup>	48204	2003	529 *	Ad <sup>424 599</sup>
	2002	1167 *	S <sup>384 111</sup>				R <sup>69 599</sup>
	2003	227 *	S <sup>546 547</sup>				Am (as am by
48005.13	2000	1022	Ad <sup>284</sup>				Sec. 19.5,
			R <sup>192</sup>				Stats. 1997,
	2001	394 *	Am <sup>319 38</sup>	48205	1999	312	Ch. 299) <sup>562 599</sup>
	2002	1167 *	Am <sup>384 111</sup>	48209	1999	397	Am
	2003	227 *	Am <sup>546 547</sup>	48209.1	1999	397	S <sup>73 19</sup>
48005.15	2000	1022	Ad <sup>284</sup>		2002	1032 *	S <sup>73 19</sup>
			R <sup>192</sup>	48209.10	1999	397	Am
	2001	394 *	Am <sup>319 38</sup>		2002	1032 *	S <sup>73 19</sup>
	2002	1167 *	Am <sup>384 111</sup>	48209.11	1999	397	Am
	2003	227 *	Am <sup>546 547</sup>		2002	1032 *	S <sup>73 19</sup>
48005.20	2000	1022	Ad <sup>284</sup>	48209.12	1999	397	Am
			R <sup>192</sup>		2002	1032 *	S <sup>73 19</sup>
	2001	394 *	Am <sup>319 38</sup>	48209.13	1999	397	Am
	2002	1167 *	S <sup>384 111</sup>		2002	1032 *	S <sup>73 19</sup>
	2003	227 *	S <sup>546 547</sup>	48209.14	1999	397	Am
48005.25	2001	159	Ad(RN) <sup>305</sup>		2002	1032 *	S <sup>73 19</sup>
	2001	394 *	Ad(RN) <sup>319 38</sup>	48209.15	1999	397	Am
	2002	1167 *	Am <sup>384 111</sup>		2002	1032 *	S <sup>73 19</sup>
	2003	227 *	Am <sup>546 547</sup>	48209.16	1999	397	Am
48005.30	2001	159	Ad(RN) <sup>305</sup>	48209.17	1999	397	Ad <sup>73</sup>
	2001	394 *	Ad(RN) <sup>319 38</sup>				R <sup>22</sup>
	2002	1167 *	Am <sup>384 111</sup>	48209.2	1999	397	S <sup>73 19</sup>
	2003	227 *	Am <sup>546 547</sup>	48209.3	1999	397	S <sup>73 19</sup>
48005.33	2000	1022	Ad <sup>284</sup>	48209.4	1999	397	S <sup>73 19</sup>
			R <sup>192</sup>	48209.5	1999	397	S <sup>73 19</sup>
	2001	394 *	S <sup>319 38</sup>	48209.6	1999	397	S <sup>73 19</sup>
	2002	1167 *	S <sup>384 111</sup>	48209.7	1999	397	S <sup>73 19</sup>
	2003	227 *	S <sup>546 547</sup>	48209.9	1999	397	S <sup>73 19</sup>
48005.35	2000	1022	Ad <sup>284</sup>		2000	1058	Am
			R <sup>192</sup>		2002	1032 *	Am
	2001	394 *	S <sup>319 38</sup>	48211	2004	895	R
	2002	1167 *	Am <sup>384 111</sup>	48213	2005	677 *	R & Ad
	2003	227 *	Am <sup>546 547</sup>	48214	2004	895	R
48005.40	2000	1022	Ad <sup>284</sup>	48264.5	2001	734 *	Am
			R <sup>192</sup>	48293	2000	465	Am
	2001	394 *	R		2004	896 *	Am
48005.45	2000	1022	Ad <sup>284</sup>	48295	2003	449	Am
			R <sup>192</sup>	48300	2004	21 *	Ad <sup>424</sup>
	2001	394 *	Am <sup>319 38</sup>				R <sup>69</sup>
	2002	1167 *	Am <sup>384 111</sup>	48301	2004	21 *	Ad <sup>424</sup>
	2003	227 *	Am <sup>546 547</sup>				R <sup>69</sup>
48005.50	2000	1022	Ad <sup>284</sup>	48302	2004	21 *	Ad <sup>424</sup>
			R <sup>192</sup>				R <sup>69</sup>
	2001	394 *	Am <sup>319 38</sup>	48303	2004	21 *	Ad <sup>424</sup>
	2002	1167 *	S <sup>384 111</sup>				R <sup>69</sup>
	2003	227 *	S <sup>546 547</sup>	48304	2004	21 *	Ad <sup>424</sup>
48005.55	2000	1022	Ad <sup>284</sup>				R <sup>69</sup>
			R <sup>192</sup>	48305	2004	21 *	Ad <sup>424</sup>
	2001	394 *	Am <sup>319 38</sup>				R <sup>69</sup>
	2002	1167 *	Am <sup>384 111</sup>	48306	2004	21 *	Ad <sup>424</sup>
	2003	227 *	Am <sup>546 547</sup>				R <sup>69</sup>
48200.7	2000	942	Am <sup>13</sup>		2005	142	Am
	2003	91	Am	48307	2004	21 *	Ad <sup>424</sup>
							R <sup>69</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
48308	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48710	2004		896 * R
	2005	142	Am	48715	2004		896 * R
48309	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48720	2004		896 * R
				48725	2004		896 * R
48310	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48730	2004		896 * R
				48735	2004		896 * R
48311	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48740	2004		896 * R
				48800	2000	1073	Am
48312	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>		2003		786 Am
					2005		399 Am
48313	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48800.5	2000	1073	Am
					2003		786 Am
48314	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48802	2003		786 Am
				48850	2003		862 Am
48315	2004	21 *	Ad <sup>424</sup> R <sup>69</sup>	48853	2003		862 Ad
					2005		22 Am <sup>647</sup>
48321	2000	222	Am		2005		639 Am
48325	2000	222	Am	48853.5	2003		862 Ad
48431.6	2002	664	Am <sup>431</sup>		2005		639 Am
	2004	871	Am <sup>79</sup> R <sup>80</sup>	48859	2003		862 Am
					2005		639 Am
48431.7	2004	871	Am <sup>79</sup> R <sup>80</sup>	48900	2001		484 Am
					2002		151 Am
48630	2004	871	S <sup>79.43</sup>		2002		643 Am (by Sec. 1.5 of Ch.)
48631	2004	871	S <sup>79.43</sup>		2003	21 *	Am
48632	2004	871	S <sup>79.43</sup>	48900.1	2004		895 Am
48633	2004	871	S <sup>79.43</sup>	48900.3	1999		646 Am
48634	2004	871	S <sup>79.43</sup>	48900.4	2002		643 Am
48635	2004	871	S <sup>79.43</sup>	48900.6	2000		225 R (as ad by Sec. 1, Stats. 1993, Ch. 212)
48636	2004	871	S <sup>79.43</sup>				
48637	2004	871	S <sup>79.43</sup>				
48637.1	2004	871	S <sup>79.43</sup>				
48637.2	2004	871	S <sup>79.43</sup>				
48637.3	2004	871	S <sup>79.43</sup>				
48638	2004	871	S <sup>79.43</sup>				
48639	2004	871	S <sup>79.43</sup>	48900.8	2005		677 * Am
48640	2004	871	S <sup>79.43</sup>	48901.5	2002		253 Am
	2005	118 *	S <sup>36.13</sup>	48902	2002		492 Am
48641	2004	871	S <sup>79.43</sup>	48904.3	2002		492 Am
	2005	118 *	S <sup>36.13</sup>	48906	2005		279 Am <sup>742</sup>
48642	2004	871	Ad <sup>79</sup> R <sup>80</sup>	48910	2004		895 Am
				48911	2002		492 Am
	2005	118 *	Am	48915	2001		116 Am
48643	2004	871	S <sup>79.43</sup>	48915.5	2002		492 R & Ad
48643.5	2004	871	S <sup>79.43</sup>	48915.6	2002		492 R
48644	2004	871	S <sup>79.43</sup>	48916	2003		552 Am
48644.5	2004	871	Am <sup>79</sup> R <sup>80</sup>	48916.1	1999		646 Am
					2005		69 Am
48645.5	2003	862	Am	48918	1999		332 Am
48660	1999	646	Ad <sup>164</sup>		2003		552 Am
48660.2	2005	677 *	Am	48918.6	2002		136 Ad
48661	1999	646	Am	48919	2000		147 Am
48664	1999	78 *	Am	48923	2000		147 Am
	2000	71 *	Am	48927	2002		492 Ad
	2000	1058	Am (as am by Stats. 2000, Ch. 71)		2003		62 Am <sup>519</sup>
	2001	159	Am <sup>305</sup>	48938	2001		430 Am
				48980	2000		73 * Am
48700	2004	896 *	R		1X 1999–2000		1 Am
48705	2004	896 *	R		2003		650 Am (by Sec. 4 of Ch.)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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48980 (Cont.)	2005	677 *	Am		2002	361	Am
48980.3	2000	718	Ad	49433.9	2001	913	Ad <sup>37</sup>
49030	2005	673	Ad		2002	361	Am
49031	2005	673	Ad		2002	664	Am <sup>431</sup>
49032	2005	673	Ad	49434	2001	913	Ad <sup>37</sup>
49033	2005	673	Ad		2002	361	Am
49034	2005	673	Ad		2005	235	Am
49061	2003	862	Am	49435	2001	913	Ad <sup>37</sup>
49068.6	1999	832	Ad	49436	2001	913	Ad <sup>37</sup>
49069.3	2000	67	Ad		2005	118 *	Am
49069.5	2003	862	Am	49452.6	2003	745	Ad & R <sup>68</sup>
	2005	639	Am		2004	183	Am <sup>571</sup>
49070	2002	492	Am	49494	2000	20 *	Ad
49075	2001	894	Am	49545.5	1999	78 *	Ad
49076	2000	222	Am	49548	2005	651	Am
	2003	862	Am	49550	2005	651	Am
49079	2000	345	Am	49550.3	2000	71 *	Am
49080	1999	78 *	Ad	49553	2002	1168 *	R (as am by Stats. 1997, Ch. 825)
49080.5	1999	78 *	Ad				Am (as am by Stats. 1998, Ch. 1078)
49081	1999	78 *	Ad	49557	2001	894	Am
49082	1999	78 *	Ad	49557.1	2000	93 *	Ad
49082.5	1999	78 *	Ad	49557.2	2001	894	Ad
49083	1999	78 *	Ad		2002	1161 *	Am
49084	2002	1002 *	Ad		2004	729	Am
49085	2004	914	Ad	49558	2001	894	Am
49110	2004	896 *	Am		2004	321	Am
49335	2000	265	Ad	49561	2005	361	Ad <sup>765</sup>
49341	2005	22	Am <sup>647</sup>	49565	2005	236 *	Ad
49370	1999	1013	Ad	49565.1	2005	236 *	Ad
49413	2001	745 *	Am	49565.2	2005	236 *	Ad
	2001	750	Am	49565.3	2005	236 *	Ad
49414	2001	458	Ad	49565.4	2005	236 *	Ad
49414.5	2003	684	Ad	49565.5	2005	236 *	Ad
	2004	183	Am <sup>571</sup>	49565.6	2005	236 *	Ad
	2005	22	Am <sup>647</sup>	49565.7	2005	236 *	Ad
49415	2002	1096	Ad	49565.8	2005	236 *	Ad
49423	2004	846 *	Am	49581	2000	1058	R
	2005	677 *	Am	49590.5	2001	745 *	R
49423.1	2004	832	Ad	49605	2001	250	Ad & R <sup>20</sup>
	2005	677 *	Am	51008	2000	213	Ad
49423.5.1	2000	281	Ad	51009	2002	366	Ad
49423.6	2000	281	Ad	Title 2, Div. 4, Pt. 28, Ch. 1.5, Art. 1, heading (Sec. 51100 et seq.)	1999	78 *	Ad
49430	2001	913	Ad <sup>37</sup>	51101	2001	749 *	Am
	2005	235	Am		2002	1037	Am
49430.3	2001	913	Ad <sup>37</sup>		2003	91	Am
49430.5	2001	913	Ad <sup>37 335</sup>		2004	896 *	Am
	2002	361	Am <sup>415</sup>	51101.1	2002	1037	Ad
49431	2001	913	Ad <sup>37 22</sup>		2004	896 *	Am
	2002	361	Am <sup>416</sup>				
	2002	664	Am <sup>431</sup>				
	2003	415	Am <sup>555</sup>				
	2005	235	Am				
49431.2	2005	235	Ad				
49431.5	2003	415	Ad				
	2005	237	Am				
49432	2001	913	Ad <sup>37</sup>				
49433	2001	913	Ad <sup>37</sup>				
	2002	361	Am				
49433.5	2001	913	Ad <sup>37</sup>				
49433.7	2001	913	Ad <sup>37</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
Title 2, Div. 4, Pt. 28, Ch. 1.5, Art. 2, heading (Sec. 51120 et seq.)	1999	734	Am (as ad by Stats. 1999, Ch. 78)	51223.1	2002	943	Am & RN
				51223.5	2002	943	R
				51224	2000	1058	Am
				51224.5	2000	1024	Ad
					2001	734 *	Am
					2003	552	Am
					2004	896 *	Am
				51225.3	2000	1058	Am
				51225.4	2000	1058	Am
				51226	2000	1058	Am
51120	1999	78 *	Ad		2002	988	Am
51121	1999	78 *	Ad		2002	989	Am
	1999	734	R (as ad by Stats. 1999, Ch. 78) & Ad	51226.1	2002	989	Ad
					2003	62	Am <sup>519</sup>
					2003	653	Am
	2002	25 *	Am		2005	22	Am <sup>647</sup>
51122	1999	78 *	Ad		2005	677 *	Am
	1999	734	R (as ad by Stats. 1999, Ch. 78) & Ad	51226.3	2002	702	Am
					2003	62	Am <sup>519</sup>
	2002	25 *	Am	51226.4	2001	926	Ad & R <sup>75</sup>
	2003	62	Am <sup>519</sup>		2003	665	Am
51123	1999	734	Ad	51228	2002	989	Am
51124	2002	25 *	Ad	51229	2003	650	R
51130	1999	734	Ad	51229.5	2003	650	R
51131	1999	734	Ad	51229.8	2003	650	R
51132	1999	734	Ad	51230	2004	895	R
	2003	552	R	51240	2003	650	R
51133	1999	734	Ad		2004	896 *	Ad
51140	1999	734	Ad	51241	2002	1166	Am
51141	1999	734	Ad		2003	459	Am & R <sup>570</sup>
51142	1999	734	Ad				Ad <sup>562</sup>
51143	1999	734	Ad	51263	2003	828	Am
51201.5	1999	83	Am <sup>30</sup>	51264	2001	750	Am
	2003	650	R		2003	828	Am
51210	2001	734 *	Am	51280	2002	541	Ad
51210.1	2002	943	Ad(RN)	51282	2002	541	Ad
51210.2	2002	943	Ad	51284	2002	541	Ad
51210.4	2002	1163	Ad	51412	2000	1058	Am
51210.8	2005	645	Ad	51421	2002	163	Am
51215	1X 1999–2000	1	S <sup>112</sup>	51422	2002	163	Am
51216	1X 1999–2000	1	S <sup>112</sup>	51424	2002	163	Am
51217	1X 1999–2000	1	S <sup>112</sup>	Title 2, Div. 4, Pt. 28, Ch. 3, Art. 3.5, heading (Sec. 51430 et seq.)			
51217.5	1X 1999–2000	1	S <sup>112</sup>		2004	255	Am
51217.7	1X 1999–2000	1	S <sup>112</sup>	51430	2003	130	Ad
51218	1X 1999–2000	1	S <sup>112</sup>		2004	255	Am
51220	2000	1058	Am		2005	22	Am <sup>647</sup>
	2001	734 *	Am	Title 2, Div. 4, Pt. 28, Ch. 3, Art. 4, heading (Sec. 51440 et seq.)			
	2002	943	Am		2004	255	R
51220.3	2001	386	Ad				
	2002	51 *	Am				
	2003	418	R				
51220.4	2000	833	Ad				
51220.6	2004	587	Ad				
	2005	314	R & Ad				
51221.3	2002	739	Ad				
	2003	35	Am				
	2003	400	Am				
51221.4	2003	44	Ad				
51221.5	2002	988	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## EDUCATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
51440	2004	255	Am	51871	1999	83	Am <sup>30</sup>
51441	2004	255	R		2001	734 *	S <sup>18</sup>
51442	2004	255	Am		2004	482	Am <sup>317</sup>
51511	2001	734 *	Am	51871.3	1999	830	Ad
51550	2003	650	R		2004	681	R
51551	2003	650	R	51871.4	1999	830	Ad
51553	1999	234	Am		2004	681	R
	1999	853	Am (by Sec. 2.5 of Ch.)	51871.5	1999	830	Ad
	2002	1099	Am		2000	135	Am <sup>203</sup>
	2003	650	R		2004	681	Am
51554	1999	83	Am <sup>30</sup>	51872	1999	830	Am
	2003	650	R		2001	734 *	S <sup>18</sup>
51555	1999	83	Am <sup>30</sup>		2004	482	Am <sup>317</sup>
	2003	650	R	51873	2001	734 *	S <sup>18</sup>
51700	2002	730	Ad		2004	482	Am <sup>317</sup>
	2003	62	Am <sup>519</sup>	51874	2001	734 *	Am <sup>18</sup>
	2003	773	Am		2004	482	Am <sup>317</sup>
51701	2003	773	Ad	51882	2003	552	R
51701.5	2003	773	Ad	51890	2003	550	Am
51702	2002	730	Ad	51913	2003	550	Am
51705	2003	429	Ad	51930	2003	650	Ad
51705.3	2003	429	Ad & R <sup>75</sup>	51931	2003	650	Ad
51725	2001	705	Ad & R <sup>20</sup>	51932	2003	650	Ad
	3X 2001-02	2 *	Am <sup>19</sup>	51933	2003	650	Ad
51726	2001	705	Ad & R <sup>20</sup>	51934	2003	650	Ad
	3X 2001-02	2 *	Am <sup>19</sup>	51935	2003	650	Ad
51727	2001	705	Ad & R <sup>20</sup>	51936	2003	650	Ad
	2002	664	Am <sup>431</sup>	51937	2003	650	Ad
	3X 2001-02	2 *	Am <sup>19</sup>	51938	2003	650	Ad
51728	2001	705	Ad & R <sup>20</sup>		2004	323	Am
	3X 2001-02	2 *	S <sup>19</sup>	51939	2003	650	Ad
51729	2001	705	Ad & R <sup>20</sup>	51940	2002	755	Ad
	3X 2001-02	2 *	S <sup>19</sup>	52000	2004	871	S <sup>79.43</sup>
51745.6	2005	543	Am	52001	2004	871	S <sup>79.43</sup>
51747	2004	896 *	Am	52002	2004	871	Ad <sup>79</sup>
51747.3	1999	162	Am				R <sup>80</sup>
	2003	529 *	Am <sup>599</sup>	52010	2004	871	S <sup>79.43</sup>
51795	1999	713	Ad	52011	2004	871	S <sup>79.43</sup>
51796	1999	713	Ad	52012	2004	871	S <sup>79.43</sup>
51797	1999	713	Ad	52013	2004	871	S <sup>79.43</sup>
51798	1999	713	Ad	52014	2004	871	S <sup>79.43</sup>
51810	2001	734 *	Am	52015	2004	183	Am <sup>571</sup>
51820	2003	650	R		2004	871	S <sup>79.43</sup>
51851	2003	650	Am	52015.5	2004	871	S <sup>79.43</sup>
51852	2002	774 *	Am <sup>70</sup>	52016	2004	871	S <sup>79.43</sup>
			R <sup>63</sup>	52017	2004	871	S <sup>79.43</sup>
			Ad <sup>513</sup>	52019	2004	871	S <sup>79.43</sup>
Title 2, Div. 4, Pt. 28, Ch. 5, Art. 15, heading (Sec. 51870 et seq.)	2001	734 *	S <sup>18</sup>	52020	2004	871	S <sup>79.43</sup>
	2004	482	S <sup>317</sup>	52021	2004	871	S <sup>79.43</sup>
51870	1999	830	Ad	52033	2004	871	S <sup>79.43</sup>
	2004	681	Am	52034	2004	871	S <sup>79.43</sup>
				52035	2004	871	S <sup>79.43</sup>
				52039	2004	871	S <sup>79.43</sup>
				52040	2004	871	S <sup>79.43</sup>
				52041	2004	871	S <sup>79.43</sup>
				52042	2004	871	S <sup>79.43</sup>
				52046	2004	871	S <sup>79.43</sup>
				52048	2004	871	S <sup>79.43</sup>
				52049	2004	871	S <sup>79.43</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
52049.1	2004	871	S <sup>79 43</sup>		2005	513 *	Am
52050	1X 1999–2000	3	Ad	52055.57	2004	579 *	Ad
52050.5	1X 1999–2000	3	Ad		2005	513 *	Am
52051	1X 1999–2000	3	Ad	Title 2,			
52051.5	1X 1999–2000	3	Ad	Div. 4,			
52052	2000	695 *	Am	Pt. 28,			
	1X 1999–2000	3	Ad	Ch. 6.1,			
	2001	745 *	Am	Art. 3.5,			
	2001	887	Am	heading			
	2002	1035	Am	(Sec. 52055.600			
	2004	914	Am	et seq.)	2003	91	Am
	2004	915	Am	52055.600	2001	749 *	Ad <sup>37</sup>
	2005	639	Am		2002	42 *	Am
52052.2	2001	887	Ad		2003	91	Am
52052.3	2000	71 *	Ad		2005	73 *	Am
	2000	695 *	Am (as ad by	52055.605	2001	749 *	Ad <sup>37</sup>
			Stats. 2000,		2002	42 *	Am
			Ch. 71)		2003	91	Am
	2002	1035	R		2005	73 *	Am
52052.5	1X 1999–2000	3	Ad	52055.610	2001	749 *	Ad <sup>37</sup>
	2003	782	Am		2002	42 *	Am
52053	2000	695 *	Am		2002	1168 *	Am
	1X 1999–2000	3	Ad		2003	91	Am
	2001	887	Am		2003	573	Am
	2003	62	Am <sup>519</sup>		2005	73 *	Am
52053.5	1X 1999–2000	3	Ad	52055.615	2001	749 *	Ad <sup>37</sup>
52054	2000	190	Am		2002	42 *	Am
	2000	695 *	Am		2003	91	Am
	1X 1999–2000	3	Ad		2004	183	Am <sup>571</sup>
	2001	159	Am <sup>305</sup>	52055.620	2001	749 *	Ad <sup>37</sup>
	2001	749 *	Am <sup>37</sup>		2002	42 *	Am
	2001	887	Am		2003	91	Am
	2002	42 *	Am	52055.625	2001	749 *	Ad <sup>37</sup>
	2002	1168 *	Am		2002	42 *	Am
	2003	91	Am		2003	91	Am
	2004	183	Am <sup>571</sup>		2004	183	Am <sup>571</sup>
52054.3	2001	749 *	Ad <sup>37</sup>		2004	900 *	Am
52054.5	2000	695 *	Am	52055.630	2001	749 *	Ad <sup>37</sup>
	1X 1999–2000	3	Ad	52055.640	2001	749 *	Ad <sup>37</sup>
52055	2000	695 *	Am		2002	42 *	Am
	1X 1999–2000	3	Ad		2002	1168 *	Am
52055.5	2000	695 *	Am		2003	552	Am
	1X 1999–2000	3	Ad		2004	900 *	Am
	2001	887	Am		2004	902 *	Am
	2002	1035	Am		2005	118 *	Am
52055.51	2001	749 *	Ad <sup>37</sup>	52055.645	2001	749 *	Ad <sup>37</sup>
	2002	1035	Am		2002	42 *	Am
	2003	573	Am	52055.647	2001	749 *	Ad <sup>37</sup>
	2005	513 *	Am	52055.650	2001	749 *	Ad <sup>37</sup>
52055.52	2002	1020 *	Ad		2003	91	Am
	2002	1035	Am		2003	573	Am
	2003	91	Am		2004	757	Am
	2003	573	Am (as ad by		2005	73 *	Am
			Sec. 5,	52055.655	2001	749 *	Ad <sup>37</sup>
			Stats. 2002,		2002	42 *	Am
			Ch. 1035) & RN		2003	91	Am
52055.53	2002	1035	Ad		2004	183	Am <sup>571</sup>
52055.54	2003	573	Ad	52055.656	2002	42 *	Ad
52055.55	2003	573	Ad(RN)				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Affected By				Affected By			
Section	Year	Chapter	Effect	Section	Year	Chapter	Effect
52055.656	(Cont.)			52128	2004	183	Am <sup>571</sup>
	2002	1168 *	Am (as ad by Sec. 11, Stats. 2002, Ch. 42)	52136	2001	750	R
	2003	91	Am	52177	2001	750	Am
52055.660	3X 2001–02	2 *	Ad	52201	2000	1073	Am
52055.662	2004	900 *	Ad	52204	2000	748	R
52056	2000	695 *	Am	52205	2000	748	Am
	1X 1999–2000	3	Ad	52206	2000	748	Am
	2003	45	Am	52208	2000	748	R
	2003	62	Am <sup>519</sup>	52209	2000	748	Am
52056.5	1X 1999–2000	3	Ad	52211	2000	748	R & Ad
52057	2000	695 *	Am (by Sec. 8 of Ch.)	52212	2000	748	Am
	1X 1999–2000	3	Ad	52244	1999	646	Am
	2001	891 *	Am		2003	669	Am <sup>68</sup>
	2002	1166	Am (by Sec. 5 of Ch.)	52247	2000	73 *	Ad
52058	2000	695 *	Am		2005	677 *	R
	1X 1999–2000	3	Ad	52262	2001	546	Am
	2001	749 *	Am	52263.5	2002	1167 *	Ad <sup>73</sup>
	2002	42 *	Am				R <sup>22</sup>
	2005	73 *	Am	52270	2000	78 *	Ad
52058.1	2002	1020 *	Ad		2000	1058	Am (as ad by Stats. 2000, Ch. 78)
	2003	91	Am		2001	159	Am <sup>305</sup>
52059	2002	1020 *	Ad	52272	2000	78 *	Ad
	2004	902 *	Am	52290	2001	709	Ad & R <sup>20</sup>
	2005	22	Am <sup>647</sup>	52291	2001	709	Ad & R <sup>20</sup>
52060	2001	513 *	Am		2002	1168 *	Am
52061	2001	734 *	S <sup>19</sup>	52292	2001	709	Ad & R <sup>20</sup>
52062	2001	734 *	S <sup>19</sup>	52292.5	2001	709	Ad & R <sup>20</sup>
52063	2001	734 *	S <sup>19</sup>	52293	2001	709	Ad & R <sup>20</sup>
52064	2001	734 *	S <sup>19</sup>	52294	2001	709	Ad & R <sup>20</sup>
52065	2001	734 *	S <sup>19</sup>	52295.10	2002	582 *	Ad
52066	2001	734 *	Am <sup>19</sup>	52295.15	2002	582 *	Ad
52067	2001	734 *	Am <sup>19</sup>	52295.20	2002	582 *	Ad
52070	2002	1028	Ad & R <sup>38</sup>		2004	681	Am
52071	2002	1028	Ad & R <sup>38</sup>	52295.25	2002	582 *	Ad
	2003	62	Am <sup>519</sup>		2004	681	Am
52072	2002	1028	Ad & R <sup>38</sup>	52295.30	2002	582 *	Ad
52073	2002	1028	Ad & R <sup>38</sup>		2004	681	Am
	2003	62	Am <sup>519</sup>	52295.35	2002	582 *	Ad
52074	2002	1028	Ad & R <sup>38</sup>		2004	681	Am <sup>79</sup>
52075	2002	1028	Ad & R <sup>38</sup>				R <sup>80</sup>
52084	1999	78 *	Am		2005	118 *	Am (as ad by Sec. 9, Stats. 2004, Ch. 681)
52086	1999	78 *	Am	52295.36	2004	681	Ad <sup>81</sup>
52086.5	2003	755	Ad <sup>98</sup>	52295.40	2002	582 *	Ad
			R <sup>100</sup>	52295.45	2002	582 *	Ad
52122	1999	83	Am <sup>30</sup>	52295.50	2002	582 *	Ad
	2000	743	Am	52295.55	2002	582 *	Ad
52122.1	2000	749	Am	Title 2,			
52123	2000	743	Am	Div. 4,			
52124	2004	910 *	Am <sup>319</sup>	Pt. 28,			
			R <sup>232</sup>	Ch. 9,			
			Ad <sup>636</sup>	heading			
	2005	22	Am (as am by Sec. 1, Stats. 2004, Ch. 910) <sup>647</sup>	(Sec. 52300 et seq.)	2000	1058	Am
				52300	2000	1058	Am
				52301	2000	1058	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
52301.5	2005	208	Am	Title 2,			
52302	2000	1058	Am	Div. 4,			
52302.3	2000	1058	Am	Pt. 28,			
52302.5	2000	1058	Am	Ch. 9,			
52302.7	2000	1058	Am	Art. 7,			
52302.9	2000	1058	Am	heading			
52303	2000	1058	Am	(Sec. 52450			
52305	2000	1058	Am	et seq.)	2000	1058	Am
52309	2000	1058	Am	52450	2000	1058	Am
52310.5	2002	1168 *	Am	52452	2000	1058	Am
52314	2002	1168 *	Am	52453	2000	1058	Am
52329	2000	1058	Am	52454	2000	1058	Am
52331	2000	1058	Am	Title 2,			
52334	2000	1058	Ad	Div. 4,			
	2001	734 *	Am	Pt. 28,			
52336	2000	1058	Am	Ch. 9,			
52336.5	2000	1058	Am	Art. 7.5,			
52342	2000	1058	Am	heading			
Title 2,				(Sec. 52460			
Div. 4,				et seq.)	2000	1058	Am
Pt. 28,				52460	2000	1058	Am
Ch. 9,				52461	2000	1058	Am
Art. 3,				52461.5	2000	1058	Am
heading				Title 2,			
(Sec. 52350				Div. 4,			
et seq.)	2000	1058	Am	Pt. 28,			
52350	2000	1058	Am	Ch. 9,			
52351	2000	1058	Am	Art. 9,			
52353	2000	1058	Am	heading			
52354	2000	1058	Am	(Sec. 52485			
52360	2001	886	Ad <sup>37</sup>	et seq.)	2000	1058	Am
52361	2001	886	Ad <sup>37</sup>	52485	2000	1058	Am
52362	2001	886	Ad <sup>37</sup>		2001	159	Am <sup>305</sup>
52363	2001	886	Ad <sup>37</sup>	52487	2000	1058	Am
52364	2001	886	Ad <sup>37</sup>	52488	2000	1058	Am
52365	2001	886	Ad <sup>37</sup>	52489	2000	1058	Am
Title 2,				52490	2000	1058	Am
Div. 4,				Title 2,			
Pt. 28,				Div. 4,			
Ch. 9,				Pt. 28,			
Art. 4,				Ch. 9,			
heading				Art. 9.5,			
(Sec. 52370				heading			
et seq.)	2000	1058	Am	(Sec. 52495			
52370	2000	1058	Am	et seq.)	2000	1058	Am
52371	2000	1058	Am	52495	2000	1058	Am
52372	2000	1058	Am		2002	651	S <sup>68</sup>
52372.1	2000	1058	Am	52496	2002	651	S <sup>68</sup>
52373	2000	1058	Am	52497	2000	1058	Am
52375	2000	1058	Am		2002	651	S <sup>68</sup>
52376	2000	1058	Am	52498	2000	1058	Am
52377	2000	1058	Ad		2002	651	S <sup>68</sup>
52381	2000	1058	Am	52499	2000	1058	Am
52382	2000	1058	Am		2002	651	S <sup>68</sup>
52383	2000	1058	Am	52499.3	2000	1058	Am
52384	2000	1058	Am		2002	651	S <sup>68</sup>
52388	2000	1058	Am	52499.5	2002	651	S <sup>68</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
52499.6	2002	651	Am <sup>68</sup>	53053	1X 1999–2000	2 *	Ad
52515	2004	896 *	Am	53055	1X 1999–2000	2 *	Ad
	2005	677 *	Am	53057	1X 1999–2000	2 *	Ad
52520	2005	677 *	Am	53075	1X 1999–2000	2 *	Ad
52523	2001	734 *	Am		2002	1167 *	Am
52525	2002	988	Ad	53080	2000	793	Ad
52570	2005	677 *	Am	Title 2,			
52571	2005	677 *	Am	Div. 4,			
52572	2005	677 *	Am	Pt. 28,			
52616.19	2005	502 *	Am	Ch. 17,			
52616.23	2005	502 *	R	heading			
52616.8	2004	896 *	Am <sup>711</sup>	(Sec. 53081			
52617	2005	502 *	Ad	et seq.)	2001	734 *	Am (as ad by
52656	2001	745 *	Am				Stats. 2000,
	2001	750	Am				Ch. 404) & RN
52761	2001	734 *	Am	Title 2,			
52853	1999	646	Am	Div. 4,			
52890	2003	864	Am	Pt. 28,			
	2004	871	S <sup>79.43</sup>	Ch. 18,			
	2005	402 *	Am <sup>57</sup>	heading			
52891	2004	871	Ad <sup>79</sup>	(Sec. 53081			
			R <sup>80</sup>	et seq.)	2001	734 *	Ad(RN)
	2005	402 *	R	53081	2000	404 *	Ad
52900	2000	1058	S <sup>149.5</sup>		2000	793	Ad
	2001	187 *	S <sup>36.75</sup>		2001	734 *	Am (as ad by
	2004	871	S <sup>79.43</sup>				Stats. 2000,
52900.1	2000	1058	S <sup>149.5</sup>				Ch. 404) & RN
	2001	187 *	S <sup>36.75</sup>		2003	573	Am
	2004	871	S <sup>79.43</sup>	53082	2000	404 *	Ad
52901	2000	1058	S <sup>149.5</sup>		2000	793	Ad
	2001	187 *	S <sup>36.75</sup>		2001	734 *	Am (as ad by
	2004	871	S <sup>79.43</sup>				Stats. 2000,
52902	2000	1058	S <sup>149.5</sup>				Ch. 404) & RN
	2001	187 *	S <sup>36.75</sup>		2002	166	Am
	2004	871	S <sup>79.43</sup>		2003	62	Am <sup>519</sup>
52902.5	2001	187 *	Ad	53083	2000	404 *	Ad
	2004	871	S <sup>79.43</sup>		2000	793	Ad
52903	2000	1058	S <sup>149.5</sup>		2001	734 *	Am (as ad by
	2001	187 *	S <sup>36.75</sup>				Stats. 2000,
	2004	871	S <sup>79.43</sup>				Ch. 404) & RN
52904	2000	1058	Am <sup>149.5</sup>		2003	573	Am
	2001	187 *	Am <sup>36.75</sup>	53084	2000	404 *	Ad
	2004	871	Am <sup>79.43</sup>		2000	793	Ad <sup>37</sup>
52922	2001	557	Am		2001	734 *	Am (as ad by
52980	2000	1058	R				Stats. 2000,
52981	2000	1058	R				Ch. 404) & RN
52982	2000	1058	R		2003	573	R & Ad
53025	1X 1999–2000	2 *	Ad	53086	2005	208	Ad
	2004	871	S <sup>79.43</sup>	53091	2001	734 *	Ad(RN)
53027	1X 1999–2000	2 *	Ad		2004	871	S <sup>79.43</sup>
	2004	871	S <sup>79.43</sup>	53092	2001	734 *	Ad(RN)
53029	1X 1999–2000	2 *	Ad		2004	871	S <sup>79.43</sup>
	2001	734 *	Am	53093	2001	734 *	Ad(RN)
	2004	871	S <sup>79.43</sup>		2004	871	S <sup>79.43</sup>
53031	1999	78 *	Am	53094	2001	734 *	Ad(RN)
	1X 1999–2000	2 *	Ad		2004	871	S <sup>79.43</sup>
	2004	871	S <sup>79.43</sup>	53095	2004	871	Ad <sup>79</sup>
53032	2004	871	Ad <sup>79</sup>				R <sup>80</sup>
			R <sup>80</sup>	54200	2001	891 *	Ad
53050	1X 1999–2000	2 *	Ad		2004	871	S <sup>79.43</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
54201	2001	891 *	Ad	54734	2003	864	Am
	2002	1167 *	Am		2004	871	S <sup>79.43</sup>
	2003	62	Am <sup>519</sup>	54735	2004	871	Ad <sup>79</sup>
	2004	871	S <sup>79.43</sup>				R <sup>80</sup>
54203	2001	891 *	Ad	54742	2000	1057	Am
	2004	871	S <sup>79.43</sup>	54743	2000	71 *	Am
54204	2002	49	Ad		2002	1168 *	Am
	2004	871	S <sup>79.43</sup>	54744	2000	71 *	Am
54205	2002	1167 *	Ad	54745	1999	83	Am <sup>30</sup>
	2004	871	S <sup>79.43</sup>		2000	71 *	Am
54206	2004	871	Ad <sup>79</sup>		2000	1057	Am
			R <sup>80</sup>		2002	1168 *	Am
54444.5	1999	691 *	Ad		2003	523	Am
54660	2004	871	S <sup>79.43</sup>	54746	2000	71 *	Am
54661	2004	871	S <sup>79.43</sup>		2000	1057	Am
54662	2004	871	S <sup>79.43</sup>		2001	734 *	Am
54664	2004	871	S <sup>79.43</sup>		2002	1168 *	Am
54665	2004	871	S <sup>79.43</sup>	54746.5	2001	734 *	Ad
54668	2004	871	S <sup>79.43</sup>	54747	2000	71 *	Am
54669	2004	871	Am <sup>79</sup>		2000	1057	Am
			R <sup>80</sup>		2002	1168 *	Am
54685	1999	955	Am <sup>70.18</sup>	54748	1999	83	Am <sup>30</sup>
	2004	871	S <sup>79.43</sup>		2000	71 *	Am
54685.1	1999	955	S <sup>70.18</sup>	54749	2000	71 *	Am
	2004	871	S <sup>79.43</sup>		2000	1057	Am
54685.2	1999	955	Am <sup>70.18</sup>		2001	159	Am <sup>305</sup>
	2000	135	Am <sup>203</sup>		2001	734 *	Am
	2004	871	S <sup>79.43</sup>		2003	523	Am
54685.3	1999	955	Am <sup>70.18</sup>		2005	677 *	Am
	2000	135	Am <sup>203</sup>	54749.5	2000	71 *	Am
	2004	871	S <sup>79.43</sup>		2000	1057	Am
54685.6	1999	955	S <sup>70.18</sup>	54750	2000	1058	R
	2004	871	S <sup>79.43</sup>	54751	2000	1058	R
54685.7	1999	955	Am <sup>70.18</sup>	54751.1	2000	1058	R
	2004	871	S <sup>79.43</sup>	54752	2000	1058	R
54685.8	1999	955	S <sup>70.18</sup>	54760	2004	871	S (as ad by
	2004	871	S <sup>79.43</sup>				Sec. 24,
54685.9	1999	955	Am <sup>70.18</sup>				Stats. 1989,
	2004	871	S <sup>79.43</sup>				Ch. 82
54686	1999	955	Am <sup>70.18</sup>				and Ch. 83) <sup>79.43</sup>
	2004	871	S <sup>79.43</sup>	54760.1	2004	871	S <sup>79.43</sup>
54686.2	1999	955	Am <sup>70.18</sup>	54761	2004	871	S <sup>79.43</sup>
	2004	871	Am <sup>79.43</sup>	54761.1	2004	871	S <sup>79.43</sup>
54691	2001	216	Am	54761.2	2004	871	S <sup>79.43</sup>
54696	2001	745 *	Am	54761.3	1999	83	Am <sup>30</sup>
	2001	750	Am		2004	871	S <sup>79.43</sup>
54720	2004	871	S <sup>79.43</sup>	54761.4	2003	573	Ad
54721	2004	871	S <sup>79.43</sup>		2004	871	S <sup>79.43</sup>
54722	2004	871	S <sup>79.43</sup>	54762	2004	871	S <sup>79.43</sup>
54723	2004	871	S <sup>79.43</sup>	54763	2004	871	Ad <sup>79</sup>
54724	2004	871	S <sup>79.43</sup>				R <sup>80</sup>
54725	2004	871	S <sup>79.43</sup>	56000	2004	161 *	Am
54726	2003	864	Am	56001	2002	1168 *	Am
	2004	871	S <sup>79.43</sup>		2005	653 *	Am
54727	2004	871	S <sup>79.43</sup>	56020.5	2005	653 *	Ad
54728	2004	871	S <sup>79.43</sup>	56021.1	2002	492	Ad
54729	2004	871	S <sup>79.43</sup>		2003	62	Am <sup>519</sup>
54730	2004	871	S <sup>79.43</sup>	56026	2001	734 *	Am
54731	2004	871	S <sup>79.43</sup>		2002	492	Am
54732	2004	871	S <sup>79.43</sup>	56026.1	2002	492	Ad
54733	2004	871	S <sup>79.43</sup>	56026.3	2004	914	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
56027	2004	896 *	Am		2002	1168 *	Am
56028	2002	785	Am	56203	1999	78 *	Ad
	2004	896 *	Am	56205	2002	1168 *	Am
	2005	653 *	Am		2005	653 *	Am
56028.5	2004	896 *	Ad	56207	2001	734 *	Am
	2005	653 *	Am	56207.5	1999	78 *	Ad
56029	2001	734 *	Am	56213	2001	551	Ad
56032	2004	161 *	Am	56301	2004	161 *	Am
56033.5	2005	653 *	Ad		2005	653 *	Am
56034	2005	639	Am	56302.1	2005	653 *	Ad
56040	2004	161 *	Am	56304	2002	492	Ad
56040.5	2005	653 *	Ad		2005	653 *	Am
56043	2002	492	Am	56320	2002	492	Am
	2004	161 *	Am		2004	161 *	Am
	2005	653 *	Am		2005	653 *	Am
56044	1999	78 *	Ad	56321	2002	492	Am
	2001	734 *	R		2004	161 *	Am
56045	1999	78 *	Ad		2005	653 *	Am
	1999	646	Am (as ad by Stats. 1999, Ch. 78)	56321.1	2005	653 *	Ad
	2000	286	Am	56325	2005	653 *	Am
	2001	159	Am <sup>305</sup>	56329	2002	492	Am
56046	2002	944	Ad		2003	368	Am
	2003	62	Am <sup>519</sup>		2005	653 *	Am
56055	2001	734 *	Ad	56330	2002	492	Ad
	2003	862	Am	56331	2004	493 *	Ad
56058	2005	653 *	Ad	56337	2005	653 *	R & Ad
56059	2005	653 *	Ad	56340	2002	492	Am
56100	2002	1168 *	Am	56341	2001	405	R & Ad
56125	2002	492	Am		2005	653 *	Am
56129	2002	1168 *	Am	56341.1	2001	405	Ad
56130	2002	1168 *	Am		2005	653 *	Am
56137	2005	69	R	56341.2	2003	413	Ad
56138	2000	1058	R	56341.5	2002	492	Am
	2002	492	Ad		2003	62	Am <sup>519</sup>
	2005	653 *	Am		2004	161 *	Am (as am by Stats. 2003, Ch. 62)
56139	2004	493 *	Ad		2004	914	Am
56140	2004	896 *	Am		2005	653 *	Am
56155.7	2004	914	Ad	56342	2002	492	Am
56156.6	2004	216 *	Am <sup>198</sup> R <sup>485</sup>	56342.1	2002	492	Ad
	2004	914	Am	56343.5	2003	552	Am
56157	2004	161 *	Am	56344	2002	492	Am
56170	2004	492	Am		2004	161 *	Am
56171	2002	492	Am		2005	653 *	Am
	2005	653 *	Am	56345	2002	1168 *	Am
56172	2005	653 *	Am		2004	161 *	Am
56173	2002	492	Am		2005	653 *	R & Ad
	2005	653 *	Am	56345.1	2004	161 *	Am
56174.5	2002	492	Ad		2005	653 *	Am
56175	2002	492	Am	56346	2004	161 *	Am
	2005	653 *	Am		2005	653 *	R & Ad
56176	2002	492	Am	56347	2002	492	Am
	2005	653 *	Am	56351.5	2001	736	Ad <sup>37</sup>
56177	2005	653 *	Am	56351.7	2002	653	Ad
56195	2004	896 *	Am	56351.8	2005	530	Ad
56195.1	1999	78 *	Am	56351.9	2005	530	Ad
	2004	896 *	Am	56352	2001	736	Am <sup>37</sup>
56195.7	2004	161 *	Am	56361	2002	1168 *	Am
	2005	677 *	Am		2004	896 *	Am
56200	2001	734 *	Am	56362.7	2005	677 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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56363	2005	653 *	Am	56476	2002	585	Ad
56363.5	2002	492	Am	56490	2000	591	Ad & R <sup>19</sup>
56364.1	2004	896 *	Am	56491	2000	591	Ad & R <sup>19</sup>
56364.5	2004	896 *	R	56492	2000	591	Ad & R <sup>19</sup>
56365	2002	492	Am	56493	2000	591	Ad & R <sup>19</sup>
	2004	161 *	Am	56494	2000	591	Ad & R <sup>19</sup>
56366	2004	914	Am	56495	2000	591	Ad & R <sup>19</sup>
	2005	22	Am <sup>647</sup>	56500.2	2002	492	R & Ad
56366.1	2001	734 *	Am		2005	653 *	Am
	2004	914	Am	56500.3	2004	161 *	Am
	2005	22	Am <sup>647</sup>		2005	653 *	Am
	2005	639	Am	56500.4	2002	492	Ad
56366.10	2004	914	Ad		2004	161 *	Am
56366.11	2004	914	Ad		2005	653 *	Am
	2005	22	Am <sup>647</sup>	56500.5	2002	492	Ad
56366.12	2004	914	Ad	56500.6	2004	161 *	Ad
56366.2	2005	639	Am	56501	2002	492	Am
56366.3	2001	215	Am	56501.5	2005	653 *	Ad
56366.5	2004	914	Am	56502	2002	492	Am
56366.9	2004	914	Am		2004	161 *	Am
56375	1999	392	Ad		2005	653 *	Am
	2000	1058	Am & RN	56504.5	2002	492	Am
56376	1999	392	Ad		2004	161 *	Am
	2000	1058	Am & RN		2005	73 *	Am
56377	1999	392	Ad	56505	2002	492	Am
	2000	1058	Am & RN		2003	368	Am
56378	1999	392	Ad		2004	81	Am
	2000	1058	Am & RN		2004	161 *	Am (as am by
56380	2005	653 *	Am				Stats. 2003,
56380.1	2005	653 *	Ad		2004	408	Ch. 368)
56381	2002	492	Am		2005	22	Am <sup>647</sup>
	2004	161 *	Am		2005	653 *	Am
	2005	653 *	Am				R & Ad <sup>762</sup>
56383	2002	492	Ad	56505.1	2002	492	Am
	2003	62	Am <sup>519</sup>		2003	368	Am
56385	2002	492	Ad		2004	161 *	Am
	2005	653 *	Am	56505.2	2003	893	Am
56390	2000	1058	Ad(RN)		2004	408	Am
56391	2000	1058	Ad(RN)	56506	2003	368	Am
	2001	734 *	Am		2004	161 *	Am
56392	2000	1058	Ad(RN)		2005	653 *	Am
	2002	1168 *	Am	56507	2005	653 *	Am
56393	2000	1058	Ad(RN)	56509	2005	653 *	Ad
	2002	1168 *	R	56515	2004	161 *	Ad
56400	2001	690	Ad		2005	653 *	Am
56402	2001	690	Ad	56525	2004	174	Ad
56404	2001	690	Ad	56600	2002	492	Am
	2002	664	Am <sup>431</sup>	56600.5	2002	492	R
56406	2001	690	Ad	56600.6	2002	492	Ad
56408	2001	690	Ad	56601.5	2002	492	Ad
56410	2001	690	Ad	56602	2002	492	R & Ad
56412	2001	690	Ad	56603	2002	492	R
56414	2001	690	Ad	56836.01	2004	896 *	Am
56426.9	2002	492	Am	56836.02	2001	734 *	Am
56435	2001	629	Ad	56836.03	2004	896 *	Am
	2005	653 *	R	56836.06	1999	78 *	Am
56441.1	2002	1168 *	Am	56836.07	2005	677 *	Ad
56449	2001	629	Ad	56836.08	1999	78 *	Am
	2005	653 *	R	56836.095	2001	891 *	Ad
56473	2002	1168 *	Am	56836.10	2000	1058	Am
56475	2002	585	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
56836.11	2000	1058	Am	58041	1999	646	R
	2005	73 *	Am	58050	1999	646	R
	2005	491 *	Am	58051	1999	646	R
56836.15	1999	78 *	Am	58060	1999	646	R
56836.155	2002	1168 *	Am	58061	1999	646	R
	2004	21 *	Am	58523	2001	745 *	Am
	2004	896 *	Am		2001	750	Am
	2005	73 *	Am	58550	2001	187 *	Ad <sup>313 73</sup>
56836.156	2001	203 *	Ad				R <sup>22</sup>
56836.157	2001	203 *	Ad		2003	864	S <sup>424 68</sup>
56836.158	2001	891 *	Ad		2004	871	S <sup>79 43</sup>
	2002	1167 *	Am	58551	2001	187 *	Ad <sup>313 73</sup>
56836.159	2001	891 *	Ad				R <sup>22</sup>
56836.16	2003	584	Am		2003	864	S <sup>424 68</sup>
	2004	216 *	Am <sup>198</sup>		2004	871	S <sup>79 43</sup>
			R <sup>485</sup>	58552	2001	187 *	Ad <sup>313 73</sup>
56836.165	2004	216 *	Ad				R <sup>22</sup>
	2005	73 *	Am		2003	864	S <sup>424 68</sup>
	2005	118 *	Am		2004	871	S <sup>79 43</sup>
	2005	491 *	Am	58553	2001	187 *	Ad <sup>313 73</sup>
56836.17	2003	584	Am				R <sup>22</sup>
	2004	216 *	Am <sup>198</sup>		2003	864	S <sup>424 68</sup>
			R <sup>485</sup>		2004	871	S <sup>79 43</sup>
56836.173	2004	216 *	Ad	58553.5	2001	187 *	Ad <sup>313 73</sup>
	2004	896 *	Am				R <sup>22</sup>
56836.175	2003	584	Ad		2003	864	S <sup>424 68</sup>
56836.23	2002	1168 *	Am		2004	871	S <sup>79 43</sup>
56836.30	2003	552	Ad	58554	2001	187 *	Ad <sup>313 73</sup>
56837	2005	653 *	R & Ad				R <sup>22</sup>
56838	2005	653 *	Am		2003	864	S <sup>424 68</sup>
56841	2005	653 *	Am		2004	871	S <sup>79 43</sup>
56842	2005	653 *	R & Ad	58555	2001	187 *	Ad <sup>313 73</sup>
56844	2005	653 *	Ad				R <sup>22</sup>
56845	2000	286	Ad		2003	864	S <sup>424 68</sup>
	2001	159	Am <sup>305</sup>		2004	871	S <sup>79 43</sup>
56863	2004	161 *	Am	58556	2001	187 *	Ad <sup>313 73</sup>
56867	2001	536 *	Ad & R <sup>75</sup>				R <sup>22</sup>
56885	2001	745 *	Am		2003	864	S <sup>424 68</sup>
58000	1999	646	R		2004	871	S <sup>79 43</sup>
58001	1999	646	R	58557	2001	187 *	Ad <sup>313 73</sup>
58002	1999	646	R				R <sup>22</sup>
58010	1999	646	R		2003	864	S <sup>424 68</sup>
58011	1999	646	R		2004	871	S <sup>79 43</sup>
58012	1999	646	R	58558	2001	187 *	Ad <sup>313 73</sup>
58013	1999	646	R				R <sup>22</sup>
58014	1999	646	R		2003	864	S <sup>424 68</sup>
58015	1999	646	R		2004	871	S <sup>79 43</sup>
58016	1999	646	R	58560	2001	187 *	Ad <sup>313 73</sup>
58017	1999	646	R				R <sup>22</sup>
58018	1999	646	R		2003	864	S <sup>424 68</sup>
58019	1999	646	R		2004	871	S <sup>79 43</sup>
58020	1999	646	R	58561	2001	187 *	Ad <sup>313 73</sup>
58021	1999	646	R				R <sup>22</sup>
58022	1999	646	R		2003	864	S <sup>424 68</sup>
58023	1999	646	R		2004	871	S <sup>79 43</sup>
58024	1999	646	R	58562	2001	187 *	Ad <sup>313 73</sup>
58025	1999	646	R				R <sup>22</sup>
58026	1999	646	R		2003	864	Am <sup>424 68</sup>
58027	1999	646	R		2004	871	Am <sup>79 43</sup>
58028	1999	646	R	58600	2002	1032 *	R
58040	1999	646	R	58601	2002	1032 *	R

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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58602	2002	1032 *	R	60061	2001	734 *	Am
58603	2002	1032 *	R		2001	736	Am <sup>37</sup>
58604	2002	1032 *	R	60061.8	2003	800	Ad
58605	2002	1032 *	R		2004	183	Am <sup>571</sup>
58606	2002	1032 *	R	60119	1999	646	Am
58608	2002	1032 *	R		2004	900 *	Am
58730	2004	871	S <sup>79 43</sup>		2005	118 *	Am
58731	2004	871	S <sup>79 43</sup>	60200	1999	276	Am
58732	2004	871	S <sup>79 43</sup>	60200.2	1999	276	Ad
58733	2004	871	S <sup>79 43</sup>		2000	135	Am <sup>203</sup>
58734	2004	871	S <sup>79 43</sup>	60227	2003	806	Ad & R <sup>75</sup>
58735	2004	871	S <sup>79 43</sup>	60240	2001	734 *	Am
58736	2004	871	S <sup>79 43</sup>		2002	802	Am
58737	2004	871	Ad <sup>79</sup> R <sup>80</sup>		2004	900 *	Am
				60242	2002	802	Am
					2003	892	Am (by Sec. 16 of Ch.)
58907	2003	91	Am				
58916	2003	91	Am				
58922	2001	745 *	R		2003	898	Am (by Sec. 2 of Ch.)
58930	2001	629	Ad				
58950	2005	276	Ad <sup>189</sup> R <sup>192</sup>	60242.5	2002	802	Am
				60246	2002	802	Am <sup>334</sup> R <sup>100</sup>
58951	2005	276	Ad <sup>189</sup> R <sup>192</sup>		2003	62	Am <sup>519</sup>
58952	2005	276	Ad <sup>189</sup> R <sup>192</sup>	60246.5	2002	802	Ad
				60247	2002	802	Am <sup>334</sup> R <sup>100</sup>
58953	2005	276	Ad <sup>189</sup> R <sup>192</sup>				
58954	2005	276	Ad <sup>189</sup> R <sup>192</sup>	60247.5	2002	802	Ad
				60248	2002	802	Am
58955	2005	276	Ad <sup>189</sup> R <sup>192</sup>	60252	2002	802	Am <sup>334</sup> R <sup>100</sup>
58956	2005	276	Ad <sup>189</sup> R <sup>192</sup>		2004	900 *	Am
				60313	2001	734 *	Am
59001.2	2003	865	Ad	60400	2001	734 *	Am
59001.4	2003	865	Ad	60420	2002	802	Ad <sup>424</sup> R <sup>69</sup>
59008	2002	1043	Ad				
	2003	62	Am <sup>519</sup>	60421	2002	802	Ad <sup>424</sup> R <sup>69</sup>
59050	2003	865	Ad		2003	892	Am
59051	2003	865	Ad	60422	2002	802	Ad <sup>424</sup> R <sup>69</sup>
59052	2003	865	Ad				
	2005	22	Am <sup>647</sup>	60422.1	2003	573	Ad & R <sup>74</sup>
59053	2003	865	Ad	60423	2003	573	Am <sup>187</sup>
59054	2003	865	Ad		1X 2003-04	4 *	Ad & R <sup>375</sup>
59104	2002	1043	Ad	60424	2002	802	Ad <sup>424</sup> R <sup>69</sup>
	2003	62	Am <sup>519</sup>				
59150	2000	93 *	Ad	60450	2002	1168 *	S <sup>62 19</sup>
59201	2002	1168 *	Am	60450.1	2001	914	Ad
59203	2002	1168 *	Am		2002	1168 *	S <sup>62 19</sup>
59204	2002	1168 *	R	60450.5	2002	1168 *	S <sup>62 19</sup>
59204.5	2002	1168 *	Am	60451	1999	15 *	Am
59205	2002	1043	Ad		2001	591	Am
	2003	62	Am <sup>519</sup>		2002	1168 *	Am <sup>62 19</sup>
59210	2002	1168 *	Am	60451.5	2002	1168 *	S <sup>62 19</sup>
59211	2002	1168 *	R	60452	2002	1168 *	S <sup>62 19</sup>
59220	2002	1168 *	R & Ad	60452.5	2002	1168 *	S <sup>62 19</sup>
59223	2002	1168 *	R	60453	2002	1168 *	Am <sup>62 19</sup>
60040	2003	552	Am	60501	2000	461	Ad
60041	2003	665	Am	60600	2001	722	S <sup>18</sup>
	2005	581	Am		2004	233	S <sup>111</sup>
60045	1999	276	Am	60601	2001	722	Am <sup>18</sup>
60048	1999	276	Ad		2004	233	Am <sup>111</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
60602	2001	722	S <sup>18</sup>		2004	233	S <sup>111</sup>
	2004	233	Am <sup>111</sup>	60618	2001	722	S <sup>18</sup>
60603	1999	83	Am <sup>30</sup>		2004	233	S <sup>111</sup>
	2001	722	S <sup>18</sup>	60630	2001	722	Am <sup>18</sup>
	2004	233	Am <sup>424</sup>		2004	233	S <sup>111</sup>
			R <sup>69</sup>	60640	1999	78*	Am
			Ad <sup>562</sup>		1999	83	Am <sup>30</sup>
60604	2000	576	Am		1999	735*	Am (as am by
	2001	20*	Am				Stats. 1999,
	2001	722	S <sup>18</sup>				Ch. 78)
	2004	233	Am <sup>424</sup>		2000	576	Am
			R <sup>69</sup>		2001	20*	Am
			Ad <sup>562</sup>		2001	722	S <sup>18</sup>
60605	1999	78*	Am		2002	492	Am
	1999	735*	Am (as am by		2003	773	Am & R <sup>558</sup>
			Stats. 1999,				Ad <sup>391</sup>
			Ch. 78)		2004	183	Am (as ad by
	2000	576	Am				Sec. 5,
	2001	722	Am <sup>18</sup>				Stats. 2003,
	2004	233	Am <sup>424</sup>				Ch. 773) <sup>571</sup>
			R <sup>69</sup>		2004	233	Am (as ad by
			Ad <sup>562</sup>				Stats. 2003,
60605.1	2000	432	Ad				Ch. 773) <sup>524</sup>
	2001	722	S <sup>18</sup>				R <sup>69</sup>
	2004	233	S <sup>111</sup>				Ad <sup>562</sup>
60605.2	2002	943	Ad		2005	676*	Am (as am by
	2004	233	S <sup>111</sup>				Sec. 15 and as
60605.3	2003	826	Ad				ad by Sec. 16,
	2004	233	S <sup>111</sup>				Stats. 2004,
60605.5	1999	735*	Ad				Ch. 233)
	2001	722	S <sup>18</sup>	60640.1	2001	722	R
	2004	233	S <sup>111</sup>	60641	1999	735*	Am (by Sec. 4
60605.6	2001	722	Ad & R <sup>18</sup>				of Ch.)
	2004	233	Am <sup>424</sup>		2000	576	Am
			R <sup>69</sup>		2001	20*	Am
			Ad <sup>562</sup>		2001	722	Am <sup>18</sup>
60606	2001	722	S <sup>18</sup>		2004	233	Am <sup>111</sup>
	2004	233	Am <sup>424</sup>	60642	2001	722	Am <sup>18</sup>
			R <sup>69</sup>		2003	773	Am & R <sup>558</sup>
			Ad <sup>562</sup>				Ad <sup>391</sup>
60607	2001	722	Am <sup>18</sup>		2004	233	Am (as ad by
	2004	233	Am <sup>111</sup>				Stats. 2003,
60608	2001	722	S <sup>18</sup>				Ch. 773) <sup>424</sup>
	2004	233	S <sup>111</sup>				R <sup>69</sup>
60609	2001	722	R	60642.5	2000	576	Ad
60610	2001	722	S <sup>18</sup>		2001	722	Am <sup>18</sup>
	2004	233	S <sup>111</sup>		2002	1168*	Am
60611	2001	722	S <sup>18</sup>		2004	233	S <sup>111</sup>
	2004	233	Am <sup>111</sup>	60643	1999	78*	Am
	2005	676*	Am		1999	735*	Am (by Sec. 5
60612	2001	722	S <sup>18</sup>				of Ch., as am by
	2004	233	S <sup>111</sup>				Stats. 1999,
60613	2001	722	S <sup>18</sup>				Ch. 78)
	2004	233	S <sup>111</sup>		2000	576	Am
60614	2001	722	S <sup>18</sup>		2001	20*	Am
	2004	233	S <sup>111</sup>		2001	722	Am <sup>18</sup>
60615	2001	722	S <sup>18</sup>		2004	233	Am <sup>424</sup>
	2004	233	S <sup>111</sup>				R <sup>69</sup>
60616	2001	722	S <sup>18</sup>				Ad <sup>562</sup>
	2004	233	S <sup>111</sup>	60643.1	1999	735*	Ad <sup>129</sup>
60617	2001	722	S <sup>18</sup>		2000	576	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
60643.1 (Cont.)	2001	722	S <sup>18</sup>	60851	1X 1999–2000	1	Ad
	2004	233	Am <sup>424</sup> R <sup>69</sup> Ad <sup>562</sup>		2001	716	Am
					2002	808	Am (by Sec. 2 of Ch.)
60643.5	1999	78*	Ad	60852	1X 1999–2000	1	Ad
	2001	722	Am <sup>18</sup>	60852.5	2003	803	Ad
	2004	233	S <sup>111</sup>	60852.6	2003	803	Ad
60644	1999	735*	Am	60853	1X 1999–2000	1	Ad
	2000	576	Am	60855	2000	135	Am <sup>203</sup>
	2001	722	S <sup>18</sup>		1X 1999–2000	1	Ad
	2004	233	Am <sup>111</sup>	60856	1X 1999–2000	1	Ad
60645	2000	576	Am	60857	2001	716	Ad
	2001	722	S <sup>18</sup>	60859	2001	716	Ad
	2004	233	S <sup>111</sup>	60900	2002	1002*	Ad
60646	1999	735*	R		2003	62	Am <sup>519</sup>
60647	2001	722	S <sup>18</sup>	62000	2004	193	Am <sup>571</sup>
	2004	233	S <sup>111</sup>	62000.14	2001	611*	Am
60648	2000	576	Am	62000.4	2001	591	Am
	2001	722	S <sup>18</sup>		2004	900*	R
	2004	233	S <sup>111</sup>	62000.5	2002	1032*	R
60649	2000	576	Ad	62000.8	2000	137*	Am
	2001	722	S <sup>18</sup>		2001	64*	R
	2004	233	S <sup>111</sup>	62004	2003	107	Am
60650	2001	722	Am <sup>18</sup>	62006	2003	552	R
	2003	573	R	62007	2003	552	R
60650.5	2001	722	S <sup>18</sup>	62008	2003	552	R
	2003	573	R	63000	2000	369	Am
60651	2001	722	S <sup>18</sup>	63050	2000	369	Ad
	2003	573	R	63051	2000	369	Ad
60652	2001	722	S <sup>18</sup>		2001	734*	Am
	2003	573	R	63052	2000	369	Ad
60653	2001	722	Ad & R <sup>18</sup>	63053	2000	369	Ad
	2003	573	R	63054	2000	369	Ad
60660	2004	397*	Ad	63055	2000	369	Ad
60661	2004	397*	Ad	63056	2000	369	Ad
60662	2004	397*	Ad	64000	2001	724	Am
60663	2004	397*	Ad	64001	2001	724	Am
60800	2002	1166	Am		2002	664	Am <sup>431</sup>
	2003	459	Am	64200	2002	1026	Ad & R <sup>68</sup>
60810	1999	78*	Am	64201	2002	1026	Ad & R <sup>68</sup>
	2001	745*	Am		2003	416	Am
	2001	891*	Am		2004	183	Am <sup>571</sup>
60811	1999	78*	Am	64202	2002	1026	Ad & R <sup>68</sup>
60812	1999	678	Ad		2003	416	Am
Title 2, Div. 4, Pt. 33, Ch. 8, heading (Sec. 60850 et seq.)	2000	135	Am & RN <sup>203</sup>	64203	2002	1026	Ad & R <sup>68</sup>
Title 2, Div. 4, Pt. 33, Ch. 9, heading (Sec. 60850 et seq.)	2000	135	Ad(RN) <sup>203</sup>	66015	2001	745*	Am
60850	1X 1999–2000	1	Ad	66015.7	2002	458	Ad
	2002	808	Am	66019.3	2004	668	Ad
				66021.2	2000	403*	Am
				66025	1999	72*	Am
				66025.3	2002	202	Ad(RN)
					2003	62	Am <sup>519</sup>
				66025.6	2003	345	Ad & R <sup>75</sup>
					2004	549	Am (by Sec. 1 of Ch.)
					2004	554	Am (by Sec. 1.5 of Ch.) <sup>349</sup>
				66040	2005	269	Ad
				66040.3	2005	269	Ad
				66040.5	2005	269	Ad
				66040.7	2005	269	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## EDUCATION CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
66055	2002	1093	Ad	66940	2000	467	R & Ad
66055.5	2002	1093	Ad	66941	2000	467	R & Ad
66057	2000	383	Ad		2003	91	Am
66085	2002	541	Ad	66942	2000	467	R
66201.7	2000	355	Ad	66943	2000	467	R
66204	2002	320	Am	66944	2000	467	R
66205.5	2002	988	Ad	66945	2000	467	R
66251	1999	587	Am	66946	2000	467	R
66270	1999	587	Am	66947	2000	467	R
66270.5	1999	587	Ad(RN)	66948	2000	467	R
66271	1999	587	Am & RN	67301	2001	745 *	Am
66271.6	2003	660	Ad	67302	1999	379	Ad
66271.7	2003	660	Am	67312	2004	303	Am
66271.8	2003	660	Ad	67359.10	2004	349	R
	2004	183	Am <sup>571</sup>	67359.11	2004	349	R
66293	2000	135	Am <sup>203</sup>	67359.12	2004	349	R
	2001	745 *	R	67359.13	2004	183	Am <sup>571</sup>
66350	2003	599	Ad		2004	349	R
66351	2003	599	Ad	67359.14	2004	349	R
66352	2003	599	Ad	67359.15	2004	349	R
66353	2003	599	Ad	67359.16	2004	349	R
66406	2004	556	Ad	67359.20	2001	745 *	Am
66450	2000	574	Ad	67382	2002	804	Ad
66451	2000	574	Ad	67385.3	2002	1066	Ad & R <sup>18 37</sup>
66452	2000	574	Ad		2003	62	Am <sup>519</sup>
66602	1999	251	Am	67385.7	2005	647	Ad
	2004	417	Am (by Sec. 1 of Ch.)	68074	2000	571	Am
				68074.1	2000	571	R
66721.5	2000	187	Ad	68075	2000	571	Am
66725	2004	737	Ad	68075.1	2000	571	R
66725.3	2004	737	Ad	68078	2000	949 *	Am
66739.5	2004	743	Ad	68081	2004	896 *	Am
	2005	22	Am <sup>647</sup>	68084	2004	225 *	Am
66744	2004	216 *	Ad	68120	1999	953 *	Am
66750	1999	688	S <sup>19</sup>				R & Ad <sup>8</sup>
	2003	457	S <sup>57</sup>		2000	40	Am (as am by Sec. 1 and as ad by Sec. 2, Stats. 1999, Ch. 953)
66751	1999	688	S <sup>19</sup>				
	2003	457	S <sup>57</sup>				
66752	1999	688	S <sup>19</sup>				
	2003	457	S <sup>57</sup>				
66752.5	1999	688	S <sup>19</sup>		2001	347	Am (as am by Sec. 1, Stats. 2000, Ch. 40) <sup>19</sup>
	2003	457	S <sup>57</sup>				
66753	1999	688	S <sup>19</sup>				
	2003	457	Am <sup>57</sup>				
66753.5	1999	688	S <sup>19</sup>				Am (as am by Sec. 2, Stats. 2000, Ch. 40) <sup>22</sup>
	2003	457	S <sup>57</sup>				
66754	1999	688	S <sup>19</sup>				
	2003	457	S <sup>57</sup>				
66755	1999	688	Am <sup>19</sup>		2004	32 *	Am (as am by Sec. 2, Stats. 2001, Ch. 347)
	2001	745 *	Am				
	2003	457	S <sup>57</sup>				
	2004	349	R				
66756	1999	688	Am <sup>19</sup>		2005	544 *	Am
	2003	457	R	68120.5	2002	450	Ad
66801	2004	309 *	Am	68121	1999	953 *	R
66903	1999	916	Am		2002	450	Ad
	2001	571	Am (by Sec. 1 of Ch.)	68130.5	2001	814	Ad
				68130.7	2002	19 *	Ad
	2001	580	Am (by Sec. 2 of Ch.)	69430	2000	403 *	Ad
				69431	2000	403 *	Ad
66903.5	2001	443	Ad & R <sup>37 19</sup>	69432	2000	403 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>			<i>Affected By</i>				
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
69432.5	2000	403 *	Ad	69535	2000	403 *	R <sup>232</sup>
69432.7	2000	403 *	Ad	69535.1	2000	403 *	R <sup>232</sup>
	2001	159	Am <sup>305</sup>	69535.5	2000	403 *	R <sup>232</sup>
	2003	339	Am	69537	2000	403 *	R <sup>232</sup>
69432.8	2000	403 *	Ad	69538	2000	403 *	R <sup>232</sup>
69432.9	2000	403 *	Ad	69539	2000	403 *	R <sup>232</sup>
69433	2000	403 *	Ad	69540	2000	403 *	R <sup>232</sup>
69433.4	2003	345	Ad & R <sup>75</sup>	69541	2000	108 *	Ad
	2004	554	Am <sup>349</sup>		2000	403 *	R <sup>232</sup>
69433.5	2000	403 *	Ad	69544	2000	403 *	R <sup>232</sup>
69433.6	2000	403 *	Ad	69545	2000	403 *	R <sup>232</sup>
69433.7	2000	403 *	Ad	69546	2000	403 *	R <sup>232</sup>
69433.8	2000	403 *	Ad	69546.5	2000	403 *	R <sup>232</sup>
69433.9	2000	403 *	Ad	69547	2000	403 *	R <sup>232</sup>
69434	2000	403 *	Ad	69547.5	2000	403 *	Ad & R <sup>38</sup>
	2001	8 *	Am	69547.9	2000	403 *	Ad & R <sup>38</sup>
69434.5	2000	403 *	Ad	69561.5	2000	588	Ad & R <sup>43</sup>
	2001	159	Am <sup>305</sup>	69612	1999	650	Am (by Sec. 1 of Ch.)
69435	2000	403 *	Ad				
69435.3	2000	403 *	Ad		1999	651	Am (by Sec. 1.5 of Ch.)
	2001	8 *	Am				
69436	2000	403 *	Ad		2000	70 *	Am
	2001	8 *	Am		2000	583	Am (as am by Stats. 2000, Ch. 70)
69436.5	2000	403 *	Ad				
69437	2000	403 *	Ad				
69437.3	2000	403 *	Ad		2003	91	Am
69437.5	2000	403 *	Ad	69612.5	1999	650	Am (by Sec. 2 of Ch.)
69437.6	2000	403 *	Ad				
	2001	8 *	Am		1999	651	Am (by Sec. 2.5 of Ch.)
69437.7	2001	159	Am <sup>305</sup>		2000	70 *	Am
	2000	403 *	Ad		2000	583	R (as am by Stats. 2000, Ch. 70)
69439	2000	403 *	Ad				
69440	2001	159	Am <sup>305</sup>	69613	1999	650	Am (by Sec. 3 of Ch.)
	2000	403 *	Ad				
	2003	91	Am		1999	651	Am (by Sec. 3.5 of Ch.)
	2003	573	Am				
69505	1999	471 *	Ad		1999	651	Am (by Sec. 3.5 of Ch.)
69514.5	2000	403 *	Ad				
69522	1999	636	Am		2000	70 *	Am
	2004	216 *	Am		2000	583	Am (as am by Stats. 2000, Ch. 70)
	2004	657 *	Am (as am by Stats. 2004, Ch. 216)	69613.1	1999	650	Am (by Sec. 4 of Ch.)
	2005	73 *	Am		1999	651	Am (by Sec. 4.5 of Ch.)
69525	2004	216 *	Am				
69529	1999	636	Am				
69529.5	2004	216 *	Am		2000	70 *	Am
	2004	657 *	Am (as am by Stats. 2004, Ch. 216)		2000	583	Am (as am by Stats. 2000, Ch. 70)
69530	2000	403 *	R <sup>232</sup>		2001	159	Am <sup>305</sup>
69531	2000	403 *	R <sup>232</sup>		2003	91	Am
69532	2000	70 *	Am	69613.15	1999	904	Ad
	2000	403 *	R <sup>232</sup>			2000	583
	2003	91	Am	69613.2	2000	583	Am
69532.5	2000	403 *	R <sup>232</sup>	69613.3	2000	70 *	R
69533	2000	403 *	R <sup>232</sup>	69613.4	2000	583	Am
69534.1	2000	403 *	R <sup>232</sup>	69613.5	2000	70 *	Am
69534.3	2000	403 *	R <sup>232</sup>		2000	583	Am (as am by Stats. 2000, Ch. 70)
69534.4	2000	403 *	R <sup>232</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
69613.55	1999	650	R (as ad by Stats. 1998, Ch. 545)	69626	2002	659 *	S <sup>54 57</sup>
	2000	70 *	R	69627	2002	659 *	S <sup>54 57</sup>
69613.6	2000	70 *	Am	69628	2002	659 *	S <sup>54 57</sup>
69613.7	2000	371	Ad	69629	2002	659 *	R
69613.8	2000	583	Ad	69630	2002	659 *	R
69614	2000	70 *	Am	69631	2002	659 *	R
	2000	583	Am (as am by Stats. 2000, Ch. 70)	69632	2002	659 *	R
				69633	2002	659 *	R
69615	2000	583	Am	69634	2002	659 *	R
69615.2	2000	583	R	69635	2002	659 *	R
69615.4	1999	650	Am (by Sec. 6 of Ch.)	69636	2002	659 *	R
	1999	651	Am (by Sec. 5.5 of Ch.)	69637	2002	659 *	R
	2000	70 *	Am	69638	2002	659 *	R
	2000	583	Am (as am by Stats. 2000, Ch. 70)	69639	2002	659 *	R
	2003	91	Am	69733	2001	745 *	R
69615.6	1999	72 *	Am	69740	2001	881	Ad
	1999	650	Am (by Sec. 7 of Ch., as am by Stats. 1999, Ch. 72)	69741	2001	881	Ad
	1999	651	Am (by Sec. 6.5 of Ch., as am by Stats. 1999, Ch. 72)	69741.5	2001	881	Ad
	2000	70 *	Am	69742	2001	881	Ad
	2000	583	Am (as am by Stats. 2000, Ch. 70)	69743	2001	881	Ad
				69743.5	2001	881	Ad
				69744	2001	881	Ad
				69745	2001	881	Ad
				69746	2001	881	Ad
				69747	2001	881	Ad
				69748	2001	881	Ad
				69750	2003	345	Ad <sup>424</sup> R <sup>69</sup>
					2004	549	Am (by Sec. 2 of Ch.)
					2004	554	Am
				69750.3	2003	345	Ad <sup>424</sup> R <sup>69</sup>
					2004	549	Am (by Sec. 3 of Ch.)
					2004	554	Am
69616	2000	583	R	69750.5	2003	345	Ad <sup>424</sup> R <sup>69</sup>
	2005	73 *	Ad		2004	549	Am
69616.1	2005	73 *	Ad		2004	554	Am
69616.2	2005	73 *	Ad	69750.7	2003	345	Ad <sup>424</sup> R <sup>69</sup>
69616.3	2005	73 *	Ad		2004	554	Am
69616.4	2005	73 *	Ad		2004	549	Am
69616.5	2005	73 *	Ad	69751	2003	345	Ad <sup>424</sup> R <sup>69</sup>
69616.6	2005	73 *	Ad		2004	554	Am
69616.7	2005	73 *	Ad		2003	345	Ad <sup>424</sup> R <sup>69</sup>
69616.8	2005	73 *	Ad		2004	549	Am
69616.9	2005	73 *	Ad		2004	554	Am (by Sec. 7.5 of Ch.)
69617	2005	73 *	Ad	69751.2	2004	549	Ad
69618.1	1999	72 *	Am	69751.3	2003	345	Ad <sup>424</sup> R <sup>69</sup>
	2000	460	Am		2004	549	R & Ad
69618.2	1999	72 *	Am		2004	554	R & Ad
	2000	460	Am	69751.5	2003	345	Ad <sup>424</sup> R <sup>69</sup>
69618.3	1999	72 *	Am		2004	549	R & Ad
	2000	460	Am		2004	554	R & Ad
69618.9	2003	227 *	Am		2003	345	Ad <sup>424</sup> R <sup>69</sup>
69620	2002	659 *	S <sup>54 57</sup>	69751.8	2004	549	Ad
69621	1999	83	Am <sup>30</sup>	69761	1999	636	Am
	2002	659 *	S <sup>54 57</sup>	69763	1999	636	Am
69622	2002	659 *	S <sup>54 57</sup>	69763.1	2002	784	Am <sup>490</sup>
69623	2002	659 *	S <sup>54 57</sup>	69763.2	2002	784	Am <sup>490</sup>
69624	2002	659 *	S <sup>54 57</sup>	69766	1999	636	Am
69625	2002	659 *	Am <sup>54 57</sup>				

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
69766 (Cont.)	2004	216 *	Am	70002	2003	91	Am
69766.1	1999	636	Am	70003	2000	70 *	Ad
69767	1999	636	Am		2000	70 *	Ad
69768	1999	636	Am	70004	2003	91	Am
	2004	216 *	Am	70005	2000	70 *	Ad
69958	2004	788	Am		2000	70 *	Ad
69980	1999	664	Am	70010	2003	91	Am
	2002	406 *	Am		2002	38 *	Ad
	2005	318	Am		2003	62	Am <sup>519</sup>
69981	1999	664	Am	70010.1	2002	38 *	Ad
	2000	404 *	Am		2002	406 *	Am (as ad by Stats. 2002, Ch. 38)
	2005	318	Am				
69982	1999	664	Am	70010.5	2002	38 *	Ad
	2002	406 *	Am		2002	406 *	Am (as ad by Stats. 2002, Ch. 38)
	2005	318	Am				
69983	1999	664	Am	70010.7	2002	38 *	Ad
	2002	406 *	Am		2002	406 *	Am (as ad by Stats. 2002, Ch. 38)
	2005	318	Am				
69984	1999	664	Am				
	2005	318	Am				
69985	1999	664	Am	70011	2002	38 *	Ad
	2002	406 *	Am		2002	406 *	Am (as ad by Stats. 2002, Ch. 38)
69986	1999	664	Am				
	2002	406 *	Am				
	2005	318	Am	70011.3	2002	38 *	Ad
69989	1999	664	Am	70011.5	2002	38 *	Ad
	2005	318	Am	70011.7	2002	38 *	Ad
69990	2002	406 *	Am		2002	406 *	Am (as ad by Stats. 2002, Ch. 38)
	2005	318	Am				
69992	2005	318	Am				
69993	2005	318	Am	70011.9	2002	38 *	Ad
69993.5	1999	664	Am	70901.1	2005	654 *	Am
69993.7	1999	664	Ad	70901.2	2001	799	Ad
69995	2000	404 *	Ad	71000	2000	390	Am
	2001	734 *	Am		2003	860	Am
	2002	1055	Am	71003	2003	860	Am
	1X 2003-04	4 *	Am	71020	2004	349	Am
	1X 2003-04	10 *	S <sup>19 73</sup>	71027	2004	193	Am <sup>571</sup>
69996	2000	404 *	Ad	71028	2001	745 *	Am
	2001	734 *	Am	71040	2005	654 *	Am
	1X 2003-04	10 *	S <sup>19 73</sup>	71051	2004	193	Am <sup>571</sup>
69997	2000	404 *	Ad	71093	2004	139 *	Ad & R <sup>68</sup>
	2001	734 *	Am		2005	22	Am <sup>647</sup>
	1X 2003-04	4 *	Am	72024	2005	654 *	Ad(RN)
	1X 2003-04	10 *	S <sup>19 73</sup>	72104	2005	654 *	Am
69998	2000	404 *	Ad <sup>204</sup>	72330	2003	292	Am
	2001	734 *	Am <sup>379</sup>	72401	2005	654 *	Am
	1X 2003-04	4 *	Am	72425	2001	401	Am
	1X 2003-04	10 *	S <sup>19 73</sup>		2005	654 *	Am & RN <sup>185</sup>
69999	2000	404 *	Ad	72533	2000	44	Am
	1X 2003-04	10 *	S <sup>19 73</sup>	72675	2005	654 *	Am
69999.3	2003	573	Ad	72681	2001	745 *	R
69999.5	1X 2003-04	10 *	Ad <sup>73</sup> R <sup>22</sup>	72682	2005	654 *	Am
				72871	2005	654 *	Am
69999.6	2004	227 *	Ad	74265	1999	82 *	Am
69999.7	2004	227 *	Ad	74265.5	1999	82 *	Ad
69999.8	2004	227 *	Ad	76001	2000	1073	Am
70000	2000	70 *	Ad		2003	786	Am
	2002	1167 *	Am		2005	399	Am
70001	2000	70 *	Ad	76002	2003	786	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
76067	2005	654 *	Am	81705	2002	637	Ad & R <sup>68</sup>
76140	2005	654 *	Am	81706	2002	637	Ad & R <sup>68</sup>
76141	2005	654 *	Am	81707	2002	637	Ad & R <sup>68</sup>
76142	2005	654 *	Am	81708	2002	637	Ad & R <sup>68</sup>
76240	2005	654 *	Am	84040	2000	1055 *	Am (by Sec. 15 of Ch.)
76300	1999	72 *	Am				
	2000	71 *	Am	84040.5	2004	935	Am
	2002	450	Am	84041	2005	360	Ad
	2003	227 *	Am	84321	2003	227 *	Ad
	2004	216 *	Am		2004	216 *	Am
	2005	654 *	Am	84321.5	2004	216 *	Ad
76355	2005	320	Am	84322	2003	227 *	Ad
76360	2005	654 *	Am	84750	1999	78 *	Am
76375	2005	654 *	Am		2003	573	Am
78016.5	2005	515	Ad <sup>723</sup> R <sup>677</sup>	84751	2005	654 *	Am
				84754.5	2005	73 *	Ad
78017	2005	362	Ad	84760	2004	216 *	Ad
78017.3	2005	362	Ad	85235	2005	654 *	Am
78020	2005	654 *	Am	85236	2005	654 *	Am
78021	2005	654 *	Am	85237	2005	654 *	Am
78032	2004	349	Am	85237.5	2005	654 *	Am
	2005	654 *	Am	85238	2005	654 *	Am
78103	2005	654 *	Am	85239	2005	654 *	Am
78217	2001	745 *	R	85240	2005	654 *	Am
78275	2001	714	Ad	85243	2005	654 *	Am
78275.5	2001	714	Ad	85244	2005	654 *	Am
	2005	654 *	R	85265.5	2005	654 *	Am
78300	2001	734 *	Am	85280	2005	654 *	Am
79202	2004	668	Am	85281	2005	654 *	Am
79203	2004	668	Am	85282	2005	654 *	Am
79210	2001	514	Ad	85284	2005	654 *	Am
81050	2003	552	Ad	85288	2005	654 *	Am
81051	2003	552	Ad	85301	2005	654 *	Am
81130.3	2003	552	Am	85302	2005	654 *	Am
81133.5	2000	463	Ad	87018	2003	783	Ad
81149	1999	179	Am	87031	2000	886	R & Ad
	2000	135	Am <sup>203</sup>	87061	2005	654 *	Am
81383	2005	363	Ad	87100	2002	1169	R & Ad
81384	2005	363	Ad		2004	788	Am
81400	2001	430	Am	87101	2002	1169	R & Ad
81450.5	2001	98	Ad	87102	2002	1169	R & Ad
	2002	88	Am	87103	2002	1169	R & Ad
81452	2002	88	Am	87104	2001	745 *	Am
81610	1X 2001–02	8 *	Ad & R <sup>37.5</sup>		2002	1169	R
81611	1X 2001–02	8 *	Ad & R <sup>37.5</sup>	87105	2002	1169	R & Ad
81612	1X 2001–02	8 *	Ad & R <sup>37.5</sup>	87106	2002	1169	R & Ad
81613	1X 2001–02	8 *	Ad & R <sup>37.5</sup>	87107	2002	1169	R & Ad
81614	1X 2001–02	8 *	Ad & R <sup>37.5</sup>	87108	2002	1169	Ad
81615	1X 2001–02	8 *	Ad & R <sup>37.5</sup>	87160	2000	531	Ad
81620	1X 2001–02	8 *	Ad	87161	2000	531	Ad
81621	1X 2001–02	8 *	Ad	87162	2000	531	Ad
81622	1X 2001–02	8 *	Ad	87163	2000	531	Ad
81623	1X 2001–02	8 *	Ad	87164	2000	531	Ad
81624	1X 2001–02	8 *	Ad		2001	159	Am <sup>305</sup>
81700	2002	637	Ad & R <sup>68</sup>		2001	416	Am
81700.5	2002	637	Ad & R <sup>68</sup>		2002	81	Am
81700.7	2002	637	Ad & R <sup>68</sup>	87458	2001	144	Am
81701	2002	637	Ad & R <sup>68</sup>	87470	2001	144	Am
81702	2002	637	Ad & R <sup>68</sup>	87474	2002	85	Am
81703	2002	637	Ad & R <sup>68</sup>	87482.4	1999	738	Ad
81704	2002	637	Ad & R <sup>68</sup>	87482.5	2003	25	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
87482.7	2002	1169	Am				
87482.8	2003	882	Ad	88541	2002	544	Am <sup>68</sup>
87482.9	2001	850	Ad		2000	939	Ad & R <sup>20</sup>
87488	2003	313	Am		2002	544	S <sup>68</sup>
87488.1	2003	313	Ad <sup>499</sup>	88542	2000	939	Ad & R <sup>20</sup>
			R <sup>63</sup>		2002	544	Am <sup>68</sup>
87601	2002	85	Am	88543	2000	939	Ad & R <sup>20</sup>
87610.1	2000	124	Am		2002	544	Am <sup>68</sup>
87661	2002	85	Am	88550	2000	939	Ad & R <sup>20</sup>
87675	2004	182	Am <sup>81 614</sup>		2002	544	Am <sup>68</sup>
87679	2004	182	Am <sup>81 614</sup>	88551	2000	939	Ad & R <sup>20</sup>
87781	2005	654*	Am		2002	544	Am <sup>68</sup>
87834.5	2003	344	Ad	89005.5	2001	219	Am
87861	1999	738	Am <sup>84</sup>		2002	664	Am <sup>431</sup>
87863	1999	738	Am <sup>85</sup>	89005.7	2005	146	Ad
87865	1999	738	R	89009	2004	303	Am
87883	1999	738	Am <sup>86</sup>	89010	1999	83	Am <sup>30</sup>
87884	1999	738	Am	89030.1	2001	717	Am <sup>20</sup>
87885	2000	71*	Am		2002	182	Am <sup>68</sup>
	2001	891*	Am	89036	2001	219	Am
88002	2003	280	Am	89045	2001	219	Am
88003	2002	867	Am	89048	2001	219	Am
88003.1	2002	894	Ad	89090	2005	498	Ad & R <sup>111</sup>
88013	2001	839	Am (by Sec. 2 of Ch.)	89090.5	2005	498	Ad & R <sup>111</sup>
	2001	844	Am (by Sec. 2.5 of Ch.)	89230	2001	734*	Am
88017	2003	880	Am	89241	2005	552	Ad
88033	2004	183	Am <sup>571</sup>	89260	1999	593*	Ad
88069	2000	488	Am		2003	463	Am
88091	2000	951	Am	89260.3	1999	593*	Ad
88104	2003	181	Am	89260.5	1999	593*	Ad
88112	2004	788	Am		2003	463	Am
88131	2004	182	Am <sup>81 614</sup>	89260.7	1999	593*	Ad
88167.5	2003	344	Ad		2003	463	R
88207	2003	843	Am	89270	2004	718	Ad & R <sup>547</sup>
88210	2001	260	Am	89270.5	2004	718	Ad & R <sup>547</sup>
Title 3, Div. 7, Pt. 52, heading (Sec. 88500 et seq.)				89272	2004	718	Ad & R <sup>547</sup>
88500	2002	544	Am <sup>68</sup>	89274	2004	718	Ad & R <sup>547</sup>
	2000	939	Ad & R <sup>20</sup>	89276	2004	718	Ad & R <sup>547</sup>
	2002	544	Am <sup>68</sup>	89278	2004	718	Ad & R <sup>547</sup>
	2004	225*	Am	89304	2000	285	Am
88510	2000	939	Ad & R <sup>20</sup>	89305	2000	330	Ad
	2002	544	Am <sup>68</sup>	89305.1	2000	330	Ad
	2004	225*	Am	89305.4	2000	330	Ad
88515	2000	939	Ad & R <sup>20</sup>	89305.5	2000	330	Ad
	2002	544	Am <sup>68</sup>	89305.7	2000	330	Ad
88520	2000	939	Ad & R <sup>20</sup>	89306	2000	330	Ad
	2002	544	Am <sup>68</sup>	89306.5	2000	330	Ad
88525	2000	939	Ad & R <sup>20</sup>	89307	2000	330	Ad
	2002	544	Am <sup>68</sup>	89307.1	2000	330	Ad
88530	2000	939	Ad & R <sup>20</sup>	89307.2	2000	330	Ad
	2002	544	Am <sup>68</sup>	89307.4	2000	330	Ad
88531	2000	939	Ad & R <sup>20</sup>	89343	2004	193	Am <sup>571</sup>
	2002	544	Am <sup>68</sup>	89415	2000	752	Ad & R <sup>38</sup>
88532	2005	352	Ad <sup>764</sup>	89415.3	2000	752	Ad & R <sup>38</sup>
88540	2000	939	Ad & R <sup>20</sup>	89415.5	2000	752	Ad & R <sup>38</sup>
				Title 3, Div. 8, Pt. 55, Ch. 4.2, heading (Sec. 89416 et seq.)	2003	201	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
89416	2000	752	Ad & R <sup>38</sup>	92625.1	2002	1040	Ad
	2003	201	Am	92625.3	2002	1040	Ad
	2005	384	Am	92625.5	2002	1040	Ad
89416.3	2000	752	Ad & R <sup>38</sup>	92625.7	2002	1040	Ad
89416.5	2000	752	Ad & R <sup>38</sup>	92625.9	2002	1040	Ad
89417	2000	752	Ad & R <sup>38</sup>	92630	2005	498	Ad & R <sup>111</sup>
89417.3	2000	752	Ad & R <sup>38</sup>	92630.5	2005	498	Ad & R <sup>111</sup>
89417.5	2000	752	Ad & R <sup>38</sup>	92630.9	2005	498	Ad & R <sup>111</sup>
Title 3, Div. 8, Pt. 55, Ch. 4.7, heading (Sec. 89440 et seq.)				92640	2004	193	Am <sup>571</sup>
	2001	403	Am	92655	2001	459	Ad & R <sup>19</sup>
89440	1999	285	Ad	92655.1	2002	664	Ad(RN) <sup>431</sup>
	2001	403	Am	92665.1	2001	459	Ad
	2004	225*	Am		2002	664	Am & RN <sup>431</sup>
89450	1999	1020	Ad	92725	2003	582	Am
89451	1999	1020	Ad	92820	2000	71*	Am
89452	1999	1020	Ad	92850	IX 1999–2000	2*	Ad
89500.7	2004	264	Ad		2001	717	Am
89519.5	2002	869	Ad	92851	IX 1999–2000	2*	Ad
89529.03	2004	69*	Am	92855	IX 1999–2000	2*	Ad
89536.1	2003	213	Ad	92856	IX 1999–2000	2*	Ad
89538	1999	283	Am	92900	2000	79*	Ad
89539	1999	283	Am		2001	891*	Am
89539.1	2003	846	Ad	92901	2000	79*	Ad
89539.2	2003	846	Ad		2001	159	Am <sup>305</sup>
	2004	183	Am <sup>571</sup>		2001	891*	Am
	2005	22	Am <sup>647</sup>	94050	2002	405	Am
89542.5	2001	808	Am	94100	2001	569	Am (by Sec. 1 of Ch.)
89570	2005	310	Ad		2002	1081	Am
89571	2005	310	Ad	94103	2005	318	Ad
89572	2005	310	Ad	94110	2001	569	Am (by Sec. 2 of Ch.)
89573	2005	310	Ad		2002	1081	Am
89574	2005	310	Ad		2005	191*	Am
89621	2004	69*	Am	94123	2001	569	Am
89701	2000	285	Am	94140	2001	569	Am (by Sec. 4 of Ch.)
89702	2000	285	Am		2002	1081	Am
89702.1	2000	285	R		2003	62	Am <sup>519</sup>
89703	2000	285	Ad	94144	2001	569	Am
89704	2000	285	Am	94146	2001	569	Am
89753	2001	745*	Am	94147	2001	569	Am (by Sec. 7 of Ch.)
89761	2001	745*	Am		2002	1081	Am
89903	2002	252	Am	94154	2001	569	Am (by Sec. 8 of Ch.)
	2005	318	Am		2002	1081	Am
89911	2003	187	R		2003	62	Am <sup>519</sup>
89928	2000	330	Am	94190	2001	569	Am
90000	2000	285	Am	94191	2001	569	Am
90001	2000	285	Am	94192	2001	569	Am
90011	2000	285	Am	94193	2001	569	Am
90404	2003	187	Am	94195	2001	569	Am
90450	2004	417	R	94215	2002	1081	Ad & R <sup>317</sup>
90500	2004	417	R	94215.3	2002	1081	Ad & R <sup>317</sup>
92440.5	2002	376	Ad	94215.5	2002	1081	Ad & R <sup>317</sup>
92605	2002	1140	Ad	94215.7	2002	1081	Ad & R <sup>317</sup>
92611.5	2002	869	Ad	94215.9	2002	1081	Ad & R <sup>317</sup>
92611.7	2004	264	Ad	94216	2002	1081	Ad & R <sup>317</sup>
92615	2000	1038	Ad	94216.11	2002	1081	Ad & R <sup>317</sup>
92625	2002	1040	Ad	94216.9	2002	1081	Ad & R <sup>317</sup>

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94301	2004	740	R	94740.5	2003	340	Ad
94302	2004	740	R		2004	740	S <sup>424 68</sup>
94311.1	2004	740	R	94740.7	2003	340	Ad(RN)
94311.9	2004	740	R		2004	740	S <sup>424 68</sup>
94312	2004	740	R	94741	2004	740	S <sup>424 68</sup>
94316.10	2004	740	R	94742	2004	740	S <sup>424 68</sup>
94316.2	2004	740	R	94742.1	2000	273	Am
94316.22	2004	740	R				R & Ad <sup>63</sup>
94316.5	2004	740	R		2004	740	S (as am by
94317	2004	740	R				Sec. 1 and as ad
94317.5	2004	740	R				by Sec. 2,
94318.5	2004	740	R				Stats. 2000,
94319.16	2004	740	R				Ch. 273) <sup>424 68</sup>
94323	2004	740	R	94742.2	2004	740	R
94330	2004	740	R	94742.3	2004	740	Ad <sup>424</sup>
94331	2004	740	R				R <sup>69</sup>
94343	2004	740	R		2005	22	Am <sup>647</sup>
94344	2004	740	R	94743	2004	740	S <sup>424 68</sup>
94346	2004	740	R	94744	2004	740	S <sup>424 68</sup>
94700	2004	740	S <sup>424 68</sup>	94745	2004	740	S <sup>424 68</sup>
94705	2004	740	S <sup>424 68</sup>	94746	2004	740	S <sup>424 68</sup>
94710	2004	740	S <sup>424 68</sup>	94750	2004	740	S <sup>424 68</sup>
94711	2004	740	S <sup>424 68</sup>	94760	2004	740	S <sup>424 68</sup>
94712	2004	740	S <sup>424 68</sup>	94770	2004	740	S <sup>424 68</sup>
94713	2004	740	S <sup>424 68</sup>	94770.1	2002	107	Ad
94714	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94715	2004	740	S <sup>424 68</sup>	94771	2002	405	Am
94716	2004	740	S <sup>424 68</sup>		2003	62	Am <sup>519</sup>
94717	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94718	2004	740	S <sup>424 68</sup>	94772	2004	740	S <sup>424 68</sup>
94719	2004	740	S <sup>424 68</sup>	94774	2004	740	S <sup>424 68</sup>
94719.5	2004	740	S <sup>424 68</sup>	94774.5	2004	740	S <sup>424 68</sup>
94720	2004	740	S <sup>424 68</sup>	94775	2004	740	S <sup>424 68</sup>
94721	2004	740	S <sup>424 68</sup>	94776	2004	740	S <sup>424 68</sup>
94722	2004	740	S <sup>424 68</sup>	94777	2004	740	S <sup>424 68</sup>
94723	2004	740	S <sup>424 68</sup>	94778	2004	740	S <sup>424 68</sup>
94724	2004	740	S <sup>424 68</sup>	94779	2004	183	Am <sup>571</sup>
94725	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94726	2004	740	S <sup>424 68</sup>	94779.1	2003	789	Ad
94727	2004	740	S <sup>424 68</sup>		2004	33*	Am
94728	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94728.5	2004	740	S <sup>424 68</sup>		2004	909*	Am
94729	2004	740	S <sup>424 68</sup>	94779.2	2004	740	Ad <sup>228</sup>
94729.3	2000	625	Ad				R <sup>100</sup>
	2004	740	S <sup>424 68</sup>	94779.3	2003	789	Ad
94730	2004	740	S <sup>424 68</sup>		2004	33*	Am
94731	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94732	2004	740	S <sup>424 68</sup>	94779.4	2003	789	Ad
94733	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94734	2004	740	S <sup>424 68</sup>	94780	2004	740	S <sup>424 68</sup>
94735	2004	740	S <sup>424 68</sup>	94785	2004	740	S <sup>424 68</sup>
94736	2004	740	S <sup>424 68</sup>	94786	2004	740	S <sup>424 68</sup>
94737	2004	740	S <sup>424 68</sup>	94787	2004	740	S <sup>424 68</sup>
94738	2004	740	S <sup>424 68</sup>	94790	2004	740	S <sup>424 68</sup>
94739	2003	340	Am	94795	2004	740	S <sup>424 68</sup>
	2004	740	Am <sup>424 68</sup>	94800	2003	340	Am
	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94740	2004	740	S <sup>424 68</sup>	94802	2003	340	Am
94740.1	2003	340	Am & RN		2004	740	S <sup>424 68</sup>
94740.3	2003	340	Ad	94804	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>				S <sup>424 68</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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94806	2001	621	Am	94874	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>	94875	2004	740	S <sup>424 68</sup>
94808	2001	621	Am	94876	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>	94877	2001	621	Am
94809	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94810	2001	621	Am	94878	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>	94879	2004	740	S <sup>424 68</sup>
94812	2004	740	S <sup>424 68</sup>	94880	2004	740	S <sup>424 68</sup>
94814	2004	740	S <sup>424 68</sup>	94881	2004	740	S <sup>424 68</sup>
94814.5	2000	625	Ad	94882	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>	94900	2004	740	S <sup>424 68</sup>
94816	2004	740	S <sup>424 68</sup>	94901	2003	340	Am
94818	2004	740	S <sup>424 68</sup>		2004	183	Am <sup>571</sup>
94819	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94820	2004	740	S <sup>424 68</sup>	94905	2003	340	Am
94821	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94822	2004	740	S <sup>424 68</sup>	94915	2004	740	S <sup>424 68</sup>
94823	2004	740	S <sup>424 68</sup>	94920	2004	740	S <sup>424 68</sup>
94824	2004	740	S <sup>424 68</sup>	94925	2004	740	S <sup>424 68</sup>
94825	2001	621	Am	94930	2004	740	S <sup>424 68</sup>
	2004	740	S <sup>424 68</sup>	94931	2002	581	Am
94826	2004	740	S <sup>424 68</sup>		2004	740	Am <sup>424 68</sup>
94828	2004	740	S <sup>424 68</sup>		2005	22	Am <sup>647</sup>
94829	2004	740	S <sup>424 68</sup>	94931.1	2004	740	S <sup>424 68</sup>
94830	2004	740	S <sup>424 68</sup>	94932	2004	740	S <sup>424 68</sup>
94831	2004	740	S <sup>424 68</sup>	94934	2004	740	S <sup>424 68</sup>
94832	2004	740	S <sup>424 68</sup>	94935	2004	740	S <sup>424 68</sup>
94834	2004	740	S <sup>424 68</sup>	94936	2004	740	S <sup>424 68</sup>
94835	2004	740	S <sup>424 68</sup>	94940	2004	740	S <sup>424 68</sup>
94836	2004	740	S <sup>424 68</sup>	94942	2004	740	S <sup>424 68</sup>
94838	2004	740	S <sup>424 68</sup>	94944	2001	621	Am
94840	2001	621	Am		2004	183	Am <sup>571</sup>
	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94841	2004	740	S <sup>424 68</sup>	94945	2001	621	Am
94842	2004	740	S <sup>424 68</sup>		2002	581	Am
94846	2004	740	S <sup>424 68</sup>		2002	664	Am <sup>431</sup>
94848	2004	740	S <sup>424 68</sup>		2003	340	Am
94850	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94851	2004	740	S <sup>424 68</sup>	94946	2004	740	S <sup>424 68</sup>
94852	2004	740	S <sup>424 68</sup>	94947	2004	740	S <sup>424 68</sup>
94853	2004	740	S <sup>424 68</sup>	94948	2004	740	S <sup>424 68</sup>
94854	2004	740	S <sup>424 68</sup>	94950	2002	581	Am
94855	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94856	2004	740	S <sup>424 68</sup>	94952	2002	581	Am
94857	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94859	2004	740	S <sup>424 68</sup>	94955	2002	581	Am
94860	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94861	2004	740	S <sup>424 68</sup>	94957	2002	581	Am
94862	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94863	2004	740	S <sup>424 68</sup>	94960	2001	621	Am
94864	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94865	2004	740	S <sup>424 68</sup>	94960.5	2002	581	Ad
94866	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94867	2004	740	S <sup>424 68</sup>	94965	2002	581	Am
94868	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94869	2004	740	S <sup>424 68</sup>	94970	2004	740	S <sup>424 68</sup>
94870	2004	740	S <sup>424 68</sup>	94975	2002	581	Am
94871	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>
94872	2004	740	S <sup>424 68</sup>	94980	2002	581	Am
94873	2004	740	S <sup>424 68</sup>		2004	740	S <sup>424 68</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
94985	2001	621	Am	99227	2001	737	Ad
	2004	740	S <sup>424 68</sup>	99230	2001	737	Ad <sup>37 79</sup>
94990	2003	789	Am				R <sup>80</sup>
	2004	33*	Am		2002	1167*	S <sup>98 75</sup>
	2004	183	Am <sup>571</sup>	99231	2001	737	Ad <sup>37 79</sup>
	2004	740	S <sup>424 68</sup>				R <sup>80</sup>
94995	2002	581	Am		2002	1167*	S <sup>98 75</sup>
	2004	33*	Am	99232	2001	737	Ad <sup>37 79</sup>
	2004	740	S <sup>424 68</sup>				R <sup>80</sup>
94995.3	2001	621	Ad		2002	1167*	S <sup>98 75</sup>
	2004	740	S <sup>424 68</sup>	99233	2001	737	Ad <sup>37 79</sup>
94998	2004	740	S <sup>424 68</sup>				R <sup>80</sup>
94999	2004	740	Am <sup>424 68</sup>		2002	1167*	S <sup>98 75</sup>
99030	2001	294	Ad	99234	2001	737	Ad <sup>37 79</sup>
99105	2001	745*	R				R <sup>80</sup>
99200	2002	463	Am <sup>457 68</sup>		2002	1167*	Am <sup>98 75</sup>
	2003	91	Am		2003	91	Am
	2003	857	Am		2003	227*	Am
99200.5	2002	463	S <sup>457 68</sup>	99234.5	2001	737	Ad <sup>37 79</sup>
99201	2002	463	S <sup>457 68</sup>				R <sup>80</sup>
99201.5	2002	463	S <sup>457 68</sup>		2002	1167*	S <sup>98 75</sup>
99202	2002	463	S <sup>457 68</sup>	99235	2001	737	Ad <sup>37 79</sup>
99203	2002	463	S <sup>457 68</sup>				R <sup>80</sup>
	2003	91	Am		2002	1167*	Am <sup>98 75</sup>
99204	2002	463	S <sup>457 68</sup>		2003	62	Am <sup>519</sup>
99206	2002	463	Am <sup>457 68</sup>		2003	227*	Am
					2004	183	Am <sup>571</sup>
Title 3, Div. 14, Pt. 65, Ch. 5, Art. 2, heading (Sec. 99220 et seq.)					2005	22	Am <sup>647</sup>
	2000	77*	Am	99236	2001	737	Ad <sup>37 79</sup>
99220	2000	77*	Am				R <sup>80</sup>
	2000	986	Am		2002	1167*	S <sup>98 75</sup>
	1X 1999–2000	2*	Ad	99238	2001	737	Ad <sup>37 79</sup>
	2001	737	Am				R <sup>80</sup>
	2003	91	Am	99239	2001	737	Ad <sup>37 79</sup>
99221	2000	77*	Am & RN & Ad				R <sup>80</sup>
	2000	986	Am	99240	2001	737	Ad <sup>37 79</sup>
	1X 1999–2000	2*	Ad				R <sup>80</sup>
	2001	737	Am		2002	1167*	Am <sup>98 75</sup>
99222	2000	77*	Ad	99241	2001	737	Ad <sup>37 79</sup>
	2000	986	Am				R <sup>80</sup>
	2001	737	Am		2002	1167*	S <sup>98 75</sup>
99223	2000	404*	Ad	99242	2001	737	Ad <sup>37 79</sup>
	2001	734*	Am				R <sup>80</sup>
	2001	737	Am		2002	1167*	Am <sup>98 75</sup>
99224	2000	77*	Ad	99300	2003	573	R
	2000	986	Am	99301	2003	573	R
	2001	737	Am	99302	2003	573	R
99225	2000	77*	Ad	99303	2003	573	R
	2000	986	Am	99304	2003	573	R
	2001	737	Am	99305	2003	573	R
99225.5	2000	77*	Ad	99306	2001	745*	Am
	2000	986	Am		2001	750	R
99226	2000	77*	Ad(RN)	99307	2003	573	R
	2001	737	Am	100420	1999	858	Am
	2002	664	Am <sup>431</sup>	100600	2002	33*	Ad <sup>394</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
100601	2002	33 *	Ad <sup>394</sup>	100827	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100603	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100610	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100615	2002	33 *	Ad <sup>394</sup>	100830	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100620	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100625	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100627	2002	33 *	Ad <sup>394</sup>	100832	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100630	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100632	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100634	2002	33 *	Ad <sup>394</sup>	100834	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100635	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100636	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100638	2002	33 *	Ad <sup>394</sup>	100835	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100640	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100642	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100644	2002	33 *	Ad <sup>394</sup>	100836	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100646	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100650	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100652	2002	33 *	Ad <sup>394</sup>	100838	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100653	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100654	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100700	2002	33 *	Ad <sup>394</sup>	100840	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100710	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100720	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100725	2002	33 *	Ad <sup>394</sup>	100842	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100730	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100735	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100740	2002	33 *	Ad <sup>394</sup>	100844	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100745	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100750	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100755	2002	33 *	Ad <sup>394</sup>	100846	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
100760	2002	33 *	Ad <sup>394</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100800	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>	100850	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100801	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>	100852	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100803	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>	100853	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100810	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>	100854	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100815	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100820	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100825	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
			Ad (by Sec. 31.5 of Ch.) <sup>396</sup>				Ad (by Sec. 31.5 of Ch.) <sup>396</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EDUCATION CODE—Continued**

<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
100900	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100940	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100910	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100945	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100920	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100950	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100925	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100955	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100930	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100960	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
100935	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>	100970	2002	33 *	Ad (by Sec. 31 of Ch.) <sup>395</sup> Ad (by Sec. 31.5 of Ch.) <sup>396</sup>
				125704	1999	819	Ad
				125710	1999	819	Ad

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## ELECTIONS CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
9	1999	312	Am	2155	2000	899	Am
13	2003	810	Am		2002	665*	Am
13.5	1999	550*	Am <sup>1</sup>	2156	2002	665*	Am
	2000	1081	Am	2157	2002	959	Am & R <sup>18</sup>
	2002	784	Am <sup>490</sup>				Ad <sup>63</sup>
17	2003	809	Ad		2005	726	Am
	2004	592	Am	2157.1	2005	726	Ad
100.5	2001	922	Am	2157.2	2005	726	Ad
101.5	2002	959	Ad & R <sup>18</sup>	2160	2005	726	Am
102	2001	105	Am	2162.5	2002	959	Ad & R <sup>18</sup>
302	2003	810	Am	2166	2000	89	Am
307	2002	221	Am	2166.5	2000	89	Am
308	2002	221	Am		2000	562	Am (by Sec. 1.5 of Ch.)
311	2002	221	R				Am <sup>68</sup>
316	2004	817	Am		2002	380	Am
321	2003	810	Am	2185	2001	923	Am
325	2002	784	R <sup>490</sup>		2002	664	Am <sup>431</sup>
327	2002	784	Am <sup>490</sup>	2187	1999	312	Am
331	2004	592	Am		2000	899	Am
332	2004	592	Am		2000	1081	Am
340	2004	817	Am		2003	810	Am
354.5	2001	922	Ad	2188.1	2005	726	Ad
1000	1999	2*	Am	2188.5	2005	121	Ad
	1999	6*	Am	2194	2003	809	Am
	2004	817	Am		2003	810	Am (by Sec. 7 of Ch.)
1001	2004	817	Am				Am (by Sec. 7 of Ch.)
1003	1999	858	Am		2005	726	Am (by Sec. 7 of Ch.)
	2000	1081	Am	2195	2002	959	Ad & R <sup>18</sup>
1201	2004	817	Am	2196	2002	959	Ad & R <sup>18</sup>
1202	2004	817	Am	2202	2005	726	Am
1301	2003	824	Am	2212	2002	784	Am <sup>490</sup>
	2004	785	Am	2250	2005	660	Ad
1303	2003	810	Am	2300	2003	425	Ad
1405	2000	55	Am	3001	2002	753	Am
	2001	159	Am <sup>305</sup>	3006	2000	898	Am
	2001	924	Am		2001	925*	Am
	2002	664	Am <sup>431</sup>	3007.5	2002	753	Ad
1500	2002	344	Am	3007.7	2002	753	Ad
	2003	824	R & Ad	3008	2002	753	Am
	2004	817	Am		2003	119	Am
1501	2003	824	R		2001	916	Am
1502	2003	824	R	3011	2001	916	Am
2001	2000	898	R	3017	2001	916	Am <sup>431</sup>
2035	2000	899	Am		2002	664	Am <sup>431</sup>
2102	2000	899	Am	3018	1999	368	Am
2107	2000	899	Am	3024	2002	1032*	Ad
2119	2000	899	Am	3100	2003	347	Am
2124	2003	809	Ad	3101	2003	347	Am
2131	2003	809	Ad	3102	2004	821*	Am
2145	2003	819	Ad				R & Ad <sup>301</sup>
2146	2003	819	Ad	3103	2003	347	Am
2150	1999	312	Am		2003	811	Am (by Sec. 2.5 of Ch.)
	2000	89	Am				Am
	2003	385	Am		2004	821*	Am
	2005	726	Am				R & Ad <sup>301</sup>
2151	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad	3103.5	2004	821*	Ad & R <sup>317</sup>
				3104	2003	347	Am
				3105	2003	347	R
				3106	2003	347	Am
				3108	2003	347	Am
2154	2000	899	Am	3110	2003	347	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**ELECTIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
3201	2001	918	Am		2003	810	Am
	2001	922	Am	6202	1999	791 *	Am
	2002	664	Am <sup>431</sup>		2003	810	R
	2003	347	Am	6203	1999	791 *	Am
3203	2001	922	Am		2003	810	R
	2003	347	Am	6204	1999	791 *	Am
3205	2001	925 *	Am		2003	810	R
3206	2003	347	Am (by Sec. 11 of Ch.)	6220	2000	55	Am
	2003	819	Am (by Sec. 2.5 of Ch.)	6221	1999	791 *	R
	2005	113	Am	6300	1999	159 *	Am
3303	2003	347	Am	6341	1999	312	Am
3304	2003	347	Am	6342	1999	312	Am
	2003	811	Am (by Sec. 3.5 of Ch.)	6365	1999	790	Am
	2003	347	Am	6380	1999	790	R
3305	2003	347	Am	6381	1999	790	R
3306	2003	347	R	6382	1999	790	Am
3307	2003	347	Am	6383	1999	790	Am
3308	2003	347	Am	6400	1999	790	Am
3309	2003	347	R	6420	2000	55	Am
3400	2004	592	Am	6421	2000	55	Am
3500	2003	811	Am	6422	2000	55	Am
4000	2003	824	Am	6521	1999	312	Am
4001	2001	385	Ad & R <sup>208</sup>	6522	1999	312	Am
4002	2005	86	Am	6560	1999	790	Am
4004	2003	401	Ad	6586	1999	790	Am
	2005	86	Am	6587	1999	790	Am
4101	2003	810	Am	6588	1999	790	R
	2003	811	Am (by Sec. 5.5 of Ch.)	6589	1999	790	R
	2005	86	Am	6590	1999	790	R
4108	2005	86	Am	6591	1999	790	Am
5000	2000	1081	Am	6592	1999	790	Am
5100.5	2000	1081	Ad	6593	1999	790	Am
6020	1999	791 *	Am	6640	2000	55	Am
6022	1999	791 *	Am	6641	2000	55	Am
	2003	810	R	6642	2000	55	Am
6023	1999	791 *	Am	6643	2000	55	Am
6041	1999	791 *	Am	6723	1999	312	Am
6042	1999	312	Am	6724	1999	312	Am
	1999	791 *	Am	6760	1999	790	Am
6081	1999	791 *	Am	6786	1999	790	Am
6083	2003	810	R	6787	1999	790	Am
6084	1999	791 *	Am	6788	1999	790	R
	2003	810	R	6789	1999	790	R
6085	2003	810	R	6790	1999	790	R
6086	1999	791 *	Am	6791	1999	790	Am
	2003	810	Am	6792	1999	790	Am
6101	1999	791 *	Am	6797	1999	790	Am
6108	1999	790	Am	6842	2000	55	Am
6120	1999	790	R	6843	2000	55	Am
6121	1999	790	R	6844	2000	55	Am
6122	1999	790	Am	6845	2000	55	Am
	1999	791 *	Am	6951	1999	312	Am
6123	1999	790	Am	6952	2004	817	Am
6140	1999	790	Am	6953	1999	312	Am
6160	1999	312	Am	6954	1999	312	Am
	1999	791 *	Am	7227	2003	811	Am
6180	1999	312	Am	7310	2003	868	Ad <sup>568</sup>
	2004	817	Am				R <sup>63</sup>
6201	1999	791 *	Am	7400.1	2002	257	Ad
				7400.3	2002	257	Ad
				7400.5	2005	65	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**ELECTIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7411	2002	257	Am	9190	2002	228	Am
7420	1999	159*	Am	9203	1999	312	Am
	2000	494	Am	9204	1999	312	Am
7422	2003	811	Am		2002	237	Am
7441	1999	159*	Am	9209	2001	105	Am
	1999	791*	Am	9212	2000	496	Am
	2000	494	Am	9214	2000	55	Am
7443	1999	159*	Am	9215	2000	55	Am
7672	2003	811	Am	9222	2002	371	Am
7770	2003	811	R & Ad	9225	2000	55	R
7772	2003	811	Am	9237	2001	105	Am
7772.1	1999	312	Ad	9237.5	1999	312	Ad
8020	2004	98	Am	9238	2001	105	Am
8022	2003	811	R & Ad	9255	2002	53	Am
8023	2000	1081	Am	9265	2002	53	Am
	2003	811	R	9283	2000	1081	Am
8040	2000	135	Am <sup>203</sup>		2004	785	Am
	2001	159	Am <sup>305</sup>	9285	2004	785	Am
	2002	221	Am	9286	2002	371	Am
	2003	277	Am	9295	2002	228	Am
8041	1999	790	Am	9305	2001	105	Am
8042	1999	790	R	9307	2001	105	Am
8065	1999	790	Am	9309	2001	70	Am
8066	1999	790	Am	9310	2000	55	Am
8105	2003	811	Am	9311	2000	55	Am
8150	1999	312	Am	9317	2002	228	R & Ad
8202	2003	811	Am	9380	2002	228	Am
8203	2002	784	Am <sup>490</sup>	9401	2000	1081	Am
8204	2003	811	Am	9402	2000	1081	Am
8350	2003	811	R	9501	2000	1081	Am
8409	1999	790	Am	9501.5	2000	1081	Ad
8450	1999	790	R	9504	2002	228	R & Ad
8451	1999	790	Am	9506	2000	1081	R
8452	1999	790	Am	9507	2000	1081	R
	2002	228	Am	9509	2002	228	Am
8453	1999	790	R	9607	2002	959	Ad & R <sup>18</sup>
8454	1999	790	Am		2005	726	Ad
8500	1999	790	Am	9608	2002	959	Ad & R <sup>18</sup>
8602	1999	790	Am		2005	726	Ad
9014	2000	1081	Am	9609	2002	959	Ad & R <sup>18</sup>
9021	2001	105	Am		2005	726	Ad
9022	2001	105	Am	9610	2002	959	Ad & R <sup>18</sup>
9042	2004	577	Am		2005	726	Ad
	2005	22	Am <sup>647</sup>	10104	2002	371	Ad
9084	2003	425	Am	10220	2003	811	Am
9085	1999	312	Ad	10221	2004	785	Am
9088	2002	213	Am	10226	2004	785	Am
9094	2000	899	Am	10228	2004	785	Am
	2002	221	Am	10262	1999	83	Am <sup>30</sup>
9105	1999	312	Am		2002	371	R & Ad
9106	2002	237	Am		2004	785	Am
9111	2000	496	Am	10263	2002	371	R & Ad
9115	2001	70	Am		2004	785	Am
9116	2000	55	Am	10403.5	2004	785	Am
9117	2000	55	R	10404.5	2004	206*	Am
9118	2000	55	Am		2004	227*	Am
	2001	159	Am <sup>305</sup>	10405	2003	810	Am
9160	2004	592	Am	10405.7	2004	206*	Am
9164	2000	1081	Am		2004	227*	Am
9167	2002	228	R & Ad	10411	2003	810	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**ELECTIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
10411 (Cont.)	2003	811	Am (by Sec. 21 of Ch.)	13102	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
10500	2002	221	Am				Am
10509	2002	454	Am				Prop. 198) & Ad
10510	2005	86	Am		2001	925 *	Am
10511	2002	454	Am		2002	10 *	Am
	2003	296	Am				R & Ad <sup>390</sup>
10531	2000	1081	Am		2002	664	Am <sup>431</sup>
10540	2000	1081	Am		2003	62	Am <sup>519</sup>
	2002	221	Am	13107	1999	312	Am
10700	2002	658	Am		2002	784	Am <sup>490</sup>
10702	2002	658	Am		2003	62	Am <sup>519</sup>
10703	2002	658	Am	13107.5	2002	364	Ad
10730	2002	658	Ad	13109	2002	784	Am <sup>490</sup>
10731	2002	658	Ad	13111	2002	784	Am <sup>490</sup>
10732	2002	658	Ad	13112	1999	312	Am
10733	2002	658	Ad		2000	1081	Am
10734	2002	658	Ad	13113	2003	811	Am (by Sec. 23 of Ch.)
11002	2002	221	Am				Am (by Sec. 8 of Ch.)
11020	2003	811	Am		2003	824	Am (by Sec. 8 of Ch.)
11047	2004	156	Am				Am
11102	2004	156	Am		2004	785	Am
11105	2004	183	Am <sup>571</sup>	13203	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
11221	2002	784	Am <sup>490</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
11382	2004	132	R				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12105	2005	201	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12105.5	2005	201	Ad	13206	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12106	2005	201	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12107	2005	201	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12108	2005	201	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12110	2002	344	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12111	2004	785	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12223	2001	904	Am	13230	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			R & Ad <sup>63</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12241	2001	904	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			R & Ad <sup>63</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12261	2001	904	Am	13300	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			R & Ad <sup>63</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12283	2003	219	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12285	2000	1081	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12287	2000	29	Ad				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12288	2002	228	Ad(RN)				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12302	2003	530	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12304	2001	904	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			R & Ad <sup>63</sup>		2000	899	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12309	2003	530	Am <sup>414</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			R <sup>80</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
			Ad <sup>588</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
12309.5	2003	530	Ad				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
	2004	382	Am				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
13001	1999	790	Am (as am by Stats. 1996, Ch. 1102) <sup>18</sup>		2003	425	Am
			Am (as am by Sec. 2, Stats. 1996, Ch. 1102) <sup>63</sup>	13300.5	1999	312	Ad
			Am	13301	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad
	2005	714 *	R & Ad <sup>80</sup>				R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**ELECTIONS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
13302	2000	898	R (as ad by Stats. 1994, Ch. 920 and as am by Prop. 198) & Ad	16204	2003	173	Ad
				16402.5	2003	173	Ad
				16603	2003	149	Am
				17100	2004	785	Am
				17301	2005	718	Am
13303	2000	899	Am	17302	2005	718	Am
13304	2005	72 *	Am	17304	2004	785	Am
13306	2000	899	Am	17502	2003	810	Am
13313	2002	228	Am	17503	2003	810	Am
14025	2002	129	Ad	18107.5	2002	753	Ad
14026	2002	129	Ad	18304	2003	380	Ad
14027	2002	129	Ad	Div. 18,			
14028	2002	129	Ad	Ch. 4,			
14029	2002	129	Ad	Art. 3,			
14030	2002	129	Ad	heading			
14031	2002	129	Ad	(Sec. 18320			
14032	2002	129	Ad	et seq.)	2001	927	R
14105	2003	425	Am (by Sec. 4 of Ch.)	18320	2001	927	Ad & R <sup>20</sup>
					2003	277	Ad
	2003	810	Am (by Sec. 21 of Ch.)	18321	2001	927	Ad & R <sup>20</sup>
					2003	277	Ad
14105.3	2003	425	Ad	18322	2001	927	Ad & R <sup>20</sup>
14107	2002	344	Am		2003	277	Ad
14200	2003	809	R & Ad	18323	2001	927	Ad & R <sup>20</sup>
14217	2003	809	Am		2003	277	Ad
14222	2001	104	Am	18324	2001	927	Ad & R <sup>20</sup>
14226	2002	228	Am & RN	18541	2003	390	Am
14242	2003	811	Am		2004	183	Am <sup>571</sup>
14310	2000	260	Am	18546	2002	221	Am
	2003	808	Am	18564.5	2004	813	Ad
	2003	809	Am (by Sec. 8.5 of Ch.)	18577	2001	922	Am
				19005	2003	810	Am
	2004	183	Am <sup>571</sup>	19102	2004	813	Am
14311	2003	364	Am	19103	2004	813	Am
	2003	809	Am (by Sec. 9.5 of Ch.)	19200.5	2005	718	Ad
				19201	2004	813	Am
14312	2003	175	Ad	19214	2004	813	Ad
14402.5	2003	809	Ad	19214.5	2004	813	Ad
15111	1999	697	Am	19215	2004	813	Ad
15112	1999	83	Am <sup>30</sup>	19223	2005	718	Ad
15151	1999	18 *	Am	19225	2002	950	Ad
	1999	83	Am <sup>30</sup>	19226	2002	950	Ad
	2005	72 *	Am	19227	2002	950	Ad
15278	2002	344	Am (as ad by Stats. 1998, Ch. 1073) & RN		2003	62	Am <sup>519</sup>
				19227.5	2002	950	Ad
				19228	2002	950	Ad
15278.5	2002	344	Ad(RN)	19229	2002	950	Ad
15321	1999	697	Ad & R <sup>24</sup>	19229.5	2002	950	Ad
15375	1999	18 *	Am	19230	2001	902 *	Ad <sup>381</sup>
	2000	55	Am	19231	2001	902 *	Ad <sup>381</sup>
	2001	159	Am <sup>305</sup>	19232	2001	902 *	Ad <sup>381</sup>
	2005	72 *	Am	19233	2001	902 *	Ad <sup>381</sup>
15500	1999	18 *	Am	19234	2001	902 *	Ad <sup>381</sup>
15627	2005	724	Am	19234.5	2001	902 *	Ad <sup>381</sup>
15641	2003	810	Am	19235	2001	902 *	Ad <sup>381</sup>
15653	2000	1081	Am	19236	2001	902 *	Ad <sup>381</sup>
15700	2001	919	Ad <sup>386</sup>	19237	2001	902 *	Ad <sup>381</sup>
15701	2001	919	Ad <sup>386</sup>	19238	2001	902 *	Ad <sup>381</sup>
15702	2001	919	Ad <sup>386</sup>	19239	2001	902 *	Ad <sup>381</sup>
16100	2003	173	Am	19240	2001	902 *	Ad <sup>381</sup>
16101	2003	173	Am	19241	2001	902 *	Ad <sup>381</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**ELECTIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
19242	2001	902 *	Ad <sup>381</sup>	21204	2001	349 *	Ad
19243	2001	902 *	Ad <sup>381</sup>	21205	2001	349 *	Ad
19244	2001	902 *	Ad <sup>381</sup>	21206	2001	349 *	Ad
19245	2001	902 *	Ad <sup>381</sup>	21207	2001	349 *	Ad
19250	2004	814	Ad	21208	2001	349 *	Ad
	2005	718	Am	21209	2001	349 *	Ad
19251	2004	814	Ad	21210	2001	349 *	Ad
19252	2004	814	Ad	21211	2001	349 *	Ad
19253	2005	724	Ad	21212	2001	349 *	Ad
21000	1999	697	Am	21213	2001	349 *	Ad
21001	2000	1081	Am	21214	2001	349 *	Ad
Div. 21,				21215	2001	349 *	Ad
Ch. 2,				21216	2001	349 *	Ad
heading				21217	2001	349 *	Ad
(Sec. 21100				21218	2001	349 *	Ad
et seq.)	2002	664	Ad <sup>431</sup>	21219	2001	349 *	Ad
21100	2001	348 *	Ad	21220	2001	349 *	Ad
21101	2001	348 *	Ad	21221	2001	349 *	Ad
21102	2001	348 *	Ad	21222	2001	349 *	Ad
21103	2001	348 *	Ad	21223	2001	349 *	Ad
21104	2001	348 *	Ad	21224	2001	349 *	Ad
21105	2001	348 *	Ad	21225	2001	349 *	Ad
21106	2001	348 *	Ad	21226	2001	349 *	Ad
21107	2001	348 *	Ad	21227	2001	349 *	Ad
21108	2001	348 *	Ad	21228	2001	349 *	Ad
21109	2001	348 *	Ad	21229	2001	349 *	Ad
21110	2001	348 *	Ad	21230	2001	349 *	Ad
21111	2001	348 *	Ad	21231	2001	349 *	Ad
21112	2001	348 *	Ad	21232	2001	349 *	Ad
21113	2001	348 *	Ad	21233	2001	349 *	Ad
21114	2001	348 *	Ad	21234	2001	349 *	Ad
21115	2001	348 *	Ad	21235	2001	349 *	Ad
21116	2001	348 *	Ad	21236	2001	349 *	Ad
21117	2001	348 *	Ad	21237	2001	349 *	Ad
21118	2001	348 *	Ad	21238	2001	349 *	Ad
21119	2001	348 *	Ad	21239	2001	349 *	Ad
21120	2001	348 *	Ad	21240	2001	349 *	Ad
21121	2001	348 *	Ad	21241	2001	349 *	Ad
21122	2001	348 *	Ad	21242	2001	349 *	Ad
21123	2001	348 *	Ad	21243	2001	349 *	Ad
21124	2001	348 *	Ad	21244	2001	349 *	Ad
21125	2001	348 *	Ad	21245	2001	349 *	Ad
21126	2001	348 *	Ad	21246	2001	349 *	Ad
21127	2001	348 *	Ad	21247	2001	349 *	Ad
21128	2001	348 *	Ad	21248	2001	349 *	Ad
21129	2001	348 *	Ad	21249	2001	349 *	Ad
21130	2001	348 *	Ad	21250	2001	349 *	Ad
21131	2001	348 *	Ad	21251	2001	349 *	Ad
21132	2001	348 *	Ad	21252	2001	349 *	Ad
21133	2001	348 *	Ad	21253	2001	349 *	Ad
21134	2001	348 *	Ad	21254	2001	349 *	Ad
21135	2001	348 *	Ad	21255	2001	349 *	Ad
21136	2001	348 *	Ad	21256	2001	349 *	Ad
21137	2001	348 *	Ad	21257	2001	349 *	Ad
21138	2001	348 *	Ad	21258	2001	349 *	Ad
21139	2001	348 *	Ad	21259	2001	349 *	Ad
21140	2001	348 *	Ad	21260	2001	349 *	Ad
21200	2001	349 *	Ad	21261	2001	349 *	Ad
21201	2001	349 *	Ad	21262	2001	349 *	Ad
21202	2001	349 *	Ad	21263	2001	349 *	Ad
21203	2001	349 *	Ad	21264	2001	349 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**ELECTIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
21265	2001	349 *	Ad	21418	2001	348 *	Ad
21266	2001	349 *	Ad	21419	2001	348 *	Ad
21267	2001	349 *	Ad	21420	2001	348 *	Ad
21268	2001	349 *	Ad	21421	2001	348 *	Ad
21269	2001	349 *	Ad	21422	2001	348 *	Ad
21270	2001	349 *	Ad	21423	2001	348 *	Ad
21271	2001	349 *	Ad	21424	2001	348 *	Ad
21272	2001	349 *	Ad	21425	2001	348 *	Ad
21273	2001	349 *	Ad	21426	2001	348 *	Ad
21274	2001	349 *	Ad	21427	2001	348 *	Ad
21275	2001	349 *	Ad	21428	2001	348 *	Ad
21276	2001	349 *	Ad	21429	2001	348 *	Ad
21277	2001	349 *	Ad	21430	2001	348 *	Ad
21278	2001	349 *	Ad	21431	2001	348 *	Ad
21279	2001	349 *	Ad	21432	2001	348 *	Ad
21280	2001	349 *	Ad	21433	2001	348 *	Ad
21300	2001	349 *	Ad	21434	2001	348 *	Ad
21301	2001	349 *	Ad	21435	2001	348 *	Ad
21302	2001	349 *	Ad	21436	2001	348 *	Ad
21303	2001	349 *	Ad	21437	2001	348 *	Ad
21304	2001	349 *	Ad	21438	2001	348 *	Ad
21400	2001	348 *	Ad	21439	2001	348 *	Ad
21401	2001	348 *	Ad	21440	2001	348 *	Ad
21402	2001	348 *	Ad	21441	2001	348 *	Ad
21403	2001	348 *	Ad	21442	2001	348 *	Ad
21404	2001	348 *	Ad	21443	2001	348 *	Ad
21405	2001	348 *	Ad	21444	2001	348 *	Ad
21406	2001	348 *	Ad	21445	2001	348 *	Ad
21407	2001	348 *	Ad	21446	2001	348 *	Ad
21408	2001	348 *	Ad	21447	2001	348 *	Ad
21409	2001	348 *	Ad	21448	2001	348 *	Ad
21410	2001	348 *	Ad	21449	2001	348 *	Ad
21411	2001	348 *	Ad	21450	2001	348 *	Ad
21412	2001	348 *	Ad	21451	2001	348 *	Ad
21413	2001	348 *	Ad	21452	2001	348 *	Ad
21414	2001	348 *	Ad	21453	2001	348 *	Ad
21415	2001	348 *	Ad	21500.1	1999	429	Ad
21416	2001	348 *	Ad	21601.1	1999	429	Ad
21417	2001	348 *	Ad	21620	1999	429	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**EVIDENCE CODE**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
177	2004	823	Ad	1033	2002	806	Am
250	2002	945	Am	1034	2002	806	Am
300	2002	784	Am <sup>490</sup>	1036.2	2001	854	Am
452.5	2002	784	Am <sup>490</sup>	1037.8	2002	629	Ad
670	2001	854	Am	1038	2005	240	Ad
710	2004	823	Am	1038.1	2005	240	Ad
765	2004	823	Am	1038.2	2005	240	Ad
767	2004	823	Am	1043	2002	391	Am
782	2004	61	Am	1045	2002	391	Am
795	2002	1013	Am	1046	2002	391	Am
822	2000	948	Am	1047	2002	391	Am
912	2002	72	Am	1061	2002	784	Am <sup>490</sup>
	2004	405	Am <sup>654</sup>	1107	2000	1001	Am
915	2001	812	Am		2004	609	Am
	2004	182	Am <sup>81 614</sup>	1108	2001	517	Am
917	2002	72	Am		2002	194	Am
	2003	468	Am <sup>561</sup>		2002	828	Am
	2004	183	Am <sup>571</sup>	1109	2000	97	Am
952	2002	72	Am		2004	116	Am
956.5	2003	765	Am <sup>391</sup>		2004	823	Am (by Sec. 6.5 of Ch.)
	2004	183	Am (as am by Stats. 2003, Ch. 765) <sup>571</sup>		2005	464	Am
				1156	2004	182	Am <sup>81 614</sup>
1010	2001	142	Am	1156.1	2004	182	Am <sup>81 614</sup>
	2001	420*	Am (by Sec. 1 of Ch.) <sup>191</sup>	1157	2000	136	Am
			Am (by Sec. 1.5 of Ch.) <sup>8</sup>	1160	2000	195	Ad
1014	2002	1013	Am	1350	2001	854	Am
Div. 8, Ch. 4, Art. 8, heading (Sec. 1030 et seq.)				1370	2000	1001	Am
				1380	1999	383	Ad
1030	2002	806	Am	1550	2002	124	Am <sup>408</sup>
1031	2002	806	Am	1550.1	2004	65	Ad
1032	2002	806	Am	1560	1999	444	Am
					2000	287	Am <sup>216</sup>
					2004	162	Am
					2004	182	Am <sup>81 614</sup>
					2005	294	Am
				1561	1999	444	Am
				1563	1999	444	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FAMILY CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
113	2000	808 *	Ad	750	2001	754	Am
126	1999	980	Ad	771	1999	940	Am
145	1999	661	Am	911	1999	991	Am <sup>96 114</sup>
150	2000	808 *	Am	914	2001	702	Am
155	2002	539	Am	1101	2001	703	Am
210	2002	1118	Am	1612	2001	286	Am
215	1999	980	Am	1615	2001	286	Am
216	2005	489	Ad	1811	2003	149	Am
240.5	2002	784	R <sup>490</sup>	1816	2000	926	Am
243	1999	980	Am	1818	2005	489	Am
	2000	90 *	Am	1852	2005	75 *	Am <sup>80</sup>
	2000	135	Am <sup>203</sup>	2024	2001	417	Am
290	2000	808 *	Am	2024.5	2003	154	Ad
291	2000	808 *	R & Ad		2004	45 *	R & Ad
297	1999	588	Ad	2024.6	2004	45 *	Ad
	2001	893	Am		2005	22	Am <sup>647</sup>
	2003	421	Am <sup>63</sup>	2030	2004	472	Am
297.5	2003	421	Ad <sup>63</sup>	2031	2004	472	Am
	2004	947	Am	2040	1999	118	Am
298	1999	588	Ad		2000	135	Am <sup>203</sup>
	2003	421	Am <sup>63</sup>		2001	417	Am
298.5	1999	588	Ad	2100	2001	703	Am
	2003	421	Am <sup>63</sup>	2102	2001	703	Am
299	1999	588	Ad	2105	2001	703	Am
	2003	421	R & Ad <sup>63</sup>	2106	2001	703	Am
	2004	947	Am (as ad by Sec. 8, Stats. 2003, Ch. 421)		2002	1008	Am
299.2	2003	421	Ad <sup>63</sup>	2107	2001	703	Am
299.3	2003	421	Ad	2122	2001	703	Am
	2004	947	Am	2603.5	2004	299	Ad
	2005	22	Am <sup>647</sup>	2628	2002	374	Ad
299.5	1999	588	Ad	2640	2004	119	Am
	2001	893	Am	3011	1999	980	Am
	2003	421	R <sup>63</sup>	3020	1999	980	Am
299.6	1999	588	Ad	3021	1999	980	Am
308.5	2000				2000	135	Am <sup>203</sup>
	Initiative (Prop. 22 adopted March 7, 2000)		Ad	3025.5	2004	102	Ad
350	2004	476 *	Am	3027	2000	926	Am & RN & Ad
354	2004	476 *	Am	3027.1	2000	926	Ad(RN)
355	2004	476 *	Am	3027.5	1999	985	Ad
357	2001	39	Am	3030	2000	808 *	Am
359	2001	39	Am		2005	215	Am (by Sec. 2 of Ch.)
360	2001	39	Am		2005	483	Am (by Sec. 2.5 of Ch.)
420	2004	486 *	Am	3030.5	2005	483	Ad
	2005	22	Am <sup>647</sup>	3041	2002	1118	Am
423	2001	39	Am	3041.5	2004	19 *	Ad & R
506	2001	39	Am		2005	302	Am
507	2001	39	R	3044	1999	445	Ad
508	2001	39	Am		2003	243	Am
509	2001	39	Am	3046	1999	980	Ad
510	2001	39	Am	3047	2005	154 *	Ad
531	2001	39	Am	3048	2002	856	Ad <sup>517</sup>
721	2002	310	Am		2003	52 *	Am <sup>517</sup>
					2003	62	Am <sup>519</sup>
				3100	2005	465	Am
				3105	2004	301	Ad
				3110.5	1999	932	Ad
					2000	926	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**FAMILY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
3110.5 (Cont.)	2004	182	Am <sup>81 614</sup>	3430	1999	867	Ad
	2004	811	Am (by Sec. 1 of Ch.) <sup>79</sup>	3441	1999	867	Ad
			Am (by Sec. 1.5 of Ch.) <sup>81</sup>	3442	1999	867	Ad
				3443	1999	867	Ad
				3444	1999	867	Ad
				3445	1999	867	Ad
3111	1999	932	Am	3446	1999	867	Ad
	2004	574	Am	3447	1999	867	Ad
	2005	22	Am <sup>647</sup>	3448	1999	867	Ad
3112	2000	926	Am	3449	1999	867	Ad
3118	2000	926	Ad	3450	1999	867	Ad
	2002	305	Am	3451	1999	867	Ad
	2003	62	Am <sup>519</sup>	3452	1999	867	Ad
3121	2004	472	Ad	3453	1999	867	Ad
3135	1999	867	Ad	3454	1999	867	Ad
3176	2002	1077	Am	3455	1999	867	Ad
3183	2002	1077	Am	3456	1999	867	Ad
3184	2002	1077	Am	3457	1999	867	Ad
3188	2002	1077	Ad <sup>279</sup>	3461	1999	867	Ad
Div. 8, Pt. 2, Ch. 13, heading (Sec. 3200 et seq.)	1999	1004	Am	3462	1999	867	Ad
3200	2004	193	Am <sup>571</sup>	3465	1999	867	Am
3201	1999	985	Ad	3555	2000	808*	Am
	1999	1004	Ad	3600	2001	293	Am
	1999	1004	Ad		2002	759	Am
	1999	1004	Ad	Div. 9, Pt. 1, Ch. 6, heading (Sec. 3650 et seq.)			
3203	1999	1004	Ad		1999	653	Am
3204	1999	1004	Ad		2005	154*	Am
3400	1999	867	R & Ad	3651	2005	154*	Am
3401	1999	867	R	3652	1999	653	Am
3402	1999	867	R & Ad	3653	1999	653	Am
3403	1999	867	R & Ad		2005	154*	Am
3404	1999	867	R & Ad	3654	1999	653	Am
3405	1999	867	R & Ad	3666	2004	182	Am <sup>81 614</sup>
3406	1999	867	R & Ad	3680.5	1999	652	Ad
3407	1999	867	R & Ad	3690	1999	653	Ad (by 2nd text)
3408	1999	867	R & Ad	3691	1999	653	Ad
3409	1999	867	R & Ad	3692	1999	653	Ad
3410	1999	867	R & Ad	3693	1999	653	Ad
3411	1999	867	R & Ad	3751.5	2000	808*	Am (by Sec. 28 of Ch.)
3412	1999	867	R & Ad		2000	809	Am
3413	1999	867	R		2001	755*	Am
3414	1999	867	R	3752	2000	808*	Am
3415	1999	867	R	3760	2000	119	Am
3416	1999	867	R	3761	2000	808*	Am
3417	1999	867	R	3766	2002	927	Am
3418	1999	867	R	3767	2001	755*	Am
3419	1999	867	R	3771	2000	808*	Am
3420	1999	867	R	3773	2000	119	Am
3421	1999	867	R & Ad	4006	2000	808*	Am
3422	1999	867	R & Ad	4009	1999	653	Am (by Sec. 8 of Ch.)
3423	1999	867	R & Ad		2000	808*	Am
3424	1999	867	R & Ad		2004	305	Am
3425	1999	867	R & Ad		2004	339	Am
3426	1999	867	Ad	4014	2004	339	Am
3427	1999	867	Ad	4054	2002	927	Am
3428	1999	867	Ad	4055	2003	225*	Am
3429	1999	867	Ad	4065	1999	980	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FAMILY CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4065 (Cont.)	2000	135	Am <sup>203</sup>	4924	2002	349	Am <sup>433</sup>
	2000	808 *	Am	4925	2002	349	Am <sup>433</sup>
4071.5	1999	653	R	4926	2002	349	R & Ad
4200	2000	808 *	Am	4928	2002	349	Am <sup>433</sup>
	2003	387	Am	4930	2002	349	Am <sup>433</sup>
4201	2000	808 *	Am	4931	2002	349	Am <sup>433</sup>
	2003	387	Am	4933	2002	349	Am <sup>433</sup>
4202	2000	808 *	Am	4935	2002	349	Am <sup>433</sup>
	2004	339	Am	4940	2002	349	Am <sup>433</sup>
4203	2000	808 *	Am	4941	2002	349	Am <sup>433</sup>
4204	2000	808 *	Am	4942	2002	349	Am <sup>433</sup>
	2003	387	Am	4945	2002	349	Am <sup>433</sup>
4205	2000	808 *	Am	4946	2002	349	Am <sup>433</sup>
4250	2000	808 *	Am	4950	2002	349	Am <sup>433</sup>
4251	2000	808 *	Am	4951	2002	349	Am <sup>433</sup>
4252	1999	83	Am <sup>30</sup>	4953	2002	349	Am <sup>433</sup>
	2002	784	Am <sup>490</sup>	4954	2002	349	Am <sup>433</sup>
4320	1999	284	Am	4956	2002	349	Am <sup>433</sup>
	1999	846	Am (by Sec. 1.5 of Ch.)	4959	2002	349	Am <sup>433</sup>
	2001	293	Am	4960	2002	349	Am <sup>433</sup>
4325	2001	293	Ad	4961	2002	349	Am <sup>433</sup>
4330	1999	846	Am	4962	2004	183	Am <sup>571</sup>
4331	2004	182	Am <sup>81 614</sup>	4964	2002	349	Ad <sup>433</sup>
4351	1999	83	Am <sup>30</sup>	4965	2002	349	Am <sup>433</sup>
	2000	808 *	Am	4970	2002	349	Am <sup>433</sup>
4352	2000	808 *	Am	4971	2002	349	Am <sup>433</sup>
4502	2000	808 *	Am	4975	2002	349	Am <sup>433</sup>
	2002	304	Am	5000	1999	980	Ad
4504	2001	651	Am		2000	808 *	Am
	2004	305	Am	5001	1999	980	Ad
4506	2002	927	Am		2000	808 *	Am
4506.3	2000	808 *	Am	5002	1999	980	Ad
4508	1999	980	Am		2000	135	Am <sup>203</sup>
	2001	755 *	Am		2000	808 *	Am
4550	2001	755 *	Am		2004	339	Am
4572	2001	755 *	Am	5003	2004	339	Ad
4573	2000	808 *	Am	5005	1999	652	Ad
4701	2000	808 *	Am	5100	2000	808 *	Am
4721	2000	808 *	Am	5101	2000	808 *	R
4729	2000	808 *	Am	5102	2000	808 *	R
4901	1999	83	Am <sup>30</sup>	5208	1999	480	Am
	2002	349	Am <sup>433</sup>	5212	1999	480	Am
4903	2002	349	Am <sup>433</sup>	5214	2000	808 *	Am
4905	2002	349	Am <sup>433</sup>		2001	755 *	Am
4906	2002	349	Am <sup>433</sup>	5230	2000	808 *	Am
4909	2002	349	Am <sup>433</sup>	5231	2000	808 *	Am
4910	2002	349	Am <sup>433</sup>	5234	1999	480	Am
4911	2002	349	Am <sup>433</sup>	5235	2000	808 *	Am
4912	2002	349	Am <sup>433</sup>		2003	387	Am
4913	2002	349	Am <sup>433</sup>		2004	520	Am
4913.5	2002	349	Ad <sup>433</sup>	5237	2000	808 *	Am
4914	2002	349	Ad <sup>433</sup>		2003	387	Am
4915	2002	349	Am <sup>433</sup>		2004	806	Am
4917	2002	349	Am <sup>433</sup>	5240	2003	387	Am
4918	2002	349	Am <sup>433</sup>	5241	2000	808 *	Am
4919	2002	349	Am <sup>433</sup>		2001	371	Am
4920	2002	349	Am <sup>433</sup>		2003	308	Am
4921	2002	349	Am <sup>433</sup>	5244	2000	808 *	Am
4922	2002	349	Am <sup>433</sup>	5245	2000	808 *	Am
				5246	1999	480	Am
					1999	652	Am <sup>82</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**FAMILY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
5246 (Cont.)	2000	808 *	Am	6380.5	1999	661	Am (by Sec. 6 of Ch.)
	2001	111 *	Am		1999	662	Am (by Sec. 4.5 of Ch.)
	2001	651	Am		2001	816	R
5247	2000	808 *	Am	6381	1999	661	Am
	2003	387	Am	6383	1999	661	Am
5252	2000	808 *	Am		2001	698	Am <sup>320</sup>
5253	2003	387	Am		2005	467	Am
5260	2000	808 *	Am	6385	2002	265	Am
	2001	755 *	Am	6387	2001	176	Am
5261	2000	808 *	Am	6389	1999	662	Am
5280	2000	808 *	Am		2003	498	Am
5290	2004	369	Am		2004	250	Am
5600	2000	808 *	Am	6390	2002	784	R <sup>490</sup>
5601	2000	808 *	Am	6400	2001	816	Ad
5602	2000	808 *	Am	6401	2001	816	Ad
5603	2000	808 *	Am		2003	134	Am
6210	2001	110	Ad	6402	2001	816	Ad
6219	2002	192	Ad		2003	134	Am
6221	1999	661	Am	6403	2001	816	Ad
6222	2000	1001	Am	6404	2001	816	Ad
	2002	1009	Am	6405	2001	816	Ad
			R & Ad <sup>100</sup>	6406	2001	816	Ad
	2004	811	Am (as am by Sec. 3, Stats. 2002, Ch. 1009)	6407	2001	816	Ad
6228	1999	1022	Ad	6408	2001	816	Ad
	2002	377	Am	6409	2001	816	Ad
6240	1999	659	Am	6550	2004	895	Am
	2004	250	Am	6552	2004	895	Am
6250	1999	561	Am	6750	1999	940	Am
	2003	468	Am <sup>561</sup>		2003	667	Am
6250.5	1999	659	Ad	6751	1999	940	Am
6251	1999	561	Am	6752	1999	940	R & Ad
6252	1999	561	Am		2003	667	Am
6252.5	2005	472	Ad	6753	1999	940	R & Ad
6300	2001	572	Am		2003	667	Am
6304	1999	662	Am	6924	2000	519	Am
6306	2001	572	Ad	6929	2002	1013	Am
6322.7	2005	472	Ad		2004	59	Am
6340	2004	472	Am	7120	2004	811	Am
6341	1999	980	Am	7121	2003	365	Am
	2004	472	Am	7122	2002	784	Am <sup>490</sup>
	2005	22	Am <sup>647</sup>	7134	2002	784	Am <sup>490</sup>
6343	1999	662	Am	7500	1999	940	Am
6344	2004	472	Am	7501	2003	674	Am
6345	2005	125	Am	7551.5	1999	652	Ad
6361	2005	125	Am	7552.5	1999	652	Am
6380	1999	83	Am <sup>30</sup>	7558	2000	808 *	Am
	1999	561	Am (by Sec. 4 of Ch.)	7571	1999	652	Am (by Sec. 8 of Ch.)
	1999	661	Am (by Sec. 5.5 of Ch.)		2001	745 *	Am
	2001	698	Am (by Sec. 2 of Ch.) <sup>320</sup>		2001	755 *	Am
	2001	816	Am (by Sec. 1.5 of Ch.)	7572	1999	83	Am <sup>30</sup>
	2002	265	Am		1999	652	Am (by Sec. 10 of Ch.)
	2005	631	Am	7573	2000	808 *	Am
				7574	2000	808 *	Am
				7575	1999	83	Am <sup>30</sup>
					1999	652	Am (by Sec. 11 of Ch.)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FAMILY CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7575 (Cont.)	1999	653	Am (by Sec. 10.5 of Ch.)	8616.5	2003	251	Am
	2000	808 *	Am		2003	251	Ad(RN)
	2002	927	Am		2004	858	Am
	2004	849	Am	8620	2003	469	Ad
7605	2004	472	Ad	8700	2004	306	Am
7611	2004	775	Am	8702	2002	784	Am <sup>490</sup>
7620	2003	251	Am	8703	2000	910	Am
	2005	627	Am	8708	2003	323	Am
7630	2000	808 *	Am	8709	2003	323	Am
	2001	353	Am	8714	2000	910	Am
	2003	251	Am		2000	930	Am
	2004	775	Am		2002	1112	Am
	2005	627	Am		2003	251	Am
7634	2000	808 *	Am	8714.5	2000	910	Am
	2004	849	Am		2000	930	Am
7635.5	2004	849	Ad		2002	784	Am <sup>490</sup>
7642	1999	653	Am		2003	251	Am
7645	2004	849	Ad	8714.7	2000	910	Am
7646	2004	849	Ad		2000	930	Am
7647	2004	849	Ad		2003	251	Am & RN
7647.5	2004	849	Ad	8715	2000	910	Am
7647.7	2004	849	Ad		2000	930	Am
7648	2004	849	Ad		2002	1112	Am
7648.1	2004	849	Ad		2003	251	Am
7648.2	2004	849	Ad	8801.3	2000	937	Am
7648.3	2004	849	Ad		2001	688	Am
7648.4	2004	849	Ad	8802	2000	937	Am
7648.8	2004	849	Ad		2002	1112	Am
7648.9	2004	849	Ad		2003	62	Am <sup>519</sup>
7649	2004	849	Ad		2003	81	Am
7649.5	2004	849	Ad		2004	858	Am
7650	2004	775	Am	8804	2002	1118	Am
7660	2000	937	Am	8807	2002	1112	Am
7660.5	2004	858	Ad	8810	2003	225 *	Am
7662	2000	937	Am	8811.5	2004	128	Am
	2003	251	Am	8814.5	2000	937	Am
7666	2002	260	Am		2001	688	Am
7669	2002	260	Am		2002	664	Am <sup>431</sup>
	2003	251	Am		2003	251	Am
7807	2002	260	Am	8818	2002	784	Am <sup>490</sup>
7810	1999	275 *	Ad	8912	2004	858	Am
	2003	469	Am	8919	2001	353	Am
7827	2002	1013	Am	8920	2003	19	Ad
7850	2002	260	Am	9000	2001	893	Am
7851	2002	260	Am		2004	858	Am
7895	2000	447	Am	9001	2001	353	Am
	2001	754	Am	9002	2001	893	Am
7901	2002	260	Am	9003	2005	627	Am
7907.5	2004	858	Ad	9004	2001	893	Am
7908.5	2002	260	Ad	9005	2001	893	Am
7911	1999	881 *	Am	9102	2000	937	Am
7911.1	1999	881 *	Am	9200	2002	784	Am <sup>490</sup>
7950	2003	323	Am	9201	2000	910	Am
	2003	469	Am	9202	2000	910	Am
8502	2002	1013	Am	9203	2000	910	Am
	2004	858	Am	9210	2002	260	Ad
8604	2005	627	Am		2003	62	Am <sup>519</sup>
8613	2002	784	Am <sup>490</sup>	9211	2002	260	Ad
8614	2002	784	Am <sup>490</sup>	9212	2002	260	Ad
					2003	62	Am <sup>519</sup>
				10003	1999	652	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**FAMILY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
10004	1999	652	Am	17309	1999	478	Ad
10005	1999	652	Am		2003	387	Am
10008	2000	808 *	Am	17309.5	2004	806	Ad
10013	1999	652	Ad	17310	1999	478	Ad
10014	1999	652	Ad		1999	480	Am (as ad by
10015	1999	652	Ad				Stats. 1999,
10100	1999	1004	R				Ch. 478)
10101	1999	1004	R	17311	2003	387	Ad
10102	1999	1004	R		2005	78 *	Am
15000	1999	886	S <sup>19</sup>	17311.5	2003	387	Ad
15010	1999	886	Am <sup>19</sup>	17311.7	2003	387	Ad
15012	1999	886	Am <sup>19</sup>	17312	1999	478	Ad
17000	1999	478	Ad		1999	480	Am (as ad by
	1999	480	Am (as ad by				Stats. 1999,
			Stats. 1999,	17314	1999	478	Ad
			Ch. 478)	17316	1999	478	Ad
	2000	808 *	Am	17318	1999	478	Ad
	2003	308	Am	17320	1999	478	Ad
17200	1999	478	Ad	17400	1999	478	Ad
17202	1999	478	Ad		1999	480	Am (as ad by
17204	1999	478	Ad				Stats. 1999,
17206	1999	478	Ad				Ch. 478)
17208	1999	478	Ad		1999	980	Am (by
17210	1999	478	Ad				Sec. 14.2 of Ch.,
17211	1999	478	Ad				as ad by
	1999	480	Am (as ad by				Stats. 1999,
			Stats. 1999,				Ch. 478)
			Ch. 478)		2000	808 *	Am
17212	1999	478	Ad		2001	111 *	Am
	1999	653	Am (as ad by		2002	927	Am
			Stats. 1999,		2003	225 *	Am
			Ch. 478)		2004	339	Am
	2000	808 *	Am	17400.5	1999	653	Ad
	2001	755 *	Am		2000	808 *	R
17300	1999	478	Ad		2001	651	Ad
	1999	480	Am (as ad by		2002	787	Am <sup>422</sup>
			Stats. 1999,	17401	1999	653	Ad
			Ch. 478)		1999	803	Ad
17302	1999	478	Ad		2000	808 *	Am (as ad by
	1999	480	Am (as ad by				Stats. 1999,
			Stats. 1999,				Ch. 653)
			Ch. 478)				Am (as ad by
17303	1999	478	Ad				Stats. 1999,
17304	1999	478	Ad				Ch. 803) & RN
	1999	480	Am (as ad by		2001	755 *	Am
			Stats. 1999,	17401.5	2000	808 *	Ad(RN)
			Ch. 478)	17402	1999	478	Ad
	2000	808 *	Am		1999	653	Am (as ad by
	2001	755 *	Am				Stats. 1999,
17305	1999	478	Ad				Ch. 478)
	1999	480	Am (as ad by		2000	808 *	Am
			Stats. 1999,		2004	305	Am
			Ch. 478)	17402.1	2001	111 *	Ad
17306	1999	478	Ad	17404	1999	478	Ad
	1999	480	Am (as ad by		1999	480	Am (as ad by
			Stats. 1999,				Stats. 1999,
			Ch. 478)				Ch. 478)
	2001	111 *	Am		2000	808 *	Am
	2002	927	Am <sup>525</sup>		2001	755 *	Am
	2004	806	Am	17405	1999	652	Ad
17308	1999	478	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FAMILY CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
17406	1999	478	Ad	17502	1999	478	Ad
	1999	480	Am (as ad by Stats. 1999, Ch. 478)	17504	2004	806	Am
	2000	808 *	Am		1999	478	Ad
	2001	176	Am		2000	808 *	Am
	2004	339	Am		2001	159	Am <sup>305</sup>
17407	1999	652	Ad	17505	1999	478	Ad
17408	1999	478	Ad		2000	808 *	Am
17410	1999	478	Ad	17506	1999	478	Ad
17412	1999	478	Ad		1999	652	Am (as ad by Stats. 1999, Ch. 478)
17414	1999	478	Ad		2002	759	Am
17415	1999	478	Ad		2003	62	Am <sup>519</sup>
	1999	480	Am (as ad by Stats. 1999, Ch. 478)	17508	2004	806	Am
	2001	463	Am		1999	478	Ad
17416	1999	478	Ad		1999	652	Am (as ad by Stats. 1999, Ch. 478)
17418	1999	478	Ad		2000	808 *	Am
17420	1999	478	Ad	17509	1999	652	Ad
17422	1999	478	Ad	17510	1999	478	Ad
	2000	119	Am	17512	1999	478	Ad
	2002	927	Am	17514	1999	478	Ad
17424	1999	478	Ad	17516	1999	478	Ad
17428	1999	478	Ad	17518	1999	478	Ad
17430	1999	478	Ad		2000	808 *	Am
	1999	480	Am (as ad by Stats. 1999, Ch. 478)	17520	1999	478	Ad
	1999	652	Am (as am by Stats. 1999, Ch. 480)		1999	652	Am (as ad by Stats. 1999, Ch. 478)
	2000	808 *	Am		1999	654	R (as ad by Stats. 1999, Ch. 478)
	2002	927	Am				Ad (by Sec. 3.5 of Ch.)
17432	1999	478	Ad		2001	755 *	Am
	2002	927	Am	17521	1999	653	Ad
	2003	225 *	Am		2002	784	Am <sup>490</sup>
	2004	339	Am	17522	1999	478	Ad
17433	1999	653	Ad		2001	755 *	Am
	2000	808 *	Am	17522.5	2003	225 *	Ad
17434	1999	478	Ad		2004	806	Am
	2000	808 *	Am	17523	1999	980	Ad
17440	2005	154 *	Ad	17524	1999	478	Ad
17450	2004	806	Ad	17525	1999	654	Ad
17452	2004	806	Ad		2000	808 *	Am
17453	2004	806	Ad		2001	755 *	Am
17454	2004	806	Ad	17526	1999	478	Ad
17456	2004	806	Ad		2001	755 *	Am
17458	2004	806	Ad		2002	927	Am
17460	2004	806	Ad	17528	1999	478	Ad
17500	1999	478	Ad	17530	1999	653	Ad
	1999	480	Am (as ad by Stats. 1999, Ch. 478)		2001	755 *	Am
	2001	111 *	Am	17531	2000	808 *	Ad
	2001	651	Am	17540	2000	808 *	Ad
	2004	339	Am	17550	2001	463	Ad
	2004	806	Am	17552	2001	463	Ad
17501	1999	480	Ad		2005	198	Am
	2001	111 *	R	17560	2003	225 *	Ad & R <sup>75</sup>
					2005	154 *	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**FAMILY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>			
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
17600	1999	478	Ad <sup>117</sup>	17706	2003	308	Am	
	1999	480	Am (as ad by Stats. 1999, Ch. 478)		1999	478	Ad	
					1999	480	Am (as ad by Stats. 1999, Ch. 478)	
	2002	927	Am		2001	111 *	Am	
	2003	308	Am		2002	1022 *	Am <sup>529</sup>	
	2004	183	Am <sup>571</sup>		1X 2003–04	7 *	Am <sup>545</sup>	
17602	1999	478	Ad		17708	1999	478	Ad
	1999	480	Am (as ad by Stats. 1999, Ch. 478)		2001	755 *	Am	
					17710	1999	478	Ad
	2002	927	Am		1999	479 *	Am (as ad by Stats. 1999, Ch. 478) <sup>1</sup>	
17604	2003	308	Am					
	1999	478	Ad		1999	480	Am (as ad by Stats. 1999, Ch. 478)	
	1999	480	Am (as ad by Stats. 1999, Ch. 478)	17712	1999	478	Ad	
	2000	808 *	Am	17714	1999	478	Ad	
17700	1999	480	Ad		2000	808 *	Am	
	2002	927	R		2001	755 *	Am	
17701	2003	308	Ad	17800	1999	803	Ad	
17702	1999	478	Ad <sup>118</sup>		2001	755 *	Am	
	2003	308	Am	17801	1999	803	Ad	
17702.5	2001	111 *	Ad		2002	927	Am	
17703	2000	108 *	Ad	17802	1999	803	Ad	
17704	1999	478	Ad	17803	1999	803	Ad	
	1999	480	Am (as ad by Stats. 1999, Ch. 478)	17804	1999	803	Ad	
					2001	755 *	Am	
	2001	111 *	Am	20025	2004	193	R <sup>571</sup>	
	2002	927	Am	20042	2004	193	R <sup>571</sup>	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FINANCIAL CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22	2000	375	Am		2001	61	Am
100	2000	1015 *	Am	1412	2000	1015 *	Ad
102	2000	1015 *	Am	1500	2003	404	Am
103	2000	1015 *	Am	1500.1	2000	1015 *	Am
105	2000	1015 *	Am	1500.6	2000	204	Ad
105.2	2000	1015 *	Ad	1520	2004	176	Ad
105.5	2000	1015 *	Ad	1521	2004	176	Ad
105.7	2000	1015 *	Ad	1522	2004	176	Ad
107	2000	1015 *	Am	1547	2003	445	Am
107.5	2000	1015 *	Ad	1560	2003	404	Am
109	2000	1015 *	Am	1561.1	1999	130	Am
116	2000	1015 *	Am		2002	433	Am
139.6	2000	1015 *	R	1753	2004	183	Am <sup>571</sup>
146.1	2000	913	Ad <sup>288</sup>	1780	2003	445	Am
			R <sup>63</sup>	1800.3	2000	1015 *	Am
200	2000	1015 *	Am	1807	2004	183	Am <sup>571</sup>
205	1999	513	Ad & R <sup>5</sup>	1808	2003	404	Am
216.3	2003	445	Ad	1814	2003	456	Am
	2004	183	Am <sup>571</sup>	1900	2003	404	Am
253	2004	176	Am	1908	2004	183	Am <sup>571</sup>
256	2000	1015 *	Am	1909	2002	734 *	Am
	2001	745 *	R	1913.5	2000	1015 *	Am
258	2000	1015 *	Am	1938	2003	445	Am
	2004	183	Am <sup>571</sup>	Div. 1,			
261	2003	404	Am	Ch. 17,			
	2004	176	Am	Art. 1,			
273	2003	445	Am	heading			
274	2000	1015 *	Am	(Sec. 3100			
275	2000	1015 *	Am	et seq.)	2003	62	Am <sup>519</sup>
276	2000	1015 *	Am	3100	2000	1015 *	Am
277	2000	1015 *	Am	3359	2003	445	Am
500	2000	204	Am	3369	2003	445	Am
506	2003	445	Am	3371	1999	57	Am
551	2000	204	R & Ad		2000	1015 *	Am
552	2000	204	R	3373	2000	1060	Am
557	2000	204	R	3375.5	2003	404	Am
558	2000	204	R	3376	2003	445	Am
600	2000	1015 *	Am	3390	2000	1015 *	Am
645	2003	445	Am	3391	2000	1015 *	Am
	2004	183	Am <sup>571</sup>	3392	2000	1015 *	Am
646	2003	445	Am	3392.5	2000	1015 *	Am
687	2003	445	Am	3800	2000	1015 *	Am
688	2003	445	Am	3804	2004	183	Am <sup>571</sup>
690	2004	183	Am <sup>571</sup>	3824	2000	1015 *	Am
701.1	2002	1162	Ad	3825	2000	1015 *	Am
761.5	2000	204	Ad	3826	2000	1015 *	Am
	2001	159	Am <sup>305</sup>	3827	2000	1015 *	Am
765.5	2000	565	Ad	3903	2000	1015 *	Am
	2001	563	R	4002	2001	493	Ad
772	2003	404	Am	4050	2003	241	Ad <sup>391</sup>
777.5	2004	183	Am <sup>571</sup>	4051	2003	241	Ad <sup>391</sup>
867	2004	183	Am <sup>571</sup>	4051.5	2003	241	Ad <sup>391</sup>
1226	2002	158	Am	4052	2003	241	Ad <sup>391</sup>
	2003	62	Am <sup>519</sup>	4052.5	2003	241	Ad <sup>391</sup>
1239	2004	176	R	4053	2003	241	Ad <sup>391</sup>
1400	2000	1015 *	Ad	4053.5	2003	241	Ad <sup>391</sup>
1401	2000	1015 *	Ad	4054	2003	241	Ad <sup>391</sup>
1402	2000	1015 *	Ad	4054.6	2003	241	Ad <sup>391</sup>
1403	2000	1015 *	Ad	4056	2003	241	Ad <sup>391</sup>
1410	2000	1015 *	Ad	4056.5	2003	241	Ad <sup>391</sup>
1411	2000	1015 *	Ad	4057	2003	241	Ad <sup>391</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**FINANCIAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4058	2003	241	Ad <sup>391</sup>	4979.6	2001	732	Ad
4058.5	2003	241	Ad <sup>391</sup>	4979.7	2001	732	Ad
4058.7	2003	241	Ad <sup>391</sup>		2001	733	Am (as ad by
4059	2003	241	Ad <sup>391</sup>				Stats. 2001,
4060	2003	241	Ad <sup>391</sup>				Ch. 732)
4100	2005	340	Ad	4979.8	2001	732	Ad
4805.01	2000	1015 *	Am	5805	1999	1000	R
4805.02	2000	1015 *	Ad	6850.5	2000	565	Ad
4805.10	2000	1015 *	Ad		2001	563	R
4821.5	2000	1015 *	Am	8012	2003	404	R
4823	2000	1015 *	Am	8052	2001	745 *	R
4826.5	2000	1015 *	Am	8152	2003	404	Am
4827	2000	1015 *	Am	10000	2004	176	Am
	2001	159	Am <sup>305</sup>	12100	2002	779	Am
4827.7	2000	1015 *	Am	12103	2002	779	Am
4839	2003	404	Am	12104	2002	779	R & Ad
4843	2003	404	Am		2004	360	Am <sup>660</sup>
4871.5	2000	1015 *	Am	12105	2002	779	Ad
4877.03	2000	1015 *	Am	12106	2002	779	Ad
4879.11	2003	404	Ad(RN)	12107	2002	779	Ad
4879.12	2003	404	Am & RN	12108	2002	779	Ad
			& Ad(RN)	12221	2003	473	Am
4879.13	2003	404	Am & RN	12307.4	2000	1015 *	Am
			& Ad(RN)	12307.5	2003	473	Ad
4879.135	2003	404	Am & RN	13082	2004	760	Ad
4901.5	2000	1015 *	Am		2005	49	Am
4946	2003	404	Am	13083	2005	256	Ad
4970	2001	732	Ad	14001.1	2002	734 *	Ad
	2001	733	Am (as ad by	14001.5	2002	734 *	Ad
			Stats. 2001,	14002.5	2002	734 *	Ad
			Ch. 732)	14100	2002	734 *	Am
	2005	531	Am	14101	2002	734 *	Am
4973	2001	732	Ad	14101.2	2002	734 *	Am
	2001	733	Am (as ad by	14101.4	2002	734 *	Am
			Stats. 2001,	14101.8	2002	734 *	Ad
			Ch. 732)	14102.2	2002	734 *	Ad
4974	2001	732	Ad	14102.4	2002	734 *	Ad
	2001	733	Am (as ad by	14102.6	2002	734 *	Ad
			Stats. 2001,	14157	1999	385	Am
			Ch. 732)		2000	612	R
4975	2001	732	Ad	14160	1999	385	Ad & R <sup>24</sup>
	2001	733	Am (as ad by	14202.5	2002	734 *	R
			Stats. 2001,	14210	2003	445	R
			Ch. 732)	14211	2002	734 *	Ad
4977	2001	732	Ad	14250	2003	404	Am
	2001	733	Am (as ad by	14252	2004	324	Am
			Stats. 2001,		2005	22	Am <sup>647</sup>
			Ch. 732)	14254.5	2000	612	Am
4978	2001	732	Ad	14256	2003	445	Am
	2001	733	Am (as ad by	Div. 5,			
			Stats. 2001,	Ch. 3,			
			Ch. 732)	Art. 3,			
4978.6	2001	732	Ad	heading			
	2001	733	Am (as ad by	(Sec. 14300			
			Stats. 2001,	et seq.)	2002	734 *	Am
			Ch. 732)	14300	2002	734 *	R & Ad
4979	2001	732	Ad	14301	2002	734 *	R & Ad
	2001	733	Am (as ad by	14302	2002	734 *	R & Ad
			Stats. 2001,	14303	2002	734 *	R & Ad
			Ch. 732)	14304	2002	734 *	R & Ad
4979.5	2001	732	Ad	14305	2002	734 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FINANCIAL CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
14306	2002	734 *	Ad	16103	2000	612	Ad
14307	2002	734 *	Ad	16150	2000	612	Ad
14308	2002	734 *	Ad	16151	2000	612	Ad
14309	2002	734 *	Ad		2003	404	Am
14310	2002	734 *	Ad	16152	2000	612	Ad
14311	2002	734 *	Ad	16153	2000	612	Ad
14312	2002	734 *	Ad	16154	2000	612	Ad
14313	2002	734 *	Ad	16200	2000	612	Ad
14314	2002	734 *	Ad	16200.5	2000	612	Ad
14315	2002	734 *	Ad	16201	2000	612	Ad
14316	2002	734 *	Ad		2003	445	Am
14317	2002	734 *	Ad	16202	2000	612	Ad
14318	2002	734 *	Ad	16203	2000	612	Ad
14319	2002	734 *	Ad	16204	2000	612	Ad
14354	2003	404	Am	16205	2000	612	Ad
14400	2000	411 *	Am	16206	2000	612	Ad
14401	2004	183	Am <sup>571</sup>				
14405	2000	411 *	Am	Div. 5, Ch. 11, heading (Sec. 16500 et seq.)			
14406	2000	529	Ad		2002	734 *	Am & RN
14703	2004	324	Am	Div. 5, Ch. 12, heading (Sec. 16500 et seq.)			
14800	2000	411 *	Am		2002	734 *	Ad(RN)
14860	2000	411 *	Am				
	2005	94	Am				
14864	2000	411 *	R				
15256	2000	411 *	R				
Div. 5, Ch. 10, heading (Sec. 16000 et seq.)							
Div. 5, Ch. 11, heading (Sec. 16000 et seq.)	2002	734 *	Am & RN				
16000	2000	612	Ad	16500	2000	612	Ad
16001	2000	612	Ad	16501	2000	612	Ad
16002	2000	612	Ad		2001	159	Am <sup>305</sup>
16003	2000	612	Ad	16502	2000	612	Ad
16004	2000	612	Ad	16503	2000	612	Ad
16005	2000	612	Ad	16504	2000	612	Ad
16006	2000	612	Ad	16505	2000	612	Ad
16007	2000	612	Ad	16506	2000	612	Ad
16008	2000	612	Ad	16507	2000	612	Ad
16009	2000	612	Ad	16508	2000	612	Ad
16010	2000	612	Ad	16509	2000	612	Ad
16011	2000	612	Ad	16510	2000	612	Ad
16012	2000	612	Ad	16511	2000	612	Ad
16013	2000	612	Ad	16512	2000	612	Ad
16020	2000	612	Ad	16525	2000	612	Ad
16021	2000	612	Ad	16526	2000	612	Ad
16022	2000	612	Ad	16527	2000	612	Ad
16023	2000	612	Ad	16528	2000	612	Ad
16024	2000	612	Ad	16529	2000	612	Ad
	2001	159	Am <sup>305</sup>	16530	2000	612	Ad
16075	2000	612	Ad	16550	2000	612	Ad
16076	2000	612	Ad	16551	2000	612	Ad
16077	2000	612	Ad	16552	2000	612	Ad
16100	2000	612	Ad	16553	2000	612	Ad
16101	2000	612	Ad	16554	2000	612	Ad
16102	2000	612	Ad	16555	2000	612	Ad
				16600	2000	612	Ad
				16601	2000	612	Ad
				16602	2000	612	Ad
				16603	2000	612	Ad
				16604	2000	612	Ad
				16605	2000	612	Ad
				16607	2000	612	Ad
				16700	2000	612	Ad
				16701	2000	612	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FINANCIAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
16701 (Cont.)	2003	404	Am	17331	2004	180	Am
16702	2000	612	Ad		2003	382	Am
16703	2000	612	Ad		2004	180	Am
16704	2000	612	Ad	17331.1	2001	662	Am
16800	2000	612	Ad		2004	180	Am
16900	2000	612	Ad	17331.2	2003	382	Am
16900.5	2000	612	Ad		2004	180	Am
16901	2000	612	Ad	17332	2004	180	Am
	2003	445	Am	17345.1	1999	486	Am
16902	2000	612	Ad		2004	180	Am
16903	2000	612	Ad	17400	1999	441	Am
16904	2000	612	Ad	17401	1999	441	R
16905	2000	612	Ad	17403.1	1999	441	Am
16906	2000	612	Ad	17403.2	1999	441	Am
17003	2000	437	Am	17403.3	1999	441	Am
17004.5	1999	441	Ad	17403.4	1999	441	Am
17005.2	2000	437	Ad	17403.5	2000	437	Ad
17005.3	1999	441	Ad(RN)	17405	2001	499	Am
	2000	437	Ad	17408	2005	257	Am
	2002	772	Am & RN	17409	1999	253	Am
17005.4	2002	772	Ad(RN)	17409.1	2000	437	Am
17005.5	1999	441	Am & RN & Ad	17419	2005	257	Am
17005.6	1999	441	Am	17423.1	2001	660	Ad
17200	1999	441	Am	17424	2003	473	Ad
17200.8	2000	437	Am	17606	2002	772	Am
17207	2001	499	Am (as am by Sec. 38, Stats. 1997, Ch. 17) <sup>43</sup> Am (as ad by Sec. 1.5, Stats. 1996, Ch. 670) <sup>80</sup>	17609.2	2002	772	Am
				17627	2002	772	Am
				17647	2003	149	Am
				18003	2000	1015*	Am
				18003.2	2000	1015*	Ad
				18003.7	1999	345	Ad
				18210	1999	345	Am
					2000	135	Am <sup>203</sup>
	2005	257	Am (as am by Sec. 1, Stats. 2001, Ch. 499) <sup>38</sup> Am (as am by Sec. 2, Stats. 2001, Ch. 499) <sup>232</sup>	18321	1999	345	Am
				18437	1999	345	Am
				18586	2001	159	Am <sup>305</sup>
				18608	1999	428	Am
				18631	2000	101	Am
				21200.1	2001	505	Am
					2002	664	Am <sup>431</sup>
17209.3	2003	382	Am (by Sec. 1 of Ch.)	21200.6	2001	505	Am
	2003	473	Am (by Sec. 18 of Ch.)	21201	2002	404	Am
17214	2002	772	Am	21201.2	2001	505	Am
17215	1999	441	Ad	21201.3	2002	404	Am
17302	2001	662	Am	21201.4	2000	128	Ad
17304	2001	662	Am	21201.5	2002	404	Am
17310	2001	662	Am	21203	2002	404	Am
17312	1999	253	Am	22050	2000	1015*	Am
	2000	636	Am		2002	777	Am <sup>511</sup>
	2001	662	Am				R <sup>63</sup>
	2003	382	Am				Ad <sup>512</sup>
17314	2001	662	Am		2004	17*	Am (as am by Sec. 8, Stats. 2002, Ch. 777) <sup>568</sup>
	2003	382	Am				Am (as ad by Sec. 9, Stats. 2002, Ch. 777) <sup>434 602</sup>
	2004	180	Am				
17314.1	2004	180	Am				
17320	2000	636	Am	22056	2000	1055*	Am
17321	2003	382	Am		2004	225*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FINANCIAL CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22062	2003	163	Ad		2004	17*	S <sup>434 602</sup>
22063	2004	458*	Ad	23019	2002	777	Ad <sup>514</sup>
22064	2005	316	Ad & R <sup>38</sup>		2004	17*	S <sup>434 602</sup>
22101	2005	425	Am	23020	2002	777	Ad <sup>514</sup>
22101.5	2005	425	Ad <sup>485</sup>		2004	17*	S <sup>434 602</sup>
22102	2005	196	R & Ad	23021	2002	777	Ad <sup>514</sup>
22103	2005	425	Am		2004	17*	S <sup>434 602</sup>
22105	2001	392	Am	23023	2002	777	Ad <sup>514</sup>
	2005	196	Am		2004	17*	S <sup>434 602</sup>
22109	2001	392	Am	23024	2002	777	Ad <sup>514</sup>
	2003	473	Am		2004	17*	S <sup>434 602</sup>
	2005	196	Am	23025	2002	777	Ad <sup>514</sup>
22153	2005	196	Am		2004	17*	S <sup>434 602</sup>
22154	2000	1015*	Am	23026	2002	777	Ad <sup>514</sup>
22157	2002	772	Am		2004	17*	Am <sup>434 602</sup>
22203	1999	347	Am	23027	2002	777	Ad <sup>514</sup>
22251	1999	347	Am		2004	17*	S <sup>434 602</sup>
22305	1999	347	Am	23035	2002	777	Ad <sup>514</sup>
22317.5	2004	940	Ad		2004	17*	S <sup>434 602</sup>
22330	1999	347	Am	23036	2002	777	Ad <sup>514</sup>
22337	1999	991	Am <sup>96 114</sup>		2004	17*	S <sup>434 602</sup>
	2004	461	Am	23037	2002	777	Ad <sup>514</sup>
22342	2002	772	Ad		2004	17*	S <sup>434 602</sup>
22467	1999	347	Am	23045	2002	777	Ad <sup>514</sup>
22470	2001	493	Ad		2004	17*	S <sup>434 602</sup>
22551	1999	347	Am	23046	2002	777	Ad <sup>514</sup>
22705	2002	772	Am		2004	17*	S <sup>434 602</sup>
22705.1	2003	473	Ad	23047	2002	777	Ad <sup>514</sup>
22712	2002	772	Am		2004	17*	S <sup>434 602</sup>
23000	2002	777	Ad <sup>514</sup>	23048	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23001	2002	777	Ad <sup>514</sup>	23049	2002	777	Ad <sup>514</sup>
	2003	473	Am		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23050	2002	777	Ad <sup>514</sup>
23005	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23051	2002	777	Ad <sup>514</sup>
23006	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23052	2002	777	Ad <sup>514</sup>
23007	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23053	2002	777	Ad <sup>514</sup>
23008	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23054	2002	777	Ad <sup>514</sup>
23009	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23055	2002	777	Ad <sup>514</sup>
23010	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23056	2002	777	Ad <sup>514</sup>
23011	2002	777	Ad <sup>514</sup>		2004	17*	S <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>	23057	2002	777	Ad <sup>514</sup>
23012	2002	777	Ad <sup>514</sup>		2004	17*	Am <sup>434 602</sup>
	2004	17*	S <sup>434 602</sup>		2004	312	Am
23013	2002	777	Ad <sup>514</sup>	23058	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23014	2002	777	Ad <sup>514</sup>	23060	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23015	2002	777	Ad <sup>514</sup>	23061	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23016	2002	777	Ad <sup>514</sup>	23062	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23017	2002	777	Ad <sup>514</sup>	23063	2002	777	Ad <sup>514</sup>
	2004	17*	S <sup>434 602</sup>		2004	17*	S <sup>434 602</sup>
23018	2002	777	Ad <sup>514</sup>	23064	2002	777	Ad <sup>514</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FINANCIAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
23064 (Cont.)	2004	17 *	S <sup>434 602</sup>	32926	2X 2001–02	15 *	S <sup>348 349</sup>
23064.5	2002	777	Ad <sup>514</sup>	32927	2X 2001–02	15 *	S <sup>348 349</sup>
	2004	17 *	S <sup>434 602</sup>	32928	2X 2001–02	15 *	S <sup>348 349</sup>
23065	2002	777	Ad <sup>514</sup>		2004	25 *	R
	2004	17 *	S <sup>434 602</sup>	32929	2X 2001–02	15 *	S <sup>348 349</sup>
23070	2002	777	Ad <sup>514</sup>	32930	2X 2001–02	15 *	S <sup>348 349</sup>
	2004	17 *	S <sup>434 602</sup>	32932	2X 2001–02	15 *	S <sup>348 349</sup>
23071	2002	777	Ad <sup>514</sup>		2004	25 *	Am
	2004	17 *	S <sup>434 602</sup>	32936	2X 2001–02	15 *	S <sup>348 349</sup>
23072	2002	777	Ad <sup>514</sup>	32940	2X 2001–02	15 *	S <sup>348 349</sup>
	2004	17 *	S <sup>434 602</sup>	32942	2X 2001–02	15 *	S <sup>348 349</sup>
23073	2002	777	Ad <sup>514</sup>		2004	25 *	Am
	2004	17 *	S <sup>434 602</sup>	32952	2X 2001–02	15 *	S <sup>348 349</sup>
23074	2002	777	Ad <sup>514</sup>		2004	25 *	Am
	2004	17 *	S <sup>434 602</sup>	32955	2001	745 *	R
23100	2002	777	Ad <sup>514</sup>		2X 2001–02	15 *	S <sup>348 349</sup>
	2004	17 *	Am <sup>434 602</sup>	32960	2X 2001–02	15 *	Am <sup>348 349</sup>
23100.1	2004	17 *	Ad <sup>568 602</sup>	33903	2003	404	Am
			R <sup>63</sup>	40000	2004	324	R
23101	2002	777	Ad <sup>514</sup>	40001	2004	324	R
	2004	17 *	S <sup>434 602</sup>	40002	2004	324	R
23102	2002	777	Ad <sup>514</sup>	40003	2004	324	R
	2004	17 *	Am <sup>434 602</sup>	40050	2004	324	R
23103	2002	777	Ad <sup>514</sup>	40051	2004	324	R
	2004	17 *	S <sup>434 602</sup>	40052	2004	324	R
23104	2002	777	Ad <sup>514</sup>	40053	2004	324	R
	2004	17 *	Am <sup>434 602</sup>	40054	2004	324	R
23105	2002	777	Ad <sup>514</sup>	40055	2004	324	R
	2004	17 *	S <sup>434 602</sup>	40056	2004	324	R
23106	2002	777	Ad <sup>514</sup>	40057	2004	324	R
	2004	17 *	S <sup>434 602</sup>	40058	2004	324	R
31220	2000	1015 *	Am	40059	2004	324	R
31507	2003	404	Am	40060	2004	324	R
32207	2004	25 *	Am	40100	2004	324	R
32213	2004	25 *	R	40101	2004	324	R
32214	2004	25 *	R	40102	2004	324	R
32301	2002	939 *	Am	40103	2004	324	R
32320	2004	25 *	Am	40104	2004	324	R
32321	2004	25 *	Am	40105	2004	324	R
32324	2004	25 *	Am	40106	2004	324	R
32325	2004	25 *	Am	40107	2004	324	R
32352.5	2004	25 *	Am	40108	2004	324	R
32423	2004	25 *	Am	40109	2004	324	R
32700	2004	25 *	R	40150	2004	324	R
32701	2004	25 *	R	40151	2004	324	R
32702	2004	25 *	R	40152	2004	324	R
32703	2004	25 *	R	40153	2004	324	R
32710	2004	25 *	R	40154	2004	324	R
32711	2004	25 *	R	40155	2004	324	R
32721	2004	25 *	Am	40156	2004	324	R
32722	2004	25 *	Am	40157	2004	324	R
32900	2X 2001–02	15 *	S <sup>348 349</sup>	40158	2004	324	R
32905	2X 2001–02	15 *	S <sup>348 349</sup>	50003	2000	968	Am
32907	2X 2001–02	15 *	S <sup>348 349</sup>	50122	2004	183	Am <sup>571</sup>
32909	2X 2001–02	15 *	S <sup>348 349</sup>	50204	2000	968	Am
	2004	25 *	R		2003	554	Am
32911	2X 2001–02	15 *	S <sup>348 349</sup>	50302	2000	968	Am
32920	2X 2001–02	15 *	S <sup>348 349</sup>	50314	2000	968	Am
32922	2X 2001–02	15 *	S <sup>348 349</sup>	50320	2002	772	Am
32924	2X 2001–02	15 *	S <sup>348 349</sup>	50325	2002	772	Am
				50401	2000	968	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FINANCIAL CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
50700	1999	407	S <sup>74</sup>	50704	1999	407	R
	2003	554	S <sup>57</sup>	50705	1999	407	S <sup>74</sup>
50701	1999	407	S <sup>74</sup>		2003	554	S <sup>57</sup>
	2003	554	S <sup>57</sup>	50706	1999	407	S <sup>74</sup>
50702	1999	407	S <sup>74</sup>		2003	554	S <sup>57</sup>
	2003	554	S <sup>57</sup>	50707	1999	407	Am <sup>74</sup>
50703	1999	407	S <sup>74</sup>		2003	554	R
	2003	554	S <sup>57</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FISH AND GAME CODE**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
16	2001	112	Ad	716	2001	398	Ad <sup>362</sup>
70	2001	112	Am	716.1	2001	398	Ad <sup>362</sup>
94	2002	559	Am	716.2	2001	398	Ad <sup>362</sup>
99	1999	483	Am	716.3	2001	398	Ad <sup>362</sup>
103	1999	483	Am	716.4	2001	398	Ad <sup>362</sup>
105	1999	483	Am	716.5	2001	398	Ad <sup>362</sup>
200	1999	483	S <sup>20</sup>	716.6	2001	398	Ad <sup>362</sup>
	2001	398	S <sup>57</sup>	716.7	2001	398	Ad <sup>362</sup>
201	1999	483	S <sup>20</sup>	716.8	2001	398	Ad <sup>362</sup>
	2001	398	S <sup>57</sup>	716.9	2001	398	Ad <sup>362</sup>
202	1999	483	S <sup>20</sup>	717	2001	398	Ad <sup>362</sup>
	2001	398	S <sup>57</sup>	717.1	2001	398	Ad <sup>362</sup>
	2002	389	Am	717.2	2001	398	Ad <sup>362</sup>
203	1999	483	S <sup>20</sup>	853	2003	796	Am
	2001	398	S <sup>57</sup>	857	2003	610	Am
203.1	1999	483	S <sup>20</sup>	1000.5	2001	745*	Am
	2001	398	S <sup>57</sup>		2001	753	R
204	1999	483	S <sup>20</sup>	1019	2002	8	Ad
	2001	398	S <sup>57</sup>		2003	62	Am <sup>519</sup>
205	1999	483	S <sup>20</sup>	1050	2001	112	Am
	2001	398	S <sup>57</sup>	1050.6	2001	753	Ad
206	1999	483	S <sup>20</sup>	1051	2001	112	Am
	2001	398	S <sup>57</sup>	1053	2001	112	R & Ad
	2003	610	Am		2001	753	Am (as ad by
	2004	183	Am <sup>571</sup>				Stats. 2001,
207	1999	483	S <sup>20</sup>				Ch. 112)
	2001	398	S <sup>57</sup>		2004	431	Am
	2003	610	Am		2005	22	Am <sup>647</sup>
208	1999	483	S <sup>20</sup>	1055	2001	112	Am
	2001	398	S <sup>57</sup>		2004	431	Am
	2003	610	Am	1055.1	2001	112	Ad
209	1999	483	S <sup>20</sup>		2004	431	Am
	2001	398	S <sup>57</sup>	1055.4	2004	431	Ad
210	1999	483	S <sup>20</sup>	1055.5	2001	112	Am
	2001	398	S <sup>57</sup>		2004	431	Am
	2002	784	Am <sup>490</sup>	1055.6	2001	112	Ad
211	1999	483	S <sup>20</sup>		2002	453	Am
	2001	398	S <sup>57</sup>	1056	2001	112	Am
215	1999	483	S <sup>20</sup>		2004	431	Am
	2001	398	S <sup>57</sup>	1057	2001	112	Am
217.5	1999	483	S <sup>20</sup>		2002	453	Am
	2001	398	S <sup>57</sup>	1058	2001	112	Am
217.6	1999	483	S <sup>20</sup>	1059	2001	112	Am
	2001	398	S <sup>57</sup>	1060	2001	112	Am
218	1999	483	S <sup>20</sup>		2004	431	Am
	2001	398	S <sup>57</sup>	1061	2001	112	Ad
219	1999	483	S <sup>20</sup>	1069	2002	973	Am
	2001	398	S <sup>57</sup>	1122.5	2005	563	Ad
220	1999	483	S <sup>20</sup>	1348.3	2001	863	Ad
	2001	398	S <sup>57</sup>	1352.5	2000	395	Ad
221	1999	483	Am <sup>20</sup>	1360	2001	588	Ad
	2001	398	R	1361	2001	588	Ad
309	1999	483	Am	1362	2001	588	Ad
	2004	182	Am <sup>81 614</sup>	1363	2001	588	Ad
391	2000	388	Am	1363.5	2001	588	Ad <sup>355</sup>
704	2001	398	Am				R <sup>356</sup>
712.5	2004	917	Ad		2004	241	Am
713	2003	240*	Am		2005	22	Am <sup>647</sup>
714	2001	112	Am	1364	2001	588	Ad
	2003	741	Am	1365	2001	588	Ad
715	2004	193	R <sup>571</sup>	1366	2001	588	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FISH AND GAME CODE—Continued**

Section	Affected By			Section	Affected By			Effect
	Year	Chapter	Effect		Year	Chapter	Effect	
1367	2001	588	Ad	2105	2003	854	S <sup>317</sup>	
1368	2001	588	Ad	2106	2003	854	Am <sup>317</sup>	
1369	2001	588	Ad	2106.5	2003	854	R	
1370	2001	588	Ad	2107	2003	854	S <sup>317</sup>	
1372	2001	588	Ad	2109	2003	854	Am <sup>317</sup>	
1506	2000	418	Ad & R <sup>111</sup>	2110	2003	854	Am <sup>317</sup>	
	2001	159	Am <sup>305</sup>	2111	2003	854	Am <sup>317</sup>	
1507	2004	553	Ad & R <sup>38</sup>	2111.5	2003	854	S <sup>317</sup>	
1525	2000	385	Am	2112	2003	854	S <sup>317</sup>	
1528	2000	385	Am	2113	2003	854	S <sup>317</sup>	
1570	2003	758	R & Ad	2114	2003	854	S <sup>317</sup>	
	2004	183	Am <sup>571</sup>	2115	2003	854	S <sup>317</sup>	
1571	2003	758	R & Ad	2115.5	2003	854	Ad(RN) <sup>317</sup>	
1572	2003	758	R & Ad	2116	2003	854	Am (as ad by	
	2004	183	Am <sup>571</sup>				Stats. 1996,	
1573	2003	758	Ad				Ch. 974)	
1574	2003	758	Ad				& RN <sup>317</sup>	
1580	2000	385	Am	2117	2005	698	Am	
1586	1999	66*	Am	2118	2003	62	Am <sup>519</sup>	
1590	2000	385	Ad	2120	2005	698	Am	
	2003	610	Am	2125	2005	698	Am	
1591	2000	385	Ad	2127	2005	698	Ad	
	2003	610	Am	2150	2005	698	Am	
1600	2003	736	R & Ad	2150.4	2005	698	Am	
1601	2003	736	R & Ad	2157	2005	698	Ad	
1602	2003	736	R & Ad	2185	2005	698	Am	
1603	2003	736	R & Ad	2186	2005	698	Am	
1603.1	2003	736	R	2187	2005	698	Am	
1603.3	2003	736	R	2193	2005	698	Ad	
1603.5	2003	736	R	2195	2005	698	Ad	
1604	2003	736	R & Ad	2250	2003	610	Am	
1605	2003	736	R & Ad	2300	2001	338*	Ad	
1606	2003	736	R & Ad	2357	2000	167	R	
1607	2003	736	R & Ad	2536	2003	741	Am	
1608	2003	736	Ad	2540	2003	741	Am	
1609	2003	736	Ad	2645	2001	745*	Am	
1610	2003	736	Ad	2800	2002	4	R & Ad	
1611	2003	736	Ad	2801	2000	87*	Ad	
1612	2003	736	Ad		2002	4	R & Ad	
1613	2003	736	Ad	2802	2002	4	Ad	
	2004	183	Am <sup>571</sup>	2805	2002	4	R & Ad	
1614	2003	736	Ad		2002	133	R (as ad by	
1615	2003	736	Ad				Sec. 2,	
1616	2003	736	Ad				Stats. 2002,	
1796	2001	745*	Am				Ch. 4) & Ad	
1850	2000	950	Ad	2809	2002	4	Ad	
1851	2000	950	Ad	2810	2002	4	R & Ad	
1852	2000	950	Ad	2811	2000	87*	Ad	
2003	2003	610	Am		2002	4	R	
	2004	431	Am	2815	2000	87*	Ad	
2020	2005	698	R		2002	4	R & Ad	
2079	2001	745*	Am	2820	2002	4	R & Ad	
2081.7	2002	617	Ad	2821	2002	4	Ad	
	2003	62	Am <sup>519</sup>	2822	2002	4	Ad	
	2003	612	Am	2823	2002	4	Ad	
	2004	614	Am	2825	2002	4	R & Ad	
2081.8	2004	614	Ad	2826	2002	4	Ad	
2086	2003	62	Am <sup>519</sup>	2827	2002	4	Ad	
2087	2002	32	R	2828	2002	4	Ad	
			Ad & R <sup>317</sup>	2829	2002	4	Ad	
2099	2001	745*	R	2830	2002	4	R & Ad	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**FISH AND GAME CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2830 (Cont.)	2003	61	Am	3700.2	2001	112	Ad
2835	2002	4	R & Ad	3701	2001	112	Am
2840	2002	4	R	3701.5	2001	112	R
2850	1999	1015	Ad	3702	2004	713	Am
2851	1999	1015	Ad	3951	2001	745*	Am
2852	1999	1015	Ad		2003	291	Am
	2000	385	Am	3952	2003	291	Ad
2853	1999	1015	Ad	4005	2002	571	Am
2854	1999	1015	Ad	4152	2002	571	Am
	2004	172	Am	4180	2002	571	Am
2855	1999	1015	Ad	4181	2003	291	Am
2856	1999	1015	Ad		2004	480	Am
2857	1999	1015	Ad	4188	2004	480	Am
2858	1999	1015	Ad	4301	2000	373	Am
2859	1999	1015	Ad	4336	2001	112	Am
	2001	753	Am	4654	2001	112	Am
	2002	559	Am		2003	741	Am
2860	1999	1015	Ad	4657	2001	112	Am
2861	1999	1015	Ad	4700	2002	617	Am
	2001	753	Am		2003	735	Am
2862	1999	1015	Ad	4753	2001	112	Am
2863	1999	1015	Ad	4801	1999	435*	Am
2920	2000	223	Ad & R <sup>208</sup>	4904	2001	745*	Am
	2001	398	S <sup>74</sup>	5050	2002	617	Am
2921	2000	223	Ad & R <sup>208</sup>		2003	735	Am
	2001	159	Am <sup>305</sup>	5515	2002	617	Am
	2001	398	S <sup>74</sup>		2003	735	Am
2922	2000	223	Ad & R <sup>208</sup>	5521.5	2000	388	Am
	2001	398	Am <sup>74</sup>		2001	753	Am
2923	2000	223	Ad & R <sup>208</sup>	5521.6	1999	483	Ad
	2001	398	Am <sup>74</sup>	5901	2005	589	Am
2930	2003	611	Ad	5934	2004	182	Am <sup>81 614</sup>
2931	2003	611	Ad	6420	1999	83	Am <sup>30</sup>
	2004	614	Am	6430	1999	185	S <sup>19</sup>
2932	2003	611	Ad		2001	753	Am
2932.2	2005	81*	Ad <sup>37</sup>		2003	610	R
2932.5	2004	614	Ad	6431	1999	185	S <sup>19</sup>
2933	2003	611	Ad		2003	610	R
3003	2005	672	Ad	6432	1999	185	S <sup>19</sup>
3031	2003	741	Am		2000	388	Am
3031.2	2003	741	Am		2003	610	R
3033	2003	291	Am	6433	1999	185	S <sup>19</sup>
3034	2001	112	R		2000	388	R & Ad(RN)
3050	2002	453	Am		2003	610	R
3055	2001	112	Am	6434	1999	185	S <sup>19</sup>
3055.1	2001	112	Ad		2000	388	R
3409	2001	745*	Am	6435	1999	185	S <sup>19</sup>
3508	2002	453	Am		2000	388	R
	2003	62	Am <sup>519</sup>	6436	1999	185	S <sup>19</sup>
3509	2002	453	R		2000	388	R
3510	2002	453	R	6437	1999	185	S <sup>19</sup>
3511	2002	617	Am		2000	388	R
	2003	735	Am	6438	1999	185	S <sup>19</sup>
3682	2001	112	Am		2000	388	R
3682.1	2001	112	Ad	6439	1999	185	Am <sup>19</sup>
3682.2	2001	112	Ad		2000	388	Am & RN
3684	2001	112	Am	6450	2001	745*	Am
3700	2001	112	Am	6453	2001	753	Am
3700.1	2001	112	Ad	6455	2001	753	Am
				6459	2001	745*	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FISH AND GAME CODE—Continued**

Section	Affected By			Section	Affected By				
	Year	Chapter	Effect		Year	Chapter	Effect		
6590	2001	89	S <sup>57</sup>	Div. 6, Pt. 1.7, Ch. 8, heading (Sec. 7090 et seq.)					
6591	2001	89	S <sup>57</sup>						
6592	2001	89	S <sup>57</sup>						
6593	2001	89	S <sup>57</sup>						
6594	2001	89	S <sup>57</sup>						
6595	2001	89	S <sup>57</sup>			1999	483	Am	
6596	2001	89	S <sup>57</sup>			7090	1999	483	Am
	2001	112	Am				2002	559	Am
	2003	741	Am			7145	2003	741	Am
6596.1	2001	112	Ad			7146	2001	112	R
	2003	741	Am			7147	2003	741	Am
6597	2001	89	S <sup>57</sup>			7149	2001	112	Am (as am by
6597.5	2001	89	S <sup>57</sup>						Sec. 5
6598	2001	89	S <sup>57</sup>						and as ad by
6599	2001	89	S <sup>57</sup>						Sec. 6,
	2001	745*	Am						Stats. 1998,
6600	2001	89	R						Ch. 247)
6930	2002	985	Ad				2001	753	R (as am by
	2003	681	Am						Sec. 38,
6950	2002	599	Ad						Stats. 2001,
	2005	77	R						Ch. 112)
6950.5	2003	610	Ad						Am (as am by
	2005	77	R						Sec. 37,
6951	2003	610	Ad						Stats. 2001,
	2005	77	R						Ch. 112) <sup>13</sup>
6952	2002	599	Ad			2003	741	Am	
	2005	77	R		7149.05	2001	112	Ad	
6953	2002	599	Ad					R & Ad <sup>8</sup>	
	2005	77	R					Am	
6954	2002	599	Ad		7149.1	2001	112	Am	
	2003	62	Am <sup>519</sup>			2003	741	R	
	2005	77	R		7149.15	2001	112	Ad	
6955	2002	599	Ad			2003	741	R	
	2005	77	R		7149.2	2003	741	Am	
6956	2002	599	Ad			2004	183	Am <sup>571</sup>	
	2005	77	R		7149.4	2001	112	Am	
6957	2003	610	Ad			2001	753	Am (as am by	
	2005	77	R					Stats. 2001,	
7000	1999	483	R					Ch. 112)	
7005	1999	483	R		7149.45	2001	112	Ad	
7010	1999	483	R			2001	753	Am (as ad by	
7011	1999	483	R					Stats. 2001,	
7015	1999	483	R					Ch. 112)	
7020	1999	483	R		7149.8	2001	112	R & Ad	
7022	1999	483	R			2003	741	Am	
7025	1999	483	R		7150	2000	238	Am	
7030	1999	483	R		7151	1999	83	Am <sup>30</sup>	
7057	1999	483	Ad			2004	431	Am	
	2002	559	R		7153	2002	573	Am	
7058	2002	559	Am		7180	2001	112	Am	
7059	1999	483	Am		7180.1	2001	112	Ad	
7065	1999	483	Am		7181	2001	112	Am	
7066	1999	483	Am		7181.1	2001	112	Ad	
7071	1999	483	Am		7182	2001	112	Am	
	2002	559	Am		7182.1	2001	112	Ad	
7072	1999	483	Am		7183	2001	112	Am	
	2000	388	Am		7183.1	2001	112	Ad	
	2002	559	Am		7184	2001	112	Am	
7073	1999	483	Am		7184.1	2001	112	Ad	
7074	1999	483	Am		7186	2001	112	Am	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FISH AND GAME CODE—Continued**

Section	Affected By			Section	Affected By				
	Year	Chapter	Effect		Year	Chapter	Effect		
7186.1	2001	112	Ad	7881	2001	753	Am		
7260	2002	645	Ad		2003	741	Am		
7261	2002	645	Ad	7920	2004	431	Am		
Div. 6, Pt. 2, Ch. 2, Art. 4, heading (Sec. 7360 et seq.)	7360	2003	841	Am <sup>317</sup>	7921	2003	741	Am	
		2001	112	R & Ad	7921.5	2003	741	R	
		2001	753	S <sup>19</sup>	8022	2000	388	Am	
		2003	741	Am <sup>317</sup>	8032	2003	741	Am	
		2003	796	Am <sup>317</sup>	8033	2003	741	Am	
		2004	431	Am	8033.2	2003	741	Am	
		7360.1	2001	112	Ad	8033.5	2003	741	Am
				753	S <sup>19</sup>	8034	2003	741	Am
				741	Am <sup>317</sup>	8035	2003	741	Am
				796	Am <sup>317</sup>	8036	2003	741	Am
431	Am			8039	2003	741	Ad		
7361	2001			112	Ad	8043.2	1999	502*	Ad
				753	S <sup>19</sup>	8045	2002	962*	Am
				741	Am <sup>317</sup>	8047	2002	962*	Am
				796	R	8050	2003	82	Am
				753	Am <sup>19</sup>	8051.2	2001	633	Am <sup>75</sup>
		741	Am <sup>317</sup>	8051.3	2001	314	Am <sup>75</sup>		
		796	Am <sup>317</sup>	8051.4	2001	314	Am <sup>68</sup>		
		183	Am <sup>571</sup>	8053	2001	753	Am		
		753	Am <sup>19</sup>	8100	1999	483	Am		
		741	R	8101	1999	483	Am		
7362	2003	796	Am <sup>317</sup>		2000	388	Am		
		183	Am <sup>571</sup>	8113	2002	573	Am		
		753	Am <sup>19</sup>	8125	2003	514	Ad		
		796	Am <sup>317</sup>	8126	2003	514	Ad		
		741	Am <sup>317</sup>	8150.5	2000	388	Am		
		796	Am <sup>317</sup>	8150.7	2000	388	Am		
		594	Am <sup>424</sup>	8150.8	2000	388	R		
		741	Am	8150.9	2000	388	R		
		594	Am <sup>424, 68</sup>	8151	2000	388	R		
		594	Ad <sup>424</sup>	8152	2000	388	R		
7363	2001	753	Am <sup>19</sup>	8210	2002	573	R		
		741	Am <sup>317</sup>	8226	1999	502*	Am		
		796	Am <sup>317</sup>	8235	2004	431	Am		
		594	Am <sup>424</sup>	8276.2	2000	410	Am <sup>228, 75</sup>		
		741	R <sup>69</sup>	8276.3	2000	410	Am <sup>228, 75</sup>		
		7380	2002	962*	Ad		2001	159	Am <sup>305</sup>
				559	Am	8279.1	2000	410	Am <sup>228, 75</sup>
				388	Am	8280.1	2000	410	Am <sup>228, 75</sup>
				854	Am	8280.2	2000	410	Am <sup>228, 75</sup>
				112	Am	8280.3	2000	410	Am <sup>228, 75</sup>
483	Am			8280.4	2000	410	Am <sup>228, 75</sup>		
483	Am			8280.5	2000	410	Am <sup>228, 75</sup>		
144*	Am			8280.6	2000	410	Am <sup>228, 75</sup>		
741	Am			8282	2002	573	Am		
741	R				2003	610	Am		
7381	2003	741	Am	8387	2002	573	Am		
		594	Am <sup>424, 68</sup>	8392	2004	431	Am		
		594	Ad <sup>424</sup>	8394.5	2000	388	Am		
		741	R <sup>69</sup>	8395	2002	573	Am		
		7382	2002	962*	Ad	8405	2001	753	S <sup>146, 43</sup>
				559	Am		2004	431	S <sup>665, 111</sup>
				388	Am	8405.1	2001	753	S <sup>146, 43</sup>
				854	Am		2004	431	Am <sup>665, 111</sup>
				112	Am	8405.2	2001	753	S <sup>146, 43</sup>
				483	Am		2004	431	S <sup>146, 43</sup>
483	Am			8405.3	2001	753	S <sup>665, 111</sup>		
144*	Am				2004	431	S <sup>665, 111</sup>		
741	Am				2001	753	S <sup>146, 43</sup>		
741	R				2004	431	S <sup>665, 111</sup>		
7852.21	2003	741	R		2004	431	S <sup>665, 111</sup>		
		753	Am						
		741	R						
		431	Am						
		410	S <sup>75</sup>						
		753	Am						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
713	Ad								
7852.3	2001	753	Am						
		741	R						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7852.4	2004	431	Am						
		410	S <sup>75</sup>						
		753	Am						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7860	2000	410	S <sup>75</sup>						
		753	Am						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7861	2000	410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
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		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7861.1	2000	410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
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		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7861.2	2000	410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
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		410	S <sup>75</sup>						
7861.3	2000	410	S <sup>75</sup>						
		410	S <sup>75</sup>						
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		410	S <sup>75</sup>						
7861.4	2000	410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
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		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
		410	S <sup>75</sup>						
7861.5	2004	713	Ad						
		410	S <sup>75</sup>						
		962*	Ad						
		410	S <sup>75</sup>						
		962*	Ad						
		410	Am <sup>75</sup>						

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FISH AND GAME CODE—Continued

<i>Affected By</i>				<i>Affected By</i>				
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
8405.4	2001	753	Am <sup>146 43</sup>	8597	2004	431	Am	
	2004	431	Am <sup>665 111</sup>	8598	1999	483	Am	
8410	2000	388	R	Div. 6, Pt. 3, Ch. 2, Art. 20, heading (Sec. 8599 et seq.)				
8411	2000	388	Am					
8412	2000	388	Am					
8413	2000	388	R					
8414	2000	388	R					
8415	2000	388	R					
8420	2000	717	S <sup>257 19</sup>		1999	483	Am	
	2001	318	Am <sup>54 57</sup>		8599.4	1999	483	Ad
8420.5	2000	717	S <sup>257 19</sup>		8601.5	2001	753	Am
	2001	318	S <sup>333</sup>		8610.14	2000	385	Am
8421	2000	717	S <sup>257 19</sup>		8664.65	2000	388	R
	2001	318	S <sup>333</sup>		8681.5	1999	483	Am
8421.5	2000	717	S <sup>257 19</sup>		8693.5	1999	483	R
	2001	318	S <sup>333</sup>		8695.5	1999	483	R
8422	2000	717	Am <sup>257 19</sup>		8780.1	1999	483	Ad
	2001	318	S <sup>333</sup>		8836.5	2004	721	R
8423	2000	717	Am <sup>257 19</sup>	8837	1999	483	Am	
	2001	318	Am <sup>333</sup>	8841	2004	721	Ad	
8423.5	2000	717	S <sup>257 19</sup>		2005	334	Am	
	2001	318	S <sup>333</sup>	8842	2004	721	Am	
8424	2000	717	S <sup>257 19</sup>	9000	2004	431	Am	
	2001	318	S <sup>54 57</sup>	9000.5	2004	431	Ad	
8425	2000	717	S <sup>257 19</sup>	9001.5	2001	753	Am	
	2001	318	R & Ad		2004	431	R	
8426	2000	717	S <sup>257 19</sup>	9001.6	2001	753	Am <sup>146 43</sup>	
	2001	318	S <sup>333</sup>		2004	431	R & Ad	
8427	2000	717	S <sup>257 19</sup>	9001.7	2004	431	Am	
	2001	318	S <sup>333</sup>	9001.8	2001	753	Ad	
8428	2000	717	S <sup>257 19</sup>		2004	431	Am	
	2001	318	R & Ad	9006	2004	431	Am	
8429	2000	717	S <sup>257 19</sup>	9027	2004	431	Ad	
	2001	318	Am <sup>54 57</sup>	9027.5	2004	431	Ad	
8429.5	2000	717	S <sup>257 19</sup>	9029.5	2004	431	Ad	
	2001	318	S <sup>54 57</sup>	10502.7	1999	502*	Ad	
8429.7	2000	717	Am <sup>257 19</sup>	10503	2000	385	Am	
	2001	318	R & Ad	10656	1999	502*	Ad	
8494	2004	721	Ad <sup>681</sup>	10667	2002	573	Am	
	2005	22	Am <sup>647</sup>	10711	2000	385	Am	
	2005	334	Am	11019	2000	388	Am	
8495	2004	721	Am	12000	2003	291	Am	
	2005	334	Am	12002	2000	374	Am	
8510	2000	410	Ad	12002.2	2003	291	Am	
	2002	559	Am	12002.3	2000	388	Am	
	2003	218	Am	12002.5	2001	398	Am	
8550.5	2000	388	Am	12002.8	2001	753	Am	
8552.1	2004	713	Ad	12006.6	2000	388	Am	
8552.3	2004	713	Ad		2001	753	Am	
8552.6	1999	502*	Am	12007	2005	383	Am	
	2001	753	Am	12009	2000	388	Am	
8552.8	2000	388	Am	12011	2004	183	Am <sup>571</sup>	
8568	2002	962*	Am	12150	2003	449	Am	
8568.5	2002	962*	Ad	12151	2003	449	Am	
8569	2002	962*	Am	12155.5	2003	291	Am	
8585.5	1999	483	Am	12157	2000	388	Am	
8586	1999	483	Am		2003	149	Am	
8587	1999	483	Am	13005	2001	112	Am	
8587.1	1999	483	R & Ad		2003	741	Am	
	2002	559	Am		2004	431	Am	
8587.2	1999	483	R	13007	2005	689	Ad	

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
13014	2004	427	Ad	15104	2004	431	Am
13220	2004	230*	Am	15602	2004	193	R <sup>571</sup>
	2004	480	Am	15603	2004	172	R
15007	2003	871	Am		2004	193	R <sup>571</sup>
15101	2003	741	Am	15702	2004	172	Am
15103	2003	741	Am	2004	193	Am <sup>571</sup>	
	2004	431	Am	16533	2001	745*	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
23	2005	605	Am		2002	664	Am <sup>431</sup>
23.6	2005	605	Ad		2X 2001–02	4 *	Am
24	2005	605	Am		2003	480	R
33	2005	605	Ad	1104	2000	144 *	Ad & R <sup>19</sup>
103.5	2001	373	R		2003	480	R
221	1999	83	Am <sup>30</sup>	1105	2000	144 *	Ad & R <sup>19</sup>
	2001	103 *	Am		2003	480	R
221.1	2004	227 *	Ad	1106	2000	144 *	Ad & R <sup>19</sup>
224	1999	890 *	Am		2003	480	R
			R & Ad <sup>96</sup>	1107	2000	144 *	Ad & R <sup>19</sup>
	2001	145	Am (as ad by Sec. 2, Stats. 1999, Ch. 890) <sup>73</sup>		2000	739 *	Am (as ad by Stats. 2000, Ch. 144)
			R <sup>22</sup>		2003	480	R
			Ad <sup>175</sup>	1108	2000	144 *	Ad & R <sup>19</sup>
					2003	480	R
227	2001	103 *	Am	1109	2001	373	Ad
411	2002	615	Ad		2003	480	R
481	2005	609	Am	1500	2002	348	Ad
485	2002	982 *	Ad	1501	2002	348	Ad
	2003	414	Am	2003	2004	460	Ad
486	2003	832	Ad	2181	2000	806	Am
	2004	631 *	Am	2182	2000	806	Am
491	2000	589	Ad	2203	2004	460	Am
492	2000	589	Ad	2275	2004	460	Am
	2001	159	Am <sup>305</sup>	2282	1999	890 *	Ad & R <sup>39</sup>
	2004	225 *	Am				Am (as am by Sec. 5, Stats. 1998, Ch. 870) <sup>56</sup>
500	2000	670	Ad				R (as ad by Sec. 3, Stats. 1999, Ch. 890)
501	2000	670	Ad				Am (as am by Sec. 4, Stats. 1999, Ch. 890)
522	2000	1082	Am				Ad <sup>45</sup>
529	2000	1082	Am				R <sup>25</sup>
531	2000	1082	Am				Am <sup>36 13</sup>
599	2004	446	Am				Ad
705	2000	1055 *	Am				Am
	2004	225 *	Am				Am
821	2000	670	Am				Ad
884	2002	946	Am				Ad
885	2005	220	Ad				Ad
951.5	2002	982 *	Ad	2282.5	1999	890 *	R
Div. 1, Pt. 3, heading (Sec. 1101 et seq.)					2000	573 *	Am
	2000	739 *	Am (as ad by Stats. 2000, Ch. 144)	2287	1999	890 *	Ad
1101	2000	144 *	Ad & R <sup>19</sup>	3332.1	2001	423	Am
	2000	739 *	Am (as ad by Stats. 2000, Ch. 144)	4051.1	2001	423	Am
			R	4051.2	2001	423	Ad
1102	2003	480	R	4101.2	1999	67 *	Ad
	2000	144 *	Ad & R <sup>19</sup>	4101.3	2005	74 *	Ad
	2000	739 *	Am (as ad by Stats. 2000, Ch. 144)	4101.5	2001	745 *	R
			R	4108	2001	479	Am
			R	4155	1999	370	Am
			R	4505	2004	341	Am
			R	4704	2004	341	R
			R	5011	2003	414	Ad
			R	5012	2003	414	Ad
			R	5029	2004	193	Am <sup>571</sup>
			R	5852	1999	83	Am <sup>30</sup>
1103	2000	144 *	Ad & R <sup>19</sup>		2001	256	Am
	2000	739 *	Am (as ad by Stats. 2000, Ch. 144)	6025	2000	338	S <sup>43</sup>
					2005	176	S <sup>722</sup>
				6025.2	2000	338	S <sup>43</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6025.2 (Cont.)	2005	176	Am <sup>722</sup>	6047.119	2003	244 *	Ad
6025.3	2005	176	Ad & R <sup>722</sup>	6047.12	2001	103 *	Ad & R <sup>299</sup>
6025.5	2000	338	S <sup>43</sup>		2004	485 *	S <sup>648 646</sup>
	2005	176	Am <sup>722</sup>	6047.120	2003	244 *	Ad
6026	2000	338	S <sup>43</sup>	6047.121	2003	244 *	Ad
	2005	176	Am <sup>722</sup>	6047.122	2003	244 *	Ad
6026.5	2000	338	S <sup>43</sup>	6047.123	2003	244 *	Ad
	2005	176	Am <sup>722</sup>	6047.124	2003	244 *	Ad
6027	2000	338	S <sup>43</sup>		2004	400 *	Am
	2005	176	Am <sup>722</sup>	6047.13	2001	103 *	Ad & R <sup>299</sup>
6027.1	2005	176	Ad & R <sup>722</sup>		2004	485 *	Am <sup>648 646</sup>
6027.5	2000	338	Am <sup>43</sup>		2005	12 *	Am
	2005	176	Am <sup>722</sup>	6047.14	2001	103 *	Ad & R <sup>299</sup>
6028	2000	338	S <sup>43</sup>		2004	485 *	S <sup>648 646</sup>
	2005	176	Am <sup>722</sup>	6047.15	2001	103 *	Ad & R <sup>299</sup>
6029	2000	338	Am <sup>43</sup>		2004	485 *	S <sup>648 646</sup>
	2005	176	Am <sup>722</sup>	6047.16	2001	103 *	Ad & R <sup>299</sup>
6032	2003	685	Am		2004	485 *	S <sup>648 646</sup>
6045	2000	21 *	Ad <sup>174</sup>	6047.17	2001	103 *	Ad & R <sup>299</sup>
			R <sup>100</sup>		2004	485 *	S <sup>648 646</sup>
	2004	485 *	S <sup>645 349</sup>	6047.18	2001	103 *	Ad & R <sup>299</sup>
6046	2000	21 *	Ad <sup>174</sup>		2004	485 *	S <sup>648 646</sup>
			R <sup>100</sup>	6047.19	2001	103 *	Ad & R <sup>299</sup>
	2001	159	Am <sup>305</sup>		2004	485 *	Am <sup>648 646</sup>
	2004	485 *	Am <sup>645 349</sup>	6047.2	2001	103 *	Ad & R <sup>299</sup>
6047	2000	21 *	Ad <sup>174</sup>		2004	485 *	Am <sup>648 646</sup>
			R <sup>100</sup>	6047.20	2004	485 *	Ad <sup>648</sup>
	2004	485 *	S <sup>645 349</sup>				R <sup>649</sup>
6047.1	2001	103 *	Ad & R <sup>299</sup>	6047.21	2004	485 *	Ad <sup>648</sup>
	2004	485 *	Am <sup>648 646</sup>				R <sup>649</sup>
6047.10	2001	103 *	Ad & R <sup>299</sup>	6047.22	2004	485 *	Ad <sup>648</sup>
	2004	485 *	S <sup>648 646</sup>				R <sup>649</sup>
6047.100	2003	244 *	Ad	6047.23	2004	485 *	Ad <sup>648</sup>
6047.101	2003	244 *	Ad				R <sup>649</sup>
	2004	400 *	Am	6047.24	2004	485 *	Ad <sup>648</sup>
6047.102	2003	244 *	Ad				R <sup>649</sup>
6047.103	2003	244 *	Ad	6047.25	2004	485 *	Ad <sup>648</sup>
6047.104	2003	244 *	Ad				R <sup>649</sup>
6047.105	2003	244 *	Ad	6047.26	2004	485 *	Ad <sup>648</sup>
	2004	400 *	Am				R <sup>649</sup>
6047.106	2003	244 *	Ad	6047.27	2004	485 *	Ad <sup>648</sup>
6047.107	2003	244 *	Ad				R <sup>649</sup>
6047.108	2003	244 *	Ad	6047.28	2004	485 *	Ad <sup>648</sup>
6047.109	2003	244 *	Ad				R <sup>649</sup>
	2004	400 *	Am	6047.29	2004	485 *	Ad <sup>648</sup>
6047.11	2001	103 *	Ad & R <sup>299</sup>		2005	12 *	Am
	2004	485 *	S <sup>648 646</sup>	6047.3	2001	103 *	Ad & R <sup>299</sup>
6047.110	2003	244 *	Ad		2004	485 *	Am <sup>648 646</sup>
6047.111	2003	244 *	Ad	6047.3.5	2005	12 *	Ad(RN)
6047.112	2003	244 *	Ad	6047.35	2002	741 *	Ad
	2004	400 *	Am		2004	485 *	Am <sup>648 646</sup>
6047.113	2003	244 *	Ad		2005	12 *	Am & RN
	2004	400 *	Am	6047.4	2001	103 *	Ad & R <sup>299</sup>
6047.114	2003	244 *	Ad		2002	741 *	Am
6047.115	2003	244 *	Ad		2004	183	Am <sup>571</sup>
6047.116	2003	244 *	Ad		2004	485 *	Am <sup>648 646</sup>
6047.117	2003	244 *	Ad	6047.5	2001	103 *	Ad & R <sup>299</sup>
6047.118	2003	244 *	Ad		2002	741 *	Am
	2004	400 *	Am		2004	485 *	Am <sup>648 646</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FOOD AND AGRICULTURAL CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
6047.6	2001	103 *	Ad & R <sup>299</sup>	6047.88	2004	400 *	Am
	2002	741 *	Am		2003	244 *	Ad
Div. 4, Pt. 1, Ch. 9, Art. 8.7, heading (Sec. 6047.60 et seq.)	2004	485 *	S <sup>648 646</sup>	2004	400 *	Am	
	2004	400 *	Am	6047.89	2003	244 *	Ad
6047.60	2003	244 *	Ad	2004	400 *	Am	
6047.61	2004	400 *	Am	6047.9	2001	103 *	Ad & R <sup>299</sup>
	2003	244 *	Ad	2004	485 *	S <sup>648 646</sup>	
6047.62	2003	244 *	Ad	6047.90	2003	244 *	Ad
	2004	400 *	Am	6047.91	2003	244 *	Ad
6047.63	2003	244 *	Ad	6047.92	2003	244 *	Ad
	2004	400 *	Am	2004	400 *	Am	
6047.64	2003	244 *	Ad	6047.93	2003	244 *	Ad
	2004	400 *	Am	2004	400 *	R	
6047.65	2003	244 *	Ad	6047.94	2003	244 *	Ad
6047.66	2003	244 *	Ad	2004	400 *	Am	
6047.67	2003	244 *	Ad	6047.95	2003	244 *	Ad
6047.68	2003	244 *	Ad	6047.96	2003	244 *	Ad
	2004	400 *	Am	2004	400 *	Am	
6047.69	2005	12 *	Am	6047.97	2003	244 *	Ad
	2003	244 *	Ad	2004	400 *	Am	
6047.7	2004	400 *	Am	6047.98	2003	244 *	Ad
	2001	103 *	Ad & R <sup>299</sup>	6047.99	2003	244 *	Ad
6047.70	2002	664	Am <sup>431</sup>	6070	2002	221	Am
	2004	485 *	S <sup>648 646</sup>	6076	2002	221	Am
6047.71	2003	244 *	Ad	6077	2002	221	Am
	2004	400 *	Am	6078	2002	221	Am
6047.72	2003	244 *	Ad	6215	2002	221	Am
6047.73	2003	244 *	Ad	6253	2000	262	Am
6047.74	2003	244 *	Ad	2004	118	Am	
6047.75	2004	400 *	Am	6292	2001	442 *	Ad
	2003	244 *	Ad	6292.1	2001	442 *	Ad
6047.76	2003	244 *	Ad	6292.2	2001	442 *	Ad
6047.77	2004	400 *	Am	6292.3	2001	442 *	Ad
	2003	244 *	Ad	6293	2001	442 *	Ad
6047.78	2004	400 *	Am	6293.1	2001	442 *	Ad
	2003	244 *	Ad	6293.10	2001	442 *	Ad
6047.79	2004	400 *	Am	6293.11	2001	442 *	Ad
	2003	244 *	Ad	6293.12	2001	442 *	Ad
6047.8	2001	103 *	Ad & R <sup>299</sup>	6293.13	2001	442 *	Ad
	2004	485 *	S <sup>648 646</sup>	6293.2	2001	442 *	Ad
6047.80	2003	244 *	Ad	6293.3	2001	442 *	Ad
	2004	400 *	Am	6293.4	2001	442 *	Ad
6047.81	2003	244 *	Ad	6293.5	2001	442 *	Ad
	2004	183	Am <sup>571</sup>	2004	118	Am	
6047.82	2004	400 *	Am	6293.6	2001	442 *	Ad
6047.83	2003	244 *	Ad	6293.7	2001	442 *	Ad
	2003	244 *	Ad	6293.8	2001	442 *	Ad
6047.84	2003	244 *	Ad	6293.9	2001	442 *	Ad
6047.85	2003	244 *	Ad	6294	2001	442 *	Ad
6047.86	2003	244 *	Ad	6294.1	2001	442 *	Ad
6047.87	2003	244 *	Ad	6294.2	2001	442 *	Ad
	2004	400 *	Am	6294.3	2001	442 *	Ad
6047.88	2003	244 *	Ad	6294.4	2001	442 *	Ad
6047.89	2003	244 *	Ad	6294.5	2001	442 *	Ad
6047.9	2001	103 *	Ad & R <sup>299</sup>	6294.6	2001	442 *	Ad
6047.90	2003	244 *	Ad	6294.7	2001	442 *	Ad
6047.91	2003	244 *	Ad	6295	2001	442 *	Ad
6047.92	2003	244 *	Ad	6295.1	2001	442 *	Ad
6047.93	2003	244 *	Ad	6295.2	2001	442 *	Ad
6047.94	2003	244 *	Ad	6295.3	2001	442 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6295.4	2001	442 *	Ad	Div. 4, Pt. 5.5, heading (Sec. 8760 et seq.)			
6295.5	2001	442 *	Ad		8760	2001	179 Am
6295.6	2001	442 *	Ad		8761	2001	179 Am
6296	2001	442 *	Ad		8762	2001	179 Am
6296.1	2001	442 *	Ad		8764	2001	179 Am
6296.2	2001	442 *	Ad		8764.5	2001	179 Am
6296.3	2001	442 *	Ad		8764.6	2001	179 Am
6296.5	2001	442 *	Ad		8765	2001	179 Am
6296.6	2001	442 *	Ad		8766	2001	179 Am
6296.7	2001	442 *	Ad		8767	2001	179 Am
6296.8	2001	442 *	Ad		8768	2001	179 Am
6296.9	2001	442 *	Ad		8769	2001	179 Am
6297	2001	442 *	Ad			2002	664 Am <sup>431</sup>
6298	2001	442 *	Ad		8770	2001	179 Am
6299	2001	442 *	Ad			2002	664 Am <sup>431</sup>
6723	1999	450	Am <sup>79</sup> R <sup>80</sup> Ad <sup>81</sup>		8771	2001	179 Am
	2004	170 *	R (as ad by Sec. 2, Stats. 1999, Ch. 450) Am (as am by Sec. 1, Stats. 1999, Ch. 450) <sup>36 13</sup>		8772	2001	179 Am
					9101	2001	503 R & Ad
					9202	2002	822 Am
					9212	2002	822 Am
					9221	2002	822 Am
6741	2002	535	Am			2003	62 Am <sup>519</sup>
6971	2000	154	Am <sup>206 43</sup>		9231	2002	822 Am
6972	2000	154	S <sup>206 43</sup>		9266	2002	822 Ad
6973	2000	154	S <sup>206 43</sup>		9267	2002	822 Ad
6974	2000	154	S <sup>206 43</sup>		9268	2002	822 Ad
6975	2000	154	S <sup>206 43</sup>		9269	2002	822 Ad
6976	2000	154	S <sup>206 43</sup>		9561	2001	503 Am
6977	2000	154	S <sup>206 43</sup>		9562	1999	447 Am
6978	2000	154	S <sup>206 43</sup>		9563	2001	503 Am
6979	2000	154	Am <sup>206 43</sup>		9564	2001	503 Am
6981	2003	722	Am <sup>206 43</sup>		9565	2001	503 R
6982	2003	722	S <sup>57</sup>		9566	2001	503 R
6983	2003	722	S <sup>57</sup>		9567	2001	503 R
6984	2003	722	S <sup>57</sup>		9568	2001	503 R
6985	2003	722	S <sup>57</sup>		9569	2001	503 Am
6986	2003	722	S <sup>57</sup>		9570	2001	503 Am
6987	2003	722	S <sup>57</sup>	9571	2001	503 R	
6988	2003	722	Am <sup>57</sup>	9572	2001	503 R	
6989	2003	722	R	9573	2001	503 Am	
7270	1999	961	Ad	9574	2001	503 Am	
	2000	315	Am	9592	2001	503 Am	
7270.5	2000	315	Ad	9593	2001	503 Am	
	2003	675	Am	9692	2001	503 Am	
7271	1999	961	Ad <sup>37</sup>	9693	2001	503 Am	
	2000	315	Am	9694	2001	503 Am	
7272	1999	961	Ad	9695	2001	503 Am	
	2000	315	Am	9696	2001	503 Am	
7272.5	2000	315	Ad	9697	2001	503 Am	
7273	1999	961	Ad	9904	2004	246* Am	
	2000	315	Am	9905	2004	246* R	
7274	1999	961	Ad	9906	2004	246* R	
7275	2003	675	Ad	9907	2004	246* R & Ad	
7276	2003	675	Ad	9910	2004	246* Am	
8456	2002	221	Am	9911	2004	246* R	
				9912	2004	246* Am	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
9914	2004	246 *	Ad	10103	2004	246 *	Am
9932	2004	246 *	Am	10104	2004	246 *	R
9933	2004	246 *	Ad	10105	2004	246 *	R
Div. 5,				10131	2004	246 *	R
Pt. 2,				10132	2004	246 *	R
Ch. 2,				10151	2004	246 *	Am
Art. 3,				10511	2001	503	Am
heading				10512	2001	503	Am
(Sec. 9941				10610	2000	425	Ad
et seq.)	2004	246 *	Am		2001	503	Am
9941	2004	246 *	Am	10704	1999	447	Ad
9942	2004	246 *	Am	10721	1999	447	Am
9943	2004	246 *	Am	10782	1999	447	Am & RN
9944	2004	246 *	Am				Ad
Div. 5,				10783	1999	447	Am & RN
Pt. 2,							Ad
Ch. 2,				10784	1999	447	Ad
Art. 4,				10785	1999	447	Ad(RN)
heading				10786	1999	447	Ad(RN)
(Sec. 9971				11480	1999	609	Ad
et seq.)	2004	246 *	Am	11481	1999	609	Ad
9971	2004	246 *	Am	11482	1999	609	Ad
9972	2004	246 *	Am	11483	1999	609	Ad
9973	2004	246 *	Am	11484	1999	609	Ad
9974	2004	246 *	Am	11485	1999	609	Ad
9975	2004	246 *	Am	11502.5	2003	741	Am
9976	2004	246 *	Am	11503.5	2002	457	Ad
9977	2004	246 *	Am	11515	2003	741	R
9978	2004	246 *	Am	11516	2003	741	R
9979	2004	246 *	Am	11517	1999	609	Am
9980	2004	246 *	Am	11518	1999	889	Ad
9981	2004	246 *	Am	11703	2003	741	Am
9982	2004	246 *	Am	11704	2003	741	Am
10002	2004	246 *	R	11707	2003	741	Am
10003	2004	246 *	Am	11732	2003	366	Am
10004	2004	246 *	R & Ad	11734	2000	1000	Am
10005	2004	246 *	R	11903	2003	741	Am
10006	2004	246 *	Am	11904	2003	741	Am
10007	2004	246 *	R & Ad	11937	2001	44	Am
10008	2004	246 *	R	12021	2003	741	Am
10009	2004	246 *	R	12042	2004	460	Am
10031	2004	246 *	R	12046	2004	460	Am
10032	2004	246 *	R	12103	2003	741	Am
10033	2004	246 *	R	12104	2003	741	Am
10034	2004	246 *	R	12105	2003	741	Am
10061	2004	246 *	Am	12112	2004	230 *	R
10062	2004	246 *	Am	12201	2003	741	Am
10063	2004	246 *	Am	12202	2003	741	Am
10064	2004	246 *	Am	12252	2003	741	Am
10065	2004	246 *	Am	12400	2005	612	Am
10066	2004	246 *	Am	12401	2003	741	Am
10067	2004	246 *	Am		2005	612	Am
10068	2004	246 *	Am	12404	2003	741	Am
10081	2004	246 *	R		2005	612	R
10082	2004	246 *	R	12406	2005	612	Am
10083	2004	246 *	R	12798.1	1999	627 *	Ad & R <sup>18</sup>
10100	2004	246 *	Ad	12811.5	2005	612	Am
10101	2004	246 *	R & Ad	12812	2003	741	R & Ad
10102	2004	246 *	R & Ad	12818	2003	741	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
12836.5	2005	612	Ad	14622	2005	490	Am
12836.6	2005	612	Ad	14623	2005	490	Am
12841	2001	523	Am <sup>37</sup>	14631	2005	490	Am
	2003	741	Am	14641	2005	490	Am
	2004	230*	Am	14642	2005	490	Am
12841.1	2001	523	Am <sup>37 375</sup>	14643	2005	490	Am
	2003	741	Am <sup>13</sup>	14644	2005	490	Am
12841.2	2003	741	Ad	14645	2005	490	Am
12847.5	2001	523	Ad <sup>37</sup>	14646	2005	490	Am
	2004	644	R	14647	2005	490	Am
12976	2000	806	Am	14648	2005	490	Am
12996.5	2004	913	Ad	14651	1999	83	Am <sup>30</sup>
12997.5	2004	913	Ad		2005	490	Am
12997.7	2004	913	Ad	14653	2005	490	Am
12999.4	2000	806	Am	14654	2005	490	Am
12999.5	2000	806	Am	14655	2005	490	Am
	2002	457	Am	14656	2005	490	Am
	2003	62	Am <sup>519</sup>	14657	2005	490	Am
12999.6	2000	806	Ad & R <sup>244</sup>	14658	2005	490	Am
13000	1999	609	Am	14659	2005	490	Am
	2003	366	Am	14660	2005	490	Am
13124	2004	193	R <sup>571</sup>	14672	2005	490	Am
13125	2004	193	R <sup>571</sup>	15051	2000	1000	Am
13127	2004	193	Am <sup>571</sup>	15052	2000	1000	R
13127.93	2001	745*	R	15053	2000	1000	Am
13135	2001	745*	Am	15054	2000	1000	Am
13144	2004	644	Am	15055	2000	1000	Am
13152	2004	644	Am	15061	2000	1000	Am
13180	2000	718	Ad		2004	929	Am
13181	2000	718	Ad				R & Ad <sup>232</sup>
13182	2000	718	Ad	15062	2000	1000	Am
13183	2000	718	Ad	15072.5	2001	397	Ad
13184	2000	718	Ad	15080	2001	397	Am
13185	2000	718	Ad	15204	2000	1000	Am
13186	2000	718	Ad	18943	2000	373	Am
13187	2000	718	Ad	18946	2000	373	Am
13188	2000	718	Ad	18947	2000	373	Am
13190	2002	591	Ad	18963	2000	373	Ad
13191	2002	591	Ad	18991	2000	373	Am
13192	2002	591	Ad	19000	2000	373	Am
14008	2000	806	Am	19001	2000	373	Am
14033	2000	806	Am	19013	2000	373	Am
14104	2001	745*	R	19016	2000	373	Am
14152	2003	741	Am	19020	2000	373	Am
14502	2005	490	Am	19205	2004	187	Am
14502.1	2005	490	Ad	19213	1999	329	Am
14504	2005	490	Am		2002	535	Am
14512.5	2005	490	Ad	19215	2002	535	Am
14559.5	2005	490	Ad	19227	2004	929	Am <sup>384 111</sup>
14581	2005	490	Am	19261	2004	187	Am
14583	2005	490	Am	19300	1999	329	Am
14585	2005	490	Am	19300.5	1999	329	Ad
14586	2005	490	Am	19302	1999	329	Am
14591	2005	490	Am	19303	2005	533	Am
14601	2005	490	Am	19304	1999	329	Am
14611	2005	490	Am	19305	1999	329	Am
14612	2005	490	Am	19305.5	2005	533	Ad
14612.5	2005	490	Ad	19306	1999	329	Am
14613	2005	490	Am	19310	2005	533	Am
14621	2005	490	Am	19310.5	2005	533	Am

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19310.7	2004	929	Ad	27522	1999	197	Ad
	2005	533	Am	27523	1999	197	Ad
19311	2005	533	Am	27541	2003	283	Am
19312	2005	533	Am	27551	2003	283	Am
19313.1	2005	533	Ad	27553	2003	283	Am
19313.8	2005	533	Am	27571	1999	197	Am
19314	2005	533	Am		2004	460	Am
19315	2004	929	Am <sup>384 111</sup>	27572	2004	460	Am
	2005	533	Am	27573	2002	535	Am
19316	2005	533	Am	27644	1999	197	Am
19316.5	2005	533	Ad		2002	535	Am
19317	2004	929	Ad	27680	2003	283	Ad
Div. 9,					2004	183	Am <sup>571</sup>
Pt. 3,				27681	2003	283	Ad
Ch. 5,					2004	183	Am <sup>571</sup>
Art. 7,				27682	2003	283	Ad
heading				27683	2003	283	Ad
(Sec. 19320				27684	2003	283	Ad
et seq.)	2004	187	Am	27685	2003	283	Ad
19322	2004	187	Am	27686	2003	283	Ad
19342	2004	187	Am		2004	183	Am <sup>571</sup>
19348	2004	187	Am	27687	2003	283	Ad
19349	2004	187	Am	27688	2003	283	Ad
19350	2004	187	Am	27688.5	2003	283	Ad
19354	2004	187	Am	27689	2003	283	Ad
19404	2004	187	Am	27690	2003	283	Ad
19447	1999	329	Am		2004	183	Am <sup>571</sup>
19501	2000	373	Am	30503	2004	253	R (as ad by
20437	2001	182	Am				Sec. 2.3,
	2002	664	Am <sup>431</sup>				Stats. 1998,
20634	2001	182	R				Ch. 747)
20755	2001	182	Am				Am (as am by
20797	1999	83	Am <sup>30</sup>				Sec. 2,
21051	2001	182	Am				Stats. 1998,
21052	2001	182	Am				Ch. 747) <sup>13</sup>
	2002	664	Am <sup>431</sup>	30504	2004	253	Am
21067	2001	182	Am	30520	2004	253	S
21286	2001	182	R	30521	2004	253	S
21855	1999	991	Am <sup>96 114</sup>	30522	2004	253	S
21856	2003	149	Am	30523	2004	253	S
24000	2002	434	Am	30524	2004	253	S
24001	2002	434	Am	30525	2004	253	S
	2003	726	Am	30526	2004	253	R
24002	2002	434	Am	30801	2002	784	Am <sup>490</sup>
24007	2002	434	Am		2003	33	Am
24009	2002	434	Am		2004	118	Am
24010	2002	434	Am		2004	183	Am <sup>571</sup>
24011	2002	434	Am	30803	2004	118	Am
	2003	726	Am	30804.7	2004	253	Am <sup>13</sup>
	2004	460	Am	30805	2004	118	Am
24011.5	2002	434	Ad	30806	2004	118	R
24012	2002	434	Am	30850	2004	118	Am
24013	2002	434	Am	31108	2000	567	Am
24017	2002	434	Am	31108.5	2000	567	Ad
24713	2002	535	Am	31503	2002	784	Am <sup>490</sup>
25023	2002	535	Am	31621	2002	784	Am <sup>490</sup>
25703	2002	535	Am	31622	2002	784	Am <sup>490</sup>
27503.5	2003	283	Ad		2005	75*	Am <sup>80</sup>
27519.5	2003	283	Ad	31683	2005	668	Am

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
31751	2004	253	Am <sup>13</sup>	42805	1999	240	S <sup>18</sup>
31751.3	2004	253	R (as ad by Sec. 6.3, Stats. 1998, Ch. 747) Am (as ad by Sec. 6, Stats. 1998, Ch. 747) <sup>13</sup>	42806	1999	240	S <sup>38</sup>
					2004	146	S <sup>18</sup>
					2004	146	S <sup>38</sup>
				42807	1999	240	S <sup>18</sup>
					2004	146	S <sup>38</sup>
				42808	1999	240	S <sup>18</sup>
					2004	146	S <sup>38</sup>
				42809	1999	240	S <sup>18</sup>
					2004	146	S <sup>38</sup>
31751.7	2004	253	Am <sup>13</sup>	42810	1999	240	S <sup>18</sup>
31752	2000	567	Am		2004	146	S <sup>38</sup>
31752.2	2000	567	Ad	42811	1999	240	S <sup>18</sup>
31753	1999	83	Am <sup>30</sup>		2004	146	S <sup>38</sup>
	2000	567	Am	42812	1999	240	S <sup>18</sup>
31754	2000	57	Am (as ad by Sec. 16 and Sec. 16.5, Stats. 1998, Ch. 752)		2004	146	S <sup>38</sup>
				42813	1999	240	S <sup>18</sup>
					2004	146	S <sup>38</sup>
	2000	567	Am (by Sec. 6.5 of Ch., as ad by Sec. 16, Stats. 1998, Ch. 752) <sup>21 20</sup>	42814	1999	240	S <sup>18</sup>
					2004	146	S <sup>38</sup>
					2004	193	R <sup>571</sup>
				42815	1999	240	Am <sup>18</sup>
					2004	146	Am <sup>38</sup>
				42943	1999	452	Am
				43003	2005	220	Am
				43100	2002	535	Am
				44975	1999	609	Am
				45040	2002	946	Am
				46000	2002	533	Am
31755	1999	81*	Ad & R <sup>39</sup>	46001	2002	533	Ad
31760	2004	253	S	46002	2002	533	R & Ad
31761	2004	253	S	46003	1999	609	Am
31762	2004	253	S		2002	533	Am
31763	2004	253	S	46003.5	1999	609	Am
31764	2004	253	S	46004.1	2002	533	Ad
31765	2004	253	S	46005	2002	533	R & Ad
31766	2004	253	R	46007	2002	533	R & Ad
32501.5	2003	726	Ad	46008	1999	609	R
32505	2004	460	Am		2002	533	Ad
32511	2004	460	Am	46009	2002	533	R & Ad
32734	2005	222	Am	46011	2002	533	R & Ad
32814	2004	436	Am	46013.1	2002	533	Ad
33227	2000	115	Am		2003	726	Am
33294	2004	352	Am	46013.2	2002	533	Ad
33452	2005	222	Am	46014.1	2002	533	Ad
33481	2002	524	Am	46014.2	2002	533	Ad
35013	2004	460	Am	46014.4	2002	533	Ad
35171	2004	457	Am	46014.6	2002	533	Ad
35221	2004	457	Am	46015	2002	533	R & Ad
35231	2004	457	Am	46016.1	2002	533	Ad
40535	2005	613	Ad	46016.2	2002	533	Ad
41606	2003	480	Ad	46016.3	2002	533	Ad
42801	1999	240	S <sup>18</sup>	46016.4	2002	533	Ad
	2004	146	S <sup>38</sup>	46016.5	2002	533	Ad
42802	1999	240	S <sup>18</sup>	46017	2002	533	Ad
	2004	146	S <sup>38</sup>	46018.1	2002	533	Ad
42803	1999	240	S <sup>18</sup>	46018.2	2002	533	Ad
	2004	146	S <sup>38</sup>	46020	2002	533	Ad
42804	1999	240	S <sup>18</sup>	46021	2002	533	Ad
	2004	146	S <sup>38</sup>	46022	2002	533	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## FOOD AND AGRICULTURAL CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
46023	2002	533	Ad	52325	2003	349	Am <sup>319 38</sup>
46024	2002	533	Ad	52456	2000	589	Am
46027	2002	533	Ad	52482	2003	282	Am
46028	2002	533	Ad	52489	2003	282	Ad
46029	2002	533	Ad		2004	183	Am <sup>571</sup>
47000	1999	833	Am	52941	2003	236*	Am
47001	1999	833	Am	54442	2005	77	R
47002	1999	833	R & Ad		2005	613	Ad
47003	1999	833	Am	54443	2005	77	R
47004	1999	833	Am		2005	613	Ad
47004.1	1999	833	Ad	54444	2005	77	R
47005	2001	373	Ad		2005	613	Ad
47005.1	2001	373	Ad	54445	2005	77	R
47005.2	2001	373	Ad		2005	613	Ad
47005.3	2001	373	Ad	54446	2005	77	R
47010	1999	833	S <sup>57</sup>		2005	613	Ad
47011	1999	833	Am <sup>57</sup>	54447	2005	613	Ad
47012	1999	833	S <sup>57</sup>	54451.5	2003	145	Ad
47013	1999	833	Am <sup>57</sup>		2005	77	Am
47014	1999	833	R	54452	2003	145	Am
47020	1999	833	R (as ad by Sec. 1.5, (2nd text), Stats. 1966, Ch. 606) Am (as ad by Sec. 1.5, (1st text), Stats. 1996, Ch. 606) <sup>13</sup>	54453	2003	145	Am
				55000	2000	579	Ad
				55001	2000	579	Ad
				55002	2000	579	Ad
				55003	2000	579	Ad
				55006	2000	579	Ad
				55007	2000	579	Ad
				55008	2000	579	Ad
				55009	2000	579	Ad
				55010	2000	579	Ad
47021	1999	833	Ad & R <sup>18</sup>	55010.5	2000	579	Ad
	2004	444	Am <sup>75</sup>	55011	2000	579	Ad
47022	2001	373	Ad	55012	2000	579	Ad
47022.1	2001	373	Ad	55013	2000	579	Ad
47022.2	2001	373	Ad	55014	2000	579	Ad
47022.3	2001	373	Ad	55015	2000	579	Ad
47022.4	2001	373	Ad	55020	2000	579	Ad
47022.5	2001	373	Ad	55020.5	2000	579	Ad
47022.6	2001	373	Ad	55021	2000	579	Ad
47022.7	2001	373	Ad	55022	2000	579	Ad
47025	1999	833	S <sup>18</sup>	55040	2000	579	Ad
	2001	373	Am	55045	2000	579	Ad
	2004	444	S <sup>75</sup>	55046	2000	579	Ad
47026	1999	833	Am <sup>18</sup>	55047	2000	579	Ad
	2004	444	Am <sup>75</sup>	55050	2000	579	Ad
48000	2002	946	S <sup>57</sup>	55051	2000	579	Ad
	2005	180*	Am	55052	2000	579	Ad
48001	2002	946	S <sup>57</sup>	55060	2000	579	Ad
	2005	180*	Am	55061	2000	579	Ad
48002	1999	507*	Am	55062	2000	579	Ad
	2002	946	S <sup>57</sup>	55063	2000	579	Ad
	2005	180*	Am	55070	2000	579	Ad
48002.5	1999	507*	Ad	55071	2000	579	Ad
	2002	946	S <sup>57</sup>	55072	2000	579	Ad
	2005	180*	R & Ad	55074	2000	579	Ad
48003	2002	946	S <sup>57</sup>	55075	2000	579	Ad
48004	2002	946	R	55076	2000	579	Ad
52100	2000	359	Ad	55080	2000	579	Ad
52282	2004	459	Am	55081	2000	579	Ad
52323	2003	349	Am <sup>319 38</sup>	55082	2000	579	Ad
52324	2003	349	Am <sup>319 38</sup>	55083	2000	579	Ad

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**FOOD AND AGRICULTURAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
55100	2000	579	Ad	58750	2001	118*	Ad
55101	2000	579	Ad	58889	2002	157	R (as ad by
55102	2000	579	Ad				Sec. 2,
55103	2000	579	Ad				Stats. 1998,
55104	2000	579	Ad				Ch. 912)
55105	2000	579	Ad				Am (as am by
55106	2000	579	Ad				Sec. 1,
55107	2000	579	Ad				Stats. 1998,
55108	2000	579	Ad				Ch. 912) <sup>13</sup>
55484.75	1999	198	Am	58897	1999	609	Ad
55523	1999	198	Am	58937	2000	1055*	Am
	2000	768	Am	59947	2000	1055*	Am
55601.5	1999	199	Am	61371	2000	164	R
55702	1999	991	Am <sup>96 114</sup>	61371.5	2000	164	R
	2000	135	Am <sup>203</sup>	61372	2000	164	R
55722.5	2000	768	Am	61373	2000	164	R
55861	1999	143	Am	61375	2000	164	R
55862	1999	198	Am	61375.5	2000	164	R
55882	2000	768	Am	61376	2000	164	R
55901	2000	412	Am (by Sec. 1	61377	2000	164	R
			of Ch.)	61378	2000	164	R
	2000	768	Am (by Sec. 4.5	61378.5	2000	164	R
			of Ch.)	61379	2000	164	R
55922	2000	412	Am (by Sec. 2	61384	2000	164	Am
			of Ch.)	61405	2004	70	Am
	2000	768	Am (by Sec. 5.5	61581	1999	682	Ad & R <sup>5</sup>
			of Ch.)	61582	1999	682	Ad & R <sup>5</sup>
56133.5	2000	768	Am	61583	1999	682	Ad & R <sup>5</sup>
56183.5	1999	198	Am	61584	1999	682	Ad & R <sup>5</sup>
56185.75	1999	198	Am	61585	1999	682	Ad & R <sup>5</sup>
56382.5	2000	768	Am	61586	1999	682	Ad & R <sup>5</sup>
56382.8	2005	613	Ad	61587	1999	682	Ad & R <sup>5</sup>
56572	1999	198	Am	62182	2004	70	Am
56621	2000	768	Am	62560	2002	769	Am
56631	2000	412	Am (by Sec. 3	62569	2002	524	Am
			of Ch.)	62582	2003	726	Am
	2000	768	Am (by Sec. 9.5	62765	2001	828*	Ad
			of Ch.)	63901	2001	510	Am
56652	2000	412	Am (by Sec. 4	63901.3	2001	510	Ad
			of Ch.)	63901.4	2001	510	Ad
	2000	768	Am (by	63902	2001	510	Am
			Sec. 10.5 of Ch.)	63905	2001	510	Ad
57405	1999	991	Am <sup>96 114</sup>	64101	2000	298	Am
57408	1999	991	Am <sup>96 114</sup>	64114	2000	298	Am
57409	1999	991	Am <sup>96 114</sup>	64301	2000	298	Am
57411	1999	991	Am <sup>96 114</sup>	64309	2000	1055*	Am
57516	1999	991	Am <sup>96 114</sup>	64320	2000	298	Am
57517	1999	991	Am <sup>96 114</sup>	64321	2000	298	Am
57519	1999	991	Am <sup>96 114</sup>	64321.5	2000	298	Am
57530	1999	991	Am <sup>96 114</sup>	64322	2000	298	Am
57531	1999	991	Am <sup>96 114</sup>	64591	2001	291	Am
57540	1999	991	Am <sup>96 114</sup>	64593	2001	291	Am
57567	1999	991	Am <sup>96 114</sup>	64600	2001	291	Am
57568	1999	991	Am <sup>96 114</sup>	64601	2001	291	Am
57570	1999	991	Am <sup>96 114</sup>	64605	2001	291	Am
57581	1999	991	Am <sup>96 114</sup>	64662	2001	291	Am
57582	1999	991	Am <sup>96 114</sup>	64663	2001	291	Am
57590	1999	991	Am <sup>96 114</sup>	64691	2001	291	Am
58509	2004	193	Am <sup>571</sup>	64691.5	2001	291	Am
58553.5	2002	982*	Ad	64696	2000	1055*	Am
58579	2002	982*	R	64702	2001	291	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**FOOD AND AGRICULTURAL CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
65520	2004	183	Am <sup>571</sup>	67122	2002	946	Am
66572	2004	183	Am <sup>571</sup>	67123	2002	946	Am
66663	2004	183	Am <sup>571</sup>	67124	2002	946	Am
67003	2002	946	Am	67125	2002	946	Am
67005	2002	946	Am	67126	2002	946	Am
67006	2002	946	Am	67131	2002	946	Am
67024	2002	946	R	67131.5	2002	946	R
67026	2002	946	R	67131.6	2002	946	R
67027	2002	946	R	67132	2002	946	Am
67028	2002	946	Am	67133	2002	946	Am
67030	2002	946	Am	67134	2002	946	Am
67031	2002	946	R	67140	2002	946	Am
67032	2002	946	R	67141	2002	946	Am
67032.5	2002	946	R	67142	2002	946	Am
67033	2002	946	R	67143	2002	946	Am
67036	2002	946	R	74028	2004	183	Am <sup>571</sup>
67036.5	2002	946	Am	74785	2003	179	Am
67039	2002	946	Am	74901	2000	587	Am
67040.5	2002	946	Ad	74901.5	2000	587	Ad
67041	2002	946	Am	75030	2001	384	Am
67042	2002	946	Am	75033.5	2001	384	Ad
67044	2002	946	Am	75090.5	2001	384	Ad
67045	2002	946	R		2002	664	Am <sup>431</sup>
67051	2002	946	Am	75131	2000	587	Am
67051.1	2002	946	Am		2001	159	Am <sup>305</sup>
67051.3	2002	946	R		2001	384	Am
67051.5	2002	946	Am	76227	2001	397	Am
67051.6	2002	946	Am	76229	2001	397	Am
67052	2002	946	Am	76230	2001	397	Am
67053	2002	946	Am	76233	2001	397	Am
67054	2000	587	Am	76293	2001	397	Am
	2002	946	Am	76293.5	2001	397	Ad
67055	2002	946	Am	76294	2001	397	Am
67055.5	2002	946	R	76341	2001	397	Am
67055.6	2002	946	R	76341.7	1999	29*	Ad
67056	2002	946	Am	76342	2001	397	Am
67058	2002	946	Am	76343	2001	397	Am
67059	2002	946	Am	76361	2001	397	Am
67059.5	2002	946	Am	76363	2001	397	Am
67060	2002	946	Am	76906	2000	1055*	Am
67061	2002	946	Am		2001	745*	Am
67062	2002	946	Am	77002	1999	609	Am
67081	2002	946	Am	77003.5	1999	609	Ad
67082	2002	946	Am	77003.6	1999	609	Ad
67091	2002	946	Am	77007.5	1999	609	Am
67092	2002	946	R	77008	1999	609	Am
67093	2002	946	R	77030	1999	609	Am
67094	2002	946	Am	77032	1999	609	Am
67101	2002	946	Am	77034	1999	609	Am
67102	2002	946	Am	77090	1999	609	Am
67103	2002	946	Am	77091	1999	609	Am
67104	2002	946	Am	77093	1999	609	Am
67105	2000	587	Am	77095	1999	609	Am
	2002	946	Am	77096	1999	609	Am
67106	2002	946	R	77097	1999	609	Am
67107	2002	946	Am	77123	1999	609	Am
67111	2002	946	Am	77225	2004	167	Am
67112	2002	946	Am	77226	2004	167	Am
67112.5	2002	946	Ad	77229	2004	167	Am
67121	2002	946	Am	77230	2004	167	Am
67121.5	2002	946	R	77251	2004	167	Am

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
77252	2004	167	Am	78832	2005	597	Ad <sup>737</sup>
77253	2004	167	Am	78833	2005	597	Ad <sup>737</sup>
	2005	22	Am <sup>647</sup>	78834	2005	597	Ad <sup>737</sup>
77254	2004	167	Am	78835	2005	597	Ad <sup>737</sup>
77255	2004	167	Am	78835.5	2005	597	Ad <sup>737</sup>
77258	2004	167	Am	78836	2005	597	Ad <sup>737</sup>
77260.5	2004	167	Ad	78837	2005	597	Ad <sup>737</sup>
77262	2004	167	Am	78838	2005	597	Ad <sup>737</sup>
77264	2004	167	Am	78839	2005	597	Ad <sup>737</sup>
77265	2004	167	Am	78840	2005	597	Ad <sup>737</sup>
	2005	22	Am <sup>647</sup>	78841	2005	597	Ad <sup>737</sup>
77285	2004	167	Am	78842	2005	597	Ad <sup>737</sup>
77289	2004	167	Am	78851	2005	597	Ad <sup>737</sup>
77296	2004	167	Am	78852	2005	597	Ad <sup>737</sup>
77297	2004	167	Am	78853	2005	597	Ad <sup>737</sup>
77298	2004	167	Am	78854	2005	597	Ad <sup>737</sup>
77311	2004	167	Am	78855	2005	597	Ad <sup>737</sup>
77312	2004	167	Am	78856	2005	597	Ad <sup>737</sup>
77313	2004	167	Am	78857	2005	597	Ad <sup>737</sup>
77314	2004	167	Am	78858	2005	597	Ad <sup>737</sup>
77316	2004	167	Am	78859	2005	597	Ad <sup>737</sup>
77317	2004	167	Am	78860	2005	597	Ad <sup>737</sup>
77318	2004	167	Am	78861	2005	597	Ad <sup>737</sup>
77319	2004	167	Am	78862	2005	597	Ad <sup>737</sup>
77320	2004	167	Am	78863	2005	597	Ad <sup>737</sup>
77331	2004	167	Am	78864	2005	597	Ad <sup>737</sup>
77332	2004	167	Am	78865	2005	597	Ad <sup>737</sup>
77333	2004	167	Am	78866	2005	597	Ad <sup>737</sup>
77352	2004	167	Am	78867	2005	597	Ad <sup>737</sup>
77371	2004	167	Am	78881	2005	597	Ad <sup>737</sup>
77373	2004	167	Am	78882	2005	597	Ad <sup>737</sup>
77374	2004	167	Am	78901	2005	597	Ad <sup>737</sup>
78302	2004	183	Am <sup>571</sup>	78903	2005	597	Ad <sup>737</sup>
78486	2004	225*	Am	78904	2005	597	Ad <sup>737</sup>
78558	2000	1055*	Am	78905	2005	597	Ad <sup>737</sup>
78636	2001	373	Am	78906	2005	597	Ad <sup>737</sup>
	2003	350	Am	78907	2005	597	Ad <sup>737</sup>
78674	2001	373	Am	78908	2005	597	Ad <sup>737</sup>
78690	2004	183	Am <sup>571</sup>	78909	2005	597	Ad <sup>737</sup>
78801	2005	597	Ad <sup>737</sup>	78921	2005	597	Ad <sup>737</sup>
78802	2005	597	Ad <sup>737</sup>	78923	2005	597	Ad <sup>737</sup>
78803	2005	597	Ad <sup>737</sup>	78924	2005	597	Ad <sup>737</sup>
78804	2005	597	Ad <sup>737</sup>	78925	2005	597	Ad <sup>737</sup>
78805	2005	597	Ad <sup>737</sup>	78926	2005	597	Ad <sup>737</sup>
78806	2005	597	Ad <sup>737</sup>	78927	2005	597	Ad <sup>737</sup>
78807	2005	597	Ad <sup>737</sup>	78928	2005	597	Ad <sup>737</sup>
78808	2005	597	Ad <sup>737</sup>	78941	2005	597	Ad <sup>737</sup>
78809	2005	597	Ad <sup>737</sup>	78942	2005	597	Ad <sup>737</sup>
78810	2005	597	Ad <sup>737</sup>	78944	2005	597	Ad <sup>737</sup>
78811	2005	597	Ad <sup>737</sup>	78945	2005	597	Ad <sup>737</sup>
78821	2005	597	Ad <sup>737</sup>	78961	2005	597	Ad <sup>737</sup>
78822	2005	597	Ad <sup>737</sup>	78962	2005	597	Ad <sup>737</sup>
78823	2005	597	Ad <sup>737</sup>	78963	2005	597	Ad <sup>737</sup>
78824	2005	597	Ad <sup>737</sup>	78964	2005	597	Ad <sup>737</sup>
78825	2005	597	Ad <sup>737</sup>	78965	2005	597	Ad <sup>737</sup>
78826	2005	597	Ad <sup>737</sup>	79000	2002	973	Ad
78827	2005	597	Ad <sup>737</sup>	79001	2002	973	Ad
78828	2005	597	Ad <sup>737</sup>	79002	2002	973	Ad
78829	2005	597	Ad <sup>737</sup>	79003	2002	973	Ad
78830	2005	597	Ad <sup>737</sup>	79004	2002	973	Ad
78831	2005	597	Ad <sup>737</sup>	79005	2002	973	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
79006	2002	973	Ad	79070	2002	973	Ad
79007	2002	973	Ad	79071	2002	973	Ad
79008	2002	973	Ad	79072	2002	973	Ad
	2003	62	Am <sup>519</sup>	79073	2002	973	Ad
79009	2002	973	Ad	79074	2002	973	Ad
79020	2002	973	Ad	79075	2002	973	Ad
79021	2002	973	Ad	79076	2002	973	Ad
79022	2002	973	Ad	79077	2002	973	Ad
79023	2002	973	Ad	79078	2002	973	Ad
79024	2002	973	Ad	79079	2002	973	Ad
79025	2002	973	Ad	79080	2002	973	Ad
79026	2002	973	Ad	79081	2002	973	Ad
79040	2002	973	Ad	79100	2002	973	Ad
79041	2002	973	Ad	79101	2002	973	Ad
79042	2002	973	Ad	79102	2002	973	Ad
79043	2002	973	Ad	79103	2002	973	Ad
79044	2002	973	Ad	79104	2002	973	Ad
79045	2002	973	Ad	79120	2002	973	Ad
79046	2002	973	Ad	79121	2002	973	Ad
79047	2002	973	Ad	79122	2002	973	Ad
79048	2002	973	Ad	79123	2002	973	Ad
79049	2002	973	Ad	79124	2002	973	Ad
79050	2002	973	Ad	79125	2002	973	Ad
79051	2002	973	Ad	79126	2002	973	Ad
79052	2002	973	Ad	79127	2002	973	Ad
79053	2002	973	Ad	79128	2002	973	Ad
79054	2002	973	Ad	79129	2002	973	Ad
79055	2002	973	Ad	79130	2002	973	Ad
79056	2002	973	Ad	79131	2002	973	Ad
79057	2002	973	Ad	79132	2002	973	Ad
79061	2002	973	Ad	79140	2002	973	Ad
79062	2002	973	Ad	79141	2002	973	Ad
79063	2002	973	Ad	79142	2002	973	Ad
79064	2002	973	Ad	79143	2002	973	Ad
79065	2002	973	Ad	79144	2002	973	Ad
79066	2002	973	Ad	79145	2002	973	Ad
79067	2002	973	Ad	79843	2005	597	Ad <sup>737</sup>
79068	2002	973	Ad	80074	2004	460	Am
79069	2002	973	Ad	80172	2004	421	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7.6	2002	1008	Am	948.1	2002	1007	Ad
179	2005	233 *	Ad <sup>733</sup>	955.4	2002	1007	Am
			R <sup>69</sup>	955.9	2002	1007	Ad
179.5	2005	233 *	Ad <sup>733</sup>	965	2002	1007	Am
			R <sup>69</sup>	965.2	2002	1007	Am
179.7	2005	233 *	Ad <sup>733</sup>	965.6	2002	1007	Am
			R <sup>69</sup>	965.65	2002	1007	Am
179.9	2005	233 *	Ad <sup>733</sup>	1029	2003	297	Am
			R <sup>69</sup>	1031	2001	29	Am
402	1999	416	Am		2003	777	Am
402.5	2001	387	Ad				R & Ad <sup>63</sup>
423.5	2003	113	Ad	1040	2004	419	Ad
424.3	2001	100	Ad	1041	2005	339	Ad
425.10	2004	243	Ad	1064	2004	558	Am
429.6	2004	133	Ad	1091	1999	349	Am
429.7	2002	365	Ad		2003	701	Am
429.8	2005	90	Ad		2004	16 *	Am
434.5	2002	73	Am	1091.2	2000	108 *	Am
811.9	2000	447	Ad	1091.3	2001	101	Ad
	2005	706	Am		2002	664	Am <sup>431</sup>
818.9	2002	806	Am	1091.4	2003	822	Ad
831.8	2001	756	Am <sup>316</sup>		2004	183	Am <sup>571</sup>
831.9	2001	756	Am <sup>75</sup>	1091.5	1999	349	Am
854.1	2005	538	Ad		2000	87 *	Am
900.2	2002	1007	Am		2005	348	Am
900.3	2002	1007	Ad	1099	2005	254	Ad
905	2005	706	Am	1151.5	2002	1144	Am
905.2	2004	227 *	Am	1156	1999	971	Am
	2005	184 *	Am <sup>726</sup>	1156.1	2001	118 *	Ad
905.7	2005	706	Ad	1228.6	2004	31 *	Ad
910.4	2002	1124 *	Am <sup>533</sup>		2005	158	R
	2004	227 *	Am	1243	2005	322	Ad
	2005	706	Am	1322	1999	525	Am <sup>112</sup>
910.8	2004	227 *	Am		2000	857	Am <sup>203</sup>
	2005	184 *	Am	1463	2004	273	Ad
911	2004	227 *	Am	1752	2003	296	Am
	2005	184 *	Am	1770	2002	784	Am <sup>490</sup>
911.2	2005	184 *	Am	1773.5	2002	658	Ad
911.4	1999	620	Am	1780	1999	312	Am
	2003	847	Am	1997.53	1999	446 *	R
912.4	2002	1007	Am	3102	2000	506	Am
912.7	2002	1007	Ad	3105	2000	506	Am
912.8	2002	1007	Am		2001	176	Am
	2004	183	Am <sup>571</sup>	3114	2001	745 *	Am
913	2002	1007	Am	3304	2004	405	Am <sup>654</sup>
915	2002	1007	Am	3306.5	2000	209	Ad
915.2	2002	1124 *	Am	3307.5	1999	338	Ad
927.1	2000	151	Am	3309.5	2002	1156	Am
927.2	1999	784 *	Am		2003	62	Am <sup>519</sup>
927.5	1999	784 *	Am		2003	876	Am
935.6	2002	1007	Am		2005	22	Am <sup>647</sup>
935.7	2002	1124 *	Am	3312	2002	170	Ad
	2003	228 *	Am	3313	2005	72 *	Ad
935.8	2002	1007	Am	3400	2002	226	Ad
940.2	2002	1007	Am	3401	2002	226	Ad
940.3	2002	1007	Ad	3402	2002	226	Ad
945.3	2002	784	Am <sup>490</sup>	3403	2002	226	Ad
946.6	2001	44	Am	3404	2002	226	Ad
	2002	1007	Am	3405	2002	226	Ad
948	2002	1007	Am	3500	2000	901	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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3500.5	2000	901	Ad(RN)	3562	1999	971	Am
3501	2000	901	Am		2002	1046	Am
	2003	215	Am		2003	62	Am <sup>519</sup>
3501.5	2000	1010	Am	3562.2	2000	1030	Ad
	2002	784	Am <sup>490</sup>		2001	159	Am <sup>305</sup>
3501.6	2000	1010	R		2001	793	Am
3502.1	2001	788	Ad	3566	1999	971	Am
3502.5	2000	901	Am	3572.5	2001	808	Am
	2001	259	Am		2004	69*	Am
	2003	311	Am	3574	2003	216	Am
3504.5	2002	1041	Am <sup>441</sup>	3577	2003	216	Am
3505.4	2000	316	Ad	3579	1999	971	Am
3507	2003	215	Am	3583	1999	952	Am
3507.1	2000	901	R & Ad	3583.5	1999	952	Ad
	2001	790	Am		2000	893	Am
3508	1999	157	Am		2001	159	Am <sup>305</sup>
	2002	865	Am	3584	1999	952	Ad
3508.1	2001	801	Ad	3585	1999	952	Am
3508.5	2000	901	Am	3593	2002	1046	Am
3509	2000	901	Am & RN		2003	62	Am <sup>519</sup>
			Ad <sup>96</sup>	4005	2002	221	Am
	2002	1137	Am	4216	2004	77	Am
	2003	215	Am	4216.2	2004	77	Am
3509.5	2002	1137	Ad	4216.3	2005	114	Am
3510	2000	901	Am & RN & Ad(RN)	4216.4	2005	114	Am
				4216.8	2004	77	Am
3511	2000	901	Ad	4240	1X 2001–02	7*	Ad & R <sup>37 20</sup>
3513	1999	918	Am	4241	1X 2001–02	7*	Ad & R <sup>37 20</sup>
3515.7	2000	879	Am		1X 2001–02	13*	Am
3517.6	1999	446*	Am	4242	1X 2001–02	7*	Ad & R <sup>37 20</sup>
	2001	364*	Am	4243	1X 2001–02	7*	Ad & R <sup>37 20</sup>
	2004	69*	Am	4244	1X 2001–02	7*	Ad & R <sup>37 20</sup>
3517.61	2002	1*	Am	4245	1X 2001–02	7*	Ad & R <sup>37 20</sup>
	2003	62	Am <sup>519</sup>	4246	1X 2001–02	7*	Ad & R <sup>37 20</sup>
	2004	69*	Am	4246.5	1X 2001–02	7*	Ad & R <sup>37 20</sup>
3517.63	2005	499	Ad	4247	1X 2001–02	7*	Ad & R <sup>37 20</sup>
3517.65	1999	83	Am <sup>30</sup>	4420	1999	521*	R & Ad
	1999	446*	R		2000	763	Am
3517.8	2000	879	Ad	4420.5	1999	521*	Am
3522	2004	504	Ad		2001	734*	Am
3526	2004	654	Am	4450	2004	252	Am
3533	2004	654	Am	4451	2000	989	Am
3540.1	1999	828	Am (by Sec. 5 of Ch.)	4454	2000	989	Am
	2000	135	Am <sup>203</sup>		2004	252	Am
	2000	893	Am		2005	299*	Am
	2003	190	Am	4458	2003	872	Am
3540.2	2001	734*	Am	4459	2000	989	Ad
	2002	1168*	Am	4459.5	2003	872	Ad
	2004	52*	Am	4459.6	2003	872	Ad
3543	2000	893	Am	4459.7	2003	872	Ad
	2001	805	Am	4459.8	2003	872	Ad
3543.4	2001	159	Am <sup>305</sup>	4460	1999	386	Ad
3543.5	2003	276	Am	4461	2002	244	Ad
3544.1	2003	190	Am	4529.10	2000		
3544.7	2003	190	Am		Initiative (Prop. 35 adopted Nov. 7, 2000)		
3546	2000	893	R & Ad				Ad
	2001	805	Am				
3547.5	2004	52*	Am				

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4529.11	2000			4560	1999	83	Am <sup>30</sup>
	Initiative			5924	1X	2003–04	12*
	(Prop. 35			6103.2	2002	1009	Am
	adopted						R & Ad <sup>100</sup>
	Nov. 7,				2004	811	Am (as am by
	2000)		Ad				Sec. 5,
4529.12	2000						Stats. 2002,
	Initiative						Ch. 1009)
	(Prop. 35			6103.5	2002	784	Am <sup>490</sup>
	adopted			6103.9	2000	808*	Am
	Nov. 7,			6107	2004	6*	Am
	2000)		Ad	6159	1999	514	Am
4529.13	2000				2001	108	Am
	Initiative				2001	824	Am
	(Prop. 35				2004	380	Am
	adopted			6162	2001	427	Am
	Nov. 7,			6163	2001	427	Am
	2000)		Ad	6166	1999	203	Ad
4529.14	2000			Title 1,			
	Initiative			Div. 7,			
	(Prop. 35			Ch. 3.1,			
	adopted			heading			
	Nov. 7,			(Sec. 6205			
	2000)		Ad	et seq.)	2000	562	Am
4529.15	2000			6205	2000	33	Am
	Initiative				2000	562	Am (by Sec. 3.5
	(Prop. 35						of Ch.)
	adopted				2002	380	S <sup>68</sup>
	Nov. 7,			6205.5	2000	33	Am
	2000)		Ad		2000	562	Am
4529.16	2000				2002	380	S <sup>68</sup>
	Initiative			6206	2000	562	Am
	(Prop. 35				2002	380	S <sup>68</sup>
	adopted			6206.4	2000	33	Ad
	Nov. 7,				2002	380	S <sup>68</sup>
	2000)		Ad	6206.5	2000	33	Am
4529.17	2000				2000	562	Am (by Sec. 6.5
	Initiative						of Ch.)
	(Prop. 35				2002	380	S <sup>68</sup>
	adopted			6206.7	2000	33	Am
	Nov. 7,				2000	562	Am
	2000)		Ad		2002	380	S <sup>68</sup>
4529.18	2000			6207	2000	562	Am
	Initiative				2002	380	S <sup>68</sup>
	(Prop. 35			6207.5	2002	380	S <sup>68</sup>
	adopted			6208	2000	33	Am
	Nov. 7,				2002	380	S <sup>68</sup>
	2000)		Ad	6208.5	2000	562	Am
4529.19	2000				2002	380	S <sup>68</sup>
	Initiative			6209	2002	380	S <sup>68</sup>
	(Prop. 35			6209.5	2000	562	R
	adopted			6209.7	2000	562	Am
	Nov. 7,				2002	380	S <sup>68</sup>
	2000)		Ad	6210	2000	33	Am
4529.20	2000				2002	380	S <sup>68</sup>
	Initiative			6211	2002	380	Am <sup>68</sup>
	(Prop. 35			6215	2002	380	Ad & R <sup>68</sup>
	adopted				2004	183	Am (as ad by
	Nov. 7,						Stats. 1982,
	2000)		Ad				Ch. 1637)
4535.1	2004	277	Am				& RN <sup>571</sup>

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6215.1	2002	380	Ad & R <sup>68</sup>		2000	857	Am <sup>203</sup>
6215.2	2002	380	Ad & R <sup>68</sup>	6255	2000	982	Am
6215.3	2002	380	Ad & R <sup>68</sup>	6276.04	2004	182	Am <sup>81 614</sup>
6215.4	2002	380	Ad & R <sup>68</sup>	6276.08	2004	750*	Am
6215.5	2002	380	Ad & R <sup>68</sup>	6276.10	2001	214	Am
6215.6	2002	380	Ad & R <sup>68</sup>	6276.12	2004	193	Am <sup>571</sup>
6215.7	2002	380	Ad & R <sup>68</sup>	6276.22	2004	750*	Am
6215.8	2002	380	Ad & R <sup>68</sup>	6276.24	2003	424	Am
6215.9	2002	380	Ad & R <sup>68</sup>	6276.30	2004	193	Am <sup>571</sup>
6216	2002	380	Ad & R <sup>68</sup>	6276.46	2000	198	Am
6217	2002	380	Ad & R <sup>68</sup>		2004	193	Am <sup>571</sup>
6219	2004	183	Ad(RN) <sup>571</sup>	6277	1999	784*	Ad <sup>149</sup> R <sup>8</sup>
6252	2002	945	Am (by Sec. 2 of Ch.)	6500	1999	649	Am
	2002	1073	Am (by Sec. 1.5 of Ch.)	6500.1	2000	506	Ad
	2004	937	Am	6503.1	2002	339	Ad
6252.6	2003	847	Ad	6505.5	1999	83	Am <sup>30</sup>
6253	1999	83	Am <sup>30</sup>	6509.7	2004	470	Ad
	2000	982	Am	6512.2	2001	38	Am
	2001	355	Am	6516.6	1999	649	Am
6253.1	2001	355	Ad		2000	71*	Am <sup>190</sup>
6253.2	1999	804*	Ad		2000	1058	Am
6253.4	1999	525	Am <sup>112</sup>		2001	159	Am <sup>305</sup>
	2000	857	Am <sup>203</sup>		2001	734*	Am
6253.8	2000	783	Ad <sup>253</sup>	6516.9	2004	202	Am
6253.9	2000	982	Ad	6518	1999	1000	Am
6254	2000	184	Am	6520	2002	784	Am <sup>490</sup>
	2001	159	Am <sup>305</sup>	6523.4	2002	55	Ad
	2002	175	Am	6523.5	2000	506	Am
	2003	230*	Am	6523.6	2000	506	Am
	2003	673	Am <sup>713</sup>	6523.7	2000	506	Am
	2004	8*	Am	6523.75	2000	506	Am & RN
	2004	183	Am <sup>571</sup>	6523.8	2000	227	Ad
	2004	228*	Am	6523.9	2000	506	Ad(RN)
	2004	882	Am (as am by Stats. 2004, Ch. 228, by Sec. 1 of Ch.)	6527	2002	750*	Am
	2004	937	Am (by Sec. 2.5 of Ch.)		2003	62	Am <sup>519</sup>
	2005	22	Am <sup>647</sup>	6528	2000	14*	Ad
	2005	476*	Am (by Sec. 1 of Ch.)	6529	2003	39	Ad
	2005	670*	Am (by Sec. 1.5 of Ch.)	6530	2001	19	Ad
6254.10	2005	670*	Am	6531	2002	961	Ad
6254.17	2000	198	Ad	6533	2003	740	Ad
	2004	183	Am <sup>571</sup>	6534	2004	310	Ad
6254.18	2004	922	Ad	6535	2005	516*	Ad
6254.21	2002	621	Am	6536	2005	122	Ad
	2005	343	Am	6547.9	2001	186	Ad
6254.22	1999	769	Ad	6585	2004	211*	Am <sup>622</sup>
6254.24	2002	621	Ad		2004	610*	Am (as am by Sec. 2, Stats. 2004, Ch. 211)
	2003	468	Am <sup>561</sup>	6586.5	2000	723	Am
6254.26	2005	258	Ad		2001	56	Am
6254.4	1999	312	Am	6586.7	2000	723	Ad
	2000	89	Am		2000	724	Ad
	2003	809	Am	6588	1999	649	Am
	2005	726	Am		2002	454	Am
6254.5	1999	525	Am <sup>112</sup>		2004	211*	Am <sup>622</sup>
				6588.5	2004	211*	Ad <sup>622</sup>
				6590	2004	211*	Am <sup>622</sup>
				6591	2004	211*	Am <sup>622</sup>
				6592	2004	211*	Am <sup>622</sup>

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6598.5	2002	454	Am	7107	2004	145 *	Am
6599	2000	723	Ad	7110	2002	692	Am
6599.1	2002	454	Am		2004	145 *	Am
6599.2	2000	723	Ad		2005	22	Am <sup>647</sup>
	2001	159	Am <sup>305</sup>	7110.5	2002	692	Ad
6599.3	2004	211 *	Ad <sup>622</sup>		2004	145 *	Am
6701	2002	784	Am <sup>490</sup>	7111	2004	145 *	Am
6704	2002	784	Am <sup>490</sup>	7113	2004	145 *	Am
6718	2002	155	Ad	7113.5	2004	145 *	Am
	2003	156	R		2005	22	Am <sup>647</sup>
	2004	256	Ad	7114	2004	145 *	Am
6719	2003	156	Ad	7114.5	2004	145 *	Am
6720	2005	9	Ad	7115	2004	145 *	Am
7060	1999	968	Am	7116	2004	145 *	Am
	2003	766	Am	7118	2001	412	Am
7060.1	2003	766	Am		2004	277	Am
7060.2	1999	968	Am	7150.5	2002	374	Am
	2002	301	Am	7153	1999	991	Am <sup>96 114</sup>
7060.4	1999	968	Am	7154	1999	991	Am <sup>96 114</sup>
	2004	568	Am	7157	1999	991	Am <sup>96 114</sup>
7060.7	1999	968	Am	7159	1999	991	Am <sup>96 114</sup>
7072	2000	616	Am	7162	2003	185	Am <sup>440</sup>
	2003	593	Am	7170	1999	991	Am <sup>96 114</sup>
	2004	145 *	Am	7222	1999	991	Am <sup>96 114</sup>
	2004	183	Am <sup>571</sup>		2000	135	Am <sup>203</sup>
	2005	22	Am <sup>647</sup>	7226	1999	991	Am <sup>96 114</sup>
7073	1999	83	Am <sup>30</sup>	7260	1999	83	Am <sup>30</sup>
	2000	616	Am	7262.5	1999	83	Am <sup>30</sup>
	2001	587	Am	7267.2	2001	428	Am
	2004	145 *	Am	7285	2002	1071	Ad
7073.3	2000	616	R	7299.4	2002	1124 *	Am
7073.8	2003	633 *	Am	7299.6	2002	1124 *	Am
	2004	145 *	Am	7480	2000	808 *	Am
7073.9	2000	865	Ad		2001	493	Am (by Sec. 4 of Ch.)
	2004	145 *	Am		2001	563	Am (by Sec. 3.5 of Ch.)
7074	1999	137 *	Am		2004	506	Am (by Sec. 1 of Ch.)
	2000	616	Am		2004	629	Am (by Sec. 3 of Ch.)
	2001	159	Am <sup>305</sup>		2005	140	Am <sup>100</sup>
	2004	145 *	Am				R & Ad <sup>446</sup>
7074.5	1999	137 *	Ad	7504	2000	1055 *	Am
7075	2004	145 *	Am	7513.5	1999	341	Ad
7076	2004	145 *	Am	7514.3	2004	266 *	Ad
	2004	225 *	Am <sup>623</sup>	7515	2000	320	R & Ad
	2005	74 *	Am	7516	2000	320	Ad
7076.1	2004	145 *	Am	7528	2005	686	Ad & R <sup>349</sup>
7076.2	2004	145 *	Am	7528.1	2005	686	Ad & R <sup>349</sup>
	2005	22	Am <sup>647</sup>	7550	2002	370	Am
7078	1999	61	Am (as ad by Stats. 1996, Ch. 955)	7550.1	2002	370	Ad
				7550.5	2004	409 *	Ad & R <sup>68</sup>
7081	2004	145 *	Am		2005	77	Am
7084	2004	277	Am	Title 1,			
7085	2004	145 *	Am	Div. 7,			
	2005	518	Am	Ch. 26.5,			
7085.5	2004	145 *	Am	heading			
7086	2004	145 *	Am	(Sec. 7570			
	2004	225 *	Am	et seq.)	2002	1168 *	Am
7097	2004	145 *	Am	7572.5	2005	677 *	Am
	2004	423	Am				
7099	2004	423	Ad				
	2005	22	Am <sup>647</sup>				

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7576	2004	493 *	Am	8315	2003	211	Ad
7576.2	2004	493 *	Ad	8331	1999	784 *	Am
7576.3	2004	493 *	Ad	8333	1999	405	Ad <sup>71</sup>
7576.5	2003	227 *	Ad	8334	1999	405	Ad <sup>71</sup>
7579	2002	585	Am	8355	2005	381	Am
7579.1	2004	896 *	Am	8455	2004	5 *	Ad
7579.5	2002	492	Am	8543.1	2003	107	Am
	2002	785	Am	8544.2	2003	107	Am (by Sec. 9 of Ch.)
	2003	62	Am <sup>519</sup>				
	2005	653 *	Am	8544.3	2003	107	Am
7579.6	2005	653 *	Ad	8544.5	2003	107	Am
7585	2001	745 *	Am	8544.6	2003	107	Am
7591	2000	1055 *	Am	8545	2003	107	Am
7596	2003	342	Ad	8545.1	2003	107	Am
	2004	798	Am <sup>81</sup>	8545.2	2003	107	Am
7597	2003	342	Ad	8545.4	2003	107	Am
7598	2003	342	Ad	8545.5	2003	107	Am
7604	2003	107	Am	8546	2000	1060	Am
7902	2003	296	Am	8546.1	2003	107	Am
8160.1	2002	468	Am	8546.3	2003	107	Am
8169.5	1999	625 *	Am	8546.4	2003	107	Am
8169.6	2001	672	Ad	8546.5	2003	107	Am & RN
	2003	723	Am		2004	251	Ad
	2005	413	Am	8546.8	2003	107	Am
8175	1999	732 *	Ad <sup>31</sup>	8546.9	2004	938	Ad & R <sup>38</sup>
			R <sup>34</sup>	Title 2,			
8180	2002	468	Am	Div. 1,			
8182.5	2002	468	Ad	Ch. 6.5,			
8183	2002	468	Am	Art. 3,			
8191	2002	468	Am	heading			
8193.1	2002	468	Ad	(Sec. 8547			
8193.2	2002	468	Ad	et seq.)	2003	107	Am
8194	2002	468	Ad	8547	1999	673	Am
8201	2003	513	Am	8547.1	1999	673	R & Ad
	2004	539	Am	8547.10	1999	673	Am
8201.2	2003	513	Ad	8547.12	1999	673	Am
8202	2004	539	Ad	8547.2	1999	673	Am
8203.1	2003	513	Am	8547.3	1999	673	Am
8205	1999	658	Am <sup>56</sup>	8547.4	2001	883	Am
8206	2004	539	Am	8547.8	1999	673	Am
8211	2000	194	Am		2001	883	Am
8214.8	2005	295	Ad	8548	2001	883	Ad
8220	2004	183	Am <sup>571</sup>	8548.1	2001	883	Ad
8223	2000	194	Am	8548.2	2001	883	Ad
8225	2005	295	Am	8548.3	2001	883	Ad
8228.1	2005	295	Ad	8548.4	2001	883	Ad
8247	2001	836	Ad	8548.5	2001	883	Ad
8248	2001	836	Ad <sup>336</sup>	8557	1999	784 *	Am
8249	2001	836	Ad	8558	1999	784 *	Am
8250	2001	836	Ad <sup>336</sup>	8570.5	2000	698 *	Ad
8255	2002	716	Ad	8571.5	2X 2001–02	13 *	Ad & R <sup>20</sup>
8255.5	2002	716	Ad	8571.6	2X 2001–02	13 *	Ad & R <sup>20</sup>
8256	2002	716	Ad	8574.1	2004	796	Am
8256.5	2002	716	Ad	8574.10	2001	748	Am
8257	2002	716	Ad		2004	796	Am
8258	2002	716	Ad	8574.21	2000	343	Am
8259	2002	716	Ad	8574.7	2004	796	Am
8259.5	2002	716	Ad	8574.8	2004	796	Am
8293	2004	193	Am <sup>571</sup>	8574.9	2001	748	Am
8314	2002	154	Am	8587.5	2001	462	Ad
	2003	62	Am <sup>519</sup>	8587.7	1999	294	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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8588.1	2005	232	Ad	8670.16	2001	748	Am
8588.10	2002	612 *	Ad	8670.17	2001	748	Am
8588.11	2002	612 *	Ad	8670.17.2	2001	748	Am
8588.4	2002	243 *	Ad	8670.18	2004	796	Am
8588.5	2004	193	Am <sup>571</sup>	8670.19	2004	796	Am
8588.7	1999	356	Ad	8670.2	2001	748	Am
8588.8	1999	784 *	Ad		2002	573	Am
8589.3	1999	876	Am	8670.20	2001	748	Am
8589.4	1999	876	Am	8670.21	2001	748	Am
	2003	741	Am		2004	796	Am
	1X 2003–04	8 *	Am	8670.23	2001	748	Am
8589.5	2003	741	Ad		2004	796	Am
	1X 2003–04	8 *	R	8670.23.1	2001	748	Am
8590	2001	837 *	Ad <sup>37</sup>		2004	796	Am
8590.1	2001	837 *	Ad <sup>37</sup>	8670.24	2004	796	Am
8590.2	2001	837 *	Ad <sup>37</sup>	8670.25	2001	748	Am
8590.3	2001	837 *	Ad <sup>37</sup>	8670.25.5	2001	748	Am
8590.4	2001	837 *	Ad <sup>37</sup>		2004	563	Am
8592	2002	1091	Ad		2004	796	Am (by
8592.1	2002	1091	Ad				Sec. 21.5 of Ch.)
	2003	314	Am	8670.26	2004	796	Am
	2004	669	Am	8670.27	2001	748	Am
8592.2	2002	1091	Ad		2004	796	Am
	2003	314	Am	8670.28	2001	748	Am
	2004	669	Am		2004	796	Am
8592.3	2002	1091	Ad	8670.29	2001	748	R & Ad
	2003	314	Am		2004	796	Am
	2004	669	Am	8670.3	2001	748	Am
8592.4	2002	1091	Ad		2004	796	Am
	2003	62	Am <sup>519</sup>	8670.30	2001	748	R & Ad
	2003	314	Am	8670.30.5	2001	748	Am
	2004	183	Am <sup>571</sup>	8670.31	2001	748	Am
	2004	669	Am		2002	573	Am
	2005	22	Am <sup>647</sup>		2004	796	Am
8592.5	2002	1091	Ad	8670.32	1999	687 *	Am
	2004	669	Am				R & Ad <sup>25</sup>
8592.6	2004	669	Ad		2000	721 *	R (as ad by
8592.9	2002	1106	Ad				Sec. 2,
	2002	1127 *	Ad <sup>37</sup>				Stats. 1999,
	2004	669	R (as ad by				Ch. 687)
			Sec. 1,				Am (as am by
			Stats. 2002,				Sec. 1,
			Ch. 1106 and				Stats. 1999,
			Ch. 1127)				Ch. 687) <sup>20</sup>
8593.3	2004	193	R <sup>371</sup>				Ad <sup>34</sup>
8593.4	2002	855	Ad		2001	748	R (as am by
8594	2002	517 *	Ad				Sec. 1 and as ad
8599.1	2004	193	R <sup>371</sup>				by Sec. 2,
8601	2002	460	Ad				Stats. 2000,
8609	1999	784 *	Ad				Ch. 721)
8609.1	1999	784 *	Ad	8670.33	2001	748	Am
8609.2	1999	784 *	Ad		2002	573	Am
8654	2005	158	Am	8670.34	2001	748	Am
8654.1	2001	745 *	Am	8670.35	1999	613	Am
8655.5	1999	239	Am		2004	796	Am
8670.10	2001	748	Am	8670.36.1	2001	748	Am
	2004	796	Am		2004	796	Am
8670.13	2004	796	Am	8670.36.5	2004	796	R
8670.13.2	2004	796	Am	8670.37	2001	748	Am
8670.14	2001	748	Am	8670.37.5	2001	748	Am
	2004	796	Am		2004	796	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
8670.37.51	2001	748	Am	Title 2,			
8670.37.53	2001	748	Am	Div. 1,			
8670.37.55	2001	748	Am	Ch. 7.5,			
8670.37.58	2001	748	Ad	heading			
			R & Ad <sup>34</sup>	(Sec. 8680			
	2002	207	Am (as ad by	et seq.)	2002	461	Am
			Sec. 35,		2005	158	Am
			Stats. 2001,	8680	2002	461	Am
			Ch. 748) <sup>43</sup> ,		2005	158	Am
			Am (as ad by	8680.25	2002	461	R
			Sec. 36,	8680.3	2002	461	Am
			Stats. 2001,	8680.4	2002	461	Am
			Ch. 748) <sup>80</sup>		2005	158	Am
	2002	514	Am (as ad by	8680.5	2002	461	Am
			Sec. 35,		2005	158	Am
			Stats. 2001,	8680.6	2005	158	R
			Ch. 748) <sup>43</sup>	8680.9	2001	822	Am
			Am (as ad by	8682.9	2005	158	Am
			Sec. 36,	8683	2002	461	Am
			Stats. 2001,	8684	2002	461	Am
			Ch. 748) <sup>80</sup>		2004	225*	R
	2005	147	R (as am by	8684.2	2002	461	Am
			Sec. 2,		2004	225*	Am
			Stats. 2002,	8685	2001	822	Am
			Ch. 514)		2002	461	Am
			Am (as am by		2005	158	Am
			Sec. 1,	8685.2	2001	822	Am
			Stats. 2002,		2002	461	Am
			Ch. 514) <sup>13</sup>	8685.4	2001	822	Am
8670.40	2002	512	Am (by Sec. 1	8686	2004	772*	Am
			of Ch.)		2005	622*	Am
	2002	514	Am (by Sec. 3.5		2005	623*	Am
			of Ch.)	8686.1	2001	822	R
	2003	62	Am <sup>519</sup>		2004	778*	Ad
8670.41	2002	514	Ad	8686.2	2002	461	Am
	2004	796	Am	8686.4	2001	822	Am
8670.42	2002	514	Ad		2005	158	Am
8670.48	2004	796	Am	8686.6	2005	158	R
8670.5	2004	796	Am	8686.8	2001	822	Am
8670.50	2004	796	Am	8687	2001	822	Am
8670.52	2004	796	R		2005	158	Am
8670.54	2002	514	Am	8687.4	2005	158	Am
8670.55	2001	745*	Am	8687.6	2001	822	Am
	2001	748	Am	8687.7	2005	377	Ad
	2002	514	Am	8690.25	2002	461	Am
8670.56.5	2001	748	Am	8690.45	2002	461	Am
	2004	796	Am	8690.6	1999	67*	Am <sup>21 20</sup>
8670.56.6	2001	748	Am		2001	822	Am <sup>73 19</sup>
	2004	796	Am		2004	227*	Ad & R <sup>43</sup>
8670.56.7	2001	748	Ad		2005	561	Am <sup>312</sup>
8670.61.5	2004	796	Am	8690.8	2002	461	Am
8670.64	2001	748	Am		2005	158	R
8670.68.1	2001	748	Ad	8691	2005	158	R
8670.7	2004	796	Am	8692	2005	158	R
8670.71	2004	796	Am	8700	2005	77	Am
8670.72	2004	796	Am	8701	2005	77	Am
8670.73	2004	796	Ad	8702	2005	77	Am
8670.8	2004	796	Am	8704	2005	77	R
8670.8.5	2004	796	Am	8705	2005	77	Am
8670.9	2001	748	Am	8707	2005	77	R
	2004	796	Am	8709	2005	77	Am

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<i>Affected By</i>				<i>Affected By</i>			
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8720	2005	663	Ad		2004	659	Am
8721	2005	663	Ad	8875.9	2004	308	Am
8722	2005	663	Ad	8877.7	2004	193	R <sup>571</sup>
8723	2005	663	Ad	8878.125	2002	461	Am
8760	2001	206	Ad	8879.1	2003	525	Am
8761	2001	206	Ad	8879.17	2003	525	R
8762	2001	206	Ad	8879.3	2001	745*	Am
8763	2001	206	Ad	8880.12	2000	509	Am
8765	2001	206	Ad	8880.22	2004	438	Am
8770	2002	980	Ad & R <sup>43</sup>	8880.24	2000	131	Am
8771	2002	980	Ad & R <sup>43</sup>	8880.28	2002	888	Am
8772	2002	980	Ad & R <sup>43</sup>		2003	83	Am
8773	2002	980	Ad & R <sup>43</sup>	8880.30	2004	438	Am
8774	2002	980	Ad & R <sup>43</sup>	8880.325	2004	183	Am <sup>571</sup>
8775	2002	980	Ad & R <sup>43</sup>	8880.4	2000		
8776	2002	980	Ad & R <sup>43</sup>		Legislative		
8777	2002	980	Ad & R <sup>43</sup>		Initiative		
8778	2002	980	Ad & R <sup>43</sup>		(Prop. 20		
8840	2000	1087	Ad		adopted		
8841	2000	1087	Ad		March 7,		
8842	2000	1087	Ad		2000)		Am <sup>183</sup>
8843	2000	1087	Ad	8880.46	2004	438	Am
8844	2000	1087	Ad	8880.5	2003	187	Am
8846	2000	1087	Ad	8880.56	2000	509	Am
8850	2000	1059	R	8880.57	2004	438	Am
8850.1	2000	1059	R	8880.68	2000	180	Am
8850.2	2000	1059	R	8899.10	2000	1055*	Am
8850.3	2000	1059	R	8899.12	2000	1055*	Am
8850.4	2000	1059	R		2004	225*	Am
8850.5	2000	1059	R	8899.15	2005	92	Am
8850.6	2000	1059	R	8899.16	2000	1055*	Am
					2004	225*	R
Title 2,				8899.21	2000	1055*	Am
Div. 1,					2004	225*	R
Ch. 11.5,				8899.23	2005	92	R
heading				8899.25	2005	92	R
(Sec. 8855				8899.26	2005	92	R
et seq.)	2003	296	Am	9116	2004	193	R <sup>571</sup>
	2004	7*	Am	9121	2004	193	Am <sup>571</sup>
8855	2000	687	Am	9147.5	2005	74*	Ad
	2002	454	Am	9148.10	2003	789	R
	2004	7*	Am	9148.50	2003	789	Ad
8855.5	2001	745*	R	9148.51	2003	789	Ad
8855.7	2001	745*	R	9148.52	2003	789	Ad
8855.8	2001	745*	R		2004	33*	Am
8858	2004	7*	R	9148.8	2003	789	Am
8869.80	2000	331	Am		2004	33*	Am
	2003	91	Am		2004	865	Am
	2003	853	Am	9149.20	1999	156	Ad
8869.83	1999	637	Am	9149.21	1999	156	Ad
8869.84	2000	331	Am	9149.22	1999	156	Ad
	2001	734*	Am	9149.23	1999	156	Ad
	2003	91	Am	9191.5	1999	20	Am
	2003	853	Am	9322	2004	69*	Am
	2004	183	Am <sup>571</sup>	9353.5	2002	664	Am <sup>431</sup>
8870.75	2004	193	R <sup>571</sup>	9353.6	2002	664	Am <sup>431</sup>
8871.5	2002	461	Am	9353.7	2002	664	Am <sup>431</sup>
8875.1	2004	193	Am <sup>571</sup>	9355	2002	664	Am <sup>431</sup>
8875.10	2004	663	Ad & R <sup>317</sup>	9355.1	2002	664	Am <sup>431</sup>
	2005	22	Am <sup>647</sup>	9355.16	2002	664	Am <sup>431</sup>
8875.4	2004	663	Am	9355.2	2002	664	Am <sup>431</sup>
8875.8	2004	308	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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9355.4	2002	664	Am <sup>431</sup>	10206	2003	62	Am <sup>519</sup>
9355.45	2002	664	Am <sup>431</sup>	10242.5	2001	745 *	Am
9355.5	2002	664	Am <sup>431</sup>	10601	2001	745 *	Am
9355.7	2002	664	Am <sup>431</sup>	11005	2002	518	Am
9355.8	2002	664	Am <sup>431</sup>	11006	2004	227 *	R
9356	2002	664	Am <sup>431</sup>	11006.5	1999	784 *	Ad
9356.1	2002	664	Am <sup>431</sup>	11007	2001	745 *	Am
9356.15	2002	664	Am <sup>431</sup>		2005	106	Am
9356.2	2002	664	Am <sup>431</sup>	11008.2	2004	225 *	Ad
9356.3	2002	664	Am <sup>431</sup>	11008.5	2004	225 *	Ad
9356.5	2002	664	Am <sup>431</sup>	11011	2004	227 *	Am <sup>625</sup>
9357	2002	664	Am <sup>431</sup>		2005	74 *	Am <sup>661</sup>
9357.05	2002	664	Am <sup>431</sup>	11011.1	2004	222 *	Am <sup>625</sup>
9357.1	2002	664	Am <sup>431</sup>	11011.10	2004	227 *	Ad <sup>79</sup>
9357.2	2002	664	Am <sup>431</sup>				R <sup>80</sup>
9357.3	1999	307	Am	11011.14	2002	746	Ad
9357.4	2002	664	Am <sup>431</sup>	11011.15	2004	193	Am <sup>571</sup>
9357.45	2002	664	Am <sup>431</sup>	11011.18	2001	825	Am
9357.46	2002	664	Am <sup>431</sup>	11011.19	2004	193	R <sup>571</sup>
9357.5	2002	664	Am <sup>431</sup>	11011.2	2004	227 *	Am <sup>625</sup>
9358	1999	897	Am	11011.21	2001	610	Am
9359.01	1999	83	Am <sup>30</sup>		2002	974	Am
9359.02	2003	10 *	Ad	11011.3	2004	227 *	Am <sup>625</sup>
9359.15	2002	664	Am <sup>431</sup>	11011.4	2004	227 *	Am <sup>625</sup>
9359.16	2002	664	Am <sup>431</sup>	11011.5	2004	227 *	Am <sup>625</sup>
9359.17	2002	664	Am <sup>431</sup>	11011.6	2004	227 *	Am <sup>625</sup>
9359.4	2002	664	Am <sup>431</sup>	11011.8	2004	227 *	Am <sup>625</sup>
9359.83	2004	69 *	Am	11011.9	2004	227 *	Am <sup>625</sup>
9359.85	2002	664	Am <sup>431</sup>	11012	2001	776	Am
9359.95	2002	664	Am <sup>431</sup>	11015.5	1999	784 *	Am
9360.11	2002	664	Am <sup>431</sup>	11016.5	2000	62 *	Ad
9360.3	2002	664	Am <sup>431</sup>	11018.5	1999	784 *	Am
9360.4	2002	664	Am <sup>431</sup>		2000	927	Am
9360.5	2002	664	Am <sup>431</sup>	11019	2000	108 *	Am
9360.6	2002	664	Am <sup>431</sup>		2000	295	Am (by Sec. 2 of Ch.)
9360.7	2002	664	Am <sup>431</sup>		2002	676	Am
9361.1	2002	664	Am <sup>431</sup>	11019.9	2000	984	Ad
9361.2	2002	664	Am <sup>431</sup>		2001	854	Am
9361.3	2002	664	Am <sup>431</sup>		1999	768	Am
9361.4	2002	664	Am <sup>431</sup>	11042	1999	768	Am
9371	2002	664	Am <sup>431</sup>	11044	2005	74 *	Am
9374	2002	664	Am <sup>431</sup>	11045	2003	883	Ad
9375	2002	664	Am <sup>431</sup>		2004	182	Am <sup>81 614</sup>
9378	2002	664	Am <sup>431</sup>	11093	2004	181	Am
9380	1999	307	R	11093.5	2005	679	Ad
9381	1999	307	R	11121	2001	243	Am
9382	1999	307	R		2003	62	Am <sup>519</sup>
9383	1999	307	R	11121.1	2001	243	Ad
9384	1999	307	R	11121.2	2001	243	R
9385	1999	307	R	11121.7	2001	243	R
9410	2003	195	Am	11121.8	2001	243	R
9509	2002	664	Am <sup>431</sup>	11122.5	2001	243	Ad
9795	2004	644	Am	11123	2001	243	Am
10201	2003	62	Am <sup>519</sup>	11123.1	2002	300	Ad
10202	2003	62	Am <sup>519</sup>	11125	1999	393	Am <sup>71</sup>
10203	2003	62	Am <sup>519</sup>		2001	243	Am
10204	2003	62	Am <sup>519</sup>		2002	300	Am
10205	2002	153	Am	11125.1	2001	670	Am
	2002	1124 *	Am		2002	156	Am
10205.1	2003	528	Ad		2002	300	Am (by Sec. 3.5 of Ch.)
	2004	183	Am <sup>571</sup>				

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11125.1 (Cont.)	2005	188	Am	11340.85	2000	1060	Ad
11125.3	2001	243	Am		2001	59	Am
11125.4	1999	393	Am <sup>71</sup>		2002	389	Am
	2004	576	Am	11340.9	2000	1060	Ad
11125.5	1999	393	Am <sup>71</sup>	11341	2000	1059	Ad
11126	1999	735 *	Am	Title 2,			
	2000	1002	Am	Div. 3,			
	2000	1055 *	Am	Pt. 1,			
	2001	21 *	Am	Ch. 3.5,			
	2001	243	Am (as am by	Art. 2,			
			Stats. 2001,	heading			
			Ch. 21)	(Sec. 11342			
	2002	664	Am <sup>431</sup>	et seq.)	2000	1060	R
	2002	1113	Am & R <sup>43</sup>	11342	2000	1059	R
			Ad <sup>80</sup>		2000	1060	R
	2005	288	R (as ad by	11342.510	2000	1060	Ad
			Sec. 2,	11342.520	2000	1060	Ad
			Stats. 2002,	11342.530	2000	1060	Ad
			Ch. 1113)	11342.535	2000	1059	Ad
			Am (as am by	11342.540	2000	1060	Ad
			Sec. 1,	11342.550	2000	1060	Ad
			Stats. 2002,	11342.560	2000	1060	Ad
			Ch. 1113, by	11342.570	2000	1060	Ad
			Sec. 1 of Ch.) <sup>13</sup>	11342.580	2000	1060	Ad
11126.2	2004	576	Ad	11342.590	2000	1060	Ad
11126.3	2001	243	Am	11342.595	2000	1059	Ad
11126.4	2005	274	Ad		2001	59	Am
11130	1999	393	Am	11342.600	2000	1060	Ad
11130.3	1999	393	Am	11342.610	2000	1060	Ad
11135	2001	708	Am	11343	2000	1060	Am
	2002	300	Am		2002	389	Am
	2002	1102	Am (by Sec. 2.5	11343.4	2000	1060	Am
			of Ch.)	11343.5	2000	1060	Am
	2003	784	Am	Title 2,			
	2005	706	Am	Div. 3,			
11139	1999	591	Am	Pt. 1,			
	2001	708	Am	Ch. 3.5,			
11139.3	2002	1074	Ad	Art. 4,			
11139.6	2002	1165	Ad	heading			
11139.7	2002	1165	Ad	(Sec. 11344			
11139.8	2002	1165	Ad	et seq.)	2000	1060	Am
	2005	74 *	Am <sup>75</sup>	11344	2000	1060	Am
11146	2002	663	Am	11344.1	2000	1059	Am
11146.3	2002	663	Am		2000	1060	Am (by
11180.5	2003	876	Am				Sec. 14.5 of Ch.)
11181	2001	74	Am	11344.2	2000	1060	Am
	2003	876	Am	11344.4	2000	1060	Am
11183	2003	876	Am	11344.6	2000	1060	Am
11184	2003	876	Am	11344.7	2000	1060	Am
11185	2003	876	Am	11344.9	2000	1060	Am
11186	2003	876	Am	11345	2000	1059	Ad
11187	2001	74	Am	11346	2000	1060	Am
	2003	876	Am	11346.1	2000	1060	Am
	2004	182	Am <sup>81 614</sup>	11346.2	2000	1059	Am (by Sec. 9
11188	2003	876	Am				of Ch.)
11189	2004	182	Am <sup>81 614</sup>		2000	1060	Am (by
11260	2005	74 *	Am				Sec. 22.5 of Ch.)
11340.5	2000	1060	Am	11346.3	2000	1059	Am
11340.8	2000	1059	Ad		2000	1060	Am
	2001	59	R	11346.4	2000	1059	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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11346.45	2000	1059	Ad	11552	1999	525	Am <sup>112</sup>
11346.5	2000	1059	Am (by Sec. 13 of Ch.)		1999	918	Am
	2000	1060	Am (by Sec. 24.5 of Ch.)		2000	808*	Am (by Sec. 97 of Ch.)
	2002	389	Am		2000	857	Am <sup>203</sup>
11346.54	2000	1059	R		2002	812	Am
	2000	1060	R		2002	859	Am
11346.7	2000	1059	Ad		2005	10*	Am <sup>715 716</sup>
11346.8	2000	1059	Am (by Sec. 16 of Ch.)		2005	GRP 1	S <sup>694</sup>
	2000	1060	Am (by Sec. 26.5 of Ch.)	11560	2005	10*	R <sup>715 716</sup>
					2005	GRP 1	S <sup>703</sup>
11346.9	2000	1060	Am	11563.1	2005	10*	R <sup>715 716</sup>
11347	2000	1059	Ad		2005	GRP 1	S <sup>703</sup>
	2000	1060	Ad	11700	1999	873	R
11347.1	2000	1060	Ad				Ad <sup>21</sup>
11347.3	2000	1060	Am				R <sup>31</sup>
11347.6	2000	1059	Ad	11701	1999	873	R
	2002	389	Am				Ad <sup>21</sup>
	2004	225*	R	11702	1999	873	R
11348	2000	1059	Ad				Ad <sup>21</sup>
11349	2000	1060	Am				R <sup>34</sup>
11349.1	2000	1060	Am	11710	1999	873	R
11349.2	2000	1060	Ad				Ad <sup>21</sup>
11349.6	2000	1060	Am				R <sup>34</sup>
11350	2000	1060	Am	11711	1999	873	R
11350.3	2000	1060	Am				Ad <sup>21</sup>
11353	2000	1060	Am				R <sup>34</sup>
11354.1	2002	389	Am	11712	1999	873	R
11356	2000	1060	Am				Ad <sup>21</sup>
11361	2000	87*	Ad				R <sup>34</sup>
	2003	240*	Am	11713	1999	873	R
11364	2005	686	Ad & R <sup>349</sup>				Ad <sup>21</sup>
11365	2005	686	Ad & R <sup>349</sup>				R <sup>34</sup>
11370.5	2002	370	Am	11714	1999	873	R
11371	2002	1085	Am <sup>13</sup>				Ad <sup>21</sup>
	2005	674	Am				R <sup>34</sup>
11440.45	2002	92	Ad	11720	1999	873	R
11508	2005	674	Am				Ad <sup>21</sup>
11511	2004	182	Am <sup>81 614</sup>				R <sup>34</sup>
11517	1999	339	R & Ad	11725	1999	873	R
11521	2004	865	Am				Ad <sup>21</sup>
11523	2005	674	Am				R <sup>34</sup>
11531	2005	GRP 2	S <sup>687</sup>	11726	1999	873	R
11532	2005	GRP 2	S <sup>687</sup>				Ad <sup>21</sup>
11534	2005	GRP 2	S <sup>687</sup>				R <sup>34</sup>
11535	2005	GRP 2	S <sup>687</sup>	11730	1999	873	R
11536	2005	GRP 2	S <sup>687</sup>				Ad <sup>21</sup>
11537	2005	GRP 2	S <sup>687</sup>				R <sup>34</sup>
11538	2005	GRP 2	S <sup>687</sup>	11735	1999	873	R
11539	2005	GRP 2	S <sup>687</sup>				Ad <sup>21</sup>
11540	2005	GRP 2	S <sup>687</sup>				R <sup>34</sup>
11541	2005	GRP 2	S <sup>687</sup>	11736	1999	873	R
11542	2005	GRP 2	S <sup>687</sup>				Ad <sup>21</sup>
11543	2005	GRP 2	S <sup>687</sup>				R <sup>34</sup>
11544	2005	74*	Ad <sup>669 668</sup>	11737	1999	873	R
	2005	GRP 2	S <sup>687</sup>				Ad <sup>21</sup>
11550	2002	664	Am <sup>431</sup>				R <sup>34</sup>
	2002	859	Am	11738	1999	873	R
							Ad <sup>21</sup>
							R <sup>34</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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11739	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11790	2002	45*	Ad	
11751	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11792	2002	45*	Ad	
11752	2002	45*	R		2005	GRP 2	S <sup>692</sup>	
	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11793	2002	45*	Ad	
11753	2002	45*	R		2005	GRP 2	S <sup>692</sup>	
	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11794	2002	45*	Ad	
11753.1	2002	45*	R		2004	227*	Am	
	2000	108*	Ad		2005	GRP 2	S <sup>692</sup>	
	2002	45*	R	11796	2002	45*	Ad	
11754	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		2004	229*	Am	
	2002	45*	R		2005	GRP 2	S <sup>692</sup>	
11754.1	1999	67*	Ad	11797	2002	45*	Ad	
	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		2005	GRP 2	S <sup>692</sup>	
11755	2002	45*	R	11798	2005	78*	Ad	
	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11805	2001	115	R	
11770	2002	45*	R	11806	2001	115	R	
	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11807	2001	115	R	
11771	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11815	2001	745*	R	
11772	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	11818	2001	745*	R	
11773	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.25	1999	874	Ad	
11774	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.30	2003	802	Ad	
11775	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		2004	183	Am <sup>571</sup>	
11777	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.35	2003	790	Ad	
11778	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.40	2004	91*	Ad	
11779	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.45	2004	856	Ad	
11780	1999	873	R Ad <sup>21</sup> R <sup>34</sup>	12012.5	2000			
11781	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		Referendum			
11782	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		(Prop. 29			
11783	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		adopted			
11784	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		March 7,			
11785	1999	873	R Ad <sup>21</sup> R <sup>34</sup>		2000)		Ad <sup>184</sup>	
11786	2000	608*	Ad	12012.75	1999	874	Ad	
11786.1	2000	608*	Ad	12012.85	1999	874	Ad	
11786.2	2000	608*	Ad		2000	127*	Am	
11786.3	2000	608*	Ad		2003	210*	Am	
11786.4	2000	608*	Ad		2003	858	Am	
11786.5	2000	608*	Ad		2003	210*	Ad	
11786.6	2000	608*	Ad		2004	227*	Am	
					2005	720*	Am	
					12016	2004	702*	Ad
					12019	2001	577	Ad <sup>37</sup>
					12078	2000	329*	Ad & R <sup>19</sup>
					12080.3	2004	183	Am <sup>571</sup>
					12092	2001	111*	Ad & R <sup>18</sup>
						2004	193	Am <sup>571</sup>
					12095.60	2001	745*	R
					12152	2002	1127*	Am
						2004	227*	Am
					12164.5	1999	1000	R
					12164.7	1999	1000	R
					12168.5	1999	1000	Am
					12168.7	2000	569	Am
					12173	2004	193	Am <sup>571</sup>
					12174	1999	416	Am
						2005	6*	Am
					12175	1999	1000	Ad
					12176	1999	1000	Ad
						2002	1117	Am
					12177	1999	1000	Ad
					12178	1999	1000	Ad
					12178.1	1999	1000	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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12179	1999	1000	Ad	12406	2003	228*	Ad
12179.1	1999	1000	Ad	12419.10	2003	551	Am
12180	1999	1000	R & Ad	12419.2	2000	940	Ad & R <sup>20</sup>
12181	1999	1000	R	12419.3	2000	299	Am
12182	1999	1000	R		2000	808*	Am (by
			Ad (by Sec. 54.5				Sec. 98.1 of Ch.)
			of Ch.)	12419.8	2001	176	Am
12182.1	1999	1000	Ad	12430	2003	107	Am
12182.5	1999	1000	R	12432	2004	227*	Ad & R <sup>626</sup>
12183	1999	1000	R & Ad	12439	2000	127*	Am
	2000	1003	Am <sup>96</sup>		2002	1124*	Am
12184	1999	1000	R				R & Ad <sup>35</sup>
	2002	480	Ad		2004	227*	Am
			R & Ad <sup>63</sup>	12440.1	2001	169	Am
12185	1999	1000	R & Ad	12461	2004	520	Am
12186	1999	1000	R & Ad	12463	2003	126	Am
	2004	819*	Am	12463.1	2001	288	Am
12187	1999	1000	Ad		2003	296	Am
12188	1999	1000	R & Ad	12464	2004	520	Am
12189	1999	1000	Ad	12512	2000	626	Am
12190	1999	1000	R & Ad	12519	2001	76	Am
12191	1999	1000	R & Ad	12520	2000	626	Am
	2002	1117	Am	12528.1	2004	185	Ad
12192	1999	1000	R & Ad	12529	1999	655	Am
12193	1999	1000	R & Ad		2000	836	Am
12194	1999	1000	R & Ad		2005	674	Am <sup>300</sup>
	2000	1003	Am <sup>96</sup>				R <sup>301</sup>
	2003	235	Am				Ad <sup>662</sup>
12195	1999	1000	R & Ad	12529.5	1999	655	Am
12196	1999	1000	R		2005	674	Am <sup>300</sup>
12197	1999	1000	R & Ad				R <sup>301</sup>
12197.1	1999	1000	R				Ad <sup>662</sup>
12199	1999	1000	R	12529.6	2005	674	Ad <sup>300</sup>
12200	1999	1000	R				R <sup>301</sup>
12201	1999	1000	R	12529.7	2005	674	Ad
12202	1999	1000	R	12530	2003	159*	Ad
12203.7	1999	1000	R	12544	2000	626	Am
12204	1999	1000	R	12581	2004	919	Am
12205	1999	1000	R	12582	2004	919	Am
12206	1999	1000	R	12583	2004	919	Am
12207	1999	1000	R	12584	2004	919	Am
12208	1999	999	Am	12585	2004	919	Am
	1999	1000	R	12586	2004	919	Am
12209	1999	1000	R	12586.1	2000	475	Ad
12210	1999	1000	R	12586.2	2000	475	Ad
12210.5	1999	1000	R	12587.1	2005	74*	Ad
12211	1999	1000	R	12591.1	2000	475	Ad
12212	1999	1000	R	12591.2	2000	475	Ad
12213	1999	1000	R	12598	2000	475	Am
12214	1999	1000	R		2003	159*	Am
12215	1999	1000	R		2004	183	Am <sup>571</sup>
12231	2004	909*	Am <sup>98</sup>	12599	2004	919	Am
			R <sup>100</sup>		2005	22	Am <sup>647</sup>
	2005	77	R	12599.1	2004	919	Am
	2005	675	Am <sup>36 13</sup>	12599.3	2004	919	Ad
12232	2005	77	Am	12599.6	2004	919	Ad
12236	1999	360	Ad	12599.7	2004	919	Ad
12237	2004	783	Ad	12652	1999	83	Am <sup>30</sup>
12320	2001	430	Am	12656	2001	69	Ad
12325	2001	430	Am	12657	2003	876	Ad
12332	2000	723	Am	12658	2003	876	Ad

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12659	2003	876	Ad		2005	GRP 1	S <sup>699</sup>
12660	2003	876	Ad	12838.1	2005	10*	Ad <sup>715 716</sup>
12661	2003	876	Ad		2005	GRP 1	S <sup>699</sup>
12710	2003	858	Ad & R <sup>317</sup>	12838.10	2005	10*	Ad <sup>715 716</sup>
12711	2003	858	Ad & R <sup>317</sup>		2005	GRP 1	S <sup>699</sup>
12712	2003	858	Ad & R <sup>317</sup>	12838.11	2005	10*	Ad <sup>715 716</sup>
12713	2003	858	Ad & R <sup>317</sup>		2005	GRP 1	S <sup>699</sup>
12714	2003	858	Ad & R <sup>317</sup>	12838.12	2005	10*	Ad <sup>715 716</sup>
12715	2003	858	Ad & R <sup>317</sup>	12838.13	2005	10*	Ad <sup>715 716</sup>
	2004	227*	Am	12838.2	2005	10*	Ad <sup>715 716</sup>
	2004	702*	Am		2005	GRP 1	S <sup>699</sup>
	2004	870	Am	12838.3	2005	10*	Ad <sup>715 716</sup>
	2004	892*	Am (as am by Stats. 2004, Ch. 227, by Sec. 1 of Ch.) <sup>679</sup>		2005	GRP 1	S <sup>699</sup>
			Am (as am by Stats. 2004, Ch. 227, by Sec. 1.5 of Ch.) <sup>63</sup>	12838.4	2005	10*	Ad <sup>715 716</sup>
			Am <sup>647</sup>		2005	GRP 1	S <sup>699</sup>
	2005	22	Am	12838.5	2005	10*	Ad <sup>715 716</sup>
12715.5	2004	870	Ad		2005	GRP 1	S <sup>699</sup>
12716	2003	858	Ad & R <sup>317</sup>	12838.6	2005	10*	Ad <sup>715 716</sup>
12717	2003	858	Ad & R <sup>317</sup>		2005	GRP 1	S <sup>699</sup>
12718	2003	858	Ad & R <sup>317</sup>	12838.7	2005	10*	Ad <sup>715 716</sup>
12759	2002	1022*	Am <sup>530</sup>		2005	GRP 1	S <sup>699</sup>
12800	2002	664	Am <sup>431</sup>	12838.8	2005	10*	Ad <sup>715 716</sup>
	2002	859	Am		2005	GRP 1	S <sup>699</sup>
	2002	GRP 1	S <sup>536</sup>	12838.9	2005	10*	Ad <sup>715 716</sup>
	2003	229	Am		2005	GRP 1	S <sup>699</sup>
12803	1999	478	Am	12903	2004	647	Am
	2002	859	Am	12920	1999	592	Am
	2002	GRP 1	S <sup>536</sup>	12921	1999	591	Am
12803.2	1999	895	Ad & R <sup>75</sup>		1999	592	Am (by Sec. 2.5 of Ch.)
12803.3	2005	78*	Ad	12922	1999	913	Ad
12803.4	2005	662	Ad	12926	1999	311	Am
12803.6	2002	1088	Ad		1999	591	Am (by Sec. 5.1 of Ch.)
12803.65	2002	1088	Ad		1999	592	Am (by Sec. 3.7 of Ch.)
12803.7	2002	1088	Ad		2000	1049	Am (by Sec. 5 of Ch.)
12804	2003	84	Am		2003	164	Am
	2005	GRP 2	S <sup>672</sup>	12926.1	2000	1049	Ad
12805	2002	758	Am (by Sec. 1 of Ch.)	12926.2	1999	913	Ad
					2001	910	Am
12805.1	2000	87*	Ad	12927	1999	591	Am
12805.2	2002	8	Ad	12928	1999	797	Ad
12811	2005	10*	R <sup>715 716</sup>		2004	647	Am
	2005	GRP 1	S <sup>703</sup>	12930	1999	591	Am
12811.1	2005	10*	R <sup>715 716</sup>		1999	592	Am (by Sec. 4.5 of Ch.)
	2005	GRP 1	S <sup>703</sup>	12931	1999	592	Am
12811.3	2004	217*	Ad <sup>619</sup>	12935	1999	592	Am
12812.2	1999	65	Ad		2004	647	Am
	2004	644	Am	12940	1999	591	Am
12812.3	1999	65	Ad		1999	592	Am (by Sec. 7.5 of Ch.)
12812.5	2004	644	Am				
12812.6	2004	230*	Ad		2000	1047	Am
12813	2002	859	Ad		2000	1049	Am (by Sec. 7.5 of Ch.)
	2002	GRP 1	S <sup>537</sup>				
	2003	639	Am		2001	909	Am
12814	1999	784*	Ad		2002	525	Am
12838	2005	10*	Ad <sup>715 716</sup>		2002	664	Am <sup>431</sup>

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12940	(Cont.)			2004	647	Am	
	2003	671	Am	2005	294	Am	
12941	2002	525	R & Ad(RN)	12973	2004	647	Am
12941.1	1999	222	Ad	12980	2003	447	Am
	2002	525	Am & RN	12981	2003	447	Am
12942	2004	647	Am	12983	2003	447	Am
12944	1999	592	Am	12987	2000	189	Am
12945	1999	591	Am		2004	647	Am
	2004	647	Am	12987.1	2004	647	Am
12948	1999	591	Am	12989	2002	784	Am <sup>490</sup>
12949	2003	164	Ad	12989.2	1999	591	Am
12950	2002	490	Am		2004	647	Am
12950.1	2004	933	Ad	12989.3	1999	591	Am
12951	2001	295	Ad		2003	159*	Am
12955	1999	589	Am (by Sec. 2 of Ch.) <sup>162</sup>	12990	2005	381	Am
	1999	590	Am (by Sec. 4 of Ch.) & R <sup>18</sup>	12993	1999	592	Am
			Ad (by Sec. 5 of Ch.) <sup>63</sup>	13071	2003	107	Ad(RN)
	1999	591	Am & R (by Sec. 11.4 of Ch.) <sup>162 18</sup>	13100	1999	606	R & Ad
			Ad (by Sec. 11.5 of Ch.) <sup>63</sup>	13101	1999	606	R & Ad
			Ad (by Sec. 9.7 of Ch.) <sup>162 18</sup>	13101.5	1999	606	R
			Ad (by Sec. 9.83 of Ch.) <sup>63</sup>	13101.6	1999	606	R
			R (as ad by Sec. 9.83, Stats. 1999, Ch. 592)	13102	1999	606	R & Ad
			Am (as am by Sec. 9.7, Stats. 1999, Ch. 592) <sup>13</sup>		2002	1016	Am
	1999	592	Am & R (by Sec. 9.7 of Ch.) <sup>162 18</sup>	13103	1999	606	R & Ad
			Ad (by Sec. 9.83 of Ch.) <sup>63</sup>		2002	1016	Am
	2004	568	R (as ad by Sec. 9.83, Stats. 1999, Ch. 592)	13103.5	2001	911*	Ad <sup>357</sup>
			Am (as am by Sec. 9.7, Stats. 1999, Ch. 592) <sup>13</sup>		2002	1124*	Am
12955.1	2003	642	Am	13104	1999	606	R & Ad
12955.1.1	2003	642	Ad	13297	2003	107	Am
12955.3	2000	1049	Am	13298	2003	107	Am
12955.8	1999	592	Am	13299	2003	107	Am
12956.1	1999	589	Ad	13299.1	2003	107	Am
	2000	291*	Am	13332.04	2004	227*	R
	2002	803	Am	13332.06	2001	745*	R
	2005	297	Am		2003	228*	Ad
12956.2	2005	297	Ad	13332.09	2004	926	Am
12960	1999	797	Am	13332.11	2004	227*	Am
	2002	490	Am	13332.19	2004	227*	Am
	2005	642	Am	13336.5	2001	745*	R
12962	2003	447	Am	13340	1999	50*	Am
12963.3	2004	647	Am		2000	52*	Am
	2005	294	Am		2000	861*	Am
12965	1999	591	Am		2001	106*	Am
	2000	189	Am		2003	157*	Am
	2001	813	Am		2004	208*	Am
	2002	294	Am		2005	38*	Am
	2002	664	Am <sup>431</sup>	13405	2003	107	Am (by Sec. 29 of Ch.)
	2003	62	Am <sup>519</sup>	Title 2,			
12970	1999	591	Am	Div. 3,			
12972	2004	182	Am <sup>81 614</sup>	Pt. 4,			
				heading			
				(Sec. 13900			
				et seq.)	2002	1141	Am
				13900	2000	1016	Am
				13901	2000	1016	Am
					2003	84	Am
				13903	2004	223*	Am
				13915	2002	1124*	Am
				13923	2004	227*	Am
				13940	1999	95*	Ad

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
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13941	1999	95 *	Ad	13960.5	2002	1141	R
13942	1999	95 *	Ad	13960.6	2001	712	Ad & R <sup>75</sup>
13943	1999	95 *	Ad		2002	1141	R
13943.1	1999	95 *	Ad	13960.7	2001	420 *	Ad & R <sup>5</sup>
	2005	398 *	Am		2002	1141	R
13943.2	1999	95 *	Ad	13961	2001	712	Am
13950	2002	1141	Ad		2002	1141	R
13951	2002	1141	Ad (by Sec. 2 of Ch.)	13961.01	2001	552	Am <sup>19</sup>
					2001	712	Am (by Sec. 6.5 of Ch.) <sup>19</sup>
13952	2002	1141	Ad		2002	1141	R
	2003	281 *	Am	13961.05	2000	974	Ad
13952.5	2002	1141	Ad		2002	1141	R
13953	2002	1141	Ad	13961.1	1999	584	Am
13954	2002	1141	Ad		2000	1016	Am
13955	2002	1141	Ad (by Sec. 4 of Ch.)		2001	419	Am
	2005	485	Am (by Sec. 2 of Ch.)		2002	1141	R
13955.5	2002	1141	Ad & R <sup>75</sup>	13961.2	2002	1141	R
13956	2002	1141	Ad	13961.3	2002	1141	R
	2005	240	Am	13961.6	2001	346 *	Ad & R <sup>19</sup>
13957	2002	1141	Ad (by Sec. 2 of Ch.)		2002	1141	R
				13962	2002	1141	R & Ad
13957.2	2002	1141	Ad	13962.5	2002	1141	R
13957.5	2002	1141	Ad	13963	2002	1141	R & Ad
13957.7	2002	1141	Ad (by Sec. 2 of Ch.)	13963.1	2002	1141	R
				13964	2001	712	R (as ad by Sec. 2.7,
13957.9	2002	1141	Ad				Stats. 1998,
13958	2002	1141	Ad				Ch. 895)
Title 2, Div. 3, Pt. 4, Ch. 5, heading (Sec. 13959 et seq.)							Am (as am by Sec. 2.5,
	2002	1141	R				Stats. 1998,
13959	2002	1141	R & Ad				Ch. 895) <sup>19</sup>
13960	2001	712	R (as ad by Sec. 2.7, Stats. 1998, Ch. 697)		2002	629	Am (as ad by Sec. 4.7,
			Am (as am by Sec. 1.3, Stats. 1998, Ch. 895) <sup>19</sup>				Stats. 1998, Ch. 697) <sup>22</sup>
			Am (as ad by Sec. 1.4, Stats. 1998, Ch. 895) <sup>22</sup>		2002	630	Am (as am by Sec. 7 and Sec. 8,
	2002	479	Am (as am by Sec. 1 and Sec. 2, Stats. 2001, Ch. 712)				Stats. 2001, Ch. 712)
	2002	1141	R (as am by Sec. 1 and Sec. 2, Stats. 2001, Ch. 712) & Ad		2002	664	Am (as am by Sec. 7,
							Stats. 2001, Ch. 712) <sup>431</sup>
13960.1	2002	1141	R		2002	1141	R (as am by Sec. 7 and Sec. 8,
13960.2	2002	1141	R	13965	1999	584	Stats. 2001, Ch. 712) & Ad
							Am (as am by Sec. 3.5 and as ad by Sec. 3.7,
							Stats. 1998,
							Ch. 895)

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<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
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13965 (Cont.)							
	2000	1016	R (as ad by Sec. 5.7, Stats. 1998, Ch. 697)	13968.7	2000	1016	Am
			Am (as am by Sec. 1.5 and Sec. 2, Stats. 1999, Ch. 584)			1141	R
			Am (by Sec. 2 of Ch., as am by Sec. 5, Stats. 2000, Ch. 1016) <sup>19</sup>			127*	Ad <sup>198</sup> R <sup>63 37</sup>
			Am (by Sec. 3 of Ch., as am by Sec. 6, Stats. 2000, Ch. 1016) <sup>22</sup>			346*	Ad & R <sup>19</sup>
	2001	419	Am (by Sec. 10.5 of Ch., as am by Sec. 5, Stats. 2000, Ch. 1016) <sup>19</sup>	13968.8	2001	1141	R
			Am (as am by Sec. 10.5 and Sec. 6, Stats. 2000, Ch. 712) <sup>431</sup>			346*	Ad & R <sup>19</sup>
			R (as am by Sec. 10.5 and Sec. 11.5, Stats. 2001, Ch. 712) & Ad	13969	2002	1141	R
						1141	Ad & R <sup>19</sup>
	2001	712	R (as am by Sec. 10.5 and Sec. 11.5, Stats. 2001, Ch. 712) & Ad	13969.1	2002	1141	R
				13969.2	2002	1141	R
						1141	Ad & R <sup>19</sup>
	2002	664	R (as am by Sec. 10.5 and Sec. 11.5, Stats. 2001, Ch. 712) & Ad	13969.3	2002	1141	R
				13969.4	2002	1141	R
				13969.5	2000	93*	Ad
					2002	1141	R
				13969.7	2002	1141	Ad & R <sup>19</sup> Ad & R <sup>19</sup>
				Title 2, Div. 3, Pt. 4, Ch. 5, Art. 2, heading (Sec. 13970 et seq.)	2002	1141	R
				Title 2, Div. 3, Pt. 4, Ch. 5.5, heading (Sec. 13970 et seq.)	2002	1141	Ad
				13974.5	2000	1016	Ad & R <sup>18</sup>
				13974.6	2001	138	Ad
				13974.7	2000	1016	Ad & R <sup>18</sup>
				13975	1999	525	Am <sup>112</sup>
					2000	857	Am <sup>203</sup>
					2005	GRP 2	S <sup>672</sup>
13965.1	2000	1016	Ad	13975.2	1999	525	Ad <sup>112</sup>
	2002	1141	R		2000	857	Am <sup>203</sup>
13965.2	1999	83	Am <sup>30</sup>	13978.6	2002	779	Am
	2002	1141	R	13994	2003	627	Ad
13965.3	2002	1141	R	13994.1	2003	627	Ad
13965.5	2000	974	Ad	13994.10	2003	627	Ad
	2001	712	Am	13994.11	2003	627	Ad
	2002	1141	R	13994.12	2003	627	Ad
13965.6	2001	346*	Ad & R <sup>19</sup>	13994.2	2003	627	Ad
	2002	1141	R	13994.3	2003	627	Ad
13966	2002	1141	R & Ad	13994.4	2003	627	Ad
13966.01	2002	1141	R	13994.5	2003	627	Ad
13966.02	2002	1141	R	13994.6	2003	627	Ad
13967	2002	1141	R & Ad	13994.7	2003	627	Ad
	2003	230*	R	13994.8	2003	627	Ad
13967.2	2002	1141	R	13994.9	2003	627	Ad
13967.5	2002	1141	R	13995	2003	229	Ad
13968	2000	198	Am	13995.1	2003	229	Ad
	2002	1141	R	13995.100	2003	229	Ad <sup>455</sup>
			Ad & R <sup>19</sup>	13995.101	2003	229	Ad <sup>455</sup>
			Ad & R <sup>19</sup>	13995.102	2003	229	Ad <sup>455</sup>

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13995.103	2003	229	Ad <sup>455</sup>	13995.73	2003	229	Ad
13995.104	2003	229	Ad <sup>455</sup>	13995.74	2003	229	Ad
13995.105	2003	229	Ad <sup>455</sup>		2004	183	Am <sup>571</sup>
13995.106	2003	229	Ad <sup>455</sup>	13995.75	2003	229	Ad
13995.107	2003	229	Ad <sup>455</sup>	13995.76	2003	229	Ad
13995.108	2003	229	Ad <sup>455</sup>	13995.77	2003	229	Ad
13995.109	2003	229	Ad <sup>455</sup>	13995.80	2003	229	Ad
13995.110	2003	229	Ad <sup>455</sup>	13995.81	2003	229	Ad
13995.111	2003	229	Ad <sup>455</sup>	13995.82	2003	229	Ad
13995.112	2003	229	Ad <sup>455</sup>	13995.83	2003	229	Ad
13995.113	2003	229	Ad <sup>455</sup>	13995.84	2003	229	Ad
13995.114	2003	229	Ad <sup>455</sup>	13995.90	2003	229	Ad
13995.115	2003	229	Ad <sup>455</sup>	13995.91	2003	229	Ad
13995.116	2003	229	Ad <sup>455</sup>	13996	2003	229	Ad
13995.117	2003	229	Ad <sup>455</sup>	13996.1	2003	229	Ad
13995.118	2003	229	Ad <sup>455</sup>	13996.2	2003	229	Ad
13995.150	2004	296*	Ad	13996.3	2003	229	Ad
13995.151	2004	296*	Ad	13997	2003	229	Ad
13995.152	2004	296*	Ad	13997.1	2003	229	Ad & R <sup>43</sup>
13995.153	2004	296*	Ad		2004	183	Am <sup>571</sup>
13995.154	2004	296*	Ad		2005	604	Am <sup>68</sup>
13995.155	2004	296*	Ad	13998	2004	907*	Ad & R <sup>75</sup>
13995.20	2003	229	Ad	13998.1	2004	907*	Ad & R <sup>75</sup>
	2004	183	Am <sup>571</sup>	13998.10	2004	907*	Ad & R <sup>75</sup>
13995.30	2003	229	Ad	13998.2	2004	907*	Ad & R <sup>75</sup>
13995.40	2003	229	Ad	13998.3	2004	907*	Ad & R <sup>75</sup>
	2004	183	Am <sup>571</sup>	13998.5	2004	907*	Ad & R <sup>75</sup>
13995.41	2003	229	Ad	13998.5a	2004	763*	Ad
13995.42	2003	229	Ad	13998.6	2004	907*	Ad & R <sup>75</sup>
	2004	183	Am <sup>571</sup>	13998.7	2004	907*	Ad & R <sup>75</sup>
13995.43	2003	229	Ad	13998.8	2004	907*	Ad & R <sup>75</sup>
13995.44	2003	229	Ad	13998.9	2004	907*	Ad & R <sup>75</sup>
13995.45	2003	229	Ad	13999	2003	627	Ad
13995.46	2003	229	Ad	13999.1	2003	627	Ad
13995.47	2003	229	Ad	13999.2	2003	627	Ad
13995.48	2003	229	Ad	13999.3	2003	627	Ad
13995.49	2003	229	Ad	13999.4	2003	627	Ad
13995.50	2003	229	Ad	14007.5	1999	783*	Ad <sup>62</sup>
13995.51	2003	229	Ad				R <sup>22</sup>
13995.52	2003	229	Ad	14032.6	2002	392	Ad
13995.53	2003	229	Ad	14035	1999	103	Am
13995.54	2003	229	Ad		2002	438	Am <sup>426</sup>
13995.55	2003	229	Ad	14035.1	2001	115	R (as am by
13995.56	2003	229	Ad				Sec. 1,
13995.57	2003	229	Ad				Stats. 1992,
13995.58	2003	229	Ad				Ch. 25)
	2004	183	Am <sup>571</sup>	14035.55	1999	458	Ad
13995.60	2003	229	Ad		2005	696	Am
13995.61	2003	229	Ad	14035.56	2000	788*	Ad & R <sup>240</sup>
13995.62	2003	229	Ad	14035.57	2000	788*	Ad
13995.63	2003	229	Ad	14035.58	2001	245	Ad & R <sup>308</sup>
13995.64	2003	229	Ad	14035.6	2001	745*	R
13995.65	2003	229	Ad	14036	1999	373	Am
	2004	183	Am <sup>571</sup>		2001	597	Am
13995.66	2003	229	Ad	14036.6	2004	193	Am <sup>571</sup>
13995.67	2003	229	Ad	14038	2002	438	Am <sup>426</sup>
13995.68	2003	229	Ad	14038.4	2002	588	Ad & R <sup>75</sup>
13995.69	2003	229	Ad	14041	2004	225*	Am
13995.70	2003	229	Ad	14045	2001	115	R
13995.71	2003	229	Ad	14053	1999	783*	Ad
13995.72	2003	229	Ad	14055.2	2004	183	Am <sup>571</sup>

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14057	2001	333	Ad <sup>342 21</sup> R <sup>34</sup>	14553.2	1999	862	Ad
				14553.4	1999	862	Ad
14070.2	2001	745 *	Am		2004	793	Am
14070.4	2003	525	Am	14553.6	1999	862	Ad
14076.2	1999	724	Am		2002	438	Am <sup>426</sup>
14076.4	2003	525	Am	14553.7	1999	862	Ad
14102	2001	825	Ad	14553.8	1999	862	Ad
14105	2000	1034	Ad		2002	438	Am <sup>426</sup>
14404	2002	438	R <sup>426</sup>	14553.9	1999	862	Ad
14451	1999	724	R	14554	1999	862	Ad
14524	2000	91 *	Am	14554.2	1999	862	Ad
14524.15	2003	525	R	14554.4	1999	862	Ad
14524.2	2003	525	Am	14554.6	1999	862	Ad
14525	2000	91 *	Am	14554.8	1999	862	Ad
14525.6	2004	193	R <sup>371</sup>		2002	438	Am <sup>426</sup>
14526	2000	91 *	Am		2004	793	Am
14527	2000	91 *	Am	14555	1999	862	Ad
	2001	815	Am	14555.2	1999	862	Ad
	2002	472	Am	14555.4	1999	862	Ad
14528.5	2004	611	Am	14555.6	1999	862	Ad
	2005	619	Am	14555.8	1999	862	Ad
14529	2000	91 *	Am	14555.9	1999	862	Ad
14529.01	1999	783 *	Ad	14556	2000	91 *	Ad
14529.11	1999	783 *	Ad	14556.1	2000	91 *	Ad
14529.14	2001	597	R		2001	113 *	Am
14529.17	1999	572	Ad	14556.10	2000	91 *	Ad
14529.19	1999	572	Ad	14556.11	2000	91 *	Ad
14529.23	1999	572	Ad	14556.12	2000	91 *	Ad
14529.3	1999	783 *	Ad	14556.13	2000	91 *	Ad
	2001	825	R (as ad by Stats. 1999, Ch. 783)	14556.14	2000	91 *	Ad
				14556.16	2000	91 *	Ad
				14556.18	2000	91 *	Ad
14529.5	2001	597	R	14556.20	2000	91 *	Ad
14529.6	1999	783 *	Ad	14556.25	2000	91 *	Ad
14531	2003	715	Am	14556.26	2000	91 *	Ad
14532	2001	911 *	Ad <sup>357</sup>		2000	656 *	Am
14536	2001	113 *	Am		2001	512 *	Am
Title 2, Div. 3, Pt. 5.3, Ch. 4, heading (Sec. 14550 et seq.)	1999	862	R & Ad	14556.28	2000	91 *	Ad
Title 2, Div. 3, Pt. 5.3, Ch. 4, Art. 1, heading (Sec. 14550 et seq.)	1999	862	R & Ad	14556.29	2000	656 *	Ad
14550	1999	862	Ad	14556.3	2000	91 *	Ad
14552	1999	862	Ad	14556.30	2000	91 *	Ad
14552.2	1999	862	Ad		2005	522	Am
	2001	113 *	Am	14556.32	2000	91 *	Ad
	2004	793	Am	14556.33	2001	908	Ad
14552.4	1999	862	Ad		2005	375 *	Am
14552.6	1999	862	Ad	14556.34	2000	91 *	Ad
14553	1999	862	Ad	14556.36	2000	91 *	Ad
14553.10	2004	212 *	Ad	14556.40	2000	91 *	Ad <sup>37</sup>
					2000	92	Ad <sup>37</sup>
					2000	656 *	R (as ad by Sec. 1, Stats. 2000, Ch. 92)
							Am (as ad by Sec. 6, Stats. 2000, Ch. 91)
				14556.5	2000	91 *	Ad
					2000	656 *	Am
					2002	445 *	Am
					2005	76 *	Am

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14556.50	2000	91 *	Ad	14576	2001	597	R
	2000	656 *	Am	14604	2004	227 *	Ad
14556.52	2000	91 *	Ad	14612	2001	118 *	Ad <sup>303</sup>
	2000	656 *	Am				R <sup>34</sup>
14556.6	2000	91 *	Ad		2002	1124 *	Am <sup>534</sup>
	2001	113 *	Am		2003	757	Am <sup>36 13</sup>
14556.7	2001	113 *	Ad <sup>300</sup>	14612.2	2003	757	Ad & R <sup>590</sup>
			R <sup>301</sup>		2004	227 *	Am <sup>627</sup>
14556.75	2002	445 *	Ad <sup>300</sup>		2005	74 *	Am <sup>663</sup>
			R <sup>301</sup>	14612.5	2002	1124 *	Ad
14556.8	2001	113 *	Ad <sup>300</sup>	14615.1	2000	590	Am
			R <sup>301</sup>	14660.1	2001	745 *	Am
	2002	445 *	Am	14661	2004	227 *	Am
	2005	76 *	Am	14664	2000	528	Am
14556.9	2001	113 *	Ad <sup>300</sup>	14666.6	1999	676	Ad
			R <sup>301</sup>	14666.7	1999	676	Ad & R <sup>18</sup>
	2002	445 *	Am	14666.8	2003	820	Ad
Title 2,					2005	263	Am
Div. 3,				14669.14	1999	293	Ad
Pt. 5.3,				14669.15	2001	603 *	Am
Ch. 5,					2003	723	Am
heading				14669.16	1999	147 *	R
(Sec. 14557					2001	603 *	Ad
et seq.)	2005	22	Ad <sup>647</sup>		2003	723	Am
14557	2003	223 *	Ad	14669.17	2001	540	Ad
14557.1	2003	224 *	Ad	14669.20	2003	158 *	R
14558	2004	210 *	Ad	14669.21	2002	1124 *	Ad
14560	2001	597	R		2003	229	Am
14560.1	2001	597	R	14669.7	1999	951	Ad & R <sup>24</sup>
14560.2	2001	597	R		2003	717	Ad
14560.5	2001	597	R	14670	2005	74 *	Am
14560.7	2001	597	R	14670.12	2000	528	Ad
14561	2001	597	R	14672	1999	243 *	Am
14561.3	2001	597	R	14672.100	2003	723	Ad
14562.1	2001	597	R	14672.14	2002	974	R & Ad
14562.10	2001	597	R	14672.86	2001	610	Ad <sup>18 70</sup>
14562.11	2001	597	R	14672.9	2000	93 *	Am
14562.15	2001	597	R	14672.98	2001	271	Ad
14562.2	2001	597	R	14672.99	2001	610	Ad
14562.3	2001	597	R		2002	454	Am
14562.4	2001	597	R		2002	664	Am <sup>431</sup>
14562.5	2001	597	R	14673	2003	258	Am
14562.6	2001	597	R	14673.6	2000	449 *	Ad
14562.7	2001	597	R	14680.8	2001	115	R
14562.8	2001	597	R	14682	2005	107	Ad
14562.9	2001	597	R	14683	2005	701	R
14563	2001	597	R	14684	2002	664	Am <sup>431</sup>
14563.3	2001	597	R		2X 2001–02	10	Ad
14563.4	2001	597	R	14684.1	2002	561	Ad
14563.5	2001	597	R	14710	1X 2001–02	8 *	Ad
14564	2001	597	R	14711.5	1X 2001–02	8 *	Ad
14565	2001	597	R	14712	1X 2001–02	8 *	Ad
14566	2001	597	R	14713	1X 2001–02	8 *	Ad
14566.5	2001	597	R	14714	1X 2001–02	8 *	Ad
14566.7	2001	597	R	14717	2002	242	Ad
14566.9	2001	597	R	14735	1999	991	Am <sup>96 114</sup>
14567	2001	597	R	14756	2000	569	Am
14567.5	2001	597	R	14771	2003	421	Am
14568	2001	597	R		2004	947	Am
14569	2001	597	R	14836	2001	882	Am
14575	2001	597	R	14837	2001	882	Am

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14837 (Cont.)	2003	623	Am	14998.55	2004	225 *	Am
14838	2001	882	R & Ad	14998.6	2002	1042	Ad
14838.5	1999	83	Am <sup>30</sup>	14998.7	2004	225 *	Am
	2000	775	Am	14998.8	2004	225 *	Am
	2000	776 *	Am (by Sec. 2 of Ch.) <sup>14</sup>	14998.9	2004	225 *	Am
			Am (by Sec. 2.5 of Ch.) <sup>25</sup>	14999	2004	909 *	Am <sup>98</sup> R <sup>100</sup>
	2001	183	Am		2005	675	Am <sup>36 13</sup>
	2001	882	Am	14999.37	2003	220	Ad
	2002	951	Am	14999.50	2000	700	Ad
	2003	62	Am <sup>519</sup>	14999.55	2000	700	Ad
14838.6	2003	623	R	15155	2002	545	Am <sup>422</sup>
14838.7	2002	951	Ad	15164.1	2001	34	Ad
	2003	62	Am <sup>519</sup>	15201	2004	227 *	Am
14839	2001	882	Am	15202	2000	127 *	Am <sup>63</sup>
	2003	623	Am				Ad & R <sup>18</sup>
	2005	185	Am	15252	2005	GRP 2	S <sup>672</sup>
14839.1	2001	882	Am	15275	2005	GRP 2	S <sup>672</sup>
	2005	185	Am	15276	2005	GRP 2	S <sup>692</sup>
14840	2001	882	Am	15277	2001	745 *	Am
	2005	74 *	Am & R <sup>75</sup>		2005	GRP 2	S <sup>672</sup>
14842	2001	882	Am	15279	2005	GRP 2	S <sup>692</sup>
	2003	623	Am	15290	2001	115	R
	2004	277	Am	15291	2001	115	R
14842.5	2001	882	Am	15292	2001	115	R
	2003	623	Am	15293	2001	115	R
	2004	277	Am	15294	2001	115	R
14845	2005	451	Am	15295	2001	115	R
14851	2002	220	Am	15296	2001	115	R
			R & Ad <sup>80</sup>	15297	2001	115	R
	2005	381	R (as ad by Sec. 2, Stats. 2002, Ch. 220)	15298	2001	115	R
			Am (as am by Sec. 1, Stats. 2002, Ch. 220) <sup>13</sup>	15299	2001	115	R
14859	2002	951	R	15300	2001	115	R
14876	2004	69 *	Am	15301	1999	67 *	Am
14931	2005	GRP 2	S <sup>672</sup>		2000	958	Am
14931.1	2005	GRP 2	S <sup>672</sup>	15301.3	2000	958	Am
14957	2003	723	Am	15301.5	2001	745 *	R
14977	2002	483	Ad	15301.6	2000	958	Am
14977.1	2002	483	Ad	Title 2,			
14977.5	2002	483	Ad	Div. 3,			
14978	2002	483	Ad	Pt. 6.7,			
14979	2002	483	Ad	Ch. 1,			
14980	2002	483	Ad	heading			
14981	2002	483	Ad	(Sec. 15310 et seq.)	2000	1055 *	Am
	2003	62	Am <sup>519</sup>		2001	189	Am
14982	2005	74 *	Ad	15310	2000	1056	Am
14998.11	2003	662	Ad		2003	229	R
14998.12	2003	662	Ad	15310.1	2000	1056	Ad
14998.13	2005	168	Ad		2003	229	R
14998.2	2003	662	Am	15311	2000	1055 *	Am
14998.3	2004	225 *	Am		2000	1056	Am
14998.4	2000	1055 *	Am		2003	229	R
	2003	662	Am	15312	2003	229	R
				15312.5	2003	228 *	Ad
				15313	2000	1056	Am
					2003	229	R
				15314	2001	189	Am
					2003	229	R
				15315	2001	189	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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15315 (Cont.)	2003	229	R	15335.15	2003	229	R
15316	2001	189	Am	15335.17	2003	229	R
	2003	229	R	15335.19	2003	229	R
15317	2001	189	Am	15335.2	2003	229	R
	2003	229	R	15335.20	2003	229	R
15318	1999	519	Ad & R <sup>5</sup>	15335.22	2003	229	R
15320	2002	1124*	Ad	15336	2003	229	R
	2003	229	R	15337	2003	229	R
15323.5	2002	1124*	Am	15338	2003	229	R
	2003	229	R	15338.5	2003	229	R
15324	2003	229	R	15338.6	2003	229	R
15325	2000	1056	Am	15339	2003	229	R
	2001	189	Am	15339.1	2003	229	R
	2003	229	R	15339.2	2000	605	Am
15326	2003	229	R		2003	229	R
15327	2003	229	R	15339.25	2003	229	R
15327.1	2003	229	R	15339.26	2003	229	R
15327.5	2003	229	R	15339.27	2003	229	R
15327.6	2003	229	R	15339.28	2003	229	R
15328	2003	229	R	15339.29	2003	229	R
15329	2000	1056	Ad	15339.3	2000	605	Am
	2003	229	R		2003	229	R
15330	2003	229	R	15339.30	2003	229	R
15330.05	1999	515	Ad & R <sup>5</sup>	15339.7	2003	229	R
15330.1	2003	229	R	15339.8	2000	605	Ad
15330.2	2003	229	R		2003	229	R
15331	1999	431	Am	15340	2003	229	R
	2003	229	R	15341	2003	229	R
15331.1	2003	229	R	15342	2003	229	R
15331.2	2003	229	R	15344	2003	229	R
15332	2003	229	R	15345	2003	229	R
15332.1	2003	229	R	15345.1	2003	229	R
15333	2003	229	R	15345.2	2003	229	R
15333.1	2003	229	R	15345.3	2003	229	R
15333.10	2000	1056	Ad	15345.4	2003	229	R
	2003	229	R	15345.5	2003	229	R
15333.11	2000	1056	Ad	15346	1999	425	Ad & R <sup>75</sup>
	2003	229	R		2003	229	R
15333.2	2003	229	R	15346.1	1999	425	Ad & R <sup>75</sup>
15333.3	2001	745*	Am		2003	229	R
	2001	752*	R	15346.10	1999	425	Ad & R <sup>75</sup>
15333.4	2001	745*	Am		2002	436	Am (as ad by
	2001	752*	R				Stats. 1999,
15333.5	2003	229	R				Ch. 425) & RN
15333.6	2000	1056	R	15346.11	2002	436	Ad(RN)
	2001	752*	Ad		2003	229	R
	2003	229	R	15346.12	1999	425	Ad & R <sup>75</sup>
15333.7	2001	752*	Ad		2002	436	R (as ad by
	2003	229	R				Stats. 1998,
15333.8	2001	752*	Ad				Ch. 952)
	2003	229	R		2003	229	R
15334	2003	229	R	15346.13	1999	425	Ad & R <sup>75</sup>
15334.1	2003	229	R		2003	229	R
15334.2	2003	229	R	15346.2	1999	425	Ad & R <sup>75</sup>
15334.3	2003	229	R		2003	229	R
15335	2003	229	R	15346.3	1999	425	Ad & R <sup>75</sup>
15335.07	2003	229	R		2000	769	Am
15335.09	2003	229	R		2003	229	R
15335.11	2003	229	R	15346.4	1999	425	Ad & R <sup>75</sup>
15335.13	2003	229	R		2000	769	Am
					2003	229	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
15346.5	1999	425	Ad & R <sup>75</sup>	15363.64	2003	662	Ad
	2003	229	R	15363.65	2003	662	Ad
15346.8	1999	425	Ad & R <sup>75</sup>	15363.7	2003	229	R
	2003	229	R	15363.70	2000	127*	Ad
15346.9	1999	425	Ad & R <sup>75</sup>		2003	229	R
	2000	135	Am <sup>203</sup>	15363.71	2000	127*	Ad
	2000	769	Am		2002	715*	Am
	2003	229	R		2003	229	R
15348	2000	1056	Ad	15363.72	2000	127*	Ad
	2003	229	R		2000	699	Am
15348.5	2000	1056	Ad		2002	715*	Am
	2003	229	R		2003	229	R
15350	1X 2001-02	8*	Ad	15363.73	2000	127*	Ad
	2003	229	R		2000	699	R & Ad
15351	1X 2001-02	8*	Ad		2002	715*	Am
	2003	229	R		2003	229	R
15352	1X 2001-02	8*	Ad	15363.74	2000	127*	Ad
	2003	229	R		2003	229	R
15353	1X 2001-02	8*	Ad	15363.75	2000	127*	Ad
	2003	229	R		2000	699	Am
15354	1X 2001-02	8*	Ad		2003	229	R
	2003	229	R	15364.2	2003	229	R
15355	1X 2001-02	8*	Ad	15364.3	2003	229	R
	2003	229	R	15364.4	2001	189	R (as am by
15356	1X 2001-02	8*	Ad				Sec. 3,
	2X 2001-02	9	Am				Stats. 1994,
	2003	229	R				Ch. 929)
15357	1X 2001-02	8*	Ad				Am (as am by
	2003	229	R				Sec. 1,
15358	1X 2001-02	8*	Ad				Stats. 1995,
	2003	229	R				Ch. 824)
15359	1X 2001-02	8*	Ad		2003	229	R
	2003	229	R	15364.5	2001	189	Am
15360	1X 2001-02	8*	Ad		2003	229	R
	2003	229	R	15364.50	2003	229	R
15361	1X 2001-02	8*	Ad	15364.51	2003	229	R
	2003	229	R	15364.52	2003	229	R
15362	1X 2001-02	8*	Ad	15364.53	2003	229	R
	2003	229	R	15364.54	2003	229	R
15362.5	1X 2001-02	8*	Ad	15364.55	2003	229	R
	2003	229	R	15364.6	2001	189	Am
15363.10	2001	189	Am		2003	229	R
	2002	307	Am	15364.7	2001	189	Am
	2003	229	R		2003	229	R
15363.50	2001	189	Am	15364.71	2001	189	Am
	2003	229	R		2003	229	R
Title 2,				15364.72	2002	1125	Ad
Div. 3,					2003	229	R
Pt. 6.7,				15364.725	2002	1124*	Ad
Ch. 1.3,					2002	1125	R (as ad by
heading							Stats. 2002,
(Sec. 15363.6							Ch. 1124)
et seq.)	2001	189	Am	15364.73	2002	1125	Ad & R <sup>18</sup>
15363.6	2000	1055*	Am		2003	229	R
	2000	1056	Am	15364.74	2001	189	Am
	2001	189	Am		2003	229	R
	2003	229	R	15364.76	2001	189	Am
15363.60	2003	662	Ad		2003	229	R
15363.61	2003	662	Ad	15364.77	2001	189	Am
15363.62	2003	662	Ad		2001	430	Am (by Sec. 9.5
15363.63	2003	662	Ad				of Ch.)

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<i>Affected By</i>				<i>Affected By</i>			
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15364.77 (Cont.)	2003		R		2003	229	R
	2003	229	R	15372.103	2002	474	Am
15364.78	2001	189	Am		2003	229	R
	2003	229	R	15372.104	2003	229	R
15364.79	2001	189	Am	15372.105	2003	229	R
	2003	229	R	15372.106	2003	229	R
15364.8	2003	229	R	15372.107	2003	229	R
Title 2,				15372.109	2003	229	R
Div. 3,				15372.110	2003	229	R
Pt. 6.7,				15372.111	2003	229	R
Ch. 1.8,				15372.112	2003	229	R
heading				15372.113	2003	229	R
(Sec. 15364.80				15372.114	2003	229	R
et seq.)	2002	863	R	15372.115	2003	229	R
15364.80	2001	189	R	15372.116	2003	229	R
	2002	863	Ad & R <sup>43</sup>	15372.117	2003	229	R
	2003	229	R	15372.118	2003	229	R
15364.85	2001	189	R	15372.120	2003	229	R
15364.9	2003	229	R	15372.122	2003	229	R
15365	2003	229	R	15372.123	2003	229	R
15365.10	2003	229	R	15372.124	2003	229	R
15365.11	1999	598	Ad	15372.125	2003	229	R
	2001	189	Am	15372.130	2003	229	R
	2003	229	R	15372.131	2003	229	R
15365.12	2001	189	Am	15372.200	2003	229	R
	2003	229	R	15372.201	2003	229	R
15365.13	2003	229	R	15372.202	2003	229	R
15365.2	2003	229	R	15372.203	2003	229	R
15365.20	2003	229	R	15372.204	2003	229	R
15365.30	1999	141	Ad	15372.205	2003	229	R
	2000	506	Am	15372.206	2003	229	R
	2003	229	R	15372.207	2003	229	R
15365.31	1999	141	Ad	15372.208	2003	229	R
	2003	229	R	15372.209	2003	229	R
15365.40	1999	565	Ad	15372.210	2003	229	R
	2003	229	R	15372.213	2003	229	R
15365.41	1999	565	Ad	15372.214	2003	229	R
	2003	229	R	15372.216	2003	229	R
15365.42	1999	565	Ad	15372.217	2003	229	R
	2003	229	R	15372.218	2003	229	R
15365.43	1999	565	Ad	15372.219	2003	229	R
	2003	229	R	15372.220	2003	229	R
15365.44	1999	565	Ad	15372.221	2003	229	R
	2003	229	R	15372.5	2003	229	R
15365.45	1999	565	Ad	15372.60	2003	229	R
	2003	229	R	15372.61	2003	204	Am
15365.46	1999	565	Ad		2003	229	R
	2003	229	R	15372.65	2003	229	R
15365.6	2001	189	Am	15372.66	2003	229	R
	2003	229	R	15372.70	2003	229	R
15365.8	2003	229	R	15372.71	2003	229	R
15365.9	2003	229	R	15372.72	2003	229	R
15366	2003	229	R	15372.73	2003	229	R
15366.5	2003	229	R	15372.74	2003	229	R
15367	2003	229	R	15372.75	2003	229	R
15371	2003	229	R	15372.76	2003	229	R
15372	2003	229	R	15372.77	2003	229	R
15372.100	2002	474	Am	15372.78	2003	229	R
	2003	229	R	15372.79	2003	229	R
15372.101	2003	229	R	15372.85	2003	229	R
15372.102	2002	474	Am	15372.86	2003	228*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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15372.86 (Cont.)	2003			15373.96	2003	229	R
	2003	229	R	15373.97	2003	229	R
15372.87	2002	474	Am	15373.98	2003	229	R
	2003	229	R	15374	2003	229	R
15372.88	2003	229	R	15375	2003	229	R
15372.89	2003	229	R	15376	2002	405	Am
15372.90	2003	229	R		2003	229	R
15372.91	2003	229	R	15377	2003	229	R
15372.92	2003	229	R	15378	2001	745 *	Am
15372.93	2003	229	R		2002	405	Am
15373	2003	229	R		2003	229	R
15373.05	2003	229	R	15378.10	2003	229	R
15373.07	2003	229	R	15378.5	2003	229	R
15373.1	2003	229	R	15378.6	2003	229	R
15373.100	1999	597	Ad	15378.7	2003	229	R
	2003	229	R	15378.8	2003	229	R
15373.101	1999	597	Ad	15378.9	2003	229	R
	2003	229	R	15378.98	2003	229	R
15373.102	1999	597	Ad	15378.99	2003	229	R
	2003	229	R	15379	2003	229	R
15373.103	1999	597	Ad	15379.1	2003	229	R
	2003	229	R	15379.10	2003	229	R
15373.104	1999	597	Ad	15379.11	2003	229	R
	2003	229	R	15379.12	2003	229	R
15373.105	1999	597	Ad	15379.14	2003	229	R
	2003	229	R	15379.15	2003	229	R
15373.106	1999	597	Ad	15379.16	2003	229	R
	2003	229	R	15379.2	2003	229	R
15373.107	1999	597	Ad	15379.20	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.108	1999	597	Ad	15379.21	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.109	1999	597	Ad	15379.21.5	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.110	1999	597	Ad	15379.21.6	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.111	1999	597	Ad	15379.21.7	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.112	1999	597	Ad	15379.21.8	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.113	1999	597	Ad	15379.22	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.114	1999	597	Ad	15379.23	1999	78 *	S <sup>36 24</sup>
	2003	229	R		2000	939	R
15373.2	2003	229	R	15379.24	1999	78 *	S <sup>36 24</sup>
15373.25	2003	229	R		2000	939	R
15373.51	2003	229	R	15379.25	1999	78 *	S <sup>36 24</sup>
15373.52	2003	229	R		2000	939	R
15373.53	2003	229	R	15379.26	1999	78 *	S <sup>36 24</sup>
15373.54	2003	229	R		2000	939	R
15373.6	2003	229	R	15379.27	1999	78 *	S <sup>36 24</sup>
15373.7	2003	229	R		2000	939	R
15373.71	2003	229	R	15379.28	1999	78 *	S <sup>36 24</sup>
15373.8	2003	229	R		2000	939	R
15373.9	2003	229	R	15379.3	2003	229	R
15373.91	2003	229	R	15379.30	1999	78 *	S <sup>36 24</sup>
15373.92	2003	229	R		2000	939	R
15373.93	2003	229	R	15379.33	1999	78 *	S <sup>36 24</sup>
15373.94	2003	229	R		2000	939	R
15373.95	2003	229	R	15379.35	1999	78 *	S <sup>36 24</sup>
15373.955	2003	229	R		2000	939	R

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15379.4	2003	229	R		2003	229	R
15379.40	1999	78 *	S <sup>36 24</sup>	15392.2	2003	229	R
	2000	939	R	15392.3	2003	229	R
15379.45	2003	229	R	15392.4	2003	229	R
15379.5	2003	229	R	15392.7	2003	229	R
15379.50	1999	78 *	S <sup>36 24</sup>	15394	2003	229	R
	2000	939	R	15394.1	2003	229	R
	2000	1059	Ad	15395	2003	229	R
	2003	229	R	15395.1	2003	229	R
15379.51	1999	78 *	S <sup>36 24</sup>	15395.2	2003	229	R
	2000	939	R	15395.3	2003	229	R
15379.52	1999	78 *	S <sup>36 24</sup>	15395.4	2003	229	R
	2000	939	R	15395.5	2003	229	R
15379.6	2003	229	R	15396	2003	229	R
15379.60	1999	78 *	S <sup>36 24</sup>	15396.1	2003	229	R
	2000	939	R	15396.2	2003	229	R
15379.61	1999	78 *	S <sup>36 24</sup>	15396.3	2003	229	R
	2000	939	R	15397	2003	229	R
15379.62	1999	78 *	S <sup>36 24</sup>	15397.1	2003	229	R
	2000	939	R	15397.2	2003	229	R
15379.650	1999	78 *	S <sup>36 24</sup>	15397.3	2003	229	R
	2000	939	R	15397.4	2003	229	R
15379.651	1999	78 *	S <sup>36 24</sup>	15399	2003	229	R
	2000	939	R	15399.1	2003	229	R
15379.652	1999	78 *	S <sup>36 24</sup>	15399.10	1999	516	S <sup>5</sup>
	2000	939	R		1999	812	Am
15379.653	1999	78 *	S <sup>36 24</sup>		2001	118 *	S <sup>19</sup>
	2000	939	R		2003	229	R
15379.655	1999	78 *	S <sup>36 24</sup>	15399.11	1999	516	S <sup>5</sup>
	2000	939	R		1999	812	Am
15379.656	1999	78 *	S <sup>36 24</sup>		2001	118 *	S <sup>19</sup>
	2000	939	R		2003	229	R
15379.657	1999	78 *	S <sup>36 24</sup>	15399.12	1999	516	S <sup>5</sup>
	2000	939	R		2001	118 *	S <sup>19</sup>
15379.658	1999	78 *	S <sup>36 24</sup>		2003	229	R
	2000	939	R	15399.13	1999	516	S <sup>5</sup>
15379.7	2003	229	R		2001	118 *	S <sup>19</sup>
15379.70	1999	78 *	S <sup>36 24</sup>		2003	229	R
	2000	939	R	15399.14	1999	516	S <sup>5</sup>
15379.71	1999	78 *	S <sup>36 24</sup>		1999	812	Am
	2000	939	R		2001	118 *	S <sup>19</sup>
15379.8	2003	229	R		2003	229	R
15379.80	1999	78 *	Am <sup>36 24</sup>	15399.15	1999	812	Ad
	2000	939	R		2001	118 *	S <sup>19</sup>
15379.90	1999	78 *	S <sup>36 24</sup>		2002	999	Am
	2000	939	R		2003	42 *	Am
15380	2003	229	R		2003	229	R
15381	2003	229	R	15399.15.1	1999	812	Ad
15382	2003	229	R		2001	118 *	S <sup>19</sup>
15383	2003	229	R		2003	229	R
15384	2003	229	R	15399.15.2	1999	812	Ad
15385	2003	229	R		2001	118 *	S <sup>19</sup>
15386	2003	229	R		2002	999	Am
15387	2003	229	R		2003	229	R
15390	2003	229	R	15399.16	1999	516	S <sup>5</sup>
15390.1	2003	229	R		2001	118 *	S <sup>19</sup>
15390.2	2003	229	R		2003	229	R
15391	2003	229	R	15399.17	1999	516	S <sup>5</sup>
15392	2001	189	Am		1999	812	Am
	2003	229	R		2001	118 *	S <sup>19</sup>
15392.1	2001	189	Am		2003	229	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
15399.18	1999	516	S <sup>5</sup>		2002	478	Am
	2001	118*	S <sup>19</sup>	15434	2002	478	Am
	2003	229	R	15437	2002	478	Am
15399.19	1999	516	S (as ad by Stats. 1989, Ch. 1442 and Stats. 1995, Ch. 814) <sup>5</sup>	15438	1999	842	Am
					2000	99	Am
					2000	517	Am (by Sec. 2.5 of Ch.)
	1999	812	Am (as ad by Sec. 6, Stats. 1995, Ch. 814) & RN	15438.1	2002	478	Am
				15438.5	2000	517	R
					2000	517	Am
	2001	118*	S <sup>19</sup>	15438.6	2002	478	Am
	2003	229	R		2000	99	Ad
15399.19.1	1999	812	Ad(RN)		2005	493*	Am
	2001	118*	S <sup>19</sup>	15438.7	2002	478	Ad
	2003	229	R	15439	1999	842	Am
15399.2	2003	229	R		2000	517	Am
15399.20	1999	516	S <sup>5</sup>	15440	2000	517	Am
	2001	118*	S <sup>19</sup>	15461	2000	517	R
	2003	229	R	15463	2000	517	R
15399.21	1999	516	Am <sup>5</sup>	15490	2002	33*	Am
	2001	118*	Am <sup>19</sup>	15550	2002	859	Ad
	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.22	2003	229	R	15551	2002	859	Ad
15399.3	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.4	2003	229	R	15552	2002	859	Ad
15399.40	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.41	2003	229	R	15553	2002	859	Ad
15399.42	2003	229	R	15554	2002	859	Ad
15399.44.5	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.44.6	2003	229	R	15555	2002	859	Ad
15399.45	1999	596	Ad & R <sup>20</sup>		2002	GRP 1	S <sup>537</sup>
	2002	558	Am <sup>75</sup>	15556	2002	859	Ad
	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.46	1999	596	Ad & R <sup>20</sup>	15557	2002	859	Ad
	2002	558	Am <sup>75</sup>		2002	GRP 1	S <sup>537</sup>
	2003	229	R	15558	2002	859	Ad
15399.47	1999	596	Ad & R <sup>20</sup>		2002	GRP 1	S <sup>537</sup>
	2002	558	S <sup>75</sup>	15559	2002	859	Ad
	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.48	1999	596	Ad & R <sup>20</sup>	15560	2002	859	Ad
	2002	558	Am <sup>75</sup>		2002	GRP 1	S <sup>537</sup>
	2003	229	R	15561	2002	859	Ad
15399.5	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.50	2003	229	R	15562	2002	859	Ad
15399.51	2003	229	R		2002	GRP 1	S <sup>537</sup>
15399.52	2003	229	R	15570	2003	627	Ad
15399.53	2003	229	R	15601	2000	1081	R
15399.54	2003	229	R	15605.5	2002	1124*	Ad
15399.55	2003	229	R	15618.5	2003	890	Ad
15399.56	2003	229	R	15620.5	1999	929	Ad
15399.6	2003	229	R	15703	2000	808*	Am
15399.60	2003	229	R	15710	2003	229	Ad
15399.7	2003	229	R		2004	225*	Am
15399.8	2003	229	R	15807	2003	592	Am
15422	2002	784	Am <sup>490</sup>	15808.1	2003	592	Am
15432	2000	517	Am	15812	2003	592	Am
	2001	78	Am	15813.6	2001	745*	Am
				15814.15	1999	981	Am <sup>18</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
15814.20	1X	2001-02	7* Am	16272.3	2004	193	R <sup>571</sup>
15814.25	2004	193	Am (as ad by Sec. 4, Stats. 1993, Ch. 1178) <sup>571</sup>	16272.5	2004	193	Am <sup>571</sup>
				16285	2004	193	R <sup>571</sup>
15815	2003	592	Am	16301.6	1999	95*	R
15817.5	1999	147*	R	16301.7	1999	95*	R
15819.295	1999	54*	Ad	16301.8	1999	95*	R
15819.60	2002	217*	Ad	16302.1	1999	95*	Am
	2004	237*	Am	16304	2000	364	Am
	2004	824*	Am	16304.3	2000	364	Ad
	2005	460	Am	16305.2	2002	761*	Am
15819.65	2002	217*	Ad	16305.9	2002	761*	Ad
	2004	237*	Am	16320	2002	1124*	Ad
	2004	824*	Am		2004	227*	Am
15819.80	2004	79	R		1X	2003-04	2* Am
15819.85	2004	79	R	16351	2004	227*	Am
15819.90	1999	728*	Am <sup>88</sup>	16365.5	1999	466	Ad
	2004	79	Am & R <sup>606</sup>	16366.7	2003	107	Am
15819.92	2004	79	R	16367.9	2004	193	R <sup>571</sup>
15819.95	2004	79	Am & R <sup>606</sup>	16373	2000	481	Am
15820.80	2000	71*	Ad	16391.1	2004	69*	Am
15820.81	2000	71*	Ad	16404.5	1999	917	Ad
15820.82	2000	71*	Ad	16427	2004	227*	Am
15820.83	2000	71*	Ad		2005	74*	Am
15820.84	2000	71*	Ad <sup>189</sup> R <sup>192</sup>	16428.1	2003	228*	Ad
15820.85	2000	71*	Ad	16428.15	2003	228*	Ad
15820.86	2000	71*	Ad	16428.2	2003	228*	Ad
15849.6	2005	74*	Am	16428.3	2003	228*	Ad
15849.7	2005	74*	Ad	16428.4	2003	228*	Ad
15853	2002	518	Am	16428.5	2003	228*	Ad
15862	2003	592	Am	16428.6	2003	228*	Ad
15863	2005	74*	Am	16428.7	2003	228*	Ad
15973	2002	168	R	16429	2003	100	Am
15975	2002	168	Am	16429.1	2002	761*	Am
15975.1	2002	168	R		2002	1124*	Am
15976	2002	168	R		2003	296	Am
15977	2002	168	R	16429.30	2000	127*	Am
16000	2004	193	R <sup>571</sup>	16429.34	2000	127*	R
16001	2004	193	R <sup>571</sup>	16429.36	2000	127*	R
16020	2004	193	R <sup>571</sup>	16429.38	2000	127*	R
16021	2004	193	R <sup>571</sup>	16429.4	2002	761*	Ad
16022	2004	193	R <sup>571</sup>	16429.40	2000	127*	R
16050	2004	193	R <sup>571</sup>	16429.49	2000	127*	R
16051	2004	193	R <sup>571</sup>	16430	1999	468	Am
16052	2004	193	R <sup>571</sup>		2005	16*	Am
16052.1	2004	193	R <sup>571</sup>	16475	2002	1124*	Am
16053	2004	193	R <sup>571</sup>		2003	100	Am
16054	2004	193	R <sup>571</sup>	16475.5	2002	1124*	Am
16055	2004	193	R <sup>571</sup>		2003	100	Am
16080	2004	193	R <sup>571</sup>	16480	2002	761*	Am
16081	2004	193	R <sup>571</sup>	16480.6	2003	100	Am
16142	1999	1019	Am	16500	2000	1036	Am
16142.1	1999	1019	Ad	16501	2000	1036	Am
16153	2000	506	R	16522	2000	913	Am
16182	2004	227*	Am	16531.1	2003	230*	Am
16201	1999	991	Am <sup>96 114</sup>		2005	57*	Am
16262.5	1999	90*	Am	16582	2001	745*	R
16265	2000	375	Am		2004	520	Ad
16265.2	2002	784	Am <sup>490</sup>	16600	2000	1036	Am
				16612	2000	913	Am
				16645	2000	872	Ad
				16645.1	2000	872	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
16645.2	2000	872	Ad	1X 2003–04	11 *		Ad <sup>541</sup>
16645.3	2000	872	Ad				R <sup>232</sup>
16645.4	2000	872	Ad	16930	1X 2003–04	11 *	Ad <sup>541</sup>
16645.5	2000	872	Ad				R <sup>232</sup>
16645.6	2000	872	Ad	16931	1X 2003–04	11 *	Ad <sup>541</sup>
16645.7	2000	872	Ad				R <sup>232</sup>
16645.8	2000	872	Ad	16932	1X 2003–04	11 *	Ad <sup>541</sup>
16646	2000	872	Ad				R <sup>232</sup>
16647	2000	872	Ad	16933	1X 2003–04	11 *	Ad <sup>541</sup>
16648	2000	872	Ad				R <sup>232</sup>
16649	2000	872	Ad	16934	1X 2003–04	11 *	Ad <sup>541</sup>
16649.91	2001	745 *	R				R <sup>232</sup>
16722	2001	97 *	Am	16935	1X 2003–04	11 *	Ad <sup>541</sup>
16724.4	2003	770	Ad				R <sup>232</sup>
16724.6	2002	1124 *	Am	16940	2004	215 *	Ad
16724.7	2001	97 *	Ad	16941	2004	215 *	Ad
16727	2002	1124 *	Am	16942	2004	215 *	Ad
16731	1999	522	Am	16943	2004	215 *	Ad
	2001	97 *	Am	16945	2004	215 *	Ad
16731.6	2002	1124 *	Am	16946	2004	215 *	Ad
16733	1999	522	Am	16947	2004	215 *	Ad
	2001	97 *	Am	16948	2004	215 *	Ad
16753	1999	468	Am	16949	2004	215 *	Ad
	2001	97 *	Am	16950	2004	215 *	Ad
16754	1999	468	Am	16951	2004	215 *	Ad
16754.3	1999	468	Am (by Sec. 4 of Ch.)	16952	2004	215 *	Ad
	1999	522	Am (by Sec. 3.5 of Ch.)	16953	2004	215 *	Ad
	2001	97 *	Am	16954	2004	215 *	Ad
16771	2001	97 *	Am	16955	2004	215 *	Ad
16774	2001	97 *	Am	16956	2004	215 *	Ad
16781	1999	522	Am	16957	2004	215 *	Ad
16910	1X 2003–04	11 *	Ad <sup>541</sup>	16958	2004	215 *	Ad
			R <sup>232</sup>	16959	2004	215 *	Ad
16911	1X 2003–04	11 *	Ad <sup>541</sup>	16960	2004	215 *	Ad
			R <sup>232</sup>	17213	1X 2003–04	12 *	Ad
16912	1X 2003–04	11 *	Ad <sup>541</sup>	17311	2002	1124 *	Am
			R <sup>232</sup>	17500	2004	890	Am
16913	1X 2003–04	11 *	Ad <sup>541</sup>	17513	2004	890	Am
			R <sup>232</sup>	17517	2004	890	R
16920	2004	215 *	Am	17517.5	2004	890	Ad
	1X 2003–04	11 *	Ad <sup>541</sup>	17518.5	2004	890	Ad
			R <sup>232</sup>	17520	2004	890	Am
16921	1X 2003–04	11 *	Ad <sup>541</sup>	17521	1999	643	Am
			R <sup>232</sup>		2004	890	Am
16922	1X 2003–04	11 *	Ad <sup>541</sup>	17522	2004	890	Am
			R <sup>232</sup>	17526	2003	228 *	Am
16923	1X 2003–04	11 *	Ad <sup>541</sup>		2004	890	Am
			R <sup>232</sup>	17551	2002	1124 *	Am
16924	1X 2003–04	11 *	Ad <sup>541</sup>		2004	890	Am
			R <sup>232</sup>	17553	1999	643	Am
16925	1X 2003–04	11 *	Ad <sup>541</sup>		2004	890	Am
			R <sup>232</sup>	17554	2004	890	Am
16926	1X 2003–04	11 *	Ad <sup>541</sup>	17555	2004	890	R & Ad
			R <sup>232</sup>		2005	22	Am <sup>647</sup>
16927	1X 2003–04	11 *	Ad <sup>541</sup>	17556	2004	895	Am
			R <sup>232</sup>		2005	72 *	Am
16928	1X 2003–04	11 *	Ad <sup>541</sup>	17557	2004	313	Am
			R <sup>232</sup>		2004	890	Am
16929	2004	215 *	Am	17558	2004	313	Am
					2004	890	Am
				17558.5	2002	1124 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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17558.5 (Cont.)				18903.2	1999	446 *	R
	2002	1128	Am (by Sec. 14.5 of Ch.)	18935	1999	806	Am
					2000	135	Am <sup>203</sup>
					2001	159	Am <sup>305</sup>
	2004	313	Am	18939	1999	310	Am
	2004	890	Am	18941	2003	836	Ad
17559	1999	643	Am	18979	1999	404	Am
17561	1999	643	Am	19050.8	2000	1058	Am
	2002	1124 *	Am		2003	552	Am
	2004	313	Am	19056.5	1999	446 *	Am
	2004	890	Am		2001	364 *	Am
17561.5	2004	890	Am		2002	1 *	Am
17561.6	2004	890	Am	19056.6	1999	446 *	R
17562	2001	745 *	Am	19063	1999	310	Am
	2002	1124 *	Am	19063.1	1999	310	Am
	2004	890	Am		2004	183	Am <sup>571</sup>
17564	1999	643	Am	19063.2	1999	310	Am
	2002	1124 *	Am	19063.5	1999	310	Am
	2004	890	Am	19063.8	1999	310	Am
17571	1999	643	Am	19080.4	2001	859	Ad & R <sup>19</sup>
17572	2004	313	Ad	19134	2000	127 *	Ad
17579	2004	890	Am		2000	895	Am
17581	2005	72 *	Am		2002	1132	Am
17581.5	2002	1167 *	Ad		2004	26 *	Am
	2004	216 *	Am	19141	1999	446 *	Am
	2004	316 *	Am		2001	364 *	Am
	2005	72 *	Am		2002	1 *	Am
	2005	73 *	Am	19141.3	1999	83	Am <sup>30</sup>
	2005	491 *	Am		1999	446 *	R
17610	2004	890	R	19142	1999	446 *	Am
17612	2004	890	Am		2001	364 *	Am
17614	2004	890	R		2002	1 *	Am
17615.1	2004	890	Am		2003	62	Am <sup>519</sup>
17615.4	2004	890	Am	19142.2	1999	446 *	R
17616	2004	890	Am	19144	1999	310	Am
17617	2004	211 *	Ad <sup>622</sup>	19170	2002	236	Am
	2005	72 *	Am	19170.1	1999	3 *	Am
17630	2004	890	Am		1999	446 *	Am
17700	2004	470	Am		2001	364 *	Am
18001	2000	886	Ad		2002	1 *	R
18215	2004	183	Am <sup>571</sup>	19170.3	1999	446 *	R
18523.1	1999	446 *	Am	19173.1	2001	365 *	Am
	2002	1 *	R	19173.3	1999	446 *	R
18523.3	1999	83	Am <sup>30</sup>	19173.4	2002	1 *	R
	2001	365 *	R	19175	2000	402 *	Am
18598	2001	219	R	19175.3	2001	365 *	Am
18670	1999	446 *	Am	19175.6	1999	83	Am <sup>30</sup>
	2000	402 *	Am		1999	446 *	R
	2001	365 *	Am	19175.7	2002	1 *	R
18670.2	1999	446 *	R	19231	2000	1048	Am
18671	2004	182	Am <sup>81 614</sup>		2000	1049	Am
18672	1999	310	Am	19240	2000	1048	Am
18680	1999	310	Am	19253.5	1999	310	Am
18710	1999	310	Am	19401	1999	310	Am
18717	1999	457 *	Am	19402	1999	310	Am
18717.2	2001	365 *	R	19403	1999	310	Am
18903	1999	3 *	Am	19404	1999	310	R
	1999	446 *	Am	19405	1999	310	Am
	2001	364 *	Am	19406	1999	310	Am
	2002	1 *	Am	19570.1	2001	365 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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19570.3	1999	446 *	R	Title 2,			
19572	2004	788	Am	Div. 5,			
19572.1	1999	446 *	Am	Pt. 2,			
	2004	788	Am	Ch. 12,			
19572.3	1999	446 *	R	heading			
19574	1999	446 *	Am	(Sec. 19790			
	2001	365 *	Am	et seq.)	2005	644	Am
	2002	664	Am <sup>431</sup>	19790	2005	644	Am
19574.1	2001	365 *	Am	19791	2005	644	Am
19574.2	2001	365 *	Am	19792	2005	644	Am
19574.6	1999	446 *	R	19792.5	2005	644	Am
19575	2001	365 *	Am	19793	2001	745 *	Am
19576.2	1999	446 *	R		2004	788	Am
19576.4	1999	446 *	R		2005	644	Am
19576.5	1999	83	Am <sup>30</sup>	19794	2005	644	Am
19576.6	2000	402 *	Ad	19795	2005	644	Am
19578	2001	365 *	Am	19796	2005	644	Am
19582	1999	446 *	Am	19797	2005	644	Am
	2000	402 *	Am	19798	1999	446 *	Am
	2001	365 *	Am		2001	364 *	Am
19582.1	1999	446 *	Am		2002	1 *	Am
	2004	183	Am <sup>571</sup>		2005	644	Am
19582.2	1999	446 *	R	19798.2	1999	446 *	R
19582.3	1999	83	Am <sup>30</sup>	19798.5	2005	644	Ad
	1999	446 *	R	19815	1999	918	Am
19582.6	1999	446 *	Am	19815.41	1999	446 *	Am
19582.7	1999	446 *	R	19815.42	1999	446 *	R
19583	2001	365 *	Am	19816.2	1999	446 *	Am
19583.5	2005	217	Am		2001	364 *	Am
19583.51	2005	217	Am		2002	1 *	Am
19585	1999	310	Am	19816.20	1999	457 *	Am
19605	1999	357	Am		2000	402 *	Am
19632	2000	1048	Ad	19816.21	2002	56	Ad
19682	2001	883	Am	19816.22	1999	446 *	R
19683	1999	806	Am	19816.23	1999	457 *	R
	2001	883	Am	19817	1999	446 *	Am
19683.1	2001	883	Ad		1999	926 *	Am
19702	1999	446 *	Am		2001	364 *	Am
	2000	1048	Am		2002	1 *	R
	2001	364 *	Am	19817.1	2002	1 *	R
	2001	365 *	Am	19817.10	1999	926 *	Ad
	2001	883	Am	19817.2	2002	1 *	R
	2004	788	Am	19817.3	2002	1 *	R
19702.7	1999	446 *	R	19817.4	2002	1 *	R
19704	2004	788	Am	19817.5	2002	1 *	R
19770	2002	60 *	Am	19817.8	1999	446 *	R
19771	2002	1 *	Am	19818.11	1999	446 *	Am
	2005	151	Am		2002	1 *	R
19774	2002	1 *	Am	19818.15	1999	446 *	R
19775.17	2002	5 *	Am	19818.7	1999	446 *	Am
	2003	62	Am <sup>519</sup>		2002	1 *	R
19775.18	2002	5 *	Ad	19818.8	1999	457 *	Am
	2002	902	Am	19818.9	2001	365 *	R
	2003	62	Am <sup>519</sup>	19822.7	1999	770 *	Ad
	2005	287	Am	19823	2001	365 *	Am
19786	1999	446 *	Am	19826	2001	364 *	Am
	2001	364 *	Am		2003	465	Am
	2002	1 *	Am		2004	183	Am <sup>571</sup>
19786.2	1999	446 *	R	19826.1	1999	446 *	Am

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19826.1 (Cont.)	2002	1 *	R	19876.5	2000	402 *	Am <sup>230</sup>
19826.3	2001	365 *	R	19990.6	2001	411	Ad
19827	2002	1 *	Am	19991.11	2002	869	Ad
19827.3	2003	62	Am <sup>519</sup>	19991.13	2005	528	Ad
	1999	926 *	Ad	19991.15	1999	784 *	Ad & R <sup>5</sup>
	2000	135	Am <sup>203</sup>	19991.16	1999	784 *	Ad & R <sup>5</sup>
19827.5	2003	428 *	Am	19991.17	1999	784 *	Ad & R <sup>5</sup>
19828	2001	364 *	Am	19991.18	1999	784 *	Ad & R <sup>5</sup>
19828.2	1999	446 *	R	19991.19	1999	784 *	Ad & R <sup>5</sup>
19829	1999	446 *	Am	19993.05	2001	745 *	Am
	2001	364 *	Am	19994	1999	446 *	Am
19829.2	1999	446 *	R		2001	364 *	Am
19829.5	2005	499	Ad		2002	1 *	Am
19829.6	2005	499	Ad	19994.1	1999	446 *	Am
19832	1999	446 *	Am		2001	364 *	Am
	2001	364 *	Am		2002	1 *	Am
19832.2	1999	446 *	R	19994.2	1999	446 *	Am
19834	1999	446 *	Am		2001	364 *	Am
	2001	364 *	Am		2002	1 *	Am
19834.2	1999	446 *	R	19994.20	2003	465	R
19835	1999	446 *	Am	Title 2,			
	2001	364 *	Am	Div. 5,			
19835.2	1999	446 *	R	Pt. 2.6,			
19836	2001	364 *	Am	Ch. 5.6,			
19836.1	1999	446 *	Am	heading			
	2001	364 *	R	(Sec. 19994.30			
	2002	1044	Ad <sup>414</sup>	et seq.)	2003	342	Am
			R <sup>80</sup>	19994.30	2003	342	Am
19836.3	2001	365 *	R	19994.31	2003	342	R
19841	1999	446 *	Am	19994.32	2003	342	R
	2001	364 *	Am	19994.33	2003	342	Am
	2002	1 *	Am	19994.6	1999	446 *	R
19841.2	1999	446 *	R	19994.7	1999	446 *	R
19844.7	2001	780	Ad	19994.8	1999	446 *	R
19849.15	1999	926 *	Ad	19995.35	2004	193	R <sup>571</sup>
	2004	69 *	Am	19995.4	2003	165	Am
19849.18	1999	792 *	Ad	19995.5	1999	446 *	Ad
19849.22	2000	902	Ad		1999	630 *	Ad
	2001	797	Am	19996.40	2003	465	R
19849.7	2003	433	Am	19997	1999	446 *	Am
19849.9	1999	272 *	Am		2001	364 *	Am
19851.1	2003	158 *	Ad		2002	1 *	Am
19853	2000	213	Am <sup>211</sup>	19997.11	1999	446 *	Am
19853.1	1999	446 *	Am		2001	364 *	Am
	2000	213	Am <sup>211</sup>		2002	1 *	Am
19853.3	1999	446 *	R	19997.13	1999	446 *	Am
19854	1999	446 *	Am		2001	364 *	Am
	2001	364 *	Am		2002	1 *	Am
19854.2	1999	446 *	R	19997.3	1999	446 *	Am
19857	2005	GRP 2	S <sup>672</sup>		2001	364 *	Am
19858.3	1999	457 *	Am		2002	1 *	Am
19858.4	1999	457 *	Am		2003	62	Am <sup>519</sup>
19858.5	1999	457 *	Am	19997.4	1999	446 *	Am
19858.6	1999	457 *	R		2001	364 *	Am
19863.1	1999	457 *	Am		2002	1 *	Am
19867	2002	871	Am	19997.40	1999	446 *	R
	2003	62	Am <sup>519</sup>	19997.43	1999	446 *	R
19871	2004	69 *	Am	19997.44	1999	446 *	R
19871.2	1999	272 *	Am	19997.45	1999	446 *	R
				19997.46	1999	446 *	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19997.47	1999	446 *	R		1999	457 *	R
19997.48	1999	446 *	R	20069	2004		
19997.5	1999	446 *	Am		Initiative		
	2001	364 *	Am		(Prop. 71		
	2002	1 *	Am		adopted		
19997.51	1999	446 *	R		Nov. 2, 2004)	Am	
19997.53	1999	446 *	R	20069.1	2000	1010	Ad
19997.6	1999	446 *	Am	20070	2001	793	Am
	2001	364 *	Am	20090.1	2002	729	Ad
	2002	1 *	Am		2003	371	Am
19997.7	1999	446 *	Am	20092	2003	850	Am
	2001	364 *	Am	20096.3	2002	1139	Ad
	2002	1 *	Am	20098	2003	856	Am
19997.8	1999	446 *	Am		2005	328	Am
	2001	364 *	Am	20161	2003	10 *	Am
	2002	1 *	Am		2003	519	Am
19998.5	2004	193	R <sup>571</sup>	20162	2003	10 *	R
19999.3	2004	214 *	Ad <sup>620</sup>	20163	2005	328	Am
19999.31	2004	214 *	Ad	20178	2000	483 *	Am <sup>56</sup>
19999.5	2004	214 *	Am	20195	2004	378	Am
20022	2002	1133	Am	20200	2003	97	Am
20028	2000	1010	Am	20225.5	1999	474	Ad
	2001	159	Am <sup>305</sup>		2002	1133	R
20035.1	2002	1 *	Ad <sup>98</sup>	20235	2003	848	Am
			R <sup>100</sup>		2004	183	Am <sup>571</sup>
	2003	617	Am <sup>36 13</sup>	20281.5	2004	214 *	Ad
20035.10	2003	616	Ad		2005	22	Am <sup>647</sup>
	2004	183	Am <sup>571</sup>		2005	328	Am
20035.2	2003	617	Ad	20300	2000	1002	Am
	2004	183	Am <sup>571</sup>		2001	159	Am <sup>305</sup>
20035.21	2004	635 *	Ad		2002	56	Am
20035.3	2003	617	Ad	20303	1999	474	Am
	2004	183	Am <sup>571</sup>		2004	214 *	Am
20035.4	2003	615	Ad	20305	2002	1045	Am
	2004	183	Am <sup>571</sup>	20309	2000	880	Am
20035.5	1999	555	Ad		2001	77	Am
	2003	615	Ad	20309.5	2000	402 *	Ad
	2004	183	Am (as ad by	20320	2000	489	Am
			Stats. 2003,	20322	2000	489	Am
			Ch. 615)	20324	2000	489	Am
			& RN <sup>571</sup>	20325	2000	489	Am
	2004	231	Am (as ad by	20340	2004	214 *	Am
			Sec. 6,		2005	328	Am
			Stats. 2003,	20343	2005	322	Ad
			Ch. 615)	20350	1999	785	Am
			& RN	20356	2001	793	Am
20035.6	2004	183	Ad(RN) <sup>571</sup>	20370	2002	1133	Am
	2004	231	Ad(RN)	20383	2002	1133	Am
20035.9	2003	615	Ad	20391	1999	555	Am (by Sec. 2
20047.5	2001	365 *	Ad				of Ch.)
20057	2000	357	Am		1999	785	Am (by Sec. 2.5
	2003	62	Am <sup>519</sup>				of Ch.)
	2003	519	Am (by Sec. 1	20392	1999	555	Am
			of Ch.)		2000	1002	Am
	2004	25 *	Am		2001	159	Am <sup>305</sup>
20057.1	2001	793	Am	20393	1999	555	Am
20062.5	2002	1133	Ad	20394	1999	971	Am
20063	2002	1133	Am	20395	1999	555	Am
20068.2	1999	83	Am <sup>30</sup>		2000	135	Am <sup>203</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
20395 (Cont.)	2000	402 *	Am	20536	2004	190	Am
20397	1999	555	Am	20570	2000	1010	Am
	2000	135	Am <sup>203</sup>	20572	2003	462	Am
20398	1999	555	Am	20574	2003	462	Am
20400	1999	457 *	Am	20576	2003	462	Am
20401.5	2002	1152	Ad	20577	2003	462	Am
20405.1	1999	457 *	Am	20577.5	2003	462	Ad
	1999	555	Am	20578	2003	462	Am
	2000	402 *	Am	20580	2001	793	Am
	2002	56	Am	20581	2003	462	Am
20405.2	1999	446 *	Ad	20585	2003	519	Am
20405.3	1999	457 *	R	20588	2000	966	Am
	1999	555	Am		2001	793	Am
	2001	365 *	Ad		2003	519	Am
20407	1999	555	Am	20589	2004	268	Ad
20407.5	2000	402 *	Ad	20590	2003	519	Am
20409	1999	555	Am	20610	2003	62	Am <sup>519</sup>
20417	1999	785	R		2003	519	Am
20420	2000	871	Am		2004	231	Am
20423.5	2001	787	Ad		2005	22	Am <sup>647</sup>
	2002	664	Am <sup>431</sup>	20611	2003	62	Am <sup>519</sup>
20423.6	2002	1152	Ad		2003	519	Am
20429	2002	664	Am <sup>431</sup>	20616	2000	947	Am
20432	2000	871	Ad	20618	2000	947	Am (by Sec. 2
	2001	149	Am		2001	21 *	of Ch.) Am <sup>298</sup>
20432.5	2002	114 *	Ad	20635.1	2000	1030	Ad
20432.6	2005	708	Ad	20636	1999	971	Am
20433	2001	793	Am		2002	1139	Am
20434	2001	793	Am	20636.1	2000	1030	Ad
20434.5	2001	793	Am	20639	1999	939	Am <sup>30</sup>
20436	2000	871	Am		2001	433	Am
	2002	114 *	Am	20672.5	2003	519	Ad
20437	2002	114 *	Am	20677	1999	83	Am <sup>30</sup>
	2002	784	Am <sup>490</sup>		1999	555	Am (by Sec. 12
	2003	149	Am				of Ch.) Am <sup>203</sup>
20440	2002	784	Am <sup>490</sup>		2000	135	Am
20441	2001	787	Am		2000	1030	Am (by Sec. 4
20441.5	2000	482	Ad				of Ch.)
	2001	787	R		2001	782	Am (by Sec. 1
20443	2001	21 *	Am <sup>298</sup>				of Ch.)
20445	2001	21 *	Am <sup>298</sup>		2002	14 *	Am
20460.1	2000	1010	Ad		2003	62	Am <sup>519</sup>
20463	2002	889	Am	20677.1	1999	630 *	Ad
20464	2002	889	R		2003	519	R
20467	2003	10 *	Am	20677.2	2001	365 *	Ad <sup>73</sup>
20469.1	2000	1010	Ad				R <sup>22</sup>
20471.1	2000	1010	Ad		2002	1 *	Am
20474	2000	1010	Am	20677.3	2001	363 *	Ad <sup>73</sup>
20479.5	2000	882	Ad				R <sup>22</sup>
20480	1999	259	Ad & R <sup>5</sup>		2002	1 *	Am
20481	2001	793	Am	20677.4	2002	14 *	Ad
20486	2000	1002	Am (as ad by		2003	62	Am <sup>519</sup>
			Stats. 1996,	20677.5	2002	40 *	Ad <sup>73</sup>
			Ch. 502) & RN				R <sup>22</sup>
20487	2000	1002	Ad(RN)	20677.6	2002	278 *	Ad <sup>73</sup>
20501	2003	62	Am <sup>519</sup>				R <sup>22</sup>
	2003	519	Am	20677.7	2002	190 *	Ad <sup>73</sup>
20515	2001	793	Am				R <sup>22</sup>
20530.1	2003	10 *	Am	20677.8	2002	190 *	Ad <sup>73</sup>
20533	2003	10 *	Am				R <sup>22</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
20677.9	2002	456 *	Ad <sup>73</sup> R <sup>22</sup>		2003	10 *	R
20678	2000	1002	R (as am by SB 528) & Ad <sup>82</sup>	20802	2003	10 *	R
	2001	21 *	Am <sup>298</sup>	20804	2003	10 *	R
20683	1999	555	Am	20807	2003	10 *	R
	2002	14 *	Am	20814	2003	10 *	Am
20683.1	2001	365 *	Ad <sup>73</sup> R <sup>22</sup>	20815	2000	1010	Am
	2002	1 *	Am	20815.5	1999	474	Ad
20683.2	2001	363 *	Ad <sup>73</sup> R <sup>22</sup>		2002	1133	R
	2002	1 *	Am	20816	2001	781	Am
	2002	664	Am <sup>431</sup>		2002	664	Am <sup>431</sup>
20683.3	2002	14 *	Ad <sup>73</sup> R <sup>22</sup>		2002	1139	Am
20683.4	2002	190 *	Ad <sup>73</sup> R <sup>22</sup>	20822	2003	519	Am
20683.5	2002	278 *	Ad <sup>73</sup> R <sup>22</sup>		1999	555	Am
20683.6	2002	456 *	Ad <sup>73</sup> R <sup>22</sup>		2003	10 *	Am
20686	2001	793	Am		2004	214 *	Am
20687	1999	555	Am	20824	2004	214 *	Am
	2001	21 *	Am <sup>298</sup>	20826	2003	10 *	Am
	2001	785	Am	20826	2003	10 *	Am
	2002	1 *	Am	20831.1	2000	1030	Ad
	2002	14 *	Am	20840	2002	1133	Ad
20687.1	2000	1030	Ad	20841	2002	1133	Ad
	2001	785	R	20842	2002	1133	Ad
	2001	793	R	20860	2003	519	R
20687.2	2000	902	Ad	20861	2003	519	R
	2001	797	Am	20862	2003	519	R
20687.3	2001	364 *	Ad & R <sup>347</sup>	20863	2003	519	R
	2002	1 *	Am <sup>388</sup>	20864	2003	519	R
20687.4	2002	1 *	Ad <sup>73</sup> R <sup>22</sup>	20890.1	2001	793	Ad
20688	2001	21 *	Am <sup>298</sup>		2002	114 *	Am
20694	1999	778 *	Ad	20890.2	2002	902	Ad
20720	1999	307	R		2003	519	Am
20721	1999	307	R	20894	1999	474	Am
20722	1999	307	R		2004	214 *	Am
20723	1999	307	R	20902.5	2002	1008	Ad
20724	1999	307	R		2003	62	Am <sup>519</sup>
20725	1999	307	R	20903	1999	684	Ad
20732	2003	519	R		2003	10 *	Am
20736	1999	785	R	20907	2003	519	Am
20751	2003	855	Am	20908	2003	10 *	R
20751.5	2003	855	Ad		2004	214 *	Ad
20752	2003	10 *	Am		2005	328	Am
	2003	62	Am <sup>519</sup>	20909	2003	838	Ad
	2003	519	Am	20910	2003	855	Ad
	2005	328	Am	20962	2000	1030	Am
20776	2003	855	Am	20963.1	1999	770 *	Ad
20791	2003	10 *	R	20966	2000	1030	Am
20794	2003	10 *	R	20992	1999	785	R
20795	2003	10 *	R	21000	2003	10 *	R
20796	2003	10 *	R	21001	2001	793	R
20800	2003	10 *	R	21002	2001	793	R
20801	1999	778 *	Am	21006	2000	489	Am
					2001	159	Am <sup>305</sup>
				21007	2000	489	Am
				21008	2000	489	Am
				21013	2000	489	Am
					2003	519	Am
				21020	2000	489	Am
				21020.5	2002	56	Ad
				21021	2000	489	Am
				21023	2000	489	Am
				21023.5	1999	834	Ad
					2000	489	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
21023.5 (Cont.)	2002	546	Am	21226	2005	328	Am
21024	2000	489	Am	21227	2005	328	Am
	2001	793	Am	21230	2003	861	Ad
21025.5	2003	560	Ad	21251.13	1999	555	Ad
21027	2000	489	Am		1999	800	Am (as ad by Stats. 1999, Ch. 555)
	2001	793	Am				
21028	1999	83	Am <sup>30</sup>	21251.15	2003	855	Ad
21029	2000	489	Am		2004	231	Am
21030	2000	489	Am	21252	2000	346	Am
21031	2000	489	Am		2003	519	R & Ad
21037	2003	855	Am	21253	2003	519	R
21039	2003	835	Ad	21259	2001	793	Am
21050	2000	489	Ad	21261	2003	10*	Am
	2003	855	Am	21262	2003	10*	R
21051	2000	489	Ad	21267	2004	506	Am
	2003	10*	Am	21290	2001	21*	Am <sup>298</sup>
21052	2000	489	Ad	21291.5	2005	418	Ad
21053	2000	489	Ad	21293	2003	855	Am
21054	2000	489	Ad	21294	2003	855	Am
	2001	793	Am	21298	2001	21*	Am <sup>298</sup>
21060	2004	214*	Am		2001	793	Am
21061	2001	21*	Am <sup>298</sup>	21317	2001	793	Am
21063	2002	1139	Ad	21318	2001	793	Am
21070	1999	555	Am <sup>169</sup>	21319	2001	793	Am
21070.5	1999	555	Ad <sup>127</sup>	21322	2001	793	Am
	2000	135	Am <sup>203</sup>	21325	2001	793	Am
	2004	214*	Am	21326	2001	793	Am
21070.6	1999	555	Ad <sup>127</sup>	21327	2001	793	Am
21071	1999	555	Am <sup>77 169</sup>		2002	664	Am <sup>431</sup>
	2000	135	Am <sup>203</sup>	21328	1999	555	Ad
21072	1999	555	Am <sup>77 169</sup>		2000	237	Am
21073	1999	555	Am <sup>77 169</sup>		2001	793	Am
21073.1	1999	555	Ad <sup>127</sup>	21337	1999	555	Am (by Sec. 29 of Ch.)
	2001	21*	Am <sup>298</sup>		2000	483*	Am <sup>36</sup>
21073.5	1999	555	Am <sup>169</sup>		2000	483*	Ad <sup>36</sup>
	1999	785	Am <sup>82</sup>	21337.1	2000	483*	Ad <sup>36</sup>
21073.7	1999	555	Ad <sup>127</sup>	21353	1999	555	Am
	2000	135	Am <sup>203</sup>		2001	21*	Am <sup>298</sup>
	2001	21*	Am <sup>298</sup>	21353.5	1999	555	Am <sup>77 169</sup>
21077	1999	555	Am	21354.1	1999	555	Ad <sup>127</sup>
21130	1999	555	Am		2000	1030	Am (by Sec. 9 of Ch.)
21151	2002	1152	Am (by Sec. 4 of Ch.)	21354.3	2001	782	Ad
	2002	1153	Am (by Sec. 1.5 of Ch.)		2002	664	Am <sup>431</sup>
	2005	328	Am		2004	654	Am
21159	2000	402*	Am <sup>230</sup>	21354.4	2001	782	Ad
21160	2000	402*	Am <sup>230</sup>		2002	664	Am <sup>431</sup>
21161	2000	402*	Am <sup>230</sup>	21354.5	2001	782	Ad
21195	2000	402*	Am <sup>230</sup>		2002	664	Am <sup>431</sup>
21201	1999	785	Am		2004	654	Am
21220	2003	62	Am <sup>519</sup>	21355	2001	21*	Am <sup>298</sup>
	2003	519	Am	21357	1999	785	Am
	2005	328	Am		2001	21*	Am <sup>298</sup>
21220.5	2003	519	Ad	21359	2005	328	Am
21221	2005	328	Am	21362	1999	555	Am (by Sec. 33 of Ch.)
21224	2004	398	Am		1999	633	Am (by Sec. 1.5 of Ch.)
	2005	22	Am <sup>647</sup>		2001	21*	Am <sup>298</sup>
	2005	328	Am	21362.1	1999	3*	Ad
21225	2005	328	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
21362.1 (Cont.)	2001	21 *	R <sup>298</sup>	21417	2004	231	R
21362.2	1999	555	Ad <sup>127</sup>	21419	2002	877	Am
	2001	21 *	Am <sup>298</sup>	21419.5	1999	310	Ad
21362.3	2002	902	Ad <sup>504</sup>	21423	2001	21 *	Am <sup>298</sup>
	2003	62	Am <sup>519</sup>		2002	664	Am <sup>431</sup>
21363	1999	555	Am (by Sec. 35 of Ch.)	21424	2004	231	Am
	1999	633	Am (by Sec. 2 of Ch.)	21431	2003	519	R
	1999	785	Am (by Sec. 9.6 of Ch.)	21450	2004	69 *	Am
	2001	21 *	Am <sup>298</sup>	21461	1999	785	Am
	2002	664	Am <sup>431</sup>	21461.5	2001	793	Ad
21363.1	1999	555	Ad <sup>127</sup>	21465	1999	785	Am
	2001	21 *	Am <sup>298</sup>		2001	21 *	Am <sup>298</sup>
21363.2	1999	778 *	Ad		2003	10 *	Am
21363.3	2001	785	Ad		2003	62	Am <sup>519</sup>
21363.4	2002	1 *	Ad	21465.5	1999	3 *	Am
	2003	617	Am		2001	21 *	R <sup>298</sup>
21363.5	1999	555	Am	21490	2000	1002	Am
	1999	800	Am (as am by Stats. 1999, Ch. 555)	21492	2005	328	Am
	2001	21 *	R <sup>298</sup>	21497	1999	785	Am
21363.6	1999	555	R	21499	2003	10 *	Am
21363.7	1999	778 *	Ad	21506	2004	69 *	Am
	2001	21 *	R <sup>298</sup>	21507	1999	785	Am
21363.8	2002	56	Ad	21510	2004	506	Ad
21364	2001	21 *	Am <sup>298</sup>	21535	2003	10 *	Am
21369	1999	555	Am (by Sec. 39 of Ch.)	21537	2002	1152	Am
	1999	633	Am (by Sec. 3.5 of Ch.)	21537.5	2002	1077	Ad <sup>505</sup>
21369.1	1999	555	Ad <sup>127</sup>	21540.5	2002	1152	Am
	2001	21 *	Am <sup>298</sup>		2005	328	Am
21370	1999	633	Am (by Sec. 4 of Ch.)	21541	1999	800	Am
	1999	785	Am (by Sec. 10.5 of Ch.)		2000	1031	Am
	2000	135	Am <sup>205</sup>		2003	840	Am
21372	1999	555	Am	21541.5	2000	1031	Ad
21373	1999	555	Am	21543	2004	231	Am
21374	1999	555	Am	21546	1999	800	Am
21389	1999	633	Ad		2000	1002	Am
	2001	21 *	R <sup>298</sup>	21547	1999	457 *	Am
21390	2001	796	Ad		2000	1002	Am
21400	2001	21 *	R <sup>298</sup>		2004	214 *	Am
21401	2003	10 *	R	21547.5	1999	457 *	Ad
21402	2001	21 *	R <sup>298</sup>	21547.7	2000	855	Ad
21403	1999	555	Am		2001	159	Am <sup>305</sup>
	2001	21 *	R <sup>298</sup>		2001	793	Am
21404	2000	1002	Am	21548	1999	800	Am
21407	1999	555	Am		2000	1002	Am
	2003	10 *	Am	21549	2000	1002	R
21408	2004	231	Am	21550	1999	800	R
21409	2004	231	Am	21551	1999	800	Am
21410	2004	231	Am		2004	69 *	Am
				21571	1999	800	Am
					2003	519	Am
				21572	1999	555	Am (by Sec. 46 of Ch.)
					1999	800	Am (by Sec. 7.1 of Ch.)
					2000	135	Am <sup>205</sup>
					2001	21 *	Am <sup>298</sup>
					2003	519	Am
				21573	1999	555	Am (by Sec. 47 of Ch.)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**GOVERNMENT CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
21573 (Cont.)	1999	800	Am (by Sec. 8 of Ch.)	Title 2, Div. 5, Pt. 3.4, heading (Sec. 21750 et seq.)	2003	10*	Am
	1999	801	Am (by Sec. 1.3 of Ch.)		21751	1999	785
	2001	21*	Am <sup>298</sup>		2001	793	Am
21573.5	1999	3*	Ad	21754	1999	474	Am
	1999	555	R	21757	2000	1002	Am
21574	1999	800	Am		2001	793	Am
	1999	801	Am (by Sec. 2.1 of Ch.)	21758	2001	793	Am
	2001	21*	Am <sup>298</sup>	21761	2001	793	Am
21574.5	1999	801	Ad	21764	2001	793	Am
	2001	21*	Am <sup>298</sup>	22009.03	2003	62	Am <sup>519</sup>
21574.7	1999	555	Ad & R <sup>38</sup>		2003	519	Am
	2001	21*	Am <sup>298</sup>		2005	328	Ad
21581	1999	555	Am (by Sec. 50 of Ch.)	22009.1	2003	62	Am <sup>519</sup>
	1999	801	Am (by Sec. 4.1 of Ch.)		2003	519	Am
	2005	328	Am		2005	328	Am
21582	2005	328	Am	22013.7	2003	519	Am
21620	2000	1002	Am		2004	231	Am
21621	2000	1002	Am	22013.77	1999	785	Ad
	2003	10*	Am	22013.78	2002	1152	Ad
21622	2000	947	Am (by Sec. 3 of Ch.)		2003	519	Am
	2000	1002	Am (by Sec. 14.5 of Ch.)	22013.82	2001	365*	R
	2000	947	Am (by Sec. 4 of Ch.)	22013.97	2004	183	Am <sup>571</sup>
21623	2000	947	Am (by Sec. 4 of Ch.)	22013.98	2001	793	Ad
	2000	1002	Am (by Sec. 15.5 of Ch.)	22018	2003	62	Am <sup>519</sup>
	2000	947	Am (by Sec. 5 of Ch.)		2003	519	Am
21623.5	2000	1002	Am (by Sec. 16.5 of Ch.)	22150	2005	328	Am
	2000	947	Ad	22155	2005	328	Am
21623.6	2000	947	Ad	22156	2003	62	Am <sup>519</sup>
21624	1999	800	Am		2003	519	Am
21626.5	2005	418	Ad		2005	328	Ad
21629	1999	800	Am	22200	1999	83	Am <sup>30</sup>
21630	1999	800	Am	22202	2005	328	Am
21635	1999	800	Am	22203	2005	328	Am
	2004	69*	Am	22208	2005	328	Am
21635.5	2004	69*	Am	22209	1999	83	Am <sup>30</sup>
21661	1999	525	Am <sup>112</sup>	22216	2003	519	R
	2000	857	Am <sup>203</sup>	22302	2005	328	Am
	2001	185	Am	22308	2005	328	Am
	2002	664	Am <sup>431</sup>	22502	2003	62	Am <sup>519</sup>
	2002	871	Am		2003	519	Am
	2003	519	Am	22560	2005	328	Am
21662	2001	745*	Am	22750	2004	69*	Ad
	2002	871	Am	22751	2004	69*	R & Ad
21663	2003	519	Am	22752	2004	69*	R
21664	2002	871	Am	22753	2004	69*	R & Ad
21690	2004	69*	R	22754	1999	272*	Am (by Sec. 3 of Ch.)
	2005	328	Ad		1999	446*	Am
21691	2004	69*	R		1999	457*	Am
	2005	328	Ad		2000	1010	Am
21692	2004	69*	R		2001	451	Am
	2005	328	Ad		2003	62	Am <sup>519</sup>
21703	2000	882	Am		2003	519	Am
				22754.1	2004	69*	R
					2000	12	Ad
					2004	69*	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
22754.11	1999	446 *	R		2004	69 *	R & Ad
22754.15	2004	69 *	R	22794.1	2004	69 *	R
22754.16	2004	69 *	R	22795	2004	69 *	R & Ad
22754.2	2000	402 *	R (as ad by Stats. 1998, Ch. 91)	22796	2004	69 *	Ad
	2004	69 *	R	22797	2004	69 *	Ad
22754.3	2000	1002	R	22800	2004	69 *	Ad
22754.35	2004	69 *	R	22802	2004	69 *	Ad
22754.4	2004	69 *	R	22803	2004	69 *	Ad
22754.5	1999	83	Am <sup>30</sup>	22805	2004	69 *	Ad
	1999	446 *	R	22806	2004	69 *	Ad
22754.7	1999	446 *	R	22807	2004	69 *	Ad
22755	2004	69 *	Ad	22808	2004	69 *	Ad
22756	2004	69 *	R	22809	2004	69 *	Ad
22760	2004	69 *	Ad	22810	2000	904	Am
22762	2004	69 *	Ad		2002	898	Am
22764	2004	69 *	Ad		2003	62	Am <sup>519</sup>
22766	2004	69 *	Ad		2004	69 *	R & Ad
22768	2004	69 *	Ad	22810.1	2004	69 *	R
22770	2004	69 *	Ad	22810.2	2000	1002	R
22771	2004	69 *	R & Ad	22810.3	2004	69 *	R
	2005	418	Am	22810.4	2004	69 *	R
22772	2004	69 *	R & Ad	22810.5	1999	971	Am
22773	2004	69 *	R & Ad		2000	1002	R
22774	1999	785	Am	22810.6	2004	69 *	R
	2004	69 *	R & Ad	22811	2004	69 *	R & Ad
22775	2004	69 *	R & Ad	22811.5	2004	69 *	R
	2005	418	Am	22811.6	1999	457 *	R
22775.5	2004	69 *	R	22812	2004	69 *	R & Ad
22776	2004	69 *	R	22813	2004	69 *	R
22777	2004	69 *	R & Ad	22813.5	2004	69 *	R
22778	2002	898	Am	22813.6	2004	69 *	R
	2004	69 *	R & Ad	22814	2004	69 *	R & Ad
22779	2004	69 *	R & Ad	22815	2004	69 *	R & Ad
22780	2002	898	Ad	22816	2004	69 *	R & Ad
	2004	69 *	R	22816.1	2003	271 *	Ad
22781	2004	69 *	Ad		2004	69 *	R
22783	2004	69 *	Ad	22816.3	2000	1002	R
22785	2004	69 *	Ad	22816.31	2004	69 *	R
22787	2004	69 *	Ad	22816.5	2004	69 *	R
22790	2002	1 *	Am	22816.7	2004	69 *	R
	2003	751	Am	22816.8	2004	69 *	R
	2004	69 *	R & Ad	22817	2004	69 *	R & Ad
22790.1	2000	1002	R	22817.5	2003	519	Ad
22790.2	2004	69 *	R		2004	69 *	R
22790.3	2004	69 *	R	22818	2004	69 *	R & Ad
22790.4	2004	69 *	R		2005	418	Am
22790.5	2004	69 *	R	22818.5	2004	69 *	Ad
22791	2004	69 *	R		2005	418	R
22791.5	2002	898	Ad	22819	2001	793	Am
	2004	69 *	R		2004	69 *	R & Ad
22792	2003	751	Am		2005	418	Am
	2004	69 *	R & Ad	22820	2004	69 *	R & Ad
22793	2003	751	Am		2004	440 *	Am (as ad by Stats. 2004, Ch. 69)
	2004	69 *	R & Ad	22821	2004	69 *	R
22793.1	2004	69 *	R	22821.1	2000	904	Ad
22793.2	2001	634	Ad		2001	793	Am
	2004	69 *	R		2004	69 *	R
22794	2002	898	R & Ad	22821.2	2001	775	Ad
	2003	751	Am		2004	69 *	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22821.3	2002	733 *	Ad		2004	69 *	R & Ad
	2004	69 *	R	22840.1	2000	1002	R
22822	2004	69 *	R & Ad	22840.2	2002	898	Am
22823	2004	69 *	R & Ad		2003	62	Am <sup>519</sup>
22825	2002	896	Am		2004	69 *	R
	2003	519	Am	22840.3	2004	69 *	R
	2004	69 *	R & Ad	22841	2004	69 *	R & Ad
22825.01	1999	743	R	22842	2002	898	Am
			Ad <sup>142</sup>		2004	69 *	R & Ad
	2000	135	Am <sup>203</sup>	22843	2004	69 *	Ad
	2000	402 *	Am	22844	2004	69 *	Ad
	2003	228 *	Am <sup>22</sup>		2005	527	Am
	2003	757	Am (as am by Stats. 2003, Ch. 228)	22846	2004	69 *	Ad
	2004	69 *	R	22847	2004	69 *	Ad
22825.1	2000	1002	Am	22848	2004	69 *	Ad
	2003	751	Am	22849	2005	708	Ad
	2004	69 *	R	22850	2003	751	Am
22825.10	2003	616	Ad		2004	69 *	R & Ad
	2004	69 *	R	22850.1	2004	69 *	R
22825.11	2003	617	Ad	22850.2	2004	69 *	R
	2004	69 *	R	22850.3	2004	69 *	R
22825.12	2003	615	Ad	22850.5	2004	69 *	R
	2004	69 *	R	22851	2004	69 *	R & Ad
	2004	183	Am <sup>571</sup>	22852	2002	898	Am
22825.14	2004	69 *	R		2004	69 *	R & Ad
22825.15	2004	69 *	R	22853	2004	69 *	R & Ad
22825.16	2000	1002	R	22853.1	2004	69 *	Ad
22825.17	2000	1002	Am	22854	2002	898	Am
	2004	69 *	R		2004	69 *	R
22825.19	2003	615	Ad	22855	2004	69 *	R & Ad
	2004	69 *	R	22856	2002	898	Am
22825.2	2004	69 *	R		2004	69 *	R
22825.3	1999	446 *	Am	22857	2001	793	Am
	2004	69 *	R		2004	69 *	R & Ad
22825.4	2004	69 *	R	22858	2004	69 *	R
22825.5	2001	798	R & Ad	22859	2002	898	Am
	2004	69 *	R		2004	69 *	R & Ad
22825.6	2004	69 *	R	22859.1	2004	69 *	R
22825.7	2002	898	Am	22859.2	2004	69 *	R
	2004	69 *	R	22860	2004	69 *	R & Ad
22825.8	2000	1002	R		2005	22	Am <sup>647</sup>
22826	2004	69 *	R & Ad	22861	2004	69 *	R
22827	2004	69 *	R	22862	2004	69 *	R
22827.5	2000	1002	Am	22862.1	2004	69 *	R
	2004	69 *	R	22862.2	2004	69 *	R
22828	2001	775	Am	22863	2004	69 *	R & Ad
	2004	69 *	R	22864	2004	69 *	R & Ad
22828.5	2004	69 *	R	22864.1	2004	69 *	R
22829	2004	69 *	R		2004	69 *	R & Ad
22830	2004	69 *	Ad	22865	2004	69 *	R & Ad
22831	2004	69 *	R & Ad	22866	2004	69 *	R & Ad
22832	2002	898	Am	22867	1999	588	Ad
	2004	69 *	R & Ad		2004	69 *	R & Ad
22834	2004	69 *	Ad	22868	1999	588	Ad
22836	2004	69 *	Ad		2004	69 *	R
22837	2004	69 *	Ad	22869	1999	588	Ad
22839	2004	69 *	Ad		2003	764	Am
22840	2002	898	R & Ad		2004	69 *	R & Ad
	2003	751	Am	22870	2004	69 *	Ad
				22871	1999	588	Ad
					2000	1002	Am
					2004	69 *	R & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22871.1	1999	588	Ad		2004	69 *	R & Ad
	2004	69 *	R	22891	2001	851	Ad
22871.2	1999	588	Ad		2002	898	Am
	2001	893	Am		2004	69 *	R
	2004	69 *	R	22892	2001	851	Ad
22871.3	1999	588	Ad		2004	69 *	R & Ad
	2004	69 *	R		2005	328	Am
22871.5	2004	69 *	Ad	22893	2001	851	Ad
22871.6	2004	69 *	Ad		2004	69 *	R & Ad
22871.7	2004	69 *	Ad	22895	2004	69 *	Ad
22871.8	2004	69 *	Ad	22897	2004	69 *	Ad
22871.9	2004	69 *	Ad	22899	2004	69 *	Ad
22872	1999	588	Ad	22901	2004	69 *	Ad
	2003	764	Am	22903	2004	69 *	Ad
	2004	69 *	R & Ad		2005	418	R
22873	1999	588	Ad	22903.5	2004	69 *	Ad
	2004	69 *	R & Ad		2005	418	R
	2005	328	Am	22905	2004	69 *	Ad
22874	1999	588	Ad	22910	2004	69 *	Ad
	2004	69 *	R & Ad	22911	2004	69 *	Ad
	2004	214 *	Am	22913	2004	69 *	Ad
	2005	328	Am	22915	2004	69 *	Ad
22875	1999	588	Ad	22920	2004	69 *	Ad
	2000	135	Am <sup>203</sup>	22922	2004	69 *	Ad
	2004	69 *	R & Ad	22927	2004	69 *	Ad
	2004	214 *	Am	22928	2004	69 *	Ad
	2005	328	Am	22929	2004	69 *	Ad
22875.5	2004	69 *	Ad		2005	418	R
22876	1999	588	Ad	22930	2004	69 *	Ad
	2004	69 *	R & Ad	22931	2004	69 *	Ad
	2005	328	Am	22932	2004	69 *	Ad
22877	1999	588	Ad	22934	2004	69 *	Ad
	2004	69 *	R & Ad <sup>609</sup>	22937	2004	69 *	Ad
	2004	214 *	Am (as ad by Sec. 22, Stats. 2004, Ch. 69) <sup>621</sup>	22938	2004	69 *	Ad
				22939	2004	69 *	Ad
	2005	74 *	Am	22940	2004	69 *	Ad
22878	2000	874	Ad	22942	2004	69 *	Ad
	2004	69 *	R & Ad	22944	2004	69 *	Ad
22878.1	2000	874	Ad	22945	2004	69 *	Ad
	2004	69 *	R	22946	2004	69 *	Ad
22878.2	2000	874	Ad	22947	2004	69 *	Ad
	2001	803	Am <sup>373</sup>	22948	2004	69 *	Ad
	2004	69 *	R	22950	2004	69 *	R & Ad
22878.3	2000	874	Ad	22951	2004	69 *	R & Ad
	2001	803	Am <sup>373</sup>	22952	2004	69 *	R & Ad
	2004	69 *	R	22952.1	2004	69 *	R
22879	2004	69 *	Ad	22952.2	2004	69 *	R
22880	2004	69 *	R & Ad	22953	2004	69 *	R & Ad
22881	2004	69 *	R & Ad	22954	2004	69 *	R & Ad
22881.1	2004	69 *	R	22955	1999	272 *	Am
22882	2004	69 *	R		2004	69 *	R & Ad
22883	2004	69 *	R & Ad	22955.1	1999	3 *	Ad
22885	2004	69 *	Ad		2004	69 *	R
22887	2004	69 *	Ad	22955.2	2004	69 *	R
	2005	418	R	22955.5	2004	69 *	R
22887.5	2004	69 *	Ad	22955.55	1999	457 *	Ad
	2005	418	R		2004	69 *	R
22889	2004	69 *	Ad	22956	2004	69 *	Ad
22890	2001	851	Ad	22957	2004	69 *	R & Ad
				22957.5	1999	457 *	R
				22958	2004	69 *	R & Ad

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22958 (Cont.)				22970.86	1999	307	Ad
	2005	328	Am	22970.87	1999	307	Ad
22959	2004	69*	Ad	22970.88	1999	307	Ad
22970	1999	307	Ad	22970.89	1999	307	Ad
22970.1	1999	307	Ad	23010	2001	767	Am
22970.10	1999	307	Ad	23115	2002	454	Am
22970.11	1999	307	Ad	23119	2000	506	Am
22970.12	1999	307	Ad		2002	454	Am
22970.13	1999	307	Ad		2003	62	Am <sup>519</sup>
22970.14	1999	307	Ad	23130	2000	506	Am
22970.15	1999	307	Ad	23212	2000	506	Am
22970.16	1999	307	Ad	23220	2002	784	Am <sup>490</sup>
	2001	433	Am	23285	2000	506	Am
22970.17	1999	307	Ad	23296	2002	784	R <sup>490</sup>
22970.18	1999	307	Ad	23344	2004	227*	Am
22970.19	1999	307	Ad	23396	2002	784	Am <sup>490</sup>
22970.2	1999	307	Ad	23398	2002	784	R <sup>490</sup>
	1999	785	Am (as ad by Stats. 1999, Ch. 307)	23579	2002	784	R <sup>490</sup>
				23687	2002	221	Am
22970.20	1999	307	Ad	23713	1999	643	Am
22970.21	1999	307	Ad	23731	2002	221	Am
22970.22	1999	307	Ad	24002.5	2004	200	Am
22970.23	1999	307	Ad	24003	2004	118	Am
22970.24	1999	307	Ad	24009	2005	158	Am
22970.25	1999	307	Ad	24011	2000	35	Am
22970.26	1999	307	Ad		2000	227	Am (by Sec. 3 of Ch.)
22970.3	1999	307	Ad		2001	13	Am
22970.30	1999	307	Ad		2003	710	Am
22970.31	1999	307	Ad		2005	136	Am (by Sec. 1 of Ch.)
22970.32	1999	307	Ad		2005	407	Am (by Sec. 2 of Ch.)
22970.33	1999	307	Ad	24051	2001	824	Am
22970.40	1999	307	Ad	24151	2003	149	Am
22970.41	1999	307	Ad	24250.1	2003	149	Am
22970.42	1999	307	Ad	24300	2005	407	Am
22970.43	1999	307	Ad	24304.2	2005	407	Ad
22970.44	1999	307	Ad	24350.5	2005	75*	R <sup>80</sup>
22970.50	1999	307	Ad	24351.5	2004	806	Ad
22970.55	1999	307	Ad	24353	2005	75*	Am <sup>80</sup>
22970.56	1999	307	Ad	24764	2002	784	Am <sup>490</sup>
22970.57	1999	307	Ad	24767	2002	94	Am
22970.60	1999	307	Ad	25004.5	2001	387	Ad
22970.61	1999	307	Ad		2003	380	R
22970.62	1999	307	Ad	25008	2005	700	Am
22970.63	1999	307	Ad	25100.5	2002	784	Am <sup>490</sup>
22970.64	1999	307	Ad	25105	2000	569	Am
22970.65	1999	307	Ad	25115	2002	94	Am
22970.66	1999	307	Ad	25132	2003	60	Am
22970.70	1999	307	Ad	25151	2004	118	Am
22970.71	1999	307	Ad	25200	2002	454	Am
22970.72	1999	307	Ad	25201	2002	221	Am
22970.75	1999	307	Ad	25205	2002	454	Am
22970.76	1999	307	Ad	25210.3a	2003	296	Am
22970.77	1999	307	Ad	25210.3b	2003	296	Am
22970.78	1999	307	Ad	25210.3c	2005	158	Ad
22970.80	1999	307	Ad	25210.4a	2003	57	Am
22970.81	1999	307	Ad	25210.4h	2001	340	Ad
22970.82	1999	307	Ad	25210.70a	2000	129*	Ad
22970.83	1999	307	Ad	25210.71	2001	606*	Ad
22970.84	1999	307	Ad				
22970.85	1999	307	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
25210.9c	2002	82 *	Am	26625.2	2002	784	Am <sup>490</sup>
	2005	136	Am	26625.3	2002	784	Am <sup>490</sup>
25210.9d	2003	296	Ad	26625.4	2002	784	Am <sup>490</sup>
25350	2003	732	Am	26630	2002	784	R <sup>490</sup>
25350.10	2003	757	Am	26631	2002	784	R <sup>490</sup>
25350.105	2003	757	Am	26632	2002	784	R <sup>490</sup>
25350.51	2001	176	Am	26633	2002	784	R <sup>490</sup>
25350.55	2004	211 *	Am <sup>622</sup>	26634	2002	784	R <sup>490</sup>
25350.6	2004	610 *	Am	26635	2002	784	R <sup>490</sup>
25350.60	2003	732	Am	26636	2002	784	R <sup>490</sup>
25350.8	2003	757	Am	26637	2002	784	R <sup>490</sup>
25350.85	2003	757	Am	26638.1	2002	784	R <sup>489 490</sup>
25358	2004	183	Am <sup>571</sup>	26638.10	2002	784	Am & R <sup>489 490</sup>
25372	2001	18	R & Ad	26638.11	2002	784	Am & R <sup>489 490</sup>
	2002	97	Am	26638.12	2002	784	Ad & R <sup>489 490</sup>
25502.3	2003	710	Am	26638.15	2003	62	Ad(RN) <sup>519</sup>
	2004	118	Am	26638.2	2002	784	Am & R <sup>489 490</sup>
25526	2002	221	Am	26638.3	2002	784	R <sup>489 490</sup>
25526.5	2002	454	Am	26638.4	2002	784	Am & R <sup>489 490</sup>
25536	1999	643	Am	26638.5	2002	784	Am & R <sup>489 490</sup>
25537	2002	221	Am		2002	1072	Ad
	2003	732	Am		2003	62	Am (as ad by Stats. 2002, Ch. 1072) & RN <sup>519</sup>
25828	2005	564	Am	26638.6	2002	784	Am & R <sup>489 490</sup>
25831	2005	564	Am	26638.7	2002	784	Am & R <sup>489 490</sup>
25832	2005	564	Ad	26638.8	2002	784	Am & R <sup>489 490</sup>
25841	2005	158	R	26638.9	2002	784	Am & R <sup>489 490</sup>
25842.5	2002	395	Am	26638.9	2002	784	Am & R <sup>489 490</sup>
25850	2002	395	R	26639	2002	784	R & Ad <sup>490</sup>
25851	2002	395	R	26639.1	2002	784	R <sup>490</sup>
25852	2002	395	R	26639.2	2002	784	Am <sup>490</sup>
25853	2002	395	R	26639.3	2002	784	Am <sup>490</sup>
25854	2002	395	R	26639.5	2002	784	R <sup>489 490</sup>
26202.1	2005	158	Am	26639.6	2002	784	R <sup>489 490</sup>
26202.3	2003	564	R	26639.7	2002	784	Ad & R <sup>489 490</sup>
26202.6	2003	564	Am	26665	2002	784	Am <sup>490</sup>
26205	2000	569	Am	26666	1999	335	R
26205.1	2000	569	Am		1999	641 *	R
26205.5	2000	569	Am	26667	2002	784	R <sup>490</sup>
26206.7	2003	564	Ad	26668	2002	784	R <sup>490</sup>
26206.8	2003	564	Ad	26669	1999	138 *	R
26296.22	2004	69 *	Am		1999	641 *	R
26299.036	2004	69 *	Am	26670	1999	641 *	R
26509	2000	1055 *	Am	26671	2002	784	R <sup>489 490</sup>
	2003	325	Am	26671.1	2002	784	Am & R <sup>489 490</sup>
26529	2001	767	Am	26671.2	2002	784	R <sup>489 490</sup>
26602	2005	478	Am	26671.4	2002	784	Am & R <sup>489 490</sup>
26603	2002	1010	R	26671.5	2002	784	Am & R <sup>489 490</sup>
26603.1	1999	641 *	R	26671.6	2002	784	Am & R <sup>489 490</sup>
26608.3	2002	784	Am <sup>490</sup>	26671.7	2002	784	R <sup>489 490</sup>
	2003	62	Am <sup>519</sup>	26671.8	2002	784	Am & R <sup>489 490</sup>
26608.4	2002	784	R <sup>490</sup>	26672	2002	784	Ad & R <sup>489 490</sup>
26608.5	2002	784	R <sup>490</sup>	26720.9	2000	629	Am
26614	2004	326	Am	26721	2000	629	Am
26625	2002	784	Am <sup>490</sup>	26721.1	2000	629	Am
26625.1	2002	784	R <sup>490</sup>	26721.2	2000	629	Ad
26625.10	2002	784	R <sup>490</sup>		2003	888	Am
26625.11	2002	784	R <sup>490</sup>	26722	2000	629	Am
26625.12	2002	784	R <sup>490</sup>	26723	2003	888	Ad
26625.13	2002	784	R <sup>490</sup>	26725	2000	629	Am
26625.14	2002	784	R <sup>490</sup>				
26625.15	2002	784	R <sup>490</sup>				

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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26726	2000	629	Am	26827.1	2002	784	Am <sup>490</sup>
	2004	327	Am		2005	75 *	R <sup>80</sup>
26728	2000	629	Am	26827.4	2005	75 *	R <sup>80</sup>
26730	2000	629	Am	26827.5	2005	75 *	Am & RN <sup>80</sup>
26731	2000	629	Am	26827.6	2001	824	Am
	2004	327	Am		2005	75 *	Am & RN <sup>80</sup>
26733.5	2004	327	Am	26827.7	2005	75 *	Am & RN <sup>80</sup>
26734	2000	629	Am	26828	2005	75 *	R <sup>80</sup>
26736	2000	629	Am	26829	2005	75 *	R <sup>80</sup>
26738	2000	629	Am	26830	2003	159 *	Am <sup>98 479</sup>
	2003	888	Am				R <sup>100</sup>
26742	2000	629	Am				Ad <sup>485</sup>
26743	2000	629	Am		2005	75 *	R (as am by
26744.5	2005	474	Ad				Sec. 11 and as
26746	2000	629	Am				ad by Sec. 12,
	2000	808 *	Am (by				Stats. 2003,
			Sec. 100.1				Ch. 159) <sup>80</sup>
	2003	888	Am	26831	2005	75 *	Am <sup>80</sup>
			of Ch.)	26832	2005	75 *	R <sup>80</sup>
26746.1	2000	629	Am	26832.1	2005	75 *	Am & RN <sup>80</sup>
26750	2000	629	Am	26833.1	2005	75 *	R <sup>80</sup>
26800	2002	784	R <sup>490</sup>	26833.5	2005	75 *	Am & RN <sup>80</sup>
26802	2003	811	Am	26834	2005	75 *	R <sup>80</sup>
26802.5	2001	767	Am	26835	2004	118	R
26806	2004	118	Am	26835.1	2002	784	Am <sup>490</sup>
26820	2005	75 *	Am <sup>80</sup>		2005	75 *	Am & RN <sup>80</sup>
26820.4	2005	75 *	Am & RN <sup>80</sup>	26836.1	2005	75 *	R <sup>80</sup>
26820.6	2001	824	Am	26837	2005	75 *	Am <sup>80</sup>
	2005	75 *	R <sup>80</sup>	26837.1	2005	75 *	R <sup>80</sup>
26820.7	2005	75 *	R <sup>80</sup>	26838	2005	75 *	Am & RN <sup>80</sup>
26822.3	2005	75 *	R <sup>80</sup>	26840.10	2004	830	Ad & R <sup>38</sup>
26823	2005	75 *	Am & RN <sup>80</sup>	26840.11	2004	830	Ad & R <sup>38</sup>
26824	2005	75 *	Am & RN <sup>80</sup>	26840.3	2005	75 *	Am <sup>80</sup>
26826	2005	75 *	Am & RN <sup>80</sup>	26840.4	2005	75 *	R <sup>80</sup>
26826.1	2005	75 *	Am & RN <sup>80</sup>	26840.9	2001	90	Ad & R <sup>75</sup>
26826.2	2005	75 *	R <sup>80</sup>	26841	2005	75 *	R <sup>80</sup>
26826.3	1999	115	Ad & R <sup>38</sup>	26850.1	2005	75 *	R <sup>80</sup>
	2005	75 *	Am & RN <sup>13 80</sup>	26851.1	2005	75 *	R <sup>80</sup>
26826.4	1999	150	Ad	26852.1	2005	75 *	R <sup>80</sup>
	2002	367	R	26853.1	2005	75 *	R <sup>80</sup>
	2003	159 *	Ad <sup>98 479</sup>	26855.4	2005	75 *	R <sup>80</sup>
			R <sup>100</sup>	26856	2002	784	Am <sup>490</sup>
	2003	757	Am		2005	75 *	R <sup>80</sup>
	2005	75 *	Am	26857	2005	75 *	Am <sup>80</sup>
			& RN <sup>36 13 80</sup>	26857.5	2005	75 *	Am & RN <sup>80</sup>
26827	2003	159 *	Am <sup>98 479</sup>	26859	2004	118	Am
			R <sup>100</sup>		2005	75 *	R <sup>80</sup>
			Ad <sup>485</sup>	26862	2005	75 *	Am & RN <sup>80</sup>
	2003	757	Am (as am by	26863	1999	344 *	Am
			Stats. 2003,		2005	75 *	R <sup>80</sup>
			Ch. 159)	26881	2002	454	Am
	2005	75 *	R (as ad by	26905	2001	176	Am
			Sec. 10,	26908.5	2004	637	Ad
			Stats. 2003,	26915	2000	1055 *	Am
			Ch. 159) <sup>80</sup>	26920	2002	454	Am
			Am (as am by	26921	2002	454	R
			Sec. 4,	26922	2002	221	Am
			Stats. 2003,		2002	454	Am
			Ch. 757)		2003	296	Am
			& RN <sup>36 13 80</sup>	26923	2002	454	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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26945	2000	1055 *	Am	29410	2000	808 *	Am
27000.7	2000	1055 *	Am	29411	2000	808 *	Am
27000.8	1999	550 *	Am <sup>1</sup>	29412	2000	808 *	Am
27000.9	1999	550 *	Am <sup>1</sup>	29413	2000	808 *	Am
27001	2000	924	Am	29414	2000	808 *	Am
27002.1	2000	924	Am	29415	2000	808 *	Am
27063	1999	550 *	Am <sup>1</sup>	29416	2000	808 *	Am
27081	2002	784	Am <sup>490</sup>	29530	1X 2003–04	13	Am
27131	2004	889 *	Am		5X 2003–04	2 *	R & Ad <sup>435</sup>
27132.3	1999	32	Am	29532.1	2002	743	Am
27201	2000	924	Am	29550	2004	183	Am <sup>571</sup>
27201.5	2004	6 *	Ad		2004	227 *	Am
27255	2001	819	Ad	29550.4	1999	79 *	Ad <sup>37</sup>
27279.4	2001	745 *	Am		2000	1075 *	Am (by Sec. 1 of Ch.)
27282	1999	991	Am <sup>96 114</sup>		2000	1076	Am (by Sec. 2 of Ch.)
	2001	176	Am		2004	227 *	Am <sup>79</sup>
	2004	339	Am			R <sup>80</sup>	
27291	2000	1003	Ad <sup>96</sup>	29610	2002	784	Am <sup>490</sup>
27293	2005	75 *	Am <sup>80</sup>	29610.1	2001	824	R
27297.5	2004	227 *	Am	29746	2002	454	R
	2004	889 *	Am	29965	2002	221	Am
27322.2	2000	569	Am	30003	2002	221	Am
27337	2003	301	Ad (by Sec. 1 of Ch.)	30056	2003	296	Am
			Ad (by Sec. 2 of Ch.) <sup>600</sup>	30061	2000	100 *	Am <sup>70 18 37</sup>
27388	2000	765	Am		2000	353 *	R (as am by Stats. 2000, Ch. 100)
	2003	46	Am				Ad <sup>21</sup>
	2005	531	Am				R <sup>34</sup>
27390	2004	621 *	Ad		2001	475 *	Am <sup>54 57</sup>
27391	2004	621 *	Ad		2002	21 *	Am
27392	2004	621 *	Ad		2003	62	Am <sup>519</sup>
27393	2004	621 *	Ad		2003	158 *	Am
	2005	22	Am <sup>647</sup>		2003	377	Am
27394	2004	621 *	Ad		2004	183	Am <sup>571</sup>
27395	2004	621 *	Ad		2005	22	Am <sup>647</sup>
	2005	520	Am	30062	2000	100 *	Am <sup>70 18 37</sup>
27396	2004	621 *	Ad		2000	353 *	R (as am by Stats. 2000, Ch. 100)
27397	2004	621 *	Ad				Ad <sup>21</sup>
27397.5	2004	621 *	Ad				R <sup>34</sup>
27398	2004	621 *	Ad		2001	475 *	S <sup>54 57</sup>
27399	2004	621 *	Ad		1999	550 *	Am <sup>1</sup>
27491.1	2000	1068	Am		2000	100 *	Am <sup>70 18 37</sup>
27491.41	2000	1060	Am		2000	353 *	R (as am by Stats. 2000, Ch. 100)
27491.45	2000	830	Am	30063	2001	475 *	Am <sup>1</sup>
27491.8	2000	1068	Am		2000	100 *	Am <sup>70 18 37</sup>
			R & Ad <sup>34</sup>		2000	353 *	R (as am by Stats. 2000, Ch. 100)
27504.1	2002	221	Am				Ad <sup>21</sup>
27521	2000	284	Ad				R <sup>34</sup>
27521.1	2000	284	Ad		2001	475 *	Am <sup>54 57</sup>
27550.2	2005	407	Ad		2002	21 *	Am
27706	2002	784	Am <sup>490</sup>		2003	62	Am <sup>519</sup>
27757	2000	808 *	Am		2005	497 *	Am
28003	2001	824	Am	30064	2000	100 *	S <sup>70 18</sup>
29093	2003	86	Am		2000	353 *	S <sup>21 20</sup>
29109	2003	86	Am		2001	475 *	S <sup>54 57</sup>
29145	2000	861 *	Ad	30064.1	2000	100 *	Am <sup>70 18</sup>
	2003	228 *	R <sup>175</sup>				
29321	2000	506	Am				
29404	2003	38	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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30064.1 (Cont.)				31489	2004	533	Am
	2000	353 *	R (as am by Stats. 2000, Ch. 100)	31490	2004	533	Am
			Ad <sup>21</sup>	31490.5	2004	533	Ad <sup>310</sup>
			R <sup>34</sup>	31491.1	2001	31	Ad <sup>215</sup>
			Am <sup>305</sup>		2002	664	Am <sup>431</sup>
	2001	159	Am <sup>305</sup>	31491.2	2001	31	Ad <sup>215</sup>
	2001	475 *	R		2002	664	Am <sup>431</sup>
30065	2000	100 *	S <sup>70 18</sup>	31491.3	2001	778 *	Ad <sup>354</sup>
	2000	353 *	S <sup>21 20</sup>	31492	2004	152	Am <sup>615</sup>
	2001	475 *	S <sup>54 57</sup>	31492.1	2001	778 *	Ad <sup>354</sup>
30070	2001	205 *	Ad		2004	152	Am
	2001	784 *	Am		2005	22	Am <sup>647</sup>
	2002	720 *	Am	31492.2	2001	778 *	Ad <sup>354</sup>
	2003	158 *	Am	31494	2001	778 *	Am
	2004	227 *	Am	31494.1	2004	533	Am
30071	2001	205 *	Ad	31494.2	2001	778 *	Ad <sup>354</sup>
	2002	664	Am <sup>431</sup>	31494.3	2004	533	Am
30401	2001	745 *	Am	31494.5	2001	778 *	Ad <sup>354</sup>
30605	2004	193	R <sup>571</sup>	31495.5	2001	778 *	Ad <sup>354</sup>
30606	2001	745 *	R		2004	533	Am
31000.6	2001	41	Am	31496.3	2003	96	Am
31011	2000	886	R & Ad	31499.12	2004	533	Am
31452	2003	520	Am	31499.13	2004	533	R
31452.6	2004	506	Am				Ad <sup>310</sup>
31452.7	2000	497	Ad	31499.17	2001	784 *	Am
31453	2005	63	Am <sup>653</sup>	31499.2	2004	533	Am
31454	2005	63	Am <sup>653</sup>	31499.3	2004	533	R
31454.1	2005	63	Am <sup>653</sup>				Ad <sup>310</sup>
31461.3	2000	966	Am	31510.2	2003	520	Am
	2001	159	Am <sup>305</sup>	31520	2002	784	Am <sup>490</sup>
31461.4	1999	7 *	Ad <sup>10</sup>	31520.1	2003	62	Am <sup>519</sup>
31461.45	2001	778 *	Ad <sup>351</sup>		2003	852	Am
	2002	664	Am <sup>431</sup>	31520.12	2005	64	Ad
31461.6	2000	966	Ad	31520.5	2000	486	Am
31462.3	2001	778 *	Ad <sup>354</sup>		2001	168	Am
31468	2002	74 *	Am		2003	852	Am
31469.1	2002	1152	Am		2004	183	Am <sup>571</sup>
31469.2	2002	1152	Ad		2004	441	Am
31469.3	2002	1152	Am	31522.4	2001	120	Ad
31469.5	1999	116	Am	31522.5	2002	74 *	Ad
	2000	135	Am <sup>203</sup>	31522.6	2004	533	Ad
31469.8	2000	172	Ad	31529.9	2002	116 *	Am
31470.10	2003	171	Am		2003	520	Am
31470.11	2000	379	Am	31537	2003	191	Ad
31470.12	2000	379	Am		2004	441	Am (as ad by Sec. 1,
31470.14	2002	1152	Ad (by Sec. 12 of Ch.) <sup>210</sup>				Stats. 2003, Ch. 191) & RN
31470.2	2000	482	Am	31539	2004	466	Ad
	2002	1152	Am	31555	2002	784	R <sup>490</sup>
31485.10	2003	96	Ad <sup>310</sup>	31557.3	2002	74 *	Ad
31485.11	2004	662	Ad & R <sup>38</sup>	31563	2005	322	Ad
31485.12	2005	708	Ad & R <sup>111</sup>	31580.2	2002	74 *	Am
31485.7	2003	261 *	Am	31580.3	2003	95	Ad & R <sup>75</sup>
	2004	533	Am	31582	2000	203	Am
31485.8	2003	261 *	Am	31585.2	2002	74 *	Ad
	2004	533	Am	31592.5	2004	441	Ad(RN)
31485.9	2003	852	Ad	31596	1999	771	Am
31486.2	2004	533	Am	31597	2003	520	Am
31486.3	2004	533	R & Ad	31597.1	2003	520	Am
31486.6	2004	533	Am	31603	2003	520	Ad

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31621.11	2001	782	Am	31760.5	2004	152	Ad <sup>354</sup>
31621.8	2001	782	Ad	31760.7	2005	418	Ad
31621.9	2001	784*	Ad	31762	2004	183	Am <sup>571</sup>
	2003	96	Am	31764.5	2004	441	Ad <sup>644 310</sup>
31625.2	1999	27	Am	31764.6	2004	441	Ad <sup>310</sup>
31625.3	2000	317	Am	31764.7	2004	441	Ad <sup>644 310</sup>
31629.5	2002	883	Ad	31765.2	2001	778*	Ad <sup>354</sup>
	2003	62	Am <sup>519</sup>	31765.3	2001	778*	Ad <sup>354</sup>
31639.76	2000	482	Ad	31770	2003	897	Ad <sup>596</sup>
31639.95	2002	695*	Ad	31770.1	2003	897	Ad <sup>596</sup>
31640.5	2003	830	Am	31770.2	2003	897	Ad <sup>596</sup>
31646.5	1999	271	Ad	31770.3	2003	897	Ad <sup>596</sup>
31657	2000	966	Am	31770.4	2003	897	Ad <sup>596</sup>
	2001	793	Am	31770.5	2003	897	Ad <sup>596</sup>
31658	2003	261*	Ad <sup>215</sup>	31770.6	2003	897	Ad <sup>596</sup>
31662.6	2002	784	Am <sup>490</sup>	31770.7	2003	897	Ad <sup>596</sup>
31663	2002	784	Am <sup>490</sup>	31770.8	2003	897	Ad <sup>596</sup>
31663.1	2001	33*	Ad <sup>215</sup>	31771	2003	897	Ad <sup>596</sup>
31663.2	2005	134*	Ad <sup>215 719</sup>	31771.1	2003	897	Ad <sup>596</sup>
			R <sup>232</sup>	31771.2	2003	897	Ad <sup>596</sup>
31664	2001	32	Am	31771.3	2003	897	Ad <sup>596</sup>
31664.1	2000	237	Ad	31772	2003	897	Ad <sup>596</sup>
31664.2	2000	237	Ad	31772.1	2003	897	Ad <sup>596</sup>
31676.16	2000	882	Ad	31773	2003	897	Ad <sup>596</sup>
31676.17	2001	782	Ad	31774	2003	897	Ad <sup>596</sup>
	2002	664	Am <sup>431</sup>	31775	2003	897	Ad <sup>596</sup>
31676.18	2001	782	Ad	31776	2003	897	Ad <sup>596</sup>
31676.19	2001	782	Ad	31776.1	2003	897	Ad <sup>596</sup>
	2002	664	Am <sup>431</sup>	31776.2	2003	897	Ad <sup>596</sup>
31678.1	1999	42	Am	31776.3	2003	897	Ad <sup>596</sup>
31678.2	2000	495	Ad		2004	183	Am <sup>571</sup>
31678.3	2002	74*	Ad	31776.4	2003	897	Ad <sup>596</sup>
31681.55	2000	237	Ad <sup>215</sup>	31776.5	2003	897	Ad <sup>596</sup>
	2001	159	Am <sup>305</sup>	31777	2003	897	Ad <sup>596</sup>
31682.2	2005	85	Ad	31778	2003	897	Ad <sup>596</sup>
31683	2001	67	Ad	31778.1	2003	897	Ad <sup>596</sup>
31693	2001	30	Ad	31778.2	2003	897	Ad <sup>596</sup>
31694.5	2001	30	Ad	31778.3	2003	897	Ad <sup>596</sup>
31696.1	1999	525	Am <sup>112</sup>	31778.4	2003	897	Ad <sup>596</sup>
	2000	857	Am <sup>203</sup>	31779	2003	897	Ad <sup>596</sup>
31700	2000	966	Am	31779.1	2003	897	Ad <sup>596</sup>
31704	2004	441	Am	31779.2	2003	897	Ad <sup>596</sup>
31720.6	1999	160	Ad	31779.3	2003	897	Ad <sup>596</sup>
	2000	317	Am	31780.2	2001	146	Ad <sup>310</sup>
31720.7	2000	138	Ad		2001	893	Ad
	2001	833	Am		2002	373	R (as ad by
31720.9	2002	870	Ad				Stats. 2001,
31722	2000	317	Am				Ch. 146)
31725.6	2004	379*	Am				Am (as ad by
31725.65	2004	379*	Ad				Stats. 2001,
	2005	22	Am <sup>647</sup>				Ch. 893)
31751	2002	695*	Am		2003	79	Am
31755	2004	183	Am <sup>571</sup>		2003	780	Am
	2005	22	Am <sup>647</sup>	31781.1	2003	840	Am
31755.1	2002	695*	Ad	31781.12	2001	778*	Ad <sup>354</sup>
31755.2	2002	695*	Ad	31781.13	2001	778*	Ad <sup>354</sup>
31755.3	2002	695*	Ad	31781.2	2005	22	Am <sup>647</sup>
31760.12	2001	778*	Ad <sup>354</sup>	31785.1	1999	161	Am <sup>55</sup>
31760.13	2001	778*	Ad <sup>354</sup>		2002	875	Am
31760.2	1999	161	Am <sup>55</sup>	31785.4	2001	778*	Ad <sup>354</sup>
	2002	875	Am	31785.5	2001	778*	Ad <sup>354</sup>

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31786.1	1999	161	Am <sup>55</sup>	34090.7	2003	564	Am
	2002	875	Am	34090.8	2003	564	Ad
31787	2000	497	R & Ad	34460	1999	643	Am
	2003	840	Am	34501.5	2001	387	Ad
31787.5	2000	497	Am	34880	2000	761	Am
	2002	1152	Am	36501	2000	506	Am
31787.6	2002	1152	Am	36501.5	2000	886	Ad
	2003	62	Am <sup>519</sup>	36507	2002	221	Am
31789.5	2004	441	Am	36514.5	2005	700	Am
31808.9	2001	782	Ad	36516	2005	178	Am
31830	2000	966	Am	36525	2004	637	Ad
31831	2000	966	Am	36801	2002	344	Am
31831.2	2000	966	Am		2004	785	Am
	2005	22	Am <sup>647</sup>		2005	620	Am
31831.3	2002	883	Ad	36900	2003	60	Am
31832	2000	966	Am	36933	2002	159	Am
31833	2000	966	Am	36936	2002	454	Am
31833.1	2000	966	Ad	37361	1999	550*	Am <sup>1</sup>
31834	2000	966	Am	37392	2002	454	Am
31835	2000	966	Am	37396	2002	507	Am
	2001	433	Am	37615.1	1999	525	Am <sup>112</sup>
31835.02	2000	966	Am		2000	857	Am <sup>203</sup>
	2001	159	Am <sup>305</sup>	38301	2003	296	R
31835.1	2000	966	Am	38638	2003	296	Am
31836	2000	966	Am	38772	2000	58	Am
31837.1	2000	966	Am	38773.2	2000	58	Am
31840.2	2000	966	Am	38773.6	2000	58	Am
31840.8	2001	433	Am		2001	159	Am <sup>305</sup>
31870.4	2001	239	Ad <sup>307</sup>	38773.7	2000	58	Am
31874.3	2000	317	Am	40230	2003	149	Am
31874.5	1999	39	Ad	41601	2005	478	Am
31874.6	2004	435	Ad	41803.5	2002	784	Am <sup>490</sup>
	2005	22	Am <sup>647</sup>	43002	2003	296	Am
31897.6	2002	877	Ad	43006	2003	296	R
				43402	2000	861*	Ad
Title 3,					2003	228*	R <sup>175</sup>
Div. 4,				43739	2002	94	R
Pt. 3,				45004.1	2002	732	Ad
Ch. 3.9,				45308.5	1999	470	Am
heading				45309	2002	883	Am
(Sec. 31899				45310.3	2005	322	Ad
et seq.)	2003	520	Am	45310.6	2002	883	Ad
31899	2003	520	Am	45310.7	2002	883	Ad
31899.1	2003	520	Am		2003	62	Am <sup>519</sup>
31899.10	2003	520	Am & RN	45311	2002	1152	Ad <sup>471</sup>
31899.2	2003	520	Am	50052.5	2000	333	Am
31899.3	2003	520	Ad(RN)	50057	2004	118	Ad
31899.4	2003	520	Am & RN & Ad	50060.5	2003	296	Am
31899.5	2003	520	R & Ad	50061	2004	183	Am <sup>571</sup>
31899.6	2003	520	R & Ad(RN)	50061.5	2000	262	Am
31899.7	2003	520	Am & RN	50063	2000	262	Am
			& Ad(RN)	50064	2000	262	Am
31899.8	2003	520	Am & RN	50064.5	2000	262	R
			& Ad(RN)	50065	2000	262	R
31899.9	2003	520	Am & RN	50065.5	2000	262	R
			& Ad(RN)	50066.5	2000	262	R
31966	2001	430	Am	50067	2000	262	Am
	2002	664	Am <sup>431</sup>	50068.5	2000	262	Am
32271	2001	430	Am	50075.1	2000	535	Ad
	2002	664	Am <sup>431</sup>	50075.3	2000	535	Ad
34090.5	2000	569	Am	50075.5	2000	535	Ad
34090.6	2003	564	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
50078.1	2004	94	Am		1999	1018	Ad
50078.10	2000	262	R	51256.2	1999	994	Ad
50078.12	2000	262	R		2000	431	Am
50078.14	2000	262	R	51257	1999	1018	Am
50078.15	2000	262	R		2002	616	Am <sup>19</sup>
50078.4	2000	262	Am		2003	694	Am <sup>317</sup>
50078.6	2000	262	Am	51282.2	2003	296	R
50078.8	2000	262	R	51282.3	1999	1018	Am
50088	1999	201	Ad	51283	1999	1018	Am
50089	2002	900	Ad		2003	471	Am
	2004	178	Am		2004	230*	Am
50262	2001	66	Am		2004	794	Am
50264	2001	66	Am		2005	245*	Am
50265	2001	66	Am	51283.4	2000	506	Am
50279.4	2005	158	R		2004	794	Am
50593	2000	262	Am		2005	22	Am <sup>647</sup>
50595	2000	262	R		2005	245*	Am
50598	2000	262	R	51283.5	2004	794	Ad
50599	2000	262	R		2005	245*	Am
50600	2000	262	R	51284.1	2000	889	Ad
50601	2000	262	R		2004	794	Am
50602	2000	262	R	51286	2000	1045*	Am <sup>153</sup>
50606	2000	262	Am		2001	176	Am
50624	2000	262	Am	51291	1999	1018	Am
50625	2000	262	R	51291.5	1999	1018	Ad
50920	2002	784	Am <sup>490</sup>	51292	1999	1018	Am
50952	2001	331	Am	51296	1999	1018	Am
50953	2003	10*	Am		1999	1019	Am
50965	2001	331	Am		2000	506	R & Ad
51015.05	2004	193	Am <sup>571</sup>	51296.1	2000	506	Ad
51015.1	2004	193	R <sup>571</sup>	51296.2	2000	506	Ad
51018	2004	563	Am	51296.3	2000	506	Ad
51032	2005	165	Am		2001	744	Am
51033	2002	1053	Am		2002	614	Am
51142	2001	407	Am	51296.4	2000	506	Ad
51182	2004	720	Am		2002	614	Am
	2005	260	Am (by Sec. 1 of Ch.)	51296.5	2000	506	Ad
	2005	346	Am (by Sec. 1.5 of Ch.)	51296.6	2000	506	Ad
				51296.7	2000	506	Ad
51183.5	1999	876	Am	51296.8	2000	506	Ad
51189	2003	688	Am	51296.9	2000	506	Ad
51201	1999	1018	Am	51297	2000	506	Ad
	2005	605	Am	51297.1	2000	506	Ad
51203	2003	471	Am	51297.2	2000	506	Ad
	2004	794	R & Ad	51297.3	2000	506	Ad
	2005	245*	Am	51297.4	2000	506	Ad
51207	2001	745*	Am	51298	1999	24*	Am
51230	1999	1018	Am		2000	135	Am <sup>203</sup>
51230.2	1999	967	Ad	51700	2005	158	R
51234	1999	1018	Am	51701	2005	158	R
51238	1999	967	Am	51702	2005	158	R
51238.2	2004	118	Am	51703	2005	158	R
51238.3	2000	889	Am	51730	2005	158	R
51238.5	1999	967	Am	51939.50	2005	158	R
51243.5	2002	188	Am	51939.51	2005	158	R
51243.6	2002	188	Ad	51939.52	2005	158	R
51250	2003	694	Ad	51939.53	2005	158	R
51256	1999	994	Am	51939.54	2005	158	R
	1999	1018	Am	51939.55	2005	158	R
51256.1	1999	994	Ad	51939.56	2005	158	R
				51939.57	2005	158	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
51939.58	2005	158	R		2003	62	Am (as ad by
51939.59	2005	158	R				Stats. 2002,
51939.60	2005	158	R				Ch. 883) <sup>519</sup>
51939.61	2005	158	R	53217.10	2002	883	Ad
51939.62	2005	158	R	53217.6	2002	1152	Ad <sup>472</sup>
51939.63	2005	158	R	53227.2	2001	43	Am
51939.64	2005	158	R	53232	2005	700	Ad
51939.65	2005	158	R	53232.1	2005	700	Ad
51939.66	2005	158	R	53232.2	2005	700	Ad
51939.67	2005	158	R	53232.3	2005	700	Ad
51939.68	2005	158	R	53232.4	2005	700	Ad
51939.69	2005	158	R	53234	2005	700	Ad
51939.70	2005	158	R	53235	2005	700	Ad
51939.71	2005	158	R	53235.1	2005	700	Ad
51939.72	2005	158	R	53235.2	2005	700	Ad
51939.73	2005	158	R	53260	2004	52 *	Am
51939.74	2005	158	R		2004	896 *	Am
53060.3	2000	886	Ad	53270	1999	305	Am
53060.7	2001	176	Ad		2004	126	Am
53069.4	2002	784	Am <sup>490</sup>	53292	1999	394	Am
53069.8	2002	224	Am	53312.8	2002	174	Ad
53071.5	2004	607 *	Am	53313.51	2003	55	Ad
53075.6	2002	784	Am <sup>490</sup>	53316.2	2003	296	Am
53075.61	2002	784	Am <sup>490</sup>	53321	2003	55	Am
53080	2004	852	Ad	53340.2	2001	673	Am
	2005	22	Am <sup>647</sup>	53343.1	2002	960	Ad
53084	1999	462	Ad & R <sup>18</sup>	53344.4	2002	960	Ad
	2000	471	Am	53345.8	2003	55	Am
	2003	781	Am <sup>13</sup>	53356.05	2002	454	Am
53088.2	2004	183	Am <sup>571</sup>	53359.5	2002	454	Am
	2005	429	Am	53395.1	2005	213	Am
53090	2002	341	Am	53395.8	2005	213	R & Ad
53091	2001	396	Am	53395.9	1999	59	Ad
	2002	267	Am	53398	1999	773	Ad
53094	2001	396	Am	53398.1	1999	773	Ad
53095	2000	1058	Am	53398.10	1999	773	Ad
53096	2002	267	Am	53398.11	1999	773	Ad
53097.3	2002	935	Ad	53398.12	1999	773	Ad
53100.5	2003	631	R	53398.13	1999	773	Ad
53114.1	1999	677	Am	53398.14	1999	773	Ad
53115.1	2003	631	Ad	53398.15	1999	773	Ad
53115.2	2003	631	R & Ad	53398.16	1999	773	Ad
53117	2004	193	R <sup>571</sup>	53398.17	1999	773	Ad
53125	2004	193	R <sup>571</sup>	53398.18	1999	773	Ad
53126	2002	731	Ad	53398.19	1999	773	Ad
53126.5	2002	731	Ad	53398.2	1999	773	Ad
53127	2002	731	Ad	53398.20	1999	773	Ad
53131	2000	1055 *	Am	53398.21	1999	773	Ad
53134	2003	107	Am	53398.3	1999	773	Ad
53138	2003	107	Am		2000	595	Am
53155	2004	51	Am	53398.30	1999	773	Ad
53159	2004	51	Ad	53398.31	1999	773	Ad
53160	2003	564	Ad	53398.4	1999	773	Ad
53161	2003	564	Ad	53398.40	1999	773	Ad
53162	2003	564	Ad	53398.41	1999	773	Ad
53205.1	2002	454	Am	53398.42	1999	773	Ad
53216.2	2001	784 *	Ad	53398.43	1999	773	Ad
	2002	882	Am	53398.44	1999	773	Ad
53216.8	2000	34	Ad	53398.45	1999	773	Ad
	2002	883	Ad	53398.46	1999	773	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
53398.47	1999	773	Ad	53750	2002	395	Am (by Sec. 3 of Ch.)
53398.5	1999	773	Ad	53752	2002	981	Ad
53398.6	1999	773	Ad	53753	2000	220	Am
53398.7	1999	773	Ad		2001	636	Am
53398.8	1999	773	Ad	53754	2001	673	Ad
53410	2000	535	Ad	53760	2002	94	R & Ad
	2001	176	Am	53761	2002	94	R
53411	2000	535	Ad	53835	2004	114	Ad
53412	2000	535	Ad	53836	2004	114	Ad
53508.7	1999	667	Am	53837	2004	114	Ad
53511	2004	470	Am	53838	2004	114	Ad
53571	1999	649	Am	53839	2004	114	Ad
53583	1999	649	Am	53856.2	2004	147*	Ad & R <sup>43</sup>
53601	1999	643	Am	53880	2004	97	Ad
	1999	644	Am (by Sec. 1.5 of Ch.)	53881	2004	97	Ad
	2000	135	Am <sup>203</sup>	53882	2004	97	Ad
	2000	339	Am	53883	2004	97	Ad
	2001	57	Am	53892	2001	176	Am
	2002	454	Am	53895	1999	442	Am
	2002	664	Am <sup>431</sup>		2003	86	Am
	2003	197	Am	53895.5	2003	86	Am
	2004	470	Am		2004	183	Am <sup>571</sup>
53601.2	1999	217	Ad	53961	2002	395	Am
	2000	339	Am		2003	57	Am
	2001	57	R	54205	2001	176	Am
	2004	118	Ad	54220	2003	772	Am
53601.5	2001	57	Am	54222	2003	772	Am
53601.6	2001	57	Am		2004	118	Am
53601.7	2002	162	Ad & R <sup>75</sup>		2004	183	Am <sup>571</sup>
	2003	62	Am <sup>519</sup>	54238.7	2001	745*	Am
	2004	118	Am	54716	2000	262	Am
	2005	131	Am	54717	2000	262	R
53630	2004	118	Am	54906	1999	269	Ad
53631	2001	176	Am	54952	2002	1073	Am
53631.5	2001	57	R	54953	1999	83	R (as ad by Sec. 2, Stats. 1998, Ch. 399) <sup>30</sup>
53635	1999	643	Am		2005	540	Am <sup>749</sup>
	1999	644	Am (by Sec. 2.5 of Ch.)	54953.2	2002	300	Ad
	2000	135	Am <sup>203</sup>	54954	2004	257	Am
	2000	339	Am	54954.1	2002	300	Am
	2000	1036	Am	54954.2	2002	300	Am
	2001	57	Am		2005	72*	R & Ad
	2002	83	Am	54954.5	2002	1120	Am
	2002	454	Am (by Sec. 21.5 of Ch.)		2004	576	Am (by Sec. 3 of Ch.)
	2003	62	Am <sup>519</sup>		2004	784	Am (by Sec. 1.5 of Ch.)
	2003	197	Am		2005	22	Am <sup>647</sup>
	2005	22	Am <sup>647</sup>	54956.5	2002	175	Am
53635.2	1999	217	Ad	54956.75	2004	576	Ad
	2000	339	Am	54956.81	2004	533	Ad
	2001	57	R & Ad	54956.87	1999	769	Ad
53635.5	2001	57	R		2003	424	Am
53635.7	1999	217	Am	54956.96	2004	784	Ad
	2001	176	Am	54957	2002	1120	Am
53646	2000	687	Am <sup>225</sup>	54957.1	2004	533	Am
	2002	454	Am		2005	72*	R & Ad
	2004	889*	Am	54957.10	2001	45	Ad
53661	2000	127*	Am <sup>25</sup>				
53684	2000	168	Am				
53692	2004	7*	Am				

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
54957.5	1999	769	Am	56100.1	2000	761	Ad
	2002	300	Am	56101	2000	761	Am
54960.1	2002	454	Am	56103	2002	548	Am
54963	2002	1119	Ad	56106	2000	761	Am
54964	2000	840	Ad	56107	2000	761	Am
54975	1999	83	Am <sup>30</sup>	56108	2000	761	R
	2004	355	Am	56109	2000	761	R
	2005	347	R	56110	2000	761	R
54985	1999	991	Am <sup>96 114</sup>	56111	2000	761	R
	2000	135	Am <sup>203</sup>	56111.1	2000	761	R
	2005	75*	Am <sup>80</sup>	56111.10	2000	761	R
54988	1999	681	Ad	56111.11	2000	761	R
	2000	506	Am	56111.12	2000	761	R
	2003	474	Am	56111.13	2000	761	R
54999.2	2000	146*	Am	56111.14	2000	761	R
54999.35	2000	146*	Ad	56111.5	2000	761	R
54999.4	2000	146*	Am	56111.6	2000	761	R
55631	2004	118	Am	56111.7	2000	761	R
55704.5	1999	56	Ad	56111.9	2000	761	R
55707	1999	56	Am	56112	2000	761	R
55720	2000	441	Ad & R <sup>43</sup>	56113	1999	921	Am
	2001	159	Am <sup>305</sup>		2000	761	R
55721	2000	441	Ad & R <sup>43</sup>	56114	2000	761	R
55722	2000	441	Ad & R <sup>43</sup>	56122	2000	761	Am
55863	2003	296	Am	56123	2000	761	Am
Title 5,					2001	388	Am
Div. 3,				56124	2000	761	Am
heading				56129	2000	761	Am
(Sec. 56000				56131.7	2001	15	Ad
et seq.)	2001	388	Am	56132	2000	761	Am
56000	2000	761	Am		2001	176	Am <sup>19</sup>
56001	2000	761	Am		2003	176	Am <sup>18</sup>
56014	2001	388	Am		2004	355	Am <sup>43</sup>
56020.5	2000	761	Ad	56133	1999	779*	Am
56020.7	2000	761	Ad		2000	761	Am
56022	2000	761	R		2002	548	Am
56026	2002	548	Am	56150	2000	761	Am
56029	2000	761	Am	56154	2000	761	Am
56030	2004	471	Am <sup>300</sup>	56156	2000	761	Am
			R <sup>301</sup>	56157	2000	761	Am
			Ad <sup>662</sup>		2001	388	Am
56035	2002	548	Am		2002	548	Am
56036	2000	761	Am		2005	347	Am
	2002	395	Am	56159	2000	761	Am
	2003	57	Am	56300	2000	761	Am
	2004	355	Am		2002	548	Am
	2005	249	Am	56301	2000	761	Am
56037.5	2000	761	Ad	56325	2000	761	Am
56038	2000	761	Am		2005	347	Am
56038.5	2000	761	Ad	56325.1	2000	761	Ad
56046	2000	761	Am	56326	2000	761	Am
56048	2000	761	Am	56326.5	2000	761	Am
	2002	548	Am	56327	2000	761	Am
56064	2000	761	Am	56327.3	2000	761	Ad
56067	2000	761	Am	56328	2000	761	Am
56068	2000	761	Am	56328.5	2005	559	Ad
	2002	548	Am	56329	2000	761	Am
56069	2000	761	Am	56330	2000	761	R
56074	2000	761	Am	56331	2001	388	Am
56077	2004	355	Am	56332	1999	550*	Am <sup>1</sup>
56100	2000	761	Am		2000	761	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
56332.5	2000	761	Ad	56463	2000	761	R
56333	2001	388	Am	56464	2000	761	R
56334	2000	761	Am	56465	2000	761	R
	2001	388	Am	56466	2000	761	R
	2002	664	Am <sup>431</sup>	56475	2000	761	R
56337	2004	355	Am	56476	2000	761	R
56375	1999	921	Am	56477	2000	761	R
	2000	761	Am	56478	2000	761	R
	2001	667	Am	56479	2000	761	R
	2002	548	Am	56480	2000	761	R
56375.1	2000	761	R	56481	2000	761	R
56375.2	2000	761	Ad	56482	2000	761	R
56375.3	2002	548	Am	56483	2000	761	R
	2004	96	Am	56484	2000	761	R
56375.4	2000	761	R	56485	2000	761	R
	2002	548	Ad(RN)	56486	2000	761	R
56375.45	2000	761	R	56487	2000	761	R
56375.5	2000	761	Am	56488	2000	761	R
	2004	355	Am	56489	2000	761	R
56377	2000	761	Am	56490	2000	761	R
56380	2000	761	R & Ad	56491	2000	761	R
56381	2000	761	R & Ad	56492	2000	761	R
	2002	493	Am	56493	2000	761	R
	2002	969*	Am	56494	2000	761	R
	2003	296	Am	56495	2000	761	R
	2005	347	Am	56496	2000	761	R
56381.6	2000	761	Ad	56497	2000	761	R
	2001	388	Am	56498	2000	761	R
56383	2000	761	Am	56653	2000	761	Am
	2002	548	Am	56654	2000	761	Ad(RN)
56384	2000	761	Am	56655	2000	761	Ad
56386	2000	761	Am	56656	2000	761	R
	2002	548	Am	56657	1999	924	Ad & R <sup>5</sup>
56425	2000	129*	Am		2000	761	Ad
	2000	761	Am <sup>282</sup>	56658	2000	761	Ad (by Sec. 90 of Ch.)
	2001	667	Am		2001	530	Am
	2005	347	Am	56660	2000	761	Ad
56425.5	2000	761	Ad	56661	2000	761	Ad
56426	2000	761	R		2001	388	Am
	2002	614	Ad		2002	548	Am
56426.5	2002	614	Ad	56662	2000	761	Ad
56427	2002	548	Am	56663	2000	761	Ad
56428	2001	388	Am		2001	388	Am
56429	2000	129*	Ad		2002	548	Am
	2000	761	Am		2005	347	Am
56430	2000	761	Ad	56664	2000	761	Ad
56434	2000	761	Ad & R <sup>75</sup>	56665	2000	761	Ad
56450	2000	761	R	56666	2000	761	Ad
56451	2000	761	R		2000	761	Ad (by Sec. 97 of Ch.)
56452	2000	761	R		2001	530	Am
56453	2000	761	R	56667	2000	761	Ad
56454	2000	761	R	56668	2000	761	Ad
56455	2000	761	R		2003	176	Am
56456	2000	761	R	56668.3	2000	761	Ad(RN)
56457	2000	761	R		2002	548	Am
56458	2000	761	R	56668.5	2000	761	Ad
56459	2000	761	R	56700	2004	471	Am <sup>300</sup>
56460	2000	761	R				R <sup>301</sup>
56461	2000	761	R				Ad <sup>662</sup>
56462	2000	761	R				

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
56700 (Cont.)				56761	2000	761	R
	2005	22	Am (as am by	56762	2000	761	R
			Sec. 2 and as ad	56764	2000	761	Ad
			by Sec. 2.5,	56765	2000	761	Ad
			Stats. 2004,	56766	2000	761	Ad
			Ch. 471) <sup>647</sup>	56767	2000	761	Ad
56700.1	2000	761	Ad		2001	388	Am
56700.3	2000	761	R	56768	2000	761	Ad
56700.4	2000	761	Ad	Title 5,			
	2001	388	Am	Div. 3,			
56700.5	2000	761	R	Pt. 3,			
56701	2000	761	R	Ch. 4,			
56702	2000	761	R	heading			
56705	2000	761	Am	(Sec. 56800			
56706	2000	761	Am	et seq.)	2000	761	Am
	2001	388	Am	Title 5,			
56708	2000	761	Am	Div. 3,			
	2002	548	Am	Pt. 3,			
56710	2000	761	Am	Ch. 4,			
	2002	548	Am	Art. 1,			
56720	2000	761	Ad	heading			
56722	2000	761	Ad	(Sec. 56800			
56723	2000	761	Ad	et seq.)	2000	761	Ad
56724	2000	761	Ad	56800	2000	761	Am & RN
56730	2000	761	Ad				Ad (by Sec. 115
56732	2001	388	Ad(RN)				of Ch.)
56734	2001	388	Ad(RN)		2001	530	Am
56737	2000	761	Ad	56800.3	2000	761	R
56738	2000	761	Ad	56801	2000	761	R & Ad
56740	2000	761	Ad	56802	2000	761	R & Ad
56741	2000	761	Ad	56803	2000	761	Ad
56742	2000	761	Ad	56810	2000	761	Ad
	2002	507	Am		2004	355	Am
56742.5	2000	761	Ad	56811	2000	761	Ad
56743	2000	761	Ad		2001	667	R & Ad
	2005	347	Am	56812	2000	761	Ad
56744	2000	761	Ad	56815	2000	761	Ad (by Sec. 123
	2001	388	Am				of Ch.)
56745	2000	761	Ad		2001	530	Am
	2002	548	R	56815.2	2000	761	Ad
56746	2000	761	Ad	Title 5,			
	2002	548	Am & RN	Div. 3,			
56747	2000	761	Ad	Pt. 3,			
56749	2000	761	Ad	Ch. 5,			
	2002	614	Am	heading			
56750	2000	761	R & Ad	(Sec. 56820			
56751	2000	761	R & Ad	et seq.)	2000	761	Ad
	2001	388	Am	56820	2000	761	Ad
	2002	548	Am		2001	667	R
56752	2000	761	R & Ad	56820.5	2000	761	Ad
56753	2000	761	R & Ad		2001	667	R
56753.5	2000	761	Ad	56820.7	2000	761	Ad
56754	2000	761	R & Ad		2001	667	R
	2002	188	Am	56821	2000	761	Ad
56755	2000	761	R & Ad		2001	667	Am
56756	2000	761	R & Ad	56821.1	2000	761	Ad
56757	2000	761	R & Ad	56821.3	2000	761	Ad
56758	2000	761	R & Ad	56821.5	2000	761	Ad
56759	2000	761	R & Ad		2001	667	Am
	2002	548	Am	56821.7	2000	761	Ad
56760	2000	761	R & Ad		2001	667	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
56822	2000	761	Ad	56843	2000	761	R & Ad
	2001	667	Am	56844	2000	761	R & Ad
56822.3	2000	761	Ad	56844.1	2000	761	R
56822.5	2000	761	Ad	56844.2	2000	761	R (as ad by
56823	2000	761	Ad				Stats. 1997,
56824	2000	761	Ad				Ch. 911 and
56824.1	2000	761	Ad				Stats. 1998,
	2001	667	Am				Ch. 590)
56824.10	2001	667	Ad	56845	2000	761	R & Ad
56824.12	2001	667	Ad	56846	2000	761	R & Ad
56824.14	2001	667	Ad	56847	2000	761	R & Ad
56824.3	2000	761	Ad	56848	2000	761	Ad
56824.5	2000	761	Ad	56848.3	2000	761	R
56824.7	2000	761	Ad	56848.5	2000	761	R
	2001	667	Am	56849	2000	761	R & Ad
Title 5,				56850	2000	761	R
Div. 3,				56851	2000	761	R
Pt. 3,				56852	2000	761	R
Ch. 5,				56852.3	2000	761	R
heading				56852.5	2000	761	R
(Sec. 56825				56852.7	2000	761	Ad
et seq.)	2000	761	R		2001	388	Am & RN
Title 5,				56853	1999	550*	Am <sup>1</sup>
Div. 3,					2000	761	R & Ad
Pt. 3,					2001	667	Am
Ch. 5,				56854	2000	761	R & Ad
Art. 2,				56855	2000	761	R & Ad
heading				56856	2000	761	R & Ad
(Sec. 56825				56856.5	2002	614	Ad
et seq.)	2000	761	Ad	56857	1999	550*	Am <sup>1</sup>
56826	2000	761	R & Ad		2000	761	R & Ad
56826.5	2004	471	Ad <sup>300</sup>		2001	388	Am
			R <sup>301</sup>		2002	547	Am
56827	2000	761	R & Ad		2002	548	Am
56827.5	2000	761	R		2003	123	Am
56828	2000	761	R & Ad	56858	2000	761	R
56828.5	2000	761	R	56859	2000	761	R & Ad
56829	2000	761	R & Ad	56860	2000	761	R
56830	2000	761	R & Ad	56860.5	2000	761	Ad
56831	2000	761	R & Ad	56861	2000	761	Ad
56832	2000	761	R & Ad	56862	2000	761	Ad
56833	2000	761	R & Ad	56863	2000	761	Ad
56833.1	2000	761	R		2001	667	Am
56833.3	2000	761	R	56864	2000	761	Ad
56833.5	2000	761	R	56864.1	2000	761	Ad
56834	2000	761	R & Ad	56864.3	2000	761	Ad
	2001	667	Am	56865	2000	761	Ad
56835	2000	761	R & Ad	56866	2000	761	Ad
56836	2000	761	R & Ad	56870	2000	761	Ad
56837	2000	761	R & Ad	56871	2000	761	Ad
56838	2000	761	R & Ad	56875	2000	761	Ad
56839	2000	761	R & Ad	56876	2000	761	Ad
56839.1	2000	761	R	56877	2001	667	Ad
56840	2000	761	R & Ad	56880	2000	761	Ad
56840.5	2000	761	R	56881	2000	761	Ad
56841	2000	761	R & Ad	56882	2000	761	Ad
56842	2000	761	R & Ad	56883	2000	761	Ad
56842.2	2000	761	R	56884	2000	761	Ad
56842.5	2000	761	R	56885	2000	761	Ad
56842.6	2000	761	R	56885.5	2000	761	Ad
56842.7	2000	761	R	56886	2000	761	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
56886 (Cont.)	2001	667	Am		2001	388	Am
	2002	548	Am		2002	548	Am
	2003	36	Am	57079	2000	761	R
56886.1	2001	388	Ad	57079.3	2001	388	R
56886.3	2000	761	Ad(RN)	57079.5	2000	761	Am & RN
56886.5	2000	761	Ad	57080	1999	921	Am
	2001	388	Am		2000	761	Am
	2004	471	Am <sup>300</sup>		2002	548	Am
			R <sup>301</sup>	57081	2000	761	Am
			Ad <sup>662</sup>	57082	2000	761	Am & RN
56887	2000	761	Ad	57082.5	2000	761	Am & RN
56887.5	2000	761	Ad	57083	2000	761	Am & RN
56888	2000	761	Ad	57083.5	2000	761	Am & RN
	2001	388	Am & RN	57084	2000	761	Am & RN
56889	2000	761	Ad	57085	2000	761	Am & RN
56890	2000	761	Ad	57086	2000	761	Am & RN
56895	2000	761	Ad (by Sec. 211 of Ch.)	57087	2000	761	Am & RN
			Am (by Sec. 23 of Ch.)	57087.3	1999	921	Am
	2001	388	Am (by Sec. 6.5 of Ch.)	57087.5	2000	761	Am & RN
			Am (by Sec. 6.5 of Ch.)	57087.7	2000	761	Am & RN
	2001	530	Am	57088	2000	761	Am & RN
			Am	57089	2000	761	Am & RN
56897	2000	761	Ad	57090	2000	761	Am
56898	2000	761	Ad	57091	2000	761	Am & RN
57000	2000	761	Am	57092	2000	761	Am & RN
	2005	347	Am	57093	2000	761	Am & RN
57001	2000	761	Am	57100	2000	761	Am & RN
57001.1	2003	36	Ad				& Ad(RN)
57002	2000	761	Am (by Sec. 214 of Ch.)	57101	2000	761	Am & RN
			Am				& Ad(RN)
	2001	530	Am	57102	2000	761	Am & RN
	2002	548	Am				& Ad(RN)
57003	2000	761	Am	57103	2000	761	Am
57004	2000	761	R				Am & RN
57005	2000	761	R	57103.1	2000	761	& Ad(RN)
57006	2000	761	R	57104	2000	761	Am & RN
57007	2000	761	Am				& Ad(RN)
	2002	548	Am	57105	2000	761	Ad(RN)
57008	2000	761	Am	57106	2000	761	Ad(RN)
57025	2000	761	Am	57107	2000	761	Ad(RN)
	2002	548	Am	57108	2000	761	Ad(RN)
	2004	355	Am		2002	548	Am
57026	2000	761	Am	57109	2000	761	Ad(RN)
	2001	388	Am		2002	548	Am
57050	2000	761	Am (by Sec. 223 of Ch.)	57110	2000	761	Ad(RN)
			Am	57111	2000	761	Ad(RN)
	2001	530	Am	57112	2000	761	Ad(RN)
57051	2000	761	Am	57113	2000	761	Ad(RN)
	2005	347	Am	57114	2000	761	Ad(RN)
57052	2000	761	Am		2001	388	Am (by Sec. 27 of Ch.)
57053	2000	761	Am & RN				Am (by Sec. 19 of Ch.)
57075	2000	761	Am		2001	667	Am (by Sec. 19 of Ch.)
57075.5	2000	761	Am	57114.5	2001	606*	Ad
57076	2000	761	Am	57115	2000	761	Ad(RN)
57077	2000	761	Am	57116	2000	761	Ad(RN)
	2002	548	Am		2003	62	Am <sup>519</sup>
	2005	347	Am	57117	2000	761	Ad(RN)
57078	2000	761	Am	57118	2000	761	Ad(RN)
57078.5	2000	761	Ad	57119	2000	761	Ad(RN)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
57119 (Cont.)	2002	548	Am	60423	2000	506	R
57120	2000	761	Ad(RN)	60424	2000	506	R
	2001	388	Am	60425	2000	506	R
	2004	355	Am	60426	2000	506	R
57125	2000	761	Am	60427	2000	506	R
	2004	355	Am	60428	2000	506	R
57126	2000	761	Am	60429	2000	506	R
	2004	355	Am	60430	2000	506	R
57127	2000	761	Am	60440	2000	506	R
57129	2000	761	Am	60500	2000	506	R
57130	2000	761	Am	60501	2000	506	R
57131	2000	761	Am	60502	2000	506	R
57133	2000	761	Am	60503	2000	506	R
57138	2000	761	Am	60504	2000	506	R
57144	2000	761	Am	60505	2000	506	R
57145	2000	761	Am	60506	2000	506	R
57146	2000	761	Am	60507	2000	506	R
57148	2000	761	Am	60520	2000	506	R
57149	2000	761	Am	60521	2000	506	R
57150	2000	761	Am	60522	2000	506	R
57175	2000	761	R	60523	2000	506	R
57176	2000	761	Am	60524	2000	506	R
57176.1	2000	761	Am	60525	2000	506	R
57177	2000	761	Am	60526	2000	506	R
57177.5	2000	761	Am	60540	2000	506	R
57178	2000	761	Am	60541	2000	506	R
57179	2000	761	Am	60542	2000	506	R
57200	2000	761	Am	60543	2000	506	R
57201	2000	761	Am	60544	2000	506	R
	2001	388	Am	60545	2000	506	R
57202.1	2003	36	Ad	60546	2000	506	R
57302	2000	761	Am	60547	2000	506	R
	2002	548	Am	60548	2000	506	R
57303	2000	761	Am	60549	2000	506	R
57379	2000	761	Am	60550	2000	506	R
57384	2000	761	Am	60551	2000	506	R
57402	2000	761	Am	60600	2000	506	R
57404	2000	761	Am	60602	2000	506	R
57450	2002	548	Am	60603	2000	506	R
59125	2002	94	Am	60604	2000	506	R
60201	2004	362	Am	60605	2000	506	R
60202	2004	362	R	60606	2000	506	R
60203	2000	569	Am	60607	2000	506	R
	2004	362	Am	60608	2000	506	R
60204	2001	767	Am	60609	2000	506	R
60400	2000	506	R	60610	2000	506	R
60401	2000	506	R	60611	2000	506	R
60410	2000	506	R	60612	2000	506	R
60411	2000	506	R	60613	2000	506	R
60412	2000	506	R	60614	2000	506	R
60413	2000	506	R	60615	2000	506	R
60414	2000	506	R	60616	2000	506	R
60415	2000	506	R	60617	2000	506	R
60416	2000	506	R	60630	2000	506	R
60417	2000	506	R	60631	2000	506	R
60418	2000	506	R	60632	2000	506	R
60419	2000	506	R	60650	2000	506	R
60420	2000	506	R	60651	2000	506	R
60421	2000	506	R	60652	2000	506	R
60422	2000	506	R	60653	2000	506	R
	2000	506	R	60700	2000	506	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
60725	2000	506	R	60821	2000	506	R
60726	2000	506	R	60822	2000	506	R
60727	2000	506	R	60823	2000	506	R
60728	2000	506	R	60824	2000	506	R
60740	2000	506	R	60825	2000	506	R
60741	2000	506	R	60826	2000	506	R
60742	2000	506	R	60830	2000	506	R
60742.5	2000	506	R	60831	2000	506	R
60743	2000	506	R	60832	2000	506	R
60744	2000	506	R	60833	2000	506	R
60745	2000	506	R	60834	2000	506	R
60746	2000	506	R	60835	2000	506	R
60747	2000	506	R	60836	2000	506	R
60748	2000	506	R	60837	2000	506	R
60749	2000	506	R	60838	2000	506	R
60750	2000	506	R	60839	2000	506	R
60751	2000	506	R	60840	2000	506	R
60752	2000	506	R	60841	2000	506	R
60753	2000	506	R	60842	2000	506	R
60754	2000	506	R	60843	2000	506	R
60755	2000	506	R	60844	2000	506	R
60770	2000	506	R	60845	2000	506	R
60771	2000	506	R	60846	2000	506	R
60772	2000	506	R	60847	2000	506	R
60780	2000	506	R	60848	2000	506	R
60781	2000	506	R	60849	2000	506	R
60782	2000	506	R	60850	2000	506	R
60783	2000	506	R	60851	2000	506	R
60784	2000	506	R	60852	2000	506	R
60785	2000	506	R	60853	2000	506	R
60786	2000	506	R	60854	2000	506	R
60787	2000	506	R	60860	2000	506	R
60788	2000	506	R	60861	2000	506	R
60789	2000	506	R	60862	2000	506	R
60790	2000	506	R	60863	2000	506	R
60791	2000	506	R	60864	2000	506	R
60792	2000	506	R	60865	2000	506	R
60793	2000	506	R	60866	2000	506	R
60794	2000	506	R	60867	2000	506	R
60795	2000	506	R	60869	2000	506	R
60796	2000	506	R	60870	2000	506	R
60797	2000	506	R	60871	2000	506	R
60798	2000	506	R	60872	2000	506	R
60799	2000	506	R	60880	2000	506	R
60800	2000	506	R	60881	2000	506	R
60801	2000	506	R	60882	2000	506	R
60802	2000	506	R	60883	2000	506	R
60803	2000	506	R	60884	2000	506	R
60804	2000	506	R	60885	2000	506	R
60805	2000	506	R	60886	2000	506	R
60806	2000	506	R	60887	2000	506	R
60807	2000	506	R	60888	2000	506	R
60808	2000	506	R	60889	2000	506	R
60809	2000	506	R	60890	2000	506	R
60810	2000	506	R	60891	2000	506	R
60811	2000	506	R	60892	2000	506	R
60812	2000	506	R	60893	2000	506	R
60813	2000	506	R	60894	2000	506	R
60814	2000	506	R	60895	2000	506	R
60815	2000	506	R	60896	2000	506	R
60820	2000	506	R	60897	2000	506	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
60898	2000	506	R	61028	2005	249	Ad
60899	2000	506	R	61029	2005	249	Ad
60900	2000	506	R	61029.5	2005	108*	Ad <sup>80</sup>
60901	2000	506	R		2005	249	R
60902	2000	506	R	61030	2005	249	Ad
60903	2000	506	R	61040	2005	249	Ad
60904	2000	506	R	61041	2005	249	Ad
60910	2000	506	R	61042	2005	249	Ad
60911	2000	506	R	61043	2005	249	Ad
60912	2000	506	R	61044	2005	249	Ad
60913	2000	506	R	61045	2005	249	Ad
60914	2000	506	R	61046	2005	249	Ad
60915	2000	506	R	61047	2005	249	Ad
60916	2000	506	R	61048	2005	249	Ad
60917	2000	506	R	61050	2005	249	Ad
60920	2000	506	R	61051	2005	249	Ad
60930	2000	506	R	61052	2005	249	Ad
60931	2000	506	R	61053	2005	249	Ad
60932	2000	506	R	61060	2005	249	Ad
60933	2000	506	R	61061	2005	249	Ad
60934	2000	506	R	61062	2005	249	Ad
60935	2000	506	R	61063	2005	249	Ad
60936	2000	506	R	61064	2005	249	Ad
60937	2000	506	R	61065	2005	249	Ad
60950	2000	506	R	61066	2005	249	Ad
60951	2000	506	R	61067	2005	249	Ad
60952	2000	506	R	61068	2005	249	Ad
60953	2000	506	R	61069	2005	249	Ad
60960	2000	506	R	61070	2005	249	Ad
60961	2000	506	R	61100	2005	249	R & Ad
60962	2000	506	R	61100.5	2005	249	R
60963	2000	506	R	61100.6	2005	249	R
60964	2000	506	R	61101	2005	249	R & Ad
60970	2000	506	R	61102	2005	249	R & Ad
60971	2000	506	R	61103	2001	176	Am
61000	2005	249	R & Ad		2005	249	R & Ad
61001	2005	249	Ad	61104	2005	249	R & Ad
61002	2005	249	Ad	61105	2005	249	R & Ad
61003	2005	249	Ad	61106	2005	249	R & Ad
61004	2005	249	Ad	61107	1999	550*	Am <sup>1</sup>
61005	2005	249	Ad		2005	249	R & Ad
61006	2005	249	Ad	61107.1	2005	249	R
61007	2005	249	Ad	61110	2005	249	R & Ad
61008	2005	249	Ad	61111	2005	249	R & Ad
61009	2005	249	Ad	61111.1	2005	108*	Ad & R <sup>43</sup>
61010	2005	249	R & Ad		2005	249	R
61011	2005	249	R & Ad	61112	2005	249	R & Ad
61012	2005	249	R & Ad	61113	2005	249	R & Ad
61013	2005	249	R & Ad	61114	2005	249	R & Ad
61014	2005	249	R & Ad	61115	2005	249	R & Ad
61014.5	2005	108*	Ad <sup>80</sup>	61116	2005	249	R & Ad
	2005	249	R	61117	2005	249	R & Ad
61015	2005	249	R	61118	2005	249	R & Ad
61016	2005	249	R	61119	2005	249	R & Ad
61017	2005	249	R	61120	2005	249	R & Ad
61020	2005	249	Ad	61121	2005	249	R & Ad
61021	2005	249	Ad	61121.1	2005	249	R
61022	2005	249	Ad	61122	2005	249	R & Ad
61025	2005	249	Ad	61123	2005	249	R & Ad
61026	2005	249	Ad	61124	2005	249	R & Ad
61027	2005	249	Ad	61125	2005	249	R & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
61126	2005	249	Ad	61601.18	1999	132 *	Ad
61127	2005	249	Ad		2005	249	R
61128	2005	249	Ad	61601.19	2005	249	R
61129	2005	249	Ad	61601.2	2005	249	R
61130	2005	249	Ad	61601.20	2002	454	Ad
61131	2005	249	Ad		2005	249	R
61140	2005	249	Ad	61601.21	2005	249	R
61141	2005	249	Ad	61601.22	2005	249	R
61142	2005	249	Ad	61601.24	2005	249	R
61143	2005	249	Ad	61601.25	2005	249	R
61144	2005	249	Ad	61601.26	2005	249	R
61200	2005	249	R	61601.27	2003	296	Am
61200.1	2005	249	R		2005	249	R
61200.2	2005	108 *	Ad & R <sup>43</sup>	61601.28	2003	296	Am
	2005	249	R		2005	249	R
61204	2005	249	R	61601.3	2005	249	R
61204.1	2005	249	R	61601.30	2005	249	R
61205	2005	249	R	61601.4	2005	249	R
61206	2005	249	R	61601.5	2005	249	R
61207	2005	249	R	61601.6	2005	249	R
61209	2005	249	R	61601.7	2005	249	R
61210	2005	249	R	61601.8	2005	249	R
61210.1	2005	249	R	61601.9	2005	249	R
61220	2005	249	R	61601.95	2005	249	R
61221	2005	249	R	61602	2005	249	R
61222	2005	249	R	61605	2005	249	R
61223	2005	249	R	61606	2005	249	R
61224	2005	249	R	61607	2005	249	R
61225	2005	249	R	61610	2005	249	R
61226	2005	249	R	61611	2005	249	R
61226.5	2005	158	Ad	61612	2005	249	R
61227	2005	249	R	61612.5	2005	249	R
61228	2005	249	R	61613	2005	249	R
61229	2005	249	R	61613.1	2005	249	R
61230	2005	249	R	61613.2	2005	249	R (as ad by
61231	2005	249	R				Sec. 1,
61240	2005	249	R				Stats. 1983,
61241	2005	249	R				Ch. 481 and
61242	2005	249	R				Sec. 9,
61244	2005	249	R				Stats. 1994,
61245	2005	249	R				Ch. 1201)
61300	2005	249	R	61613.3	2005	249	R
61301	2005	249	R	61613.4	2005	249	R
61400	2005	249	R	61613.5	2005	249	R
61401	2005	249	R	61614	2005	249	R
61410	2005	249	R	61615	2005	249	R
61450	2005	249	R	61615.1	2005	249	R
61451	2005	249	R	61615.5	2005	249	R
61600	2005	249	R	61616	2005	249	R
61600.3	2003	111	Ad	61617	2005	249	R
	2005	249	R	61618	2005	249	R
61600.5	2005	249	R	61619	2005	249	R
61601	2005	249	R	61620.1	2005	249	R
61601.1	2002	784	Am <sup>490</sup>	61621	2005	249	R
	2005	249	R	61621.10	2005	249	R
61601.10	2005	249	R	61621.2	2005	249	R
61601.11	2005	249	R	61621.3	2005	249	R
61601.14	2005	249	R	61621.4	2005	249	R
61601.15	2005	249	R	61621.5	2005	249	R
61601.165	2005	249	R	61621.6	2005	249	R
61601.166	2005	249	R	61621.7	2005	249	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
61621.8	2005	249	R	61720.4	2005	249	R
61622	2005	249	R	61720.5	2005	249	R
61623	2005	249	R	61720.6	2005	249	R
61623.1	2005	249	R	61720.7	2005	249	R
61623.4	2005	249	R	61720.8	2005	249	R
61623.5	2005	249	R	61720.9	2005	249	R
61624	2005	249	R	61721	2005	249	R
61625	2005	249	R	61721.1	2005	249	R
61626	2005	249	R	61721.2	2005	249	R
61626.6	2005	249	R	61721.3	2005	249	R
61626.7	2005	249	R	61721.4	2005	249	R
61628	2005	249	R	61721.5	2005	249	R
61632	2005	249	R	61721.6	2005	249	R
61650	2005	249	R	61721.7	2005	249	R
61651	2005	249	R	61721.8	2005	249	R
61652	2005	249	R	61721.9	2005	249	R
61653	2005	249	R	61722	2005	249	R
61654	2005	249	R	61722.1	2005	249	R
61655	2005	249	R	61722.2	2005	249	R
61656	2005	249	R	61722.3	2005	249	R
61657	2005	249	R	61722.4	2005	249	R
61658	2005	249	R	61722.5	2005	249	R
61659	2005	249	R	61730	2005	249	R
61659.1	2005	249	R	61731	2005	249	R
61660	2005	249	R	61732	2005	249	R
61661	2005	249	R	61733	2005	249	R
61663	2005	249	R	61734	2005	249	R
61670	2005	249	R	61735	2005	249	R
61670.1	2005	249	R	61736	2005	249	R
61671	2005	249	R	61737.01	2005	249	R
61671.1	2005	249	R	61737.02	2005	249	R
61671.2	2005	249	R	61737.03	2005	249	R
61672	2005	249	R	61737.04	2000	66	Am
61673	2005	249	R		2005	249	R
61674	2005	249	R	61737.05	2000	506	Am
61675	2005	249	R		2005	249	R
61676	2005	249	R	61737.06	2000	66	Am
61677	2005	249	R		2005	249	R
61678	2005	249	R	61737.07	2005	249	R
61679	2005	249	R	61737.08	2005	249	R
61680	2005	249	R	61737.09	2005	249	R
61681	2005	249	R	61740	2005	249	R
61682	2005	249	R	61741	2005	249	R
61683	2005	249	R	61742	2005	249	R
61684	2005	249	R	61742.1	2005	249	R
61685	2005	249	R	61743	2005	249	R
61686	2005	249	R	61744	2005	249	R
61687	2005	249	R	61745	2005	249	R
61710	2005	249	R	61746	2005	249	R
61711	2005	249	R	61747	2005	249	R
61712	2000	262	Am	61748	2005	249	R
	2005	249	R	61749	2005	249	R
61713	2005	249	R	61750	2005	249	R
61715	2005	249	R	61751	2005	249	R
61716	2005	249	R	61752	2005	249	R
61717	2005	249	R	61753	2005	249	R
61718	2005	249	R	61754	2005	249	R
61720.1	2005	249	R	61755	2005	249	R
61720.2	2005	249	R	61755.5	2005	249	R
61720.3	2005	249	R	61756	2005	249	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
61757	2005	249	R	61792.1	2005	249	R
61758	2005	249	R	61792.2	2005	249	R
61759	2005	249	R	61792.3	2005	249	R
61760	2005	249	R	61792.4	2005	249	R
61761	2005	249	R	61800	2005	249	R
61764	2005	249	R	61801	2005	249	R
61765	2005	249	R	61802	2005	249	R
61765.1	2005	249	R	61850	2005	249	R
61765.10	2005	249	R	63010	1999	936	Am (by Sec. 1 of Ch.)
61765.11	2005	249	R				
61765.12	2005	249	R		2000	1079	Am
61765.13	2005	249	R		2003	635	Am
61765.15	2005	249	R		2004	907*	Am
61765.16	2005	249	R	63021	2003	229	Am
61765.2	2005	249	R	63021.5	2004	48*	Am
61765.20	2005	249	R		2004	227*	Am
61765.3	2005	249	R	63024	2003	229	Am
61765.4	2005	249	R		2004	225*	Am
61765.5	2005	249	R	63025.2	1999	84*	Ad
61765.6	2005	249	R	63035.5	1999	84*	Ad
61765.7	2005	249	R	63036	2001	938	Am
61765.75	2005	249	R	63040	2004	189	Am
61765.76	2005	249	R	63041	1999	84*	Am
61765.8	2005	249	R	63041.5	1999	84*	Ad
61765.9	2005	249	R	Title 6.7,			
61766	2005	249	R	Div. 1,			
61767	2005	249	R	Ch. 2,			
61770	2005	249	R	Art. 5,			
61771	2005	249	R	heading			
61772	2005	249	R	(Sec. 63043			
61773	2005	249	R	et seq.)	1999	83	Am <sup>30</sup>
61774	2005	249	R	63048	2000	1078	Ad
61775	2005	249	R	63048.3	2000	1078	Ad
61776	2005	249	R	63048.5	2000	1078	Ad
61777	2005	249	R	63048.6	2004	91*	Ad
61778	2005	249	R	63048.63	2004	702*	Ad
61779	2005	249	R	63048.65	2004	91*	Ad
61780	2005	249	R		2005	76*	Am
61781	2005	249	R	63048.7	2004	91*	Ad
61790	2005	249	R	63048.75	2004	91*	Ad
61790.1	2005	249	R	63048.8	2004	91*	Ad
61790.2	2005	249	R	63048.85	2004	91*	Ad
61790.3	2005	249	R	63048.9	2004	91*	Ad
61790.4	2005	249	R	63049	2002	414	Ad
61790.5	2005	249	R	63049.1	2002	414	Ad
61790.6	2005	249	R		2003	225*	Am
61790.7	2005	249	R	63049.2	2002	414	Ad
61790.8	2005	249	R	63049.3	2002	414	Ad
61790.9	2005	249	R	63049.4	2002	414	Ad
61791	2005	249	R		2003	225*	Am
61791.1	2005	249	R		2004	183	Am <sup>571</sup>
61791.2	2005	249	R	63049.5	2002	414	Ad
61791.3	2005	249	R	63049.6	2003	635	Ad
61791.4	2005	249	R	63049.62	2003	635	Ad
61791.5	2005	249	R	63049.64	2003	635	Ad
61791.6	2005	249	R	63049.66	2003	635	Ad
61791.7	2005	249	R	63049.67	2004	263*	Ad
61791.8	2005	249	R	63049.68	2005	97*	Ad
61791.9	2005	249	R	63071	2003	635	Am
61792	2005	249	R	63073	2001	508	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
64000	2002	805 *	Am	65088	2002	505	Am
65008	2001	671	Am	65088.1	2002	505	Am
	2003	793	Am	65088.4	2002	505	Ad
65009	1999	968	Am	65089	2001	597	Am
	2002	221	Am		2002	505	Am
65040.12	1999	690	Ad	65089.11	2004	931	Ad
	2000	728	Am	65089.12	2004	931	Ad
	2001	762	Am	65089.13	2004	931	Ad
	2004	225 *	Am	65089.14	2004	931	Ad
65040.2	2001	762	Am	65089.15	2004	931	Ad
	2002	971	Am (by Sec. 1.5 of Ch.)	65090	2000	785	Am
	2004	905	Am	65091	1999	460	Am
65040.9	2005	383	Am		2000	785	Am
	2002	971	Ad	65092	2004	905	Am
	2004	225 *	Am	65302	2002	971	Am <sup>439</sup>
65041	2002	1016	Am		2004	907 *	Am (by Sec. 5 of Ch.) <sup>36</sup>
65041.1	2002	1016	Ad		2004	951	Am (by Sec. 1.7 of Ch.)
	2002	1109	Am (as ad by Sec. 4, Stats. 2002, Ch. 1016)	65302.1	2003	472	Ad
65042	2002	1016	Am	65302.2	2004	907 *	S <sup>36</sup>
65048	2002	424	Am	65302.3	2002	971	Am <sup>439</sup>
	2002	1016	Am	65302.4	2004	179	Ad
	2003	296	Am	65302.5	2004	951	R & Ad
65049	2002	1016	Am	65302.6	2001	745 *	R
65050	2000	290	Am	65307	1999	550 *	Am <sup>1</sup>
	2000	769	S <sup>75</sup>		2004	916	R
	2005	330	Am	65351	2004	905	Am
65051	2000	769	S <sup>75</sup>		2005	22	Am <sup>647</sup>
65051.5	2001	123	Ad	65352	2004	905	Am
65052	2000	769	S <sup>75</sup>		2004	906	Am (by Sec. 2.5 of Ch.)
65053	2000	769	Am <sup>75</sup>	65352.2	2001	396	Ad
65053.5	2001	612	Ad & R <sup>75</sup>		2003	587	Am
	2004	907 *	Am	65352.3	2004	905	Ad
	2005	22	Am <sup>647</sup>		2005	383	Am <sup>82</sup>
65053.6	2001	612	Ad & R <sup>75</sup>		2005	670 *	Am
	2004	907 *	Am	65352.4	2004	905	Ad
65053.7	2001	612	Ad & R <sup>75</sup>	65400	2000	506	Am
65054	2000	1059	Ad		2004	916	Am
65054.1	2000	1059	Ad		2005	595	Am
65054.3	2000	1059	Ad	65404	2002	1016	Ad
65054.4	2000	1059	Ad		2004	906	Am
65054.5	2000	1059	Ad	65460.1	2004	42	Am
	2005	77	R		2005	22	Am <sup>647</sup>
65055	1999	596	R	65460.11	2005	309	Ad
	1999	597	R	65460.2	2001	115	Am
65055.5	1999	596	R		2004	42	Am
	1999	597	R	65460.4	2004	42	Am
	1999	597	R	65460.7	2005	309	Am
65080	1999	1007	Am (by Sec. 1 of Ch.)	65560	2002	971	Am (by Sec. 5 of Ch.) <sup>439</sup>
	2000	91 *	Am		2004	905	Am
	2000	832	Am		2004	907 *	Am (by Sec. 6 of Ch.) <sup>679</sup>
	2001	99	Am				Am (by Sec. 6.3 of Ch.) <sup>65</sup>
65080.3	2000	832	Ad		2005	383	Am <sup>82</sup>
65082	2000	91 *	Am		2005	670 *	Am
	2003	525	Am	65562.5	2004	905	Ad
65083	2000	91 *	Am				
	2001	115	R				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
65562.5 (Cont.)	2005	383	Am <sup>82</sup>	65850	1999	550*	Am <sup>1</sup>
	2005	670*	Am	65850.3	2003	50	Ad
65580	1999	967	Am	65850.4	1999	550*	Am <sup>1</sup>
65582	2004	696	Am	65850.5	2001	873	Am
65583	1999	967	Am		2004	789	R & Ad
	2001	671	Am	65852.2	2002	1062	Am
	2002	971	Am <sup>439</sup>	65858	2001	939	Am
	2002	1038	Am <sup>82</sup>	65863	2002	706	Ad <sup>427</sup>
	2004	227*	Am		2004	10*	Am
	2004	724	Am	65863.10	1999	26*	Am
	2004	907*	S <sup>36</sup>		2000	660	Am <sup>111</sup>
	2005	614	Am		2002	1038	Am
65583.1	2002	1062	Am		2003	255	Am
	2004	724	Am	65863.11	2004	110	Am <sup>81</sup>
65583.2	2004	724	Ad		1999	26*	Am
65584	2001	159	Am <sup>305</sup>		2000	666	Am <sup>111</sup>
	2003	760	Am		2002	1038	Am
	2004	696	R & Ad		2003	255	Am
65584.01	2004	696	Ad		2004	110	Am <sup>81</sup>
65584.02	2004	696	Ad		1999	26*	Am
65584.03	2004	696	Ad	65863.13	2001	117*	Ad & R <sup>111</sup>
65584.04	2004	696	Ad		2003	255	Am
65584.05	2004	696	Ad		2004	110	Am <sup>81</sup>
65584.06	2004	696	Ad		2005	501	Am (as am by Stats. 2004, Ch. 110)
65584.07	2004	696	Ad				
65584.09	2005	614	Ad	65863.7	2004	680	Am
65584.1	2004	227*	Ad	65865	2003	288	Am
	2004	818	Am	65867.5	2001	642	Am
	2005	595	Am	65891	2000	80	Ad <sup>193</sup>
65584.2	2004	227*	Ad				R <sup>63</sup>
65584.6	2000	358	Am		2003	501	S <sup>585 317</sup>
65585	2000	471	Am	65891.1	2000	80	Ad <sup>193</sup>
65585.1	2001	159	Am <sup>305</sup>				R <sup>63</sup>
	2004	387	Am <sup>189 111</sup>		2003	501	S <sup>585 317</sup>
65585.2	2002	711	Ad	65891.10	2000	80	Ad <sup>193</sup>
65586	2005	595	R				R <sup>63</sup>
65588	1999	107*	Am		2003	501	S <sup>585 317</sup>
	2000	117*	Am	65891.11	2000	80	Ad <sup>82</sup>
	2001	85*	Am				R <sup>82</sup>
	2003	58*	Am		2000	665	Ad <sup>193</sup>
65588.1	2000	117*	Am				R <sup>63</sup>
	2005	595	R		2003	501	S <sup>585 317</sup>
65589.4	2003	793	Ad	65891.12	2000	665	Ad <sup>193</sup>
	2005	598	Am				R <sup>63</sup>
65589.5	1999	966	Am <sup>82</sup>		2003	501	Am <sup>585 317</sup>
	1999	968	Am	65891.2	2000	80	Ad <sup>193</sup>
	2001	237	Am				R <sup>63</sup>
	2002	147	Am		2003	501	S <sup>585 317</sup>
	2003	793	Am	65891.3	2000	80	Ad <sup>82</sup>
	2004	724	Am				R <sup>82</sup>
	2005	601	Am		2000	665	Ad <sup>193</sup>
65589.7	2005	727	Am				R <sup>63</sup>
65601	2000	510	Ad		2003	501	S <sup>585 317</sup>
65602	2000	510	Ad	65891.4	2000	80	Ad <sup>193</sup>
65603	2000	510	Ad				R <sup>63</sup>
65604	2000	510	Ad		2003	501	S <sup>585 317</sup>
65605	2000	510	Ad	65891.5	2000	80	Ad <sup>82</sup>
65606	2000	510	Ad				R <sup>82</sup>
65607	2000	510	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
65891.5 (Cont.)	2000	665	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	66103	1999	83	Ad(RN) <sup>30</sup>
	2003	501	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	Title 7, Div. 1, Ch. 6, heading (Sec. 66400 et seq.)	1999	83	Am & RN <sup>30</sup>
65891.7	2000	80	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	66400	1999	83	Am & RN <sup>30</sup>
	2003	501	Ad <sup>193</sup> R <sup>63</sup> Am <sup>585 317</sup>	66401	1999	83	Am & RN <sup>30</sup>
65891.8	2000	80	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	66402	1999	83	Am & RN <sup>30</sup>
	2003	501	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	66403	1999	83	Am & RN <sup>30</sup>
65891.9	2000	80	Ad <sup>193</sup> R <sup>63</sup> S <sup>585 317</sup>	66412	2000	26 *	Am
	2003	501			2000	506	Am
Title 7, Div. 11, Ch. 4, Art. 2.11, heading (Sec. 65892.13 et seq.)	2002	664	Ad <sup>431</sup>	66412.8	2003	739	Ad <sup>3</sup>
	2001	562	Ad <sup>79</sup> R <sup>80</sup>	66418	2002	1109	Am
	2002	328	Am	66418.2	2002	1109	Am
	2002	664	Am <sup>431</sup>		2003	76	Am
65913.1	2001	939	Am	66426	2003	76	Am
65913.5	2001	115	R	66426.5	2001	176	Am
65914	2003	793	Am	66427	2003	434	Am
65915	1999	968	Am	66427.5	2002	1143	Am
	2000	556	Am	66428	2001	176	Am
	2002	1062	Am	66434	2001	176	Am
	2003	430	Am	66434.1	2001	176	Am
	2004	724	Am	66442	2005	158	Am
	2004	928	Am	66442.5	2001	176	Ad
	2005	496	Am		2005	158	Am
65917	2001	115	Am	66445	2001	176	Am
65919	2004	183	Am <sup>571</sup>	66449	2001	176	Am
65940	2004	906	Am	66451.17	2000	506	Am
65944	2004	906	Am	66451.2	1999	550 *	Am <sup>1</sup>
65950	1999	967	Am <sup>82</sup>	66452.10	2000	26 *	Am
	1999	968	Am	66452.4	2003	434	Am
	2004	439	Ad	66452.6	2002	1013	Am
65950.5	1999	550 *	Am <sup>1</sup>		2004	118	Am
65956	1999	812	Ad & R <sup>20</sup>	66453	2004	479	Am
65964	1999	858	Am	66455.3	2001	642	Ad
65995.5	1999	858	Am	66455.9	2000	1058	Am
65995.6	1999	858	Am	66458	1999	550 *	Am <sup>1</sup>
65995.7	2002	33 *	Am <sup>397</sup>	66462.5	2003	728	Am
66014	2002	963	Am	66463.5	2000	506	Am
66016	2005	595	Am	66464	2001	176	Am
66031	2003	296	Am	66466	2000	678	Am
	2004	225 *	Am	66469	2001	176	Am
66036	2004	225 *	R	66470	2001	176	Am
66037	2002	1016	Am	66472	2001	176	Am
Title 7, Div. 1, Ch. 10, heading (Sec. 66100 et seq.)	1999	83	Ad(RN) <sup>30</sup>	66472.1	2001	176	Am
	1999	83	Ad(RN) <sup>30</sup>	66473.1	2001	873	Am
66100	1999	83	Ad(RN) <sup>30</sup>	66473.2	2004	479	R
66101	1999	83	Ad(RN) <sup>30</sup>	66473.3	2004	479	Am
66102	1999	83	Ad(RN) <sup>30</sup>	66473.7	2001	642	Ad
					2004	118	Am
				66474.4	1999	1018	Am
					2002	613	Am
					2003	296	Am
				66474.5	2001	176	R
				66475.1	2001	873	Am
				66475.2	2001	873	Am
				66478.11	2002	1109	Am
				66478.12	2002	1109	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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66478.4	2002	1109	Am	66540.64	1999	1011	Ad
66478.5	2002	1109	Am	66540.68	1999	1011	Ad
66478.6	2002	1109	Am	66540.70	1999	1011	Ad
66478.8	2002	1109	Am	66540.72	1999	1011	Ad
66498.1	1999	550*	Am <sup>1</sup>		2003	714	Am
66498.2	1999	550*	Am <sup>1</sup>	66540.8	1999	1011	Ad
66498.3	1999	550*	Am <sup>1</sup>	66605	1999	774	Am
66499.19	2000	506	Am	66632.4	2000	498	Am
66499.2	2001	176	Am	66637	2004	618	Am
66499.22	2002	221	Am	66638	2004	618	Am
66499.35	2001	873	Am	66640	2004	618	Am
	2002	1109	Am	66641.5	2004	618	Am
66499.7	2005	411	Am & R <sup>111</sup>	66648	2004	618	Ad
66519	1999	1011	R	66690	2005	331	Ad
66535	2002	470	Ad	66691	2005	331	Ad
66536	2004	791	Ad	66692	2005	331	Ad
66536.1	2004	791	Ad	66693	2005	331	Ad
66540	1999	1011	Ad	66694	2005	331	Ad
66540.1	1999	1011	Ad	66907.7	2002	966	Am
66540.10	1999	1011	Ad		2004	265	Am
66540.12	1999	1011	Ad		2005	22	Am <sup>647</sup>
66540.14	1999	1011	Ad		2005	47	Am
	2003	714	Am	66909	2000	688	S <sup>43</sup>
66540.16	1999	1011	Ad	66909.1	2000	688	S <sup>43</sup>
	2003	714	Am	66909.2	2000	688	Am <sup>43</sup>
66540.18	1999	1011	Ad	66909.3	2000	688	S <sup>43</sup>
66540.2	1999	1011	Ad	66909.4	2000	688	S <sup>43</sup>
66540.20	1999	1011	Ad	66909.5	2000	688	Am <sup>43</sup>
	2001	404	Am	67150	2000	764	Ad & R <sup>248</sup>
	2003	714	Am	67150.1	2000	764	Ad & R <sup>248</sup>
66540.21	2003	714	Ad	67150.2	2000	764	Ad & R <sup>248</sup>
66540.22	1999	1011	Ad	67150.3	2000	764	Ad & R <sup>248</sup>
	2001	404	Am	67150.4	2000	764	Ad & R <sup>248</sup>
	2003	714	R	67150.5	2000	764	Ad & R <sup>248</sup>
66540.23	1999	1011	Ad	67150.6	2000	764	Ad & R <sup>248</sup>
	2003	714	R	67410	2000	596	R
66540.24	1999	1011	Ad	67421	2000	596	R
66540.26	1999	1011	Ad	67460	2000	596	R
66540.27	2003	714	Ad	67461	2000	596	R
66540.28	1999	1011	Ad	67462	2000	596	R
66540.29	2003	714	Ad	67463	2000	596	R
66540.30	1999	1011	Ad	67464	2000	596	R
66540.32	1999	1011	Ad	67465	2000	596	R
66540.34	1999	1011	Ad	67466	2000	596	R
66540.36	1999	1011	Ad	67467	2000	596	R
66540.38	1999	1011	Ad	67523	2001	745*	R
66540.4	1999	1011	Ad	67657	2003	296	Am
66540.40	1999	1011	Ad	67940	2001	472	Am
	2003	714	Am		2002	664	Am <sup>431</sup>
66540.42	1999	1011	Ad	67941	2001	472	Ad
66540.44	1999	1011	Ad	68071	2002	784	Am <sup>490</sup>
66540.46	1999	1011	Ad	68072	2002	784	Am <sup>490</sup>
66540.48	1999	1011	Ad	68073	2002	784	Am <sup>490</sup>
66540.50	1999	1011	Ad		2002	1082	Am & RN
66540.52	1999	1011	Ad	68074.1	2002	784	Am <sup>490</sup>
66540.54	1999	1011	Ad	68077	2002	784	R <sup>490</sup>
66540.56	1999	1011	Ad	68079	2001	824	Am
66540.58	1999	1011	Ad		2003	149	Am
66540.6	1999	1011	Ad	68080.5	2001	387	Ad
66540.60	1999	1011	Ad	68082	2002	784	Am <sup>490</sup>
66540.62	1999	1011	Ad	68083	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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68084	2005	75 *	Am <sup>80</sup>	68090.8	2005	75 *	Am <sup>80</sup>
68084.1	2005	75 *	Ad <sup>80</sup>		2005	706	Am (as am by
68085	2000	15	Am				Sec. 111,
	2000	447	Am (as am by				Stats. 2005,
			Stats. 2000,	68092.5	2004	182	Am <sup>81 614</sup>
			Ch. 15)	68093	2002	784	Am <sup>490</sup>
	2001	824	Am	68095	2003	62	Am <sup>519</sup>
	2002	1008	Am	68096	2002	784	R <sup>490</sup>
	2003	62	Am <sup>519</sup>	68097	2003	449	Am
	2003	275	Am	68097.1	2003	449	Am
	2004	811	Am	68097.2	2003	449	Am
	2005	22	Am <sup>647</sup>	68097.6	2005	294	Am
	2005	74 *	Am	68100	2003	149	Am
	2005	75 *	Am <sup>80</sup>	68101	2005	75 *	Am <sup>80</sup>
	2005	705 *	Am (as am by	68105	2002	784	Am <sup>490</sup>
			Sec. 42,	68106	2004	193	R <sup>571</sup>
			Stats. 2005,	68108	2002	784	Am <sup>490</sup>
			Ch. 74)		2003	149	Am
	2005	706	Am (as am by	68110	2002	664	Am <sup>431</sup>
			Sec. 101,	68112	2000	1055 *	Am
			Stats. 2005,		2003	149	R
			Ch. 75)	68112.5	2003	149	R
68085.1	2005	75 *	Ad <sup>80</sup>	68113	2001	812	R
	2005	706	Am (by Sec. 23	68114	2003	149	R
			of Ch.)	68114.10	2002	905	Ad
68085.2	2005	75 *	Ad <sup>80</sup>	68114.5	2003	149	R
68085.3	2005	75 *	Ad <sup>80</sup>	68114.6	2003	149	R
68085.4	2005	75 *	Ad <sup>80</sup>	68114.9	2003	149	R
	2005	706	Am	68115	2002	784	Am <sup>490</sup>
68085.5	2001	824	R		2003	62	Am <sup>519</sup>
	2003	159 *	Ad		2003	293 *	Am
	2004	183	Am <sup>571</sup>		2004	405	Am <sup>654</sup>
	2005	74 *	Am		2004	811	Am
68085.6	2005	74 *	Ad		2005	22	Am <sup>647</sup>
68085.7	2005	74 *	Ad	68152	2002	784	Am <sup>490</sup>
	2005	705 *	Am		2004	550	Am
68085.8	2005	74 *	Ad	68202	2002	784	Am <sup>490</sup>
	2005	705 *	Am	68203	2000	196	Am
68085.9	2005	705 *	Ad	68203.1	2001	118 *	Ad
	2005	706	Ad		2002	1008	Am
68086	2001	115	Am	68206.2	2002	784	Am <sup>490</sup>
	2003	159 *	Am	68502.5	2001	812	Am
	2003	757	Am (as am by		2002	784	Am <sup>490</sup>
			Stats. 2003,	68502.7	2004	811	Am
			Ch. 159)	68511.2	2001	745 *	Am
	2004	183	Am <sup>571</sup>	68511.3	1999	892	Am
	2005	75 *	Am <sup>80</sup>		2001	812	Am
	2005	706	Am (as am by		2005	75 *	Am <sup>80</sup>
			Sec. 106,		2005	706	Am (as am by
			Stats. 2005,				Sec. 113,
			Ch. 75)				Stats. 2005,
68086.1	2005	75 *	Ad <sup>80</sup>				Ch. 75)
	2005	706	Am	68511.4	2004	193	R <sup>571</sup>
68087	2002	1124 *	Ad <sup>424</sup>	68511.6	2003	367	Ad
			R <sup>69</sup>	68511.8	2004	227 *	Ad
	2003	365	Am	68515	2004	193	R <sup>571</sup>
	2005	75 *	R <sup>80</sup>	68520	2002	784	R <sup>490</sup>
68087.1	2002	1008	Ad	68540	2002	784	R <sup>490</sup>
	2005	75 *	R <sup>80</sup>	68542	2002	784	R <sup>490</sup>
68090.7	2002	784	Am <sup>490</sup>	68542.5	2002	784	R <sup>490</sup>
	2005	75 *	R <sup>80</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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68543.5	2002	661	Am	69510	2002	784	Am <sup>490</sup>
68546	2002	784	R <sup>490</sup>		2002	1008	R
68547	1999	891	Am (as am by Sec. 245.4, Stats. 1998, Ch. 931) <sup>24</sup>	69510.5	2002	784	Am <sup>490</sup>
			Am (as am by Sec. 245.5, Stats. 1998, Ch. 931) <sup>25</sup>		2002	1008	R
68553.5	2005	265	Ad	69510.6	2002	784	Am <sup>490</sup>
68562	2002	784	Am <sup>490</sup>		2002	1008	R
68604	2001	745 *	Am	69580	2000	998	Am
68611	2002	784	R <sup>490</sup>		2002	784	Am <sup>490</sup>
68616	1999	67 *	Am	69580.3	2002	784	Ad <sup>490</sup>
			R & Ad <sup>22</sup>	69580.7	2002	784	Ad <sup>490</sup>
	2004	182	Am <sup>81 614</sup>	69581	2000	998	Am
68617	1999	67 *	Ad		2002	784	Am <sup>490</sup>
68618.5	2002	784	R <sup>490</sup>	69581.3	2002	784	Ad <sup>490</sup>
68620	2002	784	Am <sup>490</sup>	69581.7	2002	784	Ad <sup>490</sup>
	2003	62	Am <sup>519</sup>	69582	2000	998	Am
	2003	149	Am		2002	784	Am <sup>490</sup>
68650	2000	1010	R <sup>8</sup>	69582.3	2002	784	Ad <sup>490</sup>
68651	2000	1010	R <sup>8</sup>	69582.5	2002	784	Am <sup>490</sup>
68652	2000	1010	R <sup>8</sup>	69583	2000	998	Am
68653	2000	1010	R <sup>8</sup>		2002	784	Am <sup>490</sup>
68654	2000	1010	R <sup>8</sup>	69583.5	2002	784	Ad <sup>490</sup>
68655	2000	1010	R <sup>8</sup>	69584	2002	784	Am <sup>490</sup>
68656	2000	1010	Ad & R <sup>5</sup>	69584.5	2002	784	Am <sup>490</sup>
68660	1999	853	Am <sup>144</sup>	69584.7	2002	784	Ad <sup>490</sup>
68661	1999	853	Am <sup>144</sup>	69585	2000	998	Am
68806	1999	891	Am		2002	784	Am <sup>490</sup>
68926	1999	78 *	Am	69585.5	2002	784	Am <sup>490</sup>
	2003	159 *	Am <sup>480</sup>	69585.7	2002	784	Am <sup>490</sup>
	2004	811	Am	69585.9	2002	784	Ad <sup>490</sup>
68926.1	2003	159 *	Am <sup>480</sup>	69586	2000	998	Am
	2005	75 *	Am <sup>80</sup>		2002	784	Am <sup>490</sup>
68926.3	1999	78 *	Am <sup>18</sup>	69587	2002	784	Am <sup>490</sup>
	2004	216 *	Am <sup>38</sup>		2003	62	Am <sup>519</sup>
68927	2003	159 *	Am <sup>480</sup>	69588	2002	784	Am <sup>490</sup>
	2004	811	Am		2003	62	Am <sup>519</sup>
	2005	22	Am <sup>647</sup>	69588.3	2002	784	Ad <sup>490</sup>
68933	2003	159 *	Ad <sup>480</sup>	69588.7	2002	784	Ad <sup>490</sup>
	2003	757	Am (as ad by Stats. 2003, Ch. 159)	69589	2002	784	Am <sup>490</sup>
69101	2000	998	Am	69589.3	2002	784	Ad <sup>490</sup>
69102	2000	998	Am	69589.7	2002	784	Ad <sup>490</sup>
69103	2000	998	Am	69590	2002	784	Am <sup>490</sup>
69104	2000	998	Am	69590.5	2002	784	Am <sup>490</sup>
69105	2000	998	Am	69590.7	2002	784	Am <sup>490</sup>
69106	2000	998	Am	69591	2000	998	Am
69202	2002	1082	Ad		2002	784	Am <sup>490</sup>
69204	2002	1082	Ad	69591.3	2002	784	Ad <sup>490</sup>
69206	2002	1082	Ad	69591.7	2002	784	Ad <sup>490</sup>
69502	2000	1081	R	69592	2000	998	Am
69505	2001	824	R & Ad		2002	784	Am <sup>490</sup>
69506	2001	824	R	69593	2000	998	Am
69508	1999	344 *	Am		2002	784	Am <sup>490</sup>
69508.5	1999	344 *	Am	69593.5	2002	784	Ad <sup>490</sup>
	2002	784	Am <sup>490</sup>	69594	2000	998	Am
					2002	784	Am <sup>490</sup>
				69595	2000	998	Am
					2002	784	Am <sup>490</sup>
				69595.5	2002	784	Am <sup>490</sup>
					2003	149	R
				69596	2000	998	Am
					2002	784	Am <sup>490</sup>
				69598	2000	998	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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69598 (Cont.)	2002	784	Am <sup>490</sup>	69748.1	2003	149	R
69598.5	2002	784	Ad <sup>490</sup>	69749	2003	149	R
69599	2002	784	Am <sup>490</sup>	69749.2	2003	149	R
69599.5	2002	784	Am <sup>490</sup>	69749.3	2003	149	R
69600	2002	784	Am <sup>490</sup>	69749.4	2003	149	R
69600.5	2002	784	Ad <sup>490</sup>	69750	2002	784	R <sup>490</sup>
69601	2002	784	Am <sup>490</sup>	69751.5	2003	149	R
69601.3	2002	784	Ad <sup>490</sup>	69752	2003	149	R
69601.7	2002	784	Ad <sup>490</sup>	69753	2002	784	R <sup>490</sup>
69602	2002	784	Am <sup>490</sup>	69790	2003	149	R
69603	2000	998	Am	69791	2003	149	R
	2002	784	Am <sup>490</sup>	69792	2003	149	R
69604	2002	784	Am <sup>490</sup>	69793	2003	149	R
69604.3	2002	784	Ad <sup>490</sup>	69794	2003	149	R
69604.5	2002	784	Ad <sup>490</sup>	69795	2003	149	R
69604.7	2002	784	Ad <sup>490</sup>	69796	2003	149	R
69605	2002	784	Am <sup>490</sup>	69797	2003	149	R
69605.5	2002	784	Am <sup>490</sup>	69798	2003	149	R
69606	2000	998	Am	69799	2003	149	R
	2002	784	Am <sup>490</sup>	69800	2003	149	R
69607	2002	784	R <sup>490</sup>	69801	2002	784	R <sup>490</sup>
69608	2002	784	R <sup>490</sup>	69840	2002	784	Ad <sup>490</sup>
69609	2002	784	R <sup>490</sup>	69841	2003	149	Am
69610	2000	998	Am	69845.6	2001	115	R
	2002	784	Am <sup>490</sup>	69890	2002	784	R <sup>490</sup>
69611	2002	784	Am <sup>490</sup>	69891	2003	149	R
69613	2000	998	Am	69891.1	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	69891.5	2002	784	R <sup>490</sup>
69614	2002	784	R <sup>490</sup>	69892	2002	784	R <sup>490</sup>
69615	2002	784	R <sup>490</sup>	69892.1	2002	784	R <sup>490</sup>
69620	2000	998	R	69893	2003	149	R
69640	2003	149	R & Ad	69893.5	2002	784	R <sup>490</sup>
69641	2003	149	R	69894	1999	891	Am
69642	2003	149	R		2002	784	R <sup>490</sup>
69643	2003	149	R	69894.1	1999	891	Am (as am by
69644	2003	149	R				Sec. 1.5,
69645	2002	1008	Ad				Stats. 1998,
	2003	149	R				Ch. 973) <sup>139</sup>
69646	2003	149	R				Am (as am by
69647	2003	149	R				Sec. 1.6,
69648	2002	784	R <sup>490</sup>				Stats. 1998,
69649	2002	784	Am <sup>490</sup>				Ch. 973) <sup>25</sup>
	2003	149	R				Am (as am by
69650	2003	149	R				Sec. 1.7,
69740	2003	149	R & Ad				Stats. 1998,
69741	2002	784	Am <sup>490</sup>		2002	784	Ch. 973) <sup>56 24</sup>
	2003	149	R				R <sup>490</sup>
69742	2003	149	R	69894.5	2003	149	R
69743	2002	784	Am <sup>490</sup>	69895	2002	784	R <sup>490</sup>
	2003	149	R	69896	2002	784	R <sup>490</sup>
69744	2002	784	Am <sup>490</sup>	69897	2002	784	R <sup>490</sup>
	2003	149	R	69898	2002	784	R <sup>490</sup>
69744.5	2002	784	Am <sup>490</sup>	69899.5	1999	891	Am
	2003	149	R		2002	784	R <sup>490</sup>
69745	2003	149	R	69900	2002	784	R <sup>490</sup>
69745.5	2003	149	R	69901	2002	784	R <sup>490</sup>
69746	2003	149	R	69902.5	2003	149	R
69746.5	2003	149	R	69903.3	2002	784	R <sup>490</sup>
69747	2003	149	R	69904	2002	784	R <sup>490</sup>
69748	2003	149	R	69906	2002	784	R <sup>490</sup>
				69908	2002	784	R <sup>490</sup>

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69911	2002	784	R <sup>490</sup>	70147	2002	784	R <sup>490</sup>
69912	2002	784	R <sup>490</sup>	70148	2002	784	R <sup>490</sup>
69915	1999	641 *	Ad	70180	2002	784	R <sup>490</sup>
	2000	135	Am <sup>203</sup>	70214.5	1999	891	Ad
	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
69917	2002	784	Ad <sup>490</sup>	70214.6	1999	891	Ad
69920	2002	1010	Ad		2002	784	R <sup>490</sup>
69921	2002	1010	Ad	70217	1999	891	Am
69921.5	2002	1010	Ad	70218	2000	1010	Am
69922	2002	1010	Ad	70219	2001	745 *	R
69925	2002	1010	Ad		2002	784	Ad <sup>490</sup>
69926	2002	1010	Ad	70301	2002	1082	Ad
69926.5	2003	159 *	Ad <sup>479</sup>	70303	2002	1082	Ad
	2003	757	Am		2003	592	Am
	2004	227 *	Am <sup>628</sup>	70311	2002	1082	Ad(RN)
	2005	74 *	Am <sup>718</sup>	70312	2002	1082	Ad
	2005	75 *	Am & R <sup>43</sup>		2005	410	Am
69927	2002	1010	Ad	70313	2002	1082	Ad
	2003	159 *	Am	70321	2002	1082	Ad
	2004	183	Am <sup>571</sup>	70322	2002	1082	Ad
	2005	22	Am <sup>647</sup>	70323	2002	1082	Ad
69941	2002	784	Am <sup>490</sup>	70325	2002	1082	Ad
69942	2002	784	Am <sup>490</sup>		2005	410	Am
69944	2002	784	Am <sup>490</sup>	70326	2002	1082	Ad
69945	2002	784	R <sup>490</sup>	70327	2002	1082	Ad
69950	2002	71	Am	70328	2002	1082	Ad
69953.5	2005	75 *	Am <sup>80</sup>	70329	2002	1082	Ad
69955	2002	784	Am <sup>490</sup>	70330	2002	1082	Ad
69957	2002	784	R & Ad(RN) <sup>490</sup>	70331	2002	1082	Ad
	2004	227 *	Am	70332	2002	1082	Ad
69958	2002	784	R <sup>490</sup>	70333	2002	1082	Ad
	2004	227 *	Ad	70341	2002	1082	Ad
69959	2002	784	R <sup>490</sup>	70342	2002	1082	Ad
70046.2	2003	592	R	70343	2002	1082	Ad
70050.5	2000	133	Am	70344	2002	1082	Ad
70063	2005	410	Am	70351	2002	1082	Ad
70140	2002	784	R <sup>490</sup>	70352	2002	1082	Ad
70140.5	1999	891	Ad	70353	2002	1082	Ad
	2002	784	R <sup>490</sup>	70354	2002	1082	Ad
70141	2000	447	Am	70355	2002	1082	Ad
	2002	784	R <sup>490</sup>		2003	592	Am
70141.1	2002	784	R <sup>490</sup>	70356	2002	1082	Ad
70141.10	2002	784	R <sup>490</sup>		2003	592	Am
70141.11	2002	784	R & Ad <sup>490</sup>	70357	2002	1082	Ad
70141.12	2002	784	R <sup>490</sup>		2003	592	Am
70141.13	2002	784	R <sup>490</sup>		2004	249 *	Am
70141.4	2002	784	R <sup>490</sup>	70358	2002	1082	Ad
70141.5	2002	784	R <sup>490</sup>		2003	592	Am
70141.6	2002	784	R <sup>490</sup>	70359	2002	1082	Ad
70141.7	2002	784	R <sup>490</sup>	70360	2002	1082	Ad
70141.8	2002	784	R <sup>490</sup>	70361	2002	1082	Ad
70141.9	2002	784	R <sup>490</sup>	70362	2002	1082	Ad
70142	2002	784	R <sup>490</sup>		2003	592	Am
70142.11	2002	784	R <sup>490</sup>	70363	2002	1082	Ad
70142.12	2002	784	R <sup>490</sup>	70365	2002	1082	Ad
70142.13	2002	784	R <sup>490</sup>	70366	2002	1082	Ad
70142.16	2002	784	R <sup>490</sup>		2003	592	Am
70143	2002	784	R <sup>490</sup>	70367	2002	1082	Ad
70144	2002	784	R <sup>490</sup>		2003	62	Am <sup>519</sup>
70145	2002	784	R <sup>490</sup>		2003	592	Am
70146	2002	784	R <sup>490</sup>		2005	22	Am <sup>647</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
70368	2002	1082	Ad	70628	2005	75 *	Ad <sup>80</sup>
70369	2002	1082	Ad	70629	2005	75 *	Ad(RN) <sup>80</sup>
70370	2002	1082	Ad	70630	2005	75 *	Ad <sup>80</sup>
70371	2002	1082	Ad	70631	2005	75 *	Ad <sup>80</sup>
70372	2002	1082	Ad	70632	2005	75 *	Ad <sup>80</sup>
70373	2002	1082	Ad	70633	2005	75 *	Ad <sup>80</sup>
	2003	592	Am	70640	2005	75 *	Ad(RN) <sup>80</sup>
	2005	75 *	R <sup>80</sup>		2005	706	Am
70373.5	2002	1082	Ad <sup>424</sup>	70650	2005	75 *	Ad(RN) <sup>80</sup>
			R <sup>69</sup>	70651	2005	75 *	Ad <sup>80</sup>
	2003	592	Am	70652	2005	75 *	Ad <sup>80</sup>
	2005	75 *	R <sup>80</sup>	70653	2005	75 *	Ad <sup>80</sup>
70374	2002	1082	Ad	70654	2005	75 *	Ad <sup>80</sup>
	2003	592	Am	70655	2005	75 *	Ad <sup>80</sup>
70375	2002	1082	Ad	70656	2005	75 *	Ad <sup>80</sup>
	2003	592	Am	70657	2005	75 *	Ad <sup>80</sup>
	2005	75 *	Am <sup>80</sup>	70658	2005	75 *	Ad <sup>80</sup>
	2005	410	Am (as am by	70659	2005	75 *	Ad(RN) <sup>80</sup>
			Sec. 119,	70660	2005	75 *	Ad(RN) <sup>80</sup>
			Stats. 2005,	70661	2005	75 *	Ad(RN) <sup>80</sup>
			Ch. 75)	70670	2005	75 *	Ad <sup>80</sup>
70376	2002	1082	Ad	70671	2005	75 *	Ad <sup>80</sup>
70377	2002	1082	Ad	70672	2005	75 *	Ad <sup>80</sup>
70378	2002	1082	Ad	70673	2005	75 *	Ad(RN) <sup>80</sup>
70379	2004	249 *	Ad	70674	2005	75 *	Ad(RN) <sup>80</sup>
70391	2002	1082	Ad	70676	2005	75 *	Ad(RN) <sup>80</sup>
	2003	62	Am <sup>519</sup>	70677	2005	75 *	Ad <sup>80</sup>
	2005	410	Am	70678	2005	75 *	Ad(RN) <sup>80</sup>
70392	2002	1082	Ad	71001	2002	784	R <sup>490</sup>
	2003	62	Am <sup>519</sup>				
	2003	592	Am	Title 8,			
70393	2002	1082	Ad	Ch. 6,			
70394	2003	394	Ad	heading			
70401	2002	1082	Ad	(Sec. 71002			
70402	2002	1082	Ad	et seq.)	2005	75 *	Am <sup>80</sup>
	2003	592	Am	71002	2002	784	R & Ad <sup>490</sup>
	2005	75 *	Am <sup>80</sup>	71003	2002	784	R <sup>490</sup>
70403	2002	1082	Ad	71004	2002	784	R <sup>490</sup>
	2005	410	Am	71005	2002	784	R <sup>490</sup>
70404	2003	592	Ad & R <sup>589</sup>	71006	2002	784	R <sup>490</sup>
70600	2005	75 *	Ad <sup>80</sup>	71009	2002	784	R <sup>490</sup>
70601	2005	75 *	Ad <sup>80</sup>	71010	2001	824	R
	2005	706	Am	71040	2002	784	R <sup>490</sup>
70603	2005	75 *	Ad <sup>80</sup>	71040.1	2002	784	R <sup>490</sup>
70611	2005	75 *	Ad(RN) <sup>80</sup>	71040.4	2002	784	R <sup>490</sup>
70612	2005	75 *	Ad(RN) <sup>80</sup>	71040.5	2001	824	R
70613	2005	75 *	Ad(RN) <sup>80</sup>	71040.6	2002	784	R <sup>490</sup>
70614	2005	75 *	Ad(RN) <sup>80</sup>	71040.7	2001	824	R
70616	2005	75 *	Ad(RN) <sup>80</sup>	71040.8	2002	784	R <sup>490</sup>
70617	2005	75 *	Ad <sup>80</sup>	71041	2002	784	R <sup>490</sup>
70618	2005	75 *	Ad(RN) <sup>80</sup>	71042	2002	784	R <sup>490</sup>
70619	2005	75 *	Ad <sup>80</sup>	71042.5	2002	784	R & Ad <sup>490</sup>
70620	2005	75 *	Ad(RN) <sup>80</sup>	71042.6	1999	344 *	Am
70621	2005	75 *	Ad(RN) <sup>80</sup>		2002	784	R & Ad <sup>490</sup>
70622	2005	75 *	Ad(RN) <sup>80</sup>	71043	2002	784	R & Ad <sup>490</sup>
70624	2005	75 *	Ad(RN) <sup>80</sup>	71044	2002	784	R <sup>490</sup>
70625	2005	75 *	Ad(RN) <sup>80</sup>	71045	2001	824	R
70626	2005	75 *	Ad <sup>80</sup>	71046	2002	784	R <sup>490</sup>
	2005	706	Am	71081	2002	221	Am
70627	2005	75 *	Ad <sup>80</sup>		2002	784	R <sup>490</sup>
					2003	149	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
71082	2002	784	R <sup>490</sup>	71340	2003	149	R
71083	2002	784	R <sup>490</sup>	71341	2003	149	R
71083.1	2001	824	R	71342	2003	149	R
71085	2002	784	R <sup>490</sup>	71380	2002	784	Am <sup>490</sup>
71085.1	2001	824	R	71382	2002	784	Am <sup>490</sup>
71086	2002	784	R <sup>490</sup>	71384	2002	784	Am <sup>490</sup>
71088	2002	784	R <sup>490</sup>	71386	2005	74*	Am
71089	2002	784	R <sup>490</sup>		2005	75*	Am <sup>80</sup>
71091	2002	784	R <sup>490</sup>	71600	2000	1010	Ad
71092	2002	784	R <sup>490</sup>	71601	2000	1010	Ad
71093	2002	784	R <sup>490</sup>		2001	270	Am
71094	2002	784	R & Ad <sup>490</sup>		2002	784	Am <sup>490</sup>
71095	2002	784	R <sup>490</sup>		2002	905	Am
71098	2002	784	R <sup>490</sup>		2003	62	Am <sup>519</sup>
71099	2002	784	R <sup>490</sup>		2003	149	Am
71100	2002	784	R <sup>490</sup>		2003	592	Am
71140	2002	784	R <sup>490</sup>		2004	49	Am
71140.1	2002	784	R <sup>490</sup>		2004	227*	Am
71140.2	2002	784	R <sup>490</sup>	71612	2000	1010	Ad
71140.3	2002	784	R <sup>490</sup>	71614	2000	1010	Ad
71141	2002	784	R <sup>490</sup>	71615	2000	1010	Ad
			Ad & R <sup>68 490</sup>		2002	905	Am
71143	2002	784	R <sup>490</sup>		2003	62	Am <sup>519</sup>
			Ad & R <sup>68 490</sup>	71616	2000	1010	Ad
71144	2002	784	R <sup>490</sup>	71617	2000	1010	Ad
			Ad & R <sup>68 490</sup>	71618	2000	1010	Ad
71145	2002	784	R <sup>490</sup>	71620	2000	1010	Ad
			Ad & R <sup>68 490</sup>		2002	784	Am <sup>490</sup>
71145.1	2002	784	R <sup>490</sup>	71622	2000	1010	Ad
			Ad & R <sup>68 490</sup>		2003	149	Am
71146	2002	784	Ad & R <sup>68 490</sup>		2004	811	Am
71180	2002	784	R <sup>490</sup>		2005	22	Am <sup>647</sup>
			Ad & R <sup>68 490</sup>	71623	2000	1010	Ad
71180.5	2002	784	R <sup>490</sup>	71623.5	2000	1010	Ad
71181	2002	784	R <sup>490</sup>		2001	270	Am
			Ad & R <sup>68 490</sup>	71624	2000	1010	Ad
71182	2002	784	R <sup>490</sup>	71625	2000	1010	Ad
71183	2002	784	R <sup>490</sup>	71626	2000	1010	Ad
71184	2002	784	R <sup>490</sup>	71626.1	2003	592	Ad
71220	2002	784	R <sup>490</sup>	71626.5	2000	1010	Ad
71221	2002	784	R <sup>490</sup>		2001	270	Am
71260	2002	784	R <sup>490</sup>	71627	2000	1010	Ad
71261	2002	784	R <sup>490</sup>		2001	270	Am
71262	2002	784	R <sup>490</sup>	71628	2000	1010	Ad
71263	2002	784	R <sup>490</sup>		2001	270	Am
71264	2002	784	R <sup>490</sup>	71629	2000	1010	Ad
71265	2002	784	R & Ad <sup>490</sup>		2001	270	Am
71266	2002	784	R & Ad <sup>490</sup>		2001	812	Am
71267	2002	784	R & Ad <sup>490</sup>	71630	2000	1010	Ad
71268	2002	784	R <sup>490</sup>		2004	227*	Am
71269	2002	784	R <sup>490</sup>	71631	2000	1010	Ad
71270	2002	784	R <sup>490</sup>	71632	2000	1010	Ad & R <sup>242</sup>
71273	2002	784	R <sup>490</sup>	71632.5	2000	1010	Ad <sup>243</sup>
71280	2002	784	R <sup>490</sup>		2001	270	Am
71280.1	2002	784	R <sup>490</sup>		2002	905	Am
71280.2	2002	784	R <sup>490</sup>		2003	62	Am <sup>519</sup>
71280.3	2002	784	R <sup>490</sup>	71632.6	2000	1010	Ad
71280.4	2002	784	R <sup>490</sup>	71633	2000	1010	Ad
71280.5	2002	784	R <sup>490</sup>	71634	2000	1010	Ad
71305	2002	784	Am <sup>490</sup>	71634.1	2000	1010	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
71634.2	2000	1010	Ad	71803	2002	1047	Ad
71634.3	2000	1010	Ad	71804	2002	1047	Ad
71634.4	2000	1010	Ad		2003	257	Am
71635	2000	1010	Ad	71804.5	2002	1047	Ad
71635.1	2000	1010	Ad	71805	2002	1047	Ad
71636	2000	1010	Ad		2003	257	Am
	2002	905	Am	71806	2002	1047	Ad <sup>425</sup>
	2003	62	Am <sup>519</sup>		2003	257	Am
	2004	227*	Am		2004	183	Am <sup>571</sup>
71636.1	2000	1010	Ad	71807	2002	1047	Ad
71636.3	2002	905	Ad	71808	2002	1047	Ad
	2003	62	Am <sup>519</sup>	71809	2002	1047	Ad
71637	2000	1010	Ad	71810	2002	1047	Ad
71637.1	2000	1010	Ad	71811	2002	1047	Ad
	2001	270	Am	71812	2002	1047	Ad
71638	2000	1010	Ad	71812.5	2002	1047	Ad
71639	2000	1010	Ad	71813	2002	1047	Ad
71639.1	2000	1010	Ad	71814	2002	1047	Ad
	2001	270	Am	71815	2002	1047	Ad
	2001	824	Am	71816	2002	1047	Ad
	2002	664	Am <sup>431</sup>	71817	2002	1047	Ad
	2002	905	Am	71818	2002	1047	Ad
	2004	227*	R & Ad	71819	2002	1047	Ad
71639.2	2000	1010	Ad	71820	2002	1047	Ad
71639.3	2000	1010	Ad	71821	2002	1047	Ad
	2002	905	Am	71822	2002	1047	Ad
	2004	227*	Am	71823	2002	1047	Ad
71639.4	2004	227*	Ad		2004	227*	Am
71639.5	2004	227*	Ad	71824	2002	1047	Ad
71640	2000	1010	Ad	71825	2002	1047	Ad
71641	2000	1010	Ad		2004	227*	R & Ad
71642	2000	1010	Ad	71825.1	2004	227*	Ad
71643	2000	1010	Ad	71825.2	2004	227*	Ad
71644	2000	1010	Ad	71826	2002	1047	Ad
71645	2000	1010	Ad	71827	2002	1047	Ad
71650	2000	1010	Ad	71828	2002	1047	Ad
	2001	270	Am		2003	257	Am
71651	2000	1010	Ad		2004	183	Am <sup>571</sup>
71652	2000	1010	Ad	71829	2002	1047	Ad
	2002	905	Am	72000	2002	784	R <sup>490</sup>
71653	2000	1010	Ad	72001	2002	784	R <sup>490</sup>
71654	2000	1010	Ad	72002	2002	784	R <sup>490</sup>
71655	2000	1010	Ad	72002.1	2002	784	R <sup>490</sup>
71656	2000	1010	Ad	72003	2002	784	R <sup>490</sup>
71657	2000	1010	Ad	Title 8,			
	2001	270	Am	Ch. 8,			
71658	2000	1010	Ad	heading			
71660	2000	1010	Ad	(Sec. 72004			
71670	2000	1010	Ad	et seq.)	2005	75*	Am <sup>80</sup>
71671	2000	1010	Ad	72004	2002	784	R & Ad <sup>490</sup>
71672	2000	1010	Ad	72006	2002	784	R <sup>490</sup>
71673	2000	1010	Ad	72053	2001	824	R
71674	2000	1010	Ad	72053.5	2002	784	R <sup>490</sup>
	2002	784	Am <sup>490</sup>	72054	2005	75*	R <sup>80</sup>
71675	2001	270	Ad	72055	2000	447	Am
71800	2002	1047	Ad		2001	812	Am
71801	2002	1047	Ad		2003	159*	Am <sup>98 479</sup>
	2003	257	Am				R <sup>100</sup>
71802	2002	1047	Ad				Ad <sup>485</sup>
	2003	257	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
72055 (Cont.)				72197	2002	71	R
	2005	75 *	R (as ad by	72198	2002	784	R <sup>490</sup>
			Sec. 22,	72199	2002	784	R <sup>490</sup>
			Stats. 2003,	72230	2002	784	R <sup>490</sup>
			Ch. 159) <sup>80</sup>	72232	2002	784	R <sup>490</sup>
			Am (as am by	72270	2002	784	R <sup>490</sup>
			Sec. 21,	72271	2002	784	R <sup>490</sup>
			Stats. 2003,	72271.5	2002	784	R <sup>490</sup>
			Ch. 159)	72272	2002	784	R <sup>490</sup>
			& RN <sup>36 13 80</sup>	72273	2002	784	R <sup>490</sup>
72056	2003	159 *	Am <sup>98 479</sup>	72274	2002	784	R <sup>490</sup>
			R <sup>100</sup>	72301	2002	784	Am <sup>490</sup>
			Ad <sup>485</sup>	72400	2002	784	R <sup>490</sup>
	2005	75 *	R (as ad by	72403	2002	784	Am <sup>490</sup>
			Sec. 24,	72404	2002	784	R <sup>490</sup>
			Stats. 2003,	72405	2002	784	R <sup>490</sup>
			Ch. 159) <sup>80</sup>	72406	2002	784	R <sup>490</sup>
			Am (as am by	72407	2002	784	Am <sup>490</sup>
			Sec. 23,		2004	811	R
			Stats. 2003,	72408	2002	784	R <sup>490</sup>
			Ch. 159)	72450	2002	784	R <sup>490</sup>
			& RN <sup>36 13 80</sup>	72600	2002	784	R <sup>490</sup>
72056.01	2005	75 *	R <sup>80</sup>	72602	2002	784	R <sup>490</sup>
72056.1	2005	75 *	R <sup>80</sup>	72602.1	2002	784	R <sup>490</sup>
72059	2005	75 *	R <sup>80</sup>	72602.11	2002	784	R <sup>490</sup>
72060	2005	75 *	R <sup>80</sup>	72602.12	2002	784	R <sup>490</sup>
72061	2005	75 *	R <sup>80</sup>	72602.13	2002	784	R <sup>490</sup>
72073	2005	75 *	R <sup>80</sup>	72602.14	2002	784	R <sup>490</sup>
72110	2002	784	Am & R <sup>489 490</sup>	72602.15	2002	784	R <sup>490</sup>
72111	2002	784	R <sup>490</sup>	72602.2	2002	784	R <sup>490</sup>
72113	2002	784	R <sup>490</sup>	72602.20	2002	784	R <sup>490</sup>
72114	1999	335	R	72602.3	2002	784	R <sup>490</sup>
	1999	641 *	R	72602.4	2002	784	R <sup>490</sup>
72114.1	2002	784	R <sup>490</sup>	72602.5	2002	784	R <sup>490</sup>
72114.2	1999	335	Ad	72602.6	2002	784	R <sup>490</sup>
	1999	641 *	Ad <sup>92</sup>	72602.7	2002	784	R <sup>490</sup>
	2000	135	Am <sup>203</sup>	72602.9	2002	784	R <sup>490</sup>
	2002	784	R (as ad by	72604	2002	784	R <sup>490</sup>
			Stats. 1999,	72604.1	2002	784	R <sup>490</sup>
			Ch. 335) <sup>490</sup>	72605	2002	784	R <sup>490</sup>
			Am (as am by	72606	2002	784	R <sup>490</sup>
			Stats. 2000,	72606.1	2002	784	R <sup>490</sup>
			Ch. 135)	72606.2	2002	784	R <sup>490</sup>
			& R <sup>18 490</sup>	72607	2002	784	R <sup>490</sup>
72115	1999	138 *	R & Ad	72608	1999	891	Am
	2002	784	Am & R <sup>489 490</sup>		2002	784	R <sup>490</sup>
72116	2002	784	Am <sup>490</sup>	72609	2002	784	R (as ad by
72150	2002	784	R <sup>490</sup>				Sec. 5.3 and
72151	2002	784	R <sup>490</sup>				Sec. 5.4,
72190	2002	784	Am <sup>490</sup>				Stats. 1998,
	2004	811	Am				Ch. 973) <sup>490</sup>
72190.1	2002	784	Am <sup>490</sup>	72610	2002	784	R <sup>490</sup>
72190.2	2002	784	Am <sup>490</sup>	72620	2002	784	R <sup>490</sup>
72190.5	1999	891	Ad	72621	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	72622	2002	784	R <sup>490</sup>
72191	2002	784	R <sup>490</sup>	72623	2002	784	R <sup>490</sup>
72192	2002	784	R <sup>490</sup>	72624	2002	784	R <sup>490</sup>
72194	2002	784	R <sup>490</sup>	72627	2002	784	R <sup>490</sup>
72194.5	2002	784	Am & RN <sup>490</sup>	72627.5	2002	784	R <sup>490</sup>
72195	2002	784	R <sup>490</sup>	72628	2002	784	R <sup>490</sup>
72196	2002	784	R <sup>490</sup>	72630	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
72631	2002	784	R <sup>490</sup>	72768	2002	784	R <sup>490</sup>
72632	2002	784	R <sup>490</sup>	72769	2002	784	R <sup>490</sup>
72635	1999	891	Am	72770	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	72771	2002	784	R <sup>490</sup>
72640	2002	784	R <sup>490</sup>	72771.1	2002	784	R <sup>490</sup>
72641	2002	784	R <sup>490</sup>	72772	2002	784	R <sup>490</sup>
72642	2002	784	R <sup>490</sup>	72773	2002	784	R <sup>490</sup>
72643	2002	784	R <sup>490</sup>	72774	2002	784	R <sup>490</sup>
72644	2002	784	R <sup>490</sup>	72775	2002	784	R <sup>490</sup>
72645	2002	784	R <sup>490</sup>	72776	2002	784	R <sup>490</sup>
72645.5	2002	784	R <sup>490</sup>	72777	2002	784	R <sup>490</sup>
72646	2002	784	R <sup>490</sup>	72778	2002	784	R <sup>490</sup>
72648	2002	784	R <sup>490</sup>	72778.1	2002	784	R <sup>490</sup>
72649	2002	784	R <sup>490</sup>	72779	2002	784	R <sup>490</sup>
72651	2002	784	R <sup>490</sup>	72780	2002	784	R <sup>490</sup>
72652	2002	784	R <sup>490</sup>	72781	2002	784	R <sup>490</sup>
72700	2002	784	R <sup>490</sup>	72782	2002	784	R <sup>490</sup>
72701	2002	784	R <sup>490</sup>	72783	2002	784	R <sup>490</sup>
72702	2002	784	R <sup>490</sup>	72784	2002	784	R <sup>490</sup>
72702.5	2002	784	R <sup>490</sup>	73075	2002	784	R <sup>490</sup>
72703	2002	784	R <sup>490</sup>	73075.1	2002	784	R <sup>490</sup>
72704	2002	784	R <sup>490</sup>	73076	2002	784	R <sup>490</sup>
72704.5	2002	784	R <sup>490</sup>	73077	2002	784	R <sup>490</sup>
72705	2002	784	R <sup>490</sup>	73078	2002	784	R <sup>490</sup>
72706	2002	784	R <sup>490</sup>	73079	2002	784	R <sup>490</sup>
72708	2002	784	R & Ad <sup>490</sup>	73080	2002	784	R <sup>490</sup>
72708.5	1999	891	Am	73082	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	73083	2002	784	R <sup>490</sup>
72709	2002	784	R & Ad <sup>490</sup>	73084	2002	784	R <sup>490</sup>
72710	2002	784	R & Ad <sup>490</sup>	73084.1	2002	784	R <sup>490</sup>
72711	2002	784	R & Ad <sup>490</sup>	73084.2	2002	784	R <sup>490</sup>
72711.5	2002	784	R & Ad <sup>490</sup>	73084.3	2002	784	R <sup>490</sup>
72712	2002	784	R & Ad <sup>490</sup>	73084.4	2002	784	R <sup>490</sup>
72713	2002	784	R & Ad <sup>490</sup>	73084.5	2002	784	R <sup>490</sup>
72714	2002	784	R <sup>490</sup>	73084.6	2002	784	R <sup>490</sup>
72715	2002	784	R <sup>490</sup>	73085	2002	784	R <sup>490</sup>
72720	2002	784	R <sup>490</sup>	73086	2002	784	R <sup>490</sup>
72721	2002	784	R <sup>490</sup>	73086.5	2002	784	R <sup>490</sup>
72750	2002	784	R <sup>490</sup>	73087	2002	784	R <sup>490</sup>
72750.4	2002	784	R <sup>490</sup>	73088	2002	784	R <sup>490</sup>
72750.5	2002	784	R <sup>490</sup>	73089	2002	784	R <sup>490</sup>
72751	2002	784	R <sup>490</sup>	73089.1	2002	784	R <sup>490</sup>
72751.1	2002	784	R <sup>490</sup>	73091	2002	784	R <sup>490</sup>
72751.5	2002	784	R <sup>490</sup>	73092	2002	784	R <sup>490</sup>
72752	2002	784	R <sup>490</sup>	73093	2002	784	R <sup>490</sup>
72753	2002	784	R <sup>490</sup>	73094	2002	784	R <sup>490</sup>
72754	2002	784	R <sup>490</sup>	73095	2002	784	R <sup>490</sup>
72755	2002	784	R <sup>490</sup>	73096	2002	784	R <sup>490</sup>
72756	2002	784	R <sup>490</sup>	73096.1	2002	784	R <sup>490</sup>
72757	2002	784	R <sup>490</sup>	73100	2002	784	R <sup>490</sup>
72758	2002	784	R <sup>490</sup>	73101	2002	784	R <sup>490</sup>
72759	2002	784	R <sup>490</sup>	73101.5	2002	784	R <sup>490</sup>
72760	2002	784	R <sup>490</sup>	73102	2002	784	R <sup>490</sup>
72761	2002	784	R <sup>490</sup>	73103	2002	784	R <sup>490</sup>
72762	2002	784	R <sup>490</sup>	73104	2002	784	R <sup>490</sup>
72763	2002	784	R <sup>490</sup>	73105	2002	784	R <sup>490</sup>
72764	2002	784	R <sup>490</sup>	73106	2002	784	R <sup>490</sup>
72765	2002	784	R <sup>490</sup>	73107	2002	784	R <sup>490</sup>
72766	2002	784	R <sup>490</sup>	73109	2002	784	R <sup>490</sup>
72767	2002	784	R <sup>490</sup>	73110	2002	784	R <sup>490</sup>
72767.1	2002	784	R <sup>490</sup>	73110.5	2002	784	R <sup>490</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
73111	2002	784	R <sup>490</sup>	73402	2002	784	R <sup>490</sup>
73111.5	2002	784	R <sup>490</sup>	73404	2002	784	R <sup>490</sup>
73112	2002	784	R <sup>490</sup>	73405	2002	784	R <sup>490</sup>
73113	2002	784	R <sup>490</sup>	73406	2002	784	R <sup>490</sup>
73113.5	2002	784	R <sup>490</sup>	73407	2002	784	R <sup>490</sup>
73114	2002	784	R <sup>490</sup>	73408	2002	784	R <sup>490</sup>
73115	2002	784	R <sup>490</sup>	73430	2002	784	R <sup>490</sup>
73116	2002	784	R <sup>490</sup>	73431	2002	784	R <sup>490</sup>
73117	2002	784	R <sup>490</sup>	73432.1	2002	784	R <sup>490</sup>
73118	2002	784	R <sup>490</sup>	73433	1999	891	Am
73119	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73120	2002	784	R <sup>490</sup>	73433.1	1999	891	Am
73121	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73122	2002	784	R <sup>490</sup>	73433.4	1999	891	R
73300	2002	784	R <sup>490</sup>	73434	1999	891	Am
73301	2002	784	Am <sup>490</sup>		2002	784	R <sup>490</sup>
73330	2002	784	R <sup>490</sup>	73435	1999	891	Am
73340	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73341	2002	784	R <sup>490</sup>	73435.1	2002	784	R <sup>490</sup>
73342	2002	784	R <sup>490</sup>	73436	1999	891	Am
73343	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73344	2002	784	R <sup>490</sup>	73436.05	2002	784	R <sup>490</sup>
73345	2002	784	R <sup>490</sup>	73436.1	1999	891	Am
73347	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73348	2002	784	R <sup>490</sup>	73436.2	1999	891	Am
73349	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
73350	2002	784	R <sup>490</sup>	73437	2002	784	R <sup>490</sup>
73351	2002	784	R <sup>490</sup>	73437.5	2002	784	R <sup>490</sup>
73352	2002	784	R <sup>490</sup>	73438	2002	784	R <sup>490</sup>
73353	2002	784	R <sup>490</sup>	73439	2002	784	R <sup>490</sup>
73353.2	2002	784	R <sup>490</sup>	73440	2002	784	R <sup>490</sup>
73354	2002	784	R <sup>490</sup>	73441	2002	784	R <sup>490</sup>
73355	2002	784	R <sup>490</sup>	73442	2002	784	R <sup>490</sup>
73356	2002	784	R <sup>490</sup>	73443	2002	784	R <sup>490</sup>
73357	2002	784	R <sup>490</sup>	73480	2002	784	R <sup>490</sup>
73358	2002	784	R <sup>490</sup>	73481	2002	784	R <sup>490</sup>
73362	2002	784	R <sup>490</sup>	73482	2002	784	R <sup>490</sup>
73363	2002	784	R <sup>490</sup>	73483	2002	784	R <sup>490</sup>
73365	2002	784	R <sup>490</sup>	73486	2002	784	R <sup>490</sup>
73366	2002	784	R <sup>490</sup>	73487	2002	784	R <sup>490</sup>
73390	2002	784	R & Ad <sup>490</sup>	73489	2002	784	R <sup>490</sup>
73391	2002	784	R <sup>490</sup>	73490	2002	784	R <sup>490</sup>
73391.5	2002	784	R <sup>490</sup>	73520	2002	784	R <sup>490</sup>
73392	2002	784	R <sup>490</sup>	73521	2002	784	R <sup>490</sup>
73393	2002	784	R <sup>490</sup>	73522	2002	784	R <sup>490</sup>
73394	2002	784	R <sup>490</sup>	73523	2002	784	R <sup>490</sup>
73395.1	2002	784	R <sup>490</sup>	73524	2002	784	R <sup>490</sup>
73396	2002	784	R & Ad <sup>490</sup>	73524.1	2002	784	R <sup>490</sup>
73397	2002	784	R <sup>490</sup>	73525	2002	784	R <sup>490</sup>
73398	2002	784	R <sup>490</sup>	73526	2002	784	R <sup>490</sup>
73399	1999	891	R & Ad	73527	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	73528	2002	784	R <sup>490</sup>
73399.1	2002	784	R <sup>490</sup>	73529	2002	784	R <sup>490</sup>
73399.2	2002	784	R <sup>490</sup>	73530	2002	784	R <sup>490</sup>
73399.3	2002	784	R <sup>490</sup>	73560	2002	784	R & Ad <sup>490</sup>
73399.4	2002	784	R <sup>490</sup>	73561	2002	784	R & Ad <sup>490</sup>
73399.5	2002	784	R <sup>490</sup>	73562	2002	784	R <sup>490</sup>
73399.6	2002	784	R <sup>490</sup>	73564	2002	784	R <sup>490</sup>
73399.7	2002	784	R <sup>490</sup>	73565	2002	784	R <sup>490</sup>
73400	2002	784	R <sup>490</sup>	73566	2002	784	R <sup>490</sup>
73401	2002	784	R <sup>490</sup>	73567	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
73568	2002	784	R <sup>490</sup>	73673	2002	784	R <sup>490</sup>
73569	2002	784	R <sup>490</sup>	73674	2002	784	R <sup>490</sup>
73570	2002	784	R <sup>490</sup>	73674.1	2002	784	R <sup>490</sup>
73571	2002	784	R <sup>490</sup>	73674.5	2002	784	R <sup>490</sup>
73572	2002	784	R <sup>490</sup>	73675	2002	784	R <sup>490</sup>
73580	2002	784	R <sup>490</sup>	73676	2002	784	R <sup>490</sup>
73581	2002	784	R <sup>490</sup>	73677	2002	784	R <sup>490</sup>
73582	2002	784	R <sup>490</sup>	73678	2002	784	R <sup>490</sup>
73583	2002	784	R <sup>490</sup>	73679	2002	784	R <sup>490</sup>
73584	2002	784	R <sup>490</sup>	73679.5	2002	784	R <sup>490</sup>
73585	2002	784	R <sup>490</sup>	73680	2002	784	R <sup>490</sup>
73586	2002	784	R <sup>490</sup>	73681	2002	784	R <sup>490</sup>
73586.1	2002	784	R <sup>490</sup>	73681.1	2002	784	R <sup>490</sup>
73587	2002	784	R <sup>490</sup>	73682	2002	784	R <sup>490</sup>
73600	2002	784	R <sup>490</sup>	73683	2002	784	R <sup>490</sup>
73601	2002	784	R <sup>490</sup>	73684	2002	784	R <sup>490</sup>
73602	2002	784	R <sup>490</sup>	73685	2002	784	R <sup>490</sup>
73603	2002	784	R <sup>490</sup>	73686	2002	784	R <sup>490</sup>
73604	2002	784	R <sup>490</sup>	73687	2002	784	R <sup>490</sup>
73605	2002	784	R <sup>490</sup>	73690	2002	784	R <sup>490</sup>
73606	2002	784	R <sup>490</sup>	73691	2002	784	R <sup>490</sup>
73607	2002	784	R <sup>490</sup>	73692	2002	784	R <sup>490</sup>
73608	2002	784	R <sup>490</sup>	73693	2002	784	R <sup>490</sup>
73640	2002	784	R & Ad <sup>490</sup>	73694	2002	784	R <sup>490</sup>
73641	2002	784	R <sup>490</sup>	73695	2002	784	R <sup>490</sup>
73642	2002	784	R & Ad <sup>490</sup>	73696	2002	784	R <sup>490</sup>
	2004	69*	Am	73697	2002	784	R <sup>490</sup>
73643	2002	784	R <sup>490</sup>	73698	2002	784	R & Ad <sup>490</sup>
73644	2002	784	R <sup>490</sup>	73698.1	2002	784	R <sup>490</sup>
73644.5	2002	784	R <sup>490</sup>	73698.2	2002	784	R <sup>490</sup>
73645	2002	784	R <sup>490</sup>	73698.3	2002	784	R <sup>490</sup>
73646	2002	784	R <sup>490</sup>	73698.4	2002	784	R <sup>490</sup>
73647	2002	784	R <sup>490</sup>	73698.5	2002	784	R <sup>490</sup>
73648	2002	784	R & Ad <sup>490</sup>	73698.6	2002	784	R & Ad <sup>490</sup>
	2003	149	R	73698.7	2002	784	R <sup>490</sup>
73649	2002	784	R <sup>490</sup>	73699	2002	784	R <sup>490</sup>
73649.1	2002	784	R <sup>490</sup>	73699.1	2002	784	R <sup>490</sup>
73650	2002	784	R <sup>490</sup>	73699.2	2002	784	R <sup>490</sup>
73660	2002	784	R & Ad <sup>490</sup>	73699.3	2002	784	R <sup>490</sup>
73660.5	2002	784	R <sup>490</sup>	73699.4	2002	784	R <sup>490</sup>
73661	2002	784	R & Ad <sup>490</sup>	73699.5	2002	784	R <sup>490</sup>
73661.5	2002	784	R <sup>490</sup>	73699.6	2002	784	R <sup>490</sup>
73662	2002	784	R <sup>490</sup>	73701	2002	784	R <sup>490</sup>
73662.5	2002	784	R <sup>490</sup>	73702	2002	784	R <sup>490</sup>
73663	2002	784	R <sup>490</sup>	73704	2002	784	R <sup>490</sup>
73663.5	2002	784	R <sup>490</sup>	73705	2002	784	R <sup>490</sup>
73664	2002	784	R <sup>490</sup>	73709	2002	784	R <sup>490</sup>
73664.5	2002	784	R <sup>490</sup>	73710	2002	784	R <sup>490</sup>
73665	1999	891	Am	73713	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	73714	2002	784	R <sup>490</sup>
			Ad & R <sup>489 490</sup>	73730	2002	784	R & Ad <sup>490</sup>
	2003	62	Am <sup>519</sup>	73731	2002	784	R <sup>490</sup>
73666	2002	784	R <sup>490</sup>	73732	2002	784	R & Ad <sup>490</sup>
			Ad & R <sup>489 490</sup>	73733	2002	784	R <sup>490</sup>
73667	2002	784	R <sup>490</sup>	73734	2002	784	R <sup>490</sup>
73668	2002	784	R <sup>490</sup>	73735	2002	784	R <sup>490</sup>
73671	2002	784	R <sup>490</sup>	73736	2002	784	R <sup>490</sup>
73672	2002	784	R <sup>490</sup>	73737	2002	784	R <sup>490</sup>
73672.1	2002	784	R <sup>490</sup>	73738	2002	784	R <sup>490</sup>
73672.2	2002	784	R <sup>490</sup>	73739	2002	784	R <sup>490</sup>
73672.6	2002	784	R <sup>490</sup>	73740	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
73741	2002	784	R <sup>490</sup>	73790	2002	784	R & Ad <sup>490</sup>
73742	2002	784	R <sup>490</sup>	73791	2002	784	R <sup>490</sup>
73743	2002	784	R <sup>490</sup>	73792	2002	784	R & Ad <sup>490</sup>
73750	2002	784	R & Ad <sup>490</sup>	73793	2002	784	R <sup>490</sup>
73751	2002	784	R <sup>490</sup>	73794	2002	784	R <sup>490</sup>
73752	2002	784	R <sup>490</sup>	73795.5	2002	784	R <sup>490</sup>
73753	2002	784	R <sup>490</sup>	73796	2002	784	R & Ad <sup>490</sup>
73754	2002	784	R <sup>490</sup>	73797	2002	784	R <sup>490</sup>
73755	2002	784	R <sup>490</sup>	73798	2002	784	R <sup>490</sup>
73756	2002	784	R & Ad <sup>490</sup>	73800	2002	784	R <sup>490</sup>
73757	1999	891	R & Ad	73801	2002	784	R <sup>490</sup>
	2002	784	R <sup>490</sup>	73802	2002	784	R <sup>490</sup>
			Ad & R <sup>489 490</sup>	73803	1999	641*	R
	2003	62	Am <sup>519</sup>	73820	2002	784	R <sup>490</sup>
73758	1999	891	Ad(RN)	73821	2002	784	R <sup>490</sup>
	2002	784	R & Ad <sup>490</sup>	73822	2002	784	R <sup>490</sup>
73759	2002	784	R <sup>490</sup>	73823	2002	784	R <sup>490</sup>
73760	2002	784	R <sup>490</sup>	73824	2002	784	R <sup>490</sup>
73761	2002	784	R <sup>490</sup>	73825	2002	784	R <sup>490</sup>
73762	2002	784	R <sup>490</sup>	73826	2002	784	R <sup>490</sup>
73763	2002	784	R <sup>490</sup>	73827	2002	784	R <sup>490</sup>
73764	2002	784	R <sup>490</sup>	73828	2002	784	R <sup>490</sup>
73765	2002	784	R <sup>490</sup>	73870	2002	784	R <sup>490</sup>
73766	2002	784	R <sup>490</sup>	73871	2002	784	R <sup>490</sup>
73767	2002	784	R <sup>490</sup>	73872	2002	784	R <sup>490</sup>
73770	2002	784	R & Ad <sup>490</sup>	73873	2002	784	R <sup>490</sup>
73771	2002	784	R & Ad <sup>490</sup>	73874	2002	784	R <sup>490</sup>
73771.1	2002	784	R <sup>490</sup>	73875	2002	784	R <sup>490</sup>
73772	2002	784	R <sup>490</sup>	73876	2002	784	R <sup>490</sup>
73773	2002	784	R <sup>490</sup>	73877	2002	784	R <sup>490</sup>
73774	2002	784	R <sup>490</sup>	73950	2002	784	R & Ad <sup>490</sup>
73776	2002	784	R <sup>490</sup>	73951	2002	784	R <sup>490</sup>
73777	2002	784	R <sup>490</sup>	73952	2002	784	R & Ad <sup>490</sup>
73779	2002	784	R <sup>490</sup>		2004	69*	Am
73781	2002	784	R <sup>490</sup>	73953	2002	784	R <sup>490</sup>
73781.5	2002	784	R <sup>490</sup>	73954	2002	784	R <sup>490</sup>
73781.6	2002	784	R <sup>490</sup>	73954.5	2002	784	R <sup>490</sup>
73782	2002	784	R <sup>490</sup>	73955	2002	784	R <sup>490</sup>
73783	2002	784	R <sup>490</sup>	73956	2002	784	R & Ad <sup>490</sup>
73783.1	2002	784	R & Ad <sup>490</sup>	73957	2002	784	R <sup>490</sup>
73783.2	2002	784	R <sup>490</sup>	73957.5	2002	784	R <sup>490</sup>
73783.3	2002	784	R & Ad <sup>490</sup>	73958	2002	784	R <sup>490</sup>
73783.4	2002	784	R <sup>490</sup>	73959	2002	784	R <sup>490</sup>
73783.5	2002	784	R <sup>490</sup>	73960	2002	784	R <sup>490</sup>
73783.6	2002	784	R <sup>490</sup>	74000	1999	891	R
73783.7	2002	784	R <sup>490</sup>	74001	1999	891	R
73783.8	2002	784	R <sup>490</sup>	74001.5	1999	891	R
73783.9	2002	784	R <sup>490</sup>	74002	1999	891	R
73784	2002	784	R & Ad <sup>490</sup>	74004	1999	891	R
73784.1	2002	784	R <sup>490</sup>	74005	1999	891	R
73784.10	2002	784	R & Ad <sup>490</sup>	74007	1999	891	R
73784.11	2002	784	R <sup>490</sup>	74010	2002	784	R <sup>490</sup>
73784.2	2002	784	R <sup>490</sup>	74011	2002	784	R <sup>490</sup>
73784.3	2002	784	R <sup>490</sup>	74012	2002	784	R <sup>490</sup>
73784.4	2002	784	R <sup>490</sup>	74013	2002	784	R <sup>490</sup>
73784.5	2002	784	R <sup>490</sup>	74014	2002	784	R <sup>490</sup>
73784.6	2002	784	R <sup>490</sup>	74020	2002	784	R <sup>490</sup>
73784.7	2002	784	R <sup>490</sup>	74020.5	2002	784	R <sup>490</sup>
73784.8	2002	784	R <sup>490</sup>	74021	2002	784	R <sup>490</sup>
73784.9	2002	784	R <sup>490</sup>	74022	2002	784	R <sup>490</sup>
73785	2002	784	R <sup>490</sup>	74023	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
74024	2002	784	R <sup>490</sup>	74359.2	2002	784	R <sup>490</sup>
74025	2002	784	R <sup>490</sup>	74361	1999	335	R
74026	2002	784	R <sup>490</sup>		1999	641*	R
74030	2002	784	R <sup>490</sup>	74362	1999	335	R
74130	2002	784	R & Ad <sup>490</sup>		1999	641*	R
74131	2002	784	R <sup>490</sup>	74363	1999	335	R
74131.1	2002	784	R <sup>490</sup>		1999	641*	R
74132	2002	784	R <sup>490</sup>	74364	1999	335	R
74133	2002	784	R <sup>490</sup>		1999	641*	R
74134	2002	784	R <sup>490</sup>	74365	1999	335	R
74135	2002	784	R <sup>490</sup>		1999	641*	R
74135.1	2002	784	R <sup>490</sup>	74366	1999	335	R
74135.5	2002	784	R <sup>490</sup>		1999	641*	R
74135.6	2002	784	R <sup>490</sup>	74367	1999	335	R
74136	2002	784	R <sup>490</sup>		1999	641*	R
74136.1	2002	784	R <sup>490</sup>	74368	1999	335	R
74137.5	2002	784	R <sup>490</sup>		1999	641*	R
74138	2002	784	R <sup>490</sup>	74369	1999	335	R
74139	2002	784	R <sup>490</sup>		1999	641*	R
74140	2002	784	R <sup>490</sup>	74370	1999	335	R
74141	2002	784	R <sup>490</sup>		1999	641*	R
74143	2002	784	R <sup>490</sup>	74371	1999	335	R
74143.1	2002	784	R <sup>490</sup>		1999	641*	R
74143.2	2002	784	R <sup>490</sup>	74372	1999	335	R
74145	2002	784	R & Ad <sup>490</sup>		1999	641*	R
74190	2002	784	R <sup>490</sup>	74500	2002	784	R <sup>490</sup>
74191	2002	784	R <sup>490</sup>	74501	2002	784	R <sup>490</sup>
74191.7	2002	784	R <sup>490</sup>	74501.1	2001	824	R
74192	2002	784	R <sup>490</sup>	74501.2	2001	824	R
74192.5	2002	784	R <sup>490</sup>	74502	2002	784	R <sup>490</sup>
74193	2002	784	R <sup>490</sup>	74503	2002	784	R <sup>490</sup>
74194	2002	784	R <sup>490</sup>	74504	2002	784	R <sup>490</sup>
74195	2002	784	R <sup>490</sup>	74504.5	2002	784	R <sup>490</sup>
74195.5	2002	784	R <sup>490</sup>	74505	2002	784	R <sup>490</sup>
74196	2002	784	R <sup>490</sup>	74506	2002	784	R <sup>490</sup>
74197	2002	784	R <sup>490</sup>	74507	2002	784	R <sup>490</sup>
74201	2002	784	R <sup>490</sup>	74508	2002	784	R <sup>490</sup>
74205	2002	784	R <sup>490</sup>	74509	2002	784	R <sup>490</sup>
74206	2002	784	R <sup>490</sup>	74510	2002	784	R <sup>490</sup>
74207	2002	784	R <sup>490</sup>	74511	2002	784	R <sup>490</sup>
74208	2002	784	R <sup>490</sup>	74512	2002	784	R <sup>490</sup>
74209	2002	784	R <sup>490</sup>	74513	2002	784	R <sup>490</sup>
74210	2002	784	R <sup>490</sup>	74514	2002	784	R <sup>490</sup>
74211	2002	784	R <sup>490</sup>	74515	2002	784	R <sup>490</sup>
74212	2002	784	R <sup>490</sup>	74516	2002	784	R <sup>490</sup>
74340	2002	784	R & Ad <sup>490</sup>	74517	2002	784	R <sup>490</sup>
74341	2002	784	R <sup>490</sup>	74518	2002	784	R <sup>490</sup>
74342	2002	784	R & Ad <sup>490</sup>	74520	2002	784	R <sup>490</sup>
	2004	69*	Am	74521	2002	784	R <sup>490</sup>
74343	2002	784	R <sup>490</sup>	74600	2002	784	R <sup>490</sup>
74344	2002	784	R <sup>490</sup>	74601	2002	784	R <sup>490</sup>
74345	2002	784	R <sup>490</sup>	74602	2002	784	R & Ad <sup>490</sup>
74346	2002	784	R <sup>490</sup>	74603	2002	784	R <sup>490</sup>
74347	2002	784	R <sup>490</sup>	74604	2002	784	R <sup>490</sup>
74348	2002	784	R <sup>490</sup>	74605	2002	784	R <sup>490</sup>
74349	2002	784	R <sup>490</sup>	74606	2002	784	R <sup>490</sup>
74351	2002	784	R <sup>490</sup>	74607	2002	784	R <sup>490</sup>
74352	2002	784	R <sup>490</sup>	74608	2002	784	R <sup>490</sup>
74353	2002	784	R <sup>490</sup>	74609	2002	784	R <sup>490</sup>
74355	2002	784	R <sup>490</sup>	74610	2002	784	R <sup>490</sup>
74359.1	2002	784	R <sup>490</sup>	74611	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
74612	2002	784	R <sup>490</sup>	74727	2002	784	R <sup>490</sup>
74613	2002	784	R <sup>490</sup>	74727.5	2002	784	R <sup>490</sup>
74640	2002	784	R & Ad <sup>490</sup>	74728	2002	784	R <sup>490</sup>
74640.1	2002	784	R <sup>490</sup>	74729	2002	784	R <sup>490</sup>
74640.2	2002	784	R & Ad <sup>490</sup>	74730	2002	784	R <sup>490</sup>
74641	2002	784	R <sup>490</sup>	74731	2002	784	R <sup>490</sup>
74641.1	2002	784	R <sup>490</sup>	74740	2002	784	R & Ad <sup>490</sup>
74641.2	2002	784	R <sup>490</sup>	74741	2002	784	R <sup>490</sup>
74641.3	2002	784	R <sup>490</sup>	74742	2002	784	R & Ad <sup>490</sup>
74642	2002	784	R <sup>490</sup>		2004	69*	Am
74643	2002	784	R <sup>490</sup>	74743	2002	784	R <sup>490</sup>
74644.1	2002	784	R <sup>490</sup>	74744	2002	784	R <sup>490</sup>
74644.2	2002	784	R <sup>490</sup>	74745	2002	784	R <sup>490</sup>
74645	2002	784	R <sup>490</sup>	74745.1	2002	784	R <sup>490</sup>
74646	2002	784	R <sup>490</sup>	74745.5	2002	784	R <sup>490</sup>
74647	2002	784	R <sup>490</sup>	74746	2002	784	R <sup>490</sup>
74648	2002	784	R <sup>490</sup>	74747	2002	784	R <sup>490</sup>
74649	2002	784	R <sup>490</sup>	74748	2002	784	R & Ad <sup>490</sup>
74654.5	2002	784	R <sup>490</sup>		2003	149	R
74660	2002	784	R <sup>490</sup>	74749	2002	784	R <sup>490</sup>
74661	2002	784	R <sup>490</sup>	74750	2002	784	R <sup>490</sup>
74662	2002	784	R <sup>490</sup>	74760	2002	784	R & Ad <sup>490</sup>
74662.5	2002	784	R <sup>490</sup>	74761	2002	784	R <sup>490</sup>
74663	2002	784	R <sup>490</sup>	74762	2002	784	R <sup>490</sup>
74665	2002	784	R <sup>490</sup>	74763	2002	784	R <sup>490</sup>
74666	2002	784	R <sup>490</sup>	74764	2002	784	R & Ad <sup>490</sup>
74667	2002	784	R <sup>490</sup>	74765	2002	784	R <sup>490</sup>
74668	2002	784	R <sup>490</sup>	74766	2002	784	R <sup>490</sup>
74669	2002	784	R <sup>490</sup>	74767	2002	784	R <sup>490</sup>
74670	2002	784	R <sup>490</sup>	74780	2002	784	R <sup>490</sup>
74672	2002	784	R <sup>490</sup>	74781	2002	784	R <sup>490</sup>
74673	2002	784	R <sup>490</sup>	74782	2002	784	R <sup>490</sup>
74690	2002	784	R <sup>490</sup>	74782.1	2002	784	R <sup>490</sup>
74691	2002	784	R <sup>490</sup>	74783	2002	784	R <sup>490</sup>
74692	2002	784	R <sup>490</sup>	74784	2002	784	R <sup>490</sup>
74693	2002	784	R <sup>490</sup>				Ad & R <sup>489 490</sup>
74693.1	2002	784	R <sup>490</sup>	74785	2002	784	R <sup>490</sup>
74693.2	2002	784	R <sup>490</sup>				Ad & R <sup>489 490</sup>
74693.3	2002	784	R <sup>490</sup>	74786	2002	784	R <sup>490</sup>
74694	2002	784	R <sup>490</sup>	74787	2002	784	R <sup>490</sup>
74695	2002	784	R <sup>490</sup>	74788	2002	784	R <sup>490</sup>
74698	2002	784	R <sup>490</sup>	74789	2002	784	R <sup>490</sup>
74699	2002	784	R <sup>490</sup>	74790	2002	784	R <sup>490</sup>
74700	2002	784	R <sup>490</sup>	74791	2002	784	R <sup>490</sup>
74701	2002	784	R <sup>490</sup>	74792	2002	784	R <sup>490</sup>
74701.5	2002	784	R <sup>490</sup>	74800	2002	784	R <sup>490</sup>
74702	2002	784	R <sup>490</sup>	74801	2002	784	R <sup>490</sup>
74703	2002	784	R <sup>490</sup>	74802	2002	784	R <sup>490</sup>
74705	2002	784	R <sup>490</sup>	74803	2002	784	R <sup>490</sup>
74706	2002	784	R <sup>490</sup>	74805	2002	784	R <sup>490</sup>
74707	2002	784	R <sup>490</sup>	74806	2002	784	R <sup>490</sup>
74708	2002	784	R <sup>490</sup>	74807	2002	784	R <sup>490</sup>
74710	2002	784	R <sup>490</sup>	74807.5	2002	784	R <sup>490</sup>
74711	2002	784	R <sup>490</sup>	74808	2002	784	R <sup>490</sup>
74720	2002	784	R & Ad <sup>490</sup>	74809	2002	784	R <sup>490</sup>
74721	2002	784	R <sup>490</sup>	74810	2002	784	R <sup>490</sup>
74722	2002	784	R <sup>490</sup>	74811	2002	784	R <sup>490</sup>
74723	2002	784	R <sup>490</sup>	74820.1	2002	784	R & Ad <sup>490</sup>
74724	2002	784	R & Ad <sup>490</sup>	74820.10	2002	784	R <sup>490</sup>
74725	2002	784	R <sup>490</sup>	74820.11	2002	784	R <sup>490</sup>
74726	2002	784	R <sup>490</sup>	74820.12	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
74820.13	2002	784	R <sup>490</sup>	74917	2002	784	R <sup>490</sup>
74820.14	2002	784	R <sup>490</sup>	74917.5	2002	784	R <sup>490</sup>
74820.2	2002	784	Am <sup>490</sup>	74918	2002	784	R <sup>490</sup>
74820.3	2002	784	Am <sup>490</sup>	74918.5	2002	784	R <sup>490</sup>
74820.4	2002	784	R <sup>490</sup>	74919	2002	784	R <sup>490</sup>
74820.5	2002	784	R <sup>490</sup>	74920	2002	784	R & Ad <sup>490</sup>
74820.6	2002	784	R <sup>490</sup>		2003	149	R
74820.7	2002	784	R <sup>490</sup>	74920.1	2002	784	R <sup>490</sup>
74820.8	2002	784	R <sup>490</sup>	74920.5	2002	784	R & Ad <sup>490</sup>
74820.9	2002	784	R <sup>490</sup>		2003	149	R
74830	2002	784	R <sup>490</sup>	74920.6	2002	784	R & Ad <sup>490</sup>
74831	2002	784	R <sup>490</sup>		2003	149	R
74832	2002	784	R <sup>490</sup>	74921	2002	784	R <sup>490</sup>
74833	2002	784	R <sup>490</sup>	74921.1	2002	784	R <sup>490</sup>
74834	2002	784	R <sup>490</sup>	74921.10	2002	784	R <sup>490</sup>
74835	2002	784	R <sup>490</sup>	74921.11	2002	784	R <sup>490</sup>
74836	2002	784	R <sup>490</sup>	74921.2	2002	784	R <sup>490</sup>
74837	2002	784	R <sup>490</sup>	74921.3	2002	784	R <sup>490</sup>
74838	2002	784	R <sup>490</sup>	74921.4	2002	784	R <sup>490</sup>
74839	2002	784	R <sup>490</sup>	74921.5	2002	784	R <sup>490</sup>
74840	2002	784	R <sup>490</sup>	74921.6	2002	784	R <sup>490</sup>
74841	2002	784	R <sup>490</sup>	74921.7	2002	784	R <sup>490</sup>
74841.5	2002	784	R <sup>490</sup>	74921.8	2002	784	R <sup>490</sup>
74842	2002	784	R <sup>490</sup>	74922	2002	784	R <sup>490</sup>
74843	2002	784	R <sup>490</sup>	74923	2002	784	R <sup>490</sup>
74843.5	2002	784	R <sup>490</sup>	74924	2002	784	R <sup>490</sup>
74844	2002	784	R <sup>490</sup>	74925	2002	784	R <sup>490</sup>
74845	2002	784	R <sup>490</sup>	74925.1	2002	784	R <sup>490</sup>
74845.1	2002	784	R <sup>490</sup>	74925.2	2002	784	R <sup>490</sup>
74845.2	2002	784	R <sup>490</sup>	74926	2002	784	R <sup>490</sup>
74846	2002	784	R <sup>490</sup>	74926.5	2002	784	R <sup>490</sup>
74847	2002	784	R <sup>490</sup>	74926.7	2002	784	R <sup>490</sup>
74848	2002	784	R <sup>490</sup>	74934	2002	784	R & Ad <sup>490</sup>
74849	2002	784	R <sup>490</sup>	74935	2002	784	R <sup>490</sup>
74850	2002	784	R <sup>490</sup>	74935.5	2002	784	R & Ad <sup>490</sup>
74851	2002	784	R <sup>490</sup>	74935.6	2002	784	R <sup>490</sup>
74860	2002	784	R <sup>490</sup>	74935.7	2002	784	R <sup>490</sup>
74861	2002	784	R <sup>490</sup>	74936	2002	784	R <sup>490</sup>
74862	2002	784	R <sup>490</sup>	74937	2002	784	R <sup>490</sup>
74863	2002	784	R <sup>490</sup>	74938	2002	784	R <sup>490</sup>
74864	2002	784	R <sup>490</sup>	74939	2002	784	R <sup>490</sup>
74865	2002	784	R <sup>490</sup>	74940	2002	784	R <sup>490</sup>
74866	2002	784	R <sup>490</sup>	74941	2002	784	R <sup>490</sup>
74867	2002	784	R <sup>490</sup>	74942	2002	784	R <sup>490</sup>
74868	2002	784	R <sup>490</sup>	74943	2002	784	R <sup>490</sup>
74900	2002	784	R <sup>490</sup>	74944	2002	784	R <sup>490</sup>
74901	2002	784	R <sup>490</sup>	74945	2002	784	R <sup>490</sup>
74903	2002	784	R <sup>490</sup>	74948	2002	784	R & Ad <sup>490</sup>
74904	2001	824	R	74949	2002	784	R <sup>490</sup>
74905	2002	784	R <sup>490</sup>	74949.1	2002	784	R <sup>490</sup>
74907	2002	784	R <sup>490</sup>	74950	2002	784	R & Ad <sup>490</sup>
74908	2002	784	R <sup>490</sup>	74951	2002	784	R <sup>490</sup>
74909	2002	784	R <sup>490</sup>	74952	2002	784	R <sup>490</sup>
74910	2002	784	R <sup>490</sup>	74953	2002	784	R <sup>490</sup>
74911	2002	784	R <sup>490</sup>	74954	2002	784	R <sup>490</sup>
74912	2002	784	R <sup>490</sup>	74955	2002	784	R <sup>490</sup>
74913	2002	784	R <sup>490</sup>	74956	2002	784	R <sup>490</sup>
74915	2002	784	R & Ad <sup>490</sup>	74957	2002	784	R <sup>490</sup>
74915.5	2002	784	R <sup>490</sup>	74958	2002	784	R <sup>490</sup>
74916	2002	784	R & Ad <sup>490</sup>	74960	2002	784	R & Ad <sup>490</sup>
74916.5	2002	784	R <sup>490</sup>	74961	2002	784	R <sup>490</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
74962	2002	784	R & Ad <sup>490</sup>	75085.1	2000	961	Ad
74963	2002	784	R <sup>490</sup>	75085.2	2000	961	Ad
74964	2002	784	R <sup>490</sup>	75085.3	2000	961	Ad
74965	2002	784	R <sup>490</sup>	75085.4	2000	961	Ad
74967	2002	784	R <sup>490</sup>	75085.5	2000	961	Ad
74969	2002	784	R <sup>490</sup>	75085.6	2000	961	Ad
74970	2002	784	R <sup>490</sup>	75085.7	2000	961	Ad
74971	2002	784	R <sup>490</sup>	75085.8	2000	961	Ad
74972	2002	784	R <sup>490</sup>	75086	2000	961	Ad
74973	2002	784	R <sup>490</sup>	75086.1	2000	961	Ad
74980	2002	784	R <sup>490</sup>	75086.2	2000	961	Ad
74981	2002	784	R <sup>490</sup>	75087	2000	961	Ad
74982	2002	784	R <sup>490</sup>	75088	2000	961	Ad
74983	2002	784	R <sup>490</sup>	75088.3	2000	961	Ad
74984	2002	784	R & Ad <sup>490</sup>	75088.4	2000	961	Ad
74985	2002	784	R & Ad <sup>490</sup>	75089	2000	961	Ad
74986	2002	784	R <sup>490</sup>	75089.1	2000	961	Ad
74987	2002	784	R <sup>490</sup>	75091	2004	231	Am
74988	2002	784	R & Ad <sup>490</sup>	75093	2003	10*	Am
74989	2002	784	R <sup>490</sup>	75094	1999	671	Ad
74991	2002	784	R <sup>490</sup>		2003	10*	Am
74993	2002	784	R <sup>490</sup>		2004	231	R
74994	2002	784	R <sup>490</sup>	75095.5	2002	664	Am <sup>431</sup>
74995	2002	784	R <sup>490</sup>		2002	784	R <sup>490</sup>
74996	2002	784	R <sup>490</sup>	75101	1999	785	Am
74997	2002	784	R <sup>490</sup>	75102	2001	118*	Am
75003	2001	118*	Am	75103	2001	118*	Am
75028.5	2002	664	Am <sup>431</sup>		2002	784	Am <sup>490</sup>
75029	2002	664	Am <sup>431</sup>	75104	2002	664	Am <sup>431</sup>
75030.8	2003	10*	Ad(RN)	75104.4	2002	664	Am <sup>431</sup>
75030.9	2001	433	Ad		2004	231	Am
	2002	664	Am (as ad by Stats. 1986, Ch. 115) <sup>431</sup>	75104.5	2002	664	Am <sup>431</sup>
	2003	10*	Am (as ad by Stats. 2001, Ch. 433) & RN	75106	2002	664	Am <sup>431</sup>
				75109.1	2004	231	Ad
75031	2002	664	Am <sup>431</sup>	75502	2001	118*	Am
75031.5	2004	231	Ad	75506.5	2001	433	Ad
75033	2002	664	Am <sup>431</sup>	75506.6	2004	231	Ad
75034.1	2004	231	R	75520	1999	785	Am
75059	2000	988	Ad	75521	1999	785	Am
75059.1	2000	988	Ad		2001	433	Am
	2001	159	Am <sup>305</sup>		2004	69*	Am
75060.1	2002	664	Am <sup>431</sup>	75523	1999	785	Am
75060.3	2001	745*	R	75528	2001	433	Ad
75071	1999	671	Am	75560.3	2001	745*	R
	2001	433	Am	75571	2001	433	Am
	2002	661	Am	75573	2001	433	Ad
	2005	328	Am	75580	2003	10*	Am
75072	2002	661	Am	75590	1999	671	Am
75073	2001	433	Ad		2000	1002	Am
75074	2002	661	Ad		2003	10*	Am
75076.2	2002	784	Am <sup>490</sup>	75600.5	2001	118*	Am
75077	2002	664	Am <sup>431</sup>	75601	2001	118*	Am
	2004	231	Am	75602	2001	118*	Am
75079	2004	231	Am		2002	784	Am <sup>490</sup>
75079.5	2001	433	Ad	75611.5	2004	231	Ad
75080	1999	671	Am	75758	1999	891	Am & RN
75083	2002	664	Am <sup>431</sup>	76000	2002	1082	Am
75085	2000	961	Ad		2003	592	Am
				76100	2002	1082	Am
					2003	592	Am
					2005	410	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
76101	2002	1082	Am	77212	2000	447	Am
76104	1999	674	Am		2001	812	Am
76104.1	2004	524	Ad & R <sup>75</sup>	77212.5	1999	138 *	Am (by Sec. 4 of Ch.)
76104.5	1999	475	Am		1999	641 *	Am
76104.6	2004				2002	1010	R
	Initiative (Prop. 69 adopted Nov. 2, 2004)		Ad	77604	2001	745 *	Am
76106	2002	221	Am	77605	2001	745 *	Am
76200	2002	784	Am <sup>490</sup>	77654	2001	745 *	Am
76219	2000	375	Am		2001	852 *	Am
76223	2002	1082	Ad	81008	2004	478 *	Am
76224	2001	767	Am	81011.15	2002	221	Am
	2002	500	Am	82002	2001	921	Am
76236	2002	367	Ad	82011	2002	784	Am <sup>490</sup>
	2005	75 *	Am & RN <sup>80</sup>		2003	62	Am <sup>519</sup>
76238	2002	784	Am <sup>490</sup>	82016	2000	102 *	Am <sup>25 210</sup>
	2005	75 *	Am & RN <sup>80</sup>	82019	2004	484	Am
76245	2000	375	Am	82027.5	2004	623 *	Am
	2002	784	Am <sup>490</sup>	82030	2002	172	Am
76251	2001	432	Ad		2004	484	Am
76252	2001	432	Ad	82033	2000	130	Am
77001	2001	812	Am	82034	2000	130	Am
77003	2001	812	Am (by Sec. 20 of Ch.)	82036	2004	623 *	Am
	2001	824	Am (by Sec. 33.5 of Ch.)		2005	22	Am <sup>647</sup>
	2002	784	Am <sup>490</sup>	82039	2001	921	Am
77006.5	2004	811	Am	82048	2004	484	Am
77007	2002	784	Am <sup>490</sup>	82048.7	2005	200	Am
77008	2002	784	Am <sup>490</sup>	82053	2000	102 *	Am <sup>25 210</sup>
77009	2000	447	Am	83111.5	1999	225 *	Ad
	2001	745 *	Am	83113	1999	855	Am
	2001	812	Am (by Sec. 21.5 of Ch.)	83116	2000	102 *	R (as ad by Prop. 9 and as am by Prop. 208) & Ad <sup>25 210</sup>
	2005	75 *	Am <sup>80</sup>	83116.3	1999	297	Ad
77200	2005	75 *	Am <sup>80</sup>	83116.5	2000	102 *	R (as ad by Stats. 1984, Ch. 670 and as am by Prop. 208) & Ad <sup>25 210</sup>
77201	2000	671 *	Am				
77201.1	2000	447	Am (by Sec. 9 of Ch.)	83124	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
	2000	671 *	Am				
77202	2001	812	Am	84101	2001	901	Am
	2003	336	Am		2002	221	Am
	2004	183	Am <sup>571</sup>		2004	478 *	Am
	2004	227 *	Am	84102	2000	853	Am
77202.5	1999	550 *	R <sup>1</sup>	84103	2000	853	Am
77205	2003	275	Am		2004	478 *	Am
	2005	75 *	Am <sup>80</sup>	84104	2004	483	Am
77206	2000	969	Am	84106	2004	484	Am
	2001	812	Am	84107	2000	853	Am
77207.5	2005	75 *	Ad <sup>80</sup>	84108	2004	478 *	Am
	2005	706	Am	84200	2000	130	Am
77208	2001	824	R	84200.3	1999	158 *	Ad
77209	2001	824	Am		1999	433 *	Am (as ad by Stats. 1999, Ch. 158)
	2003	365	Am		2005	200	R
	2005	75 *	Am <sup>80</sup>				
	2005	706	Am (as am by Sec. 142, Stats. 2005, Ch. 75)				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**GOVERNMENT CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
84200.4	1999	158 *	Ad	85102	2000	102 *	R (as ad by Prop. 73 and Prop. 208) <sup>25 210</sup>
84200.5	2005	200	R	85103	2000	102 *	R (as ad by Prop. 73) <sup>25 210</sup>
	1999	158 *	Am				
84201	1999	855	Am (by Sec. 2 of Ch.)	85104	2000	102 *	R (as ad by Prop. 73) <sup>25 210</sup>
	2004	623 *	Am				
84202.5	2000	102 *	R (as ad by Prop. 208) <sup>25 210</sup>	85200	2000	853	Am
	2004	130	Am	85201	2000	853	Am
84202.7	2004	484	Am	85202	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
	2000	130	Am	85203	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
84203	2002	211	Am				
84203.5	2004	478 *	Am	85204	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
	2005	200	Am				
84204	2000	130	Am	85204.5	2000	102 *	Ad <sup>25 210</sup>
	2004	483	Am				
84211	2000	102 *	Am <sup>25 210</sup>	85205	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
	2001	241 *	Am	85206	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
2000	853	Am					
84215	2001	241 *	Am	85301	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
	2002	784	Am <sup>490</sup>				
84216	2000	853	Am	85302	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
84216.5	2000	853	Am				
84219	2000	853	Am	85303	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
84303	2000	853	Am				
84305.5	2004	478 *	R (as am by Stats. 1996, Ch. 893 and as am by Prop. 208) & Ad <sup>25 210</sup>	85304	2001	241 *	Am
	2000	102 *	Ad <sup>25 210</sup>				
84305.6	2004	478 *	R	85304	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
84502	2004	478 *	Am				
84506	2004	478 *	R & Ad	85305	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
84511	2000	102 *	Ad <sup>25 210</sup>				
84600	2001	241 *	Am	85306	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
84602	2001	917 *	Am				
84602.5	1999	433 *	Am	85307	2001	241 *	Am
	2000	319	Am				
84603	2001	917 *	Am	85307	2000	102 *	R (as ad by Prop. 73 and Prop. 208) & Ad <sup>25 210</sup>
	2004	816	Am				
84604	2005	22	Am <sup>647</sup>	85308	2004	815 *	Am
	1999	208	Ad				
84605	1999	433 *	Am	85308	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
84606	1999	433 *	Am				
84610	1999	433 *	Am	85100	2000	102 *	R (as ad by Prop. 73 and Prop. 208) <sup>25 210</sup>
84612	2001	79	Ad				
85100	2000	102 *	R (as ad by Prop. 73 and Prop. 208) <sup>25 210</sup>	85101	2000	102 *	R (as ad by Prop. 73 and Prop. 208) <sup>25 210</sup>
85101	2000	102 *	R (as ad by Prop. 73 and Prop. 208) <sup>25 210</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## GOVERNMENT CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
85309	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>	85601	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85310	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>	85602	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) <sup>25 210</sup>
85311	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>	85603	1999	433 *	Am
85312	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>	85700	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85313	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>	85701	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85314	2000	102 *	Ad <sup>25 210</sup>	85702	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85315	2000	102 *	Ad <sup>25 210</sup>	85703	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85316	2000	102 *	Ad <sup>25 210</sup>	85704	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>
85317	2000	102 *	Ad <sup>25 210</sup>	85705	2000	102 *	R (as ad by Prop. 208) <sup>25 210</sup>
85318	2000	102 *	Ad <sup>25 210</sup>	85706	2000	102 *	R (as ad by Prop. 208) <sup>25 210</sup>
85319	2001 2000	241 * 102 *	Am Ad <sup>25 210</sup>	86109.5	1999	855	Ad
85320	2000	212	Am	86116	2001	921	Am
85321	2000	349	Am	87103	2000	130	Am
85400	2001 2000	241 * 102 *	Ad R (as ad by Prop. 208) & Ad <sup>25 210</sup>	87103.5	2002	654	Am
85401	2001 2000	241 * 102 *	Am R (as ad by Prop. 208) & Ad <sup>25 210</sup>	87105	2002	233	Ad
85402	2004	9 *	Am (as ad by Stats. 2000, Ch. 102)	87205	2005	200	Am
85403	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>	87206	2000	130	Am
85404	2000	102 *	R (as ad by Prop. 208) <sup>25 210</sup>	87207	2000	130	Am
85500	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>	87302.6	2002	264	Ad
85501	2001 2000	241 * 102 *	Am Ad <sup>25 210</sup>	87406	1999	10 *	Am
85505	2002	551	Ad	87406.3	2005	680	Ad <sup>485</sup>
85600	2000	102 *	R (as ad by Prop. 208) & Ad <sup>25 210</sup>	87407	2003	778	Am
				87500	2005	200	Am
				88001	2002	221	Am
				88002.5	1999	312	Ad
				89510	2000	102 *	Ad <sup>25 210</sup>
					2001	241 *	Am
				89511	2000	130	Am
				89519	2000	102 *	R (as ad by Stats. 1990, Ch. 84 and Prop. 208) & Ad <sup>25 210</sup>
				90000	2004	483	Am
				90003	2004	483	Am
				90004	2004	591	Am
					2005	22	Am <sup>647</sup>
				91000	2000	102 *	R (as ad by Prop. 9 and as am by Prop. 208) & Ad <sup>25 210</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**GOVERNMENT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
91004	2000	102 *	R (as ad by Prop. 9 and as am by Prop. 208) & Ad <sup>25 210</sup>	95018	1999	146 *	S <sup>57</sup>
				95020	1999	146 *	S <sup>57</sup>
				95022	1999	146 *	S <sup>57</sup>
				95024	1999	146 *	S <sup>57</sup>
				95026	1999	146 *	S <sup>57</sup>
91005	2000	130	Am	95028	1999	146 *	S <sup>57</sup>
91005.5	2000	102 *	R (as ad by Stats. 1982, Ch. 727 and as am by Prop. 208) & Ad <sup>25 210</sup>	95029	1999	146 *	S <sup>57</sup>
				95029.5	2004	456	Ad
				95030	1999	146 *	R
				95500	2002	1024	Ad <sup>448</sup>
				95501	2002	1024	Ad <sup>448</sup>
				95502	2002	1024	Ad <sup>448</sup>
91006	2000	102 *	R (as ad by Prop. 9 and as am by Prop. 208) & Ad <sup>25 210</sup>	95503	2002	1024	Ad <sup>448</sup>
				95504	2002	1024	Ad <sup>448</sup>
				95505	2002	1024	Ad <sup>448</sup>
				95506	2002	1024	Ad <sup>448</sup>
				95507	2002	1024	Ad <sup>448</sup>
91007	1999	577 *	Am	95508	2002	1024	Ad <sup>448</sup>
	2000	135	Am <sup>203</sup>	96103	2001	745 *	R
91011	2004	591	Am	99000	1X 2003–04	13	Ad
91013.5	2002	784	Am <sup>490</sup>	99001	1X 2003–04	13	Ad
	2004	483	Am	99002	1X 2003–04	13	Ad
91503	1999	61	Am	99003	1X 2003–04	13	Ad
91520	1999	61	Am	99004	1X 2003–04	13	Ad
91521.3	2004	7 *	Am	99005	1X 2003–04	13	Ad
	2005	387	R	99006	1X 2003–04	13	Ad
91533	1999	61	Am		5X 2003–04	2 *	Am <sup>435</sup>
91550	2004	225 *	Am	99007	1X 2003–04	13	Ad
91558.5	1999	863	Ad & R <sup>18</sup>	99008	1X 2003–04	13	Ad
91559	1999	863	Ad		5X 2003–04	2 *	Am <sup>563 435</sup>
91559.1	1999	863	Ad	99009	1X 2003–04	13	Ad
91559.2	1999	863	Ad	99010	1X 2003–04	13	Ad
91559.3	1999	863	Ad	99011	1X 2003–04	13	Ad
91559.4	1999	863	Ad	99012	1X 2003–04	13	Ad
91560	1999	61	Am	99013	1X 2003–04	13	Ad
92204	2001	745 *	R	99014	1X 2003–04	13	Ad
93005	2002	461	Am	99015	1X 2003–04	13	Ad
93011	2003	11 *	Am	99016	1X 2003–04	13	Ad
95000	1999	146 *	S <sup>57</sup>	99017	1X 2003–04	13	Ad
	2004	183	Am (as ad by Sec. 4, Stats. 1993, Ch. 945) <sup>571</sup>	99018	1X 2003–04	13	Ad
				99019	1X 2003–04	13	Ad
				99020	1X 2003–04	13	Ad
95001	1999	146 *	S <sup>57</sup>	99050	5X 2003–04	2 *	Ad <sup>435</sup>
95001.5	1999	146 *	S <sup>57</sup>	99051	5X 2003–04	2 *	Ad <sup>435</sup>
95002	1999	146 *	S <sup>57</sup>	99055	5X 2003–04	2 *	Ad <sup>435</sup>
95003	1999	146 *	S <sup>57</sup>	99060	5X 2003–04	2 *	Ad <sup>435</sup>
95004	1999	146 *	S <sup>57</sup>	99062	5X 2003–04	2 *	Ad <sup>435</sup>
	2001	171 *	Am (as am by Sec. 3, Stats. 1997, Ch. 294)	99064	5X 2003–04	2 *	Ad <sup>435</sup>
				99065	5X 2003–04	2 *	Ad <sup>435</sup>
				99066	5X 2003–04	2 *	Ad <sup>435</sup>
				99067	5X 2003–04	2 *	Ad <sup>435</sup>
				99069	5X 2003–04	2 *	Ad <sup>435</sup>
95006	1999	146 *	S <sup>57</sup>	99070	5X 2003–04	2 *	Ad <sup>435</sup>
95007	1999	146 *	S <sup>57</sup>	99071	5X 2003–04	2 *	Ad <sup>435</sup>
95008	1999	146 *	S <sup>57</sup>	99072	5X 2003–04	2 *	Ad <sup>435</sup>
95009	1999	146 *	S <sup>57</sup>	99074	5X 2003–04	2 *	Ad <sup>435</sup>
95012	1999	146 *	S <sup>57</sup>	99075	5X 2003–04	2 *	Ad <sup>435</sup>
95014	1999	146 *	S <sup>57</sup>	99076	5X 2003–04	2 *	Ad <sup>435</sup>
95016	1999	146 *	S <sup>57</sup>	99077	5X 2003–04	2 *	Ad <sup>435</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## HARBORS AND NAVIGATION CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
39	2001	597	Am	668	1999	500	Am
63.6	2000	396	Am		2000	502	Am
64.5	2004	286	R	668.1	2000	396	Am
64.7	2001	360	Ad		2002	383	Am
65.8	2001	745*	R	668.2	2000	396	Am
69.5	1999	798	Ad <sup>87</sup>	668.3	2000	396	Ad
69.6	1999	798	Ad <sup>87</sup>	680	2004	565	Ad
69.8	1999	798	Ad <sup>87</sup>	681	2004	565	Ad
	2004	286	R	682	2004	565	Ad
69.9	1999	798	Ad <sup>87</sup>	683	2004	565	Ad <sup>666</sup>
70.3	2000	282	Ad	684	2004	565	Ad <sup>666</sup>
70.4	2000	282	Am	685	2004	565	Ad
70.5	2000	282	Ad	702.5	2000	380	Ad
71.4	1999	66*	Am	714	2000	508	Am
	2002	625*	Am	719	2000	380	Am
	2004	534	Am	720	2000	508	Am
71.7	2002	664	R (as ad by Sec. 2, Stats. 1994, Ch. 1231) <sup>431</sup>	725	2000	380	Am
				729.5	2000	508	Ad
76.3	2004	534	Am	732	2000	508	Am
76.6	2004	534	Am	733	2000	508	Am
76.8	1999	66*	Am	735.2	2000	380	Ad
80.2	2004	909*	Am <sup>98</sup>	739	2000	508	Am
			R <sup>100</sup>	782	2002	293	Am
	2005	675	Am <sup>36 13</sup>	Div. 5, heading (Sec. 1100 et seq.)			
85.2	1999	66*	Am		2001	177	Am
85.3	2005	383	R	1100	2001	177	Am
449.3	2004	796	Am	1101	2001	177	Am
449.5	2004	796	Am	1105	2001	177	Am
515	2002	784	Am <sup>490</sup>	1110	2001	177	Am
518	2005	311	Am	1112	2001	177	Am
523	2005	311	Am	1114	2001	177	Am
525	2005	311	Am	1114.5	2001	177	Am
525.5	2003	357	Ad	1125	2001	177	Am
526	2005	311	Am	1126	2000	394	Am
601	1999	1000	R		2001	177	Am
602	1999	1000	R	1127	2001	177	Am
603	1999	1000	R	1128	2001	177	Am
604	1999	1000	R	1130	2001	177	Am
651	2000	398	Am	1132	2001	177	Am
654	2003	496	Am	1133	2001	177	Am
			R & Ad <sup>63</sup>	1140	2001	177	Am
654.03	2003	496	Ad <sup>63</sup>	1141	2001	177	Am
654.05	2003	496	Am	1150	2001	177	Am
			R & Ad <sup>63</sup>		2004	560	Am
	2004	130	Am (as ad by Sec. 5, Stats. 2003, Ch. 496)	1163	1999	261	Am
				1164	1999	261	Am
654.3	2000	502	Ad <sup>34</sup>	1170.3	1999	470	Am
655.7	2002	383	Am		2001	177	Am
658.3	2000	398	Am	1177	2001	177	Am
	2002	383	Am	1180.3	2000	394	Am
658.6	2001	745*	R	1181	2000	394	Am
660	2002	940	Am	1190	1999	261	Am
	2004	501	Am		2002	765	Am
660.1	2002	940	Ad & R <sup>19</sup>		2005	129	Am
660.2	2004	501	Ad & R <sup>696</sup>	1190.1	2001	177	Ad
664	2003	449	Am	1191	1999	261	Am
667	2003	449	Am		2002	765	Am
				1192	2001	177	Am
				1198	2000	786	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HARBORS AND NAVIGATION CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1200	2001	745 *	Am	6039	2002	221	Am
1760	2004	942	Ad	6044	2002	221	Am
3927	2001	745 *	Am	6045	2002	221	Am
4042	2003	149	Am	6053	2002	221	Am
5831	2002	221	Am	6054	2002	221	Am
5861	2002	221	Am	6055	2002	221	Am
5863	2002	221	Am		2003	389	Am
5864	2002	221	Am	6056	2002	221	Am
5865	2002	221	Am	6060	2005	700	Am
5866	2002	221	Am	6064	2005	158	Ad
5867	2002	221	Am	6077.6	2003	389	Am
5872	2002	221	Am	6084	2001	177	Am
5873	2002	221	Am	6084.2	2003	389	Ad
5874	2002	221	Am	6230	2002	221	Am
5900.11	2005	158	Ad	6272	2005	158	Ad
6020	2002	221	Am	6860.5	2005	158	Ad
6031	2002	221	Am	7047	2005	700	Am
6035	2002	221	Am	7053.5	2005	158	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
20	2002	386	Am	1179.25	2004		
138.6	2003	886	Ad		Initiative		
	2004	183	Am <sup>571</sup>		(Prop. 61		
150	1999	146 *	Ad		adopted		
151	1999	146 *	Ad		Nov. 2, 2004)		Ad
152	1999	146 *	Ad	1179.3	1999	146 *	Am <sup>36 13</sup>
444.20	2000	139 *	Ad & R <sup>205</sup>	1179.30	2004		
	2003	324	Am <sup>111</sup>		Initiative		
	2004	183	Am <sup>571</sup>		(Prop. 61		
444.21	2000	139 *	Ad & R <sup>205</sup>		adopted		
	2001	159	Am <sup>305</sup>		Nov. 2, 2004)		Ad
	2003	324	S <sup>111</sup>	1179.31	2004		
444.22	2000	139 *	Ad & R <sup>205</sup>		Initiative		
	2003	324	Am <sup>111</sup>		(Prop. 61		
444.23	2000	139 *	Ad & R <sup>205</sup>		adopted		
	2003	324	S <sup>111</sup>		Nov. 2, 2004)		Ad
444.24	2000	139 *	Ad & R <sup>205</sup>	1179.32	2004		
	2003	324	Am <sup>111</sup>		Initiative		
475	1999	765	Ad		(Prop. 61		
900	1999	731	Ad		adopted		
901	2000	144 *	Ad		Nov. 2, 2004)		Ad
	2000	343	Am	1179.33	2004		
	2004	644	Am		Initiative		
1179.10	2004				(Prop. 61		
	Initiative				adopted		
	(Prop. 61				Nov. 2, 2004)		Ad
	adopted			1179.34	2004		
	Nov. 2, 2004)		Ad		Initiative		
1179.11	2004				(Prop. 61		
	Initiative				adopted		
	(Prop. 61				Nov. 2, 2004)		Ad
	adopted			1179.35	2004		
	Nov. 2, 2004)		Ad		Initiative		
1179.2	2004	193	Am <sup>571</sup>		(Prop. 61		
	2005	22	Am <sup>647</sup>		adopted		
1179.20	2004				Nov. 2, 2004)		Ad
	Initiative			1179.36	2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
1179.21	2004				Nov. 2, 2004)		Ad
	Initiative			1179.37	2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
1179.22	2004				Nov. 2, 2004)		Ad
	Initiative			1179.38	2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
1179.23	2004				Nov. 2, 2004)		Ad
	Initiative			1179.39	2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
1179.24	2004				Nov. 2, 2004)		Ad
	Initiative			1179.40	2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		Ad
	Initiative				2004		
	(Prop. 61				Initiative		
	adopted				(Prop. 61		
	Nov. 2, 2004)		Ad		adopted		
	2004				Nov. 2, 2004)		

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1179.41	2004			1255.7	2000	824	Ad & R <sup>43</sup>
	Initiative				2003	150	Am
	(Prop. 61				2004	103	Am
	adopted				2005	625	Am <sup>13</sup>
	Nov. 2, 2004)		Ad	1256	2001	290	Am
1179.42	2004			1260.1	1999	850	Ad
	Initiative			1261	1999	588	Ad
	(Prop. 61			1261.3	2005	58	Ad
	adopted			1261.5	1999	83	Am <sup>30</sup>
	Nov. 2, 2004)		Ad		2004	342	Am
1179.43	2004			1261.6	1999	83	Am <sup>30</sup>
	Initiative				2004	342	Am
	(Prop. 61				2005	469*	Am
	adopted			1262.5	2001	691	Ad
	Nov. 2, 2004)		Ad	1262.6	2001	691	Ad
1179.6	2000	312*	Ad	1262.7	2001	691	Ad
1180	2003	750	Ad	1262.8	2003	583	Ad
1180.1	2003	750	Ad	1263	2001	339	Ad
1180.2	2003	750	Ad	1264	2004	770	Ad <sup>485</sup>
1180.3	2003	750	Ad	1265	2000	451	Am
1180.4	2003	750	Ad		2001	685	Am
1180.5	2003	750	Ad		2005	507	Am
1180.6	2003	750	Ad	1265.3	2005	507	Ad
1203.7	2003	296	Am	1266	2003	230*	Am
1204	2000	27	Am	1267	2000	451	Am
1204.4	2000	99	Ad	1267.5	2000	451	Am
1205.1	2004	193	R <sup>571</sup>		2001	685	Am
1206	1999	83	Am <sup>30</sup>	1271.15	2004	509	Ad
	2002	540	Am <sup>418</sup>	1275.3	2004	193	Am <sup>571</sup>
	2005	135	Am <sup>113</sup>	1276	2005	80*	Am
1212	2003	602	Am	1276.05	2000	841	Ad
1217	2003	602	Am		2001	228*	Am
1218.1	2003	602	Ad	1276.4	1999	945	Ad
1218.2	2003	602	Ad		2000	148*	Am
1221	2001	525	Ad	1276.5	1999	146*	Am
1221.05	2001	525	Ad		2001	685	Am
1221.09	2001	525	Ad	1276.6	2000	93*	Ad
1221.11	2001	525	Ad	1276.65	2001	684	Ad
1221.13	2001	525	Ad		2002	664	Am <sup>431</sup>
1221.15	2001	525	Ad	1276.7	2000	451	Ad
1221.17	2001	525	Ad	1276.9	2001	685	Ad
1221.19	2001	525	Ad	1277	2000	356*	Am
1222	2004	449	Ad	1278.5	1999	155	Ad
1226.1	2003	602	Ad	1294	2000	451	Am
1226.2	2003	602	Ad	1298	2000	451	Am
1226.3	2003	602	Ad	1300	1999	83	Am <sup>30</sup>
1228	2003	602	Am	1312	2005	466	Ad
1229.1	2003	602	Ad	1316.5	2003	230*	R (as am by
1231	2003	602	Am				Sec. 2,
1231.5	2005	315	Ad				Stats. 1998,
1248.15	1999	944	Am				Ch. 717)
1250	2000	451	Am				Am (as am by
	2001	685	Am				Sec. 1,
	2005	333	Am				Stats. 1998,
	2005	443	Am (by Sec. 2				Ch. 717) <sup>13</sup>
			of Ch.)	1317.1	1999	544	Am
1250.6	2001	685	Ad	1317.2a	1999	525	Am <sup>112</sup>
1250.7	2002	752	Ad		2000	857	Am <sup>203</sup>
1253	2000	451	Am	1317.6	1999	525	Am <sup>112</sup>
1254.7	1999	403	Ad		2000	857	Am <sup>203</sup>
1255	2004	183	Am <sup>571</sup>	1324	2003	230*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1324.10	2003	230 *	Ad		2003	582	Ad
1324.12	2003	230 *	Ad		2005	532	Am
1324.14	2003	230 *	Ad	1339.57	2001	115	R
1324.2	2003	230 *	Ad		2003	582	Ad
1324.20	2004	875 *	Ad <sup>708 300</sup>		2005	532	R
			R <sup>301</sup>	1339.58	2001	115	R
	2005	508 *	Am		2003	582	Ad
1324.21	2004	875 *	Ad <sup>708 300</sup>	1339.585	2005	532	Ad
			R <sup>301</sup>	1339.59	2001	115	R
1324.22	2004	875 *	Ad <sup>708 300</sup>		2003	582	Ad
			R <sup>301</sup>		2005	532	Am
	2005	508 *	Am	1339.60	2001	115	R
1324.23	2004	875 *	Ad <sup>708 300</sup>	1339.61	2001	115	R
			R <sup>301</sup>	1339.63	2000	816	Ad
1324.24	2004	875 *	Ad <sup>708 300</sup>		2002	15 *	Am
			R <sup>301</sup>		2003	62	Am <sup>519</sup>
1324.25	2004	875 *	Ad <sup>708 300</sup>	1339.80	2000	347	Ad
			R <sup>301</sup>	1339.81	2000	347	Ad
1324.26	2004	875 *	Ad <sup>708 300</sup>	1341	1999	525	R & Ad <sup>112</sup>
			R <sup>301</sup>		2000	857	Am <sup>203</sup>
1324.27	2004	875 *	Ad <sup>708 300</sup>	1341.1	1999	525	Ad <sup>112</sup>
			R <sup>301</sup>		2000	857	Am <sup>203</sup>
	2005	508 *	Am	1341.10	1999	525	Ad <sup>112</sup>
1324.28	2004	875 *	Ad <sup>708 710 300</sup>	1341.11	1999	525	Ad <sup>112</sup>
			R <sup>301</sup>	1341.12	1999	525	Ad <sup>112</sup>
	2005	508 *	Am	1341.13	1999	525	Ad <sup>112</sup>
1324.29	2004	875 *	Ad <sup>708 300</sup>	1341.14	1999	525	Ad <sup>112</sup>
			R <sup>301</sup>	1341.2	1999	525	Ad <sup>112</sup>
1324.30	2004	875 *	Ad <sup>708 300</sup>		2000	857	Am <sup>203</sup>
			R <sup>301</sup>	1341.3	1999	525	Ad <sup>112</sup>
1324.4	2003	230 *	Ad		2000	857	Am <sup>203</sup>
1324.6	2003	230 *	Ad	1341.4	1999	525	Ad <sup>112</sup>
1324.8	2003	230 *	Ad		2000	93 *	Am
1325.5	2000	451	Ad		2004	228 *	Am
	2001	685	Am	1341.5	1999	525	Ad <sup>112</sup>
1331	2000	451	Am	1341.6	1999	525	Ad <sup>112</sup>
	2001	685	Am		2000	857	Am <sup>203</sup>
1333	2000	451	Am	1341.7	1999	525	Ad <sup>112</sup>
1336.2	2000	451	Am		2000	857	Am
	2002	554	Am	1341.8	1999	525	Ad <sup>112</sup>
1337.1	2000	451	Am	1341.9	1999	525	Ad <sup>112</sup>
	2001	685	Am	1342	1999	525	Am <sup>112</sup>
	2004	270	Am		2002	797	Am
1337.3	1999	719	Am (by Sec. 3 of Ch.)	1342.1	2001	745 *	Am
	2000	451	Am	1342.3	1999	525	Ad <sup>112</sup>
	2001	685	Am		2000	857	Am <sup>203</sup>
1337.6	1999	719	Am		2005	77	R
	2005	615	Am	1342.4	2002	793	Ad
1338.2	1999	719	Ad	1342.5	1999	525	Am <sup>112</sup>
1339.50	2003	582	Ad		2000	857	Am <sup>203</sup>
1339.51	2001	115	R	1342.7	2002	791	Ad <sup>430</sup>
	2003	582	Ad	1343	1999	525	Am <sup>112</sup>
1339.52	2001	115	R		2000	857	Am
	2003	582	Ad	1344	1999	525	Am <sup>112</sup>
1339.53	2001	115	R	1345	1999	525	Am <sup>112</sup>
1339.54	2001	115	R		1999	528	Am
	2003	582	Ad		2002	760	Am
1339.55	2001	115	R	1346	1999	525	Am <sup>112</sup>
	2003	582	Ad	1346.1	2003	80	Ad
1339.56	2001	115	R	1346.4	1999	525	Am <sup>112</sup>
				1346.5	1999	525	Am <sup>112</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1346.5 (Cont.)	2000	857	Am <sup>203</sup>	1357.22	2003	673	Ad <sup>713</sup>
1347	1999	525	Am <sup>112</sup>	1357.23	2003	673	Ad <sup>713</sup>
	2000	857	Am <sup>203</sup>	1357.50	1999	83	Am <sup>30</sup>
	2005	77	R		1999	434	Am
1347.1	1999	525	Ad <sup>112</sup>		2000	135	Am <sup>203</sup>
	2005	77	R		2005	542	Am
1347.15	1999	529	Ad	1357.51	1999	83	Am <sup>30</sup>
	2000	1067	Am	1357.53	1999	525	Am <sup>112</sup>
	2005	77	Am	1357.54	1999	525	Am <sup>112</sup>
1348	1999	525	Am <sup>112</sup>	1358	1999	525	Am <sup>112</sup>
1348.8	1999	535	Ad		2000	706	R
	2002	1013	Am	1358.1	1999	525	Am <sup>112</sup>
	2003	885	Am		2000	706	R & Ad
1348.9	2002	792	Ad & R <sup>75</sup>	1358.10	1999	525	Am <sup>112</sup>
1349	1999	525	Am <sup>112</sup>		2000	706	R & Ad
1349.2	1999	525	Am <sup>112</sup>		2005	206	Am
1349.3	1999	529	Ad & R <sup>5</sup>	1358.11	1999	525	Am <sup>112</sup>
	1999	530	Ad & R <sup>5</sup>		2000	706	R & Ad
1350	2005	230*	Ad		2000	707*	Am (as ad by Stats. 2000, Ch. 706)
1351	1999	525	Am <sup>112</sup>				
1351.1	1999	525	Am <sup>112</sup>		2001	159	Am <sup>305</sup>
1351.2	1999	83	Am <sup>30</sup>		2002	555	Am
	1999	525	Am <sup>112</sup>		2003	13*	Am
	2003	417	Am		2005	206	Am
	2004	491	Am	1358.12	1999	525	Am <sup>112</sup>
			R & Ad <sup>69</sup>		2000	706	R & Ad
	2005	22	Am (as ad by Sec. 2, Stats. 2004, Ch. 491) <sup>647</sup>		2000	707*	Am (as ad by Stats. 2000, Ch. 706)
					2002	555	Am
1352	1999	525	Am <sup>112</sup>		2005	206	R & Ad
1352.1	1999	525	Am <sup>112</sup>	1358.13	2000	706	R & Ad
1353	1999	525	Am <sup>112</sup>	1358.14	1999	525	Am <sup>112</sup>
1354	1999	525	Am <sup>112</sup>		2000	706	R & Ad
1355	1999	525	Am <sup>112</sup>		2005	206	Am
1356	1999	525	Am <sup>112</sup>	1358.145	2000	706	Ad
	2000	93*	Am	1358.146	2000	706	Ad
	2002	790	Am	1358.15	1999	525	Am <sup>112</sup>
			R & Ad <sup>175</sup>		2000	706	R & Ad
	2002	1161*	Am		2005	206	Am
	2003	12*	Am <sup>73</sup>	1358.16	1999	525	Am <sup>112</sup>
			R <sup>22</sup>		2000	706	R & Ad
			Ad <sup>175</sup>		2005	206	Am
1356.1	1999	525	Am <sup>112</sup>	1358.17	2000	706	R & Ad
1357	1999	434	Am		2005	206	Am
	2000	389	Am	1358.18	1999	525	Am <sup>112</sup>
	2005	542	Am		2000	706	R & Ad
1357.03	1999	525	Am <sup>112</sup>		2005	206	Am
1357.09	1999	83	Am <sup>30</sup>	1358.19	1999	525	Am <sup>112</sup>
	1999	525	Am <sup>112</sup>		2000	706	R & Ad
1357.10	1999	525	Am <sup>112</sup>		2005	206	Am
1357.11	1999	525	Am <sup>112</sup>	1358.2	1999	525	Am <sup>112</sup>
1357.15	1999	525	Am <sup>112</sup>		2000	706	R & Ad
1357.16	1999	525	Am <sup>112</sup>	1358.20	1999	716	Am
	2000	857	Am <sup>203</sup>		2000	706	R & Ad
	2002	227	Am <sup>13</sup>		2005	206	Am
1357.17	1999	525	Am <sup>112</sup>	1358.21	1999	525	Am <sup>112</sup>
1357.18	2002	649	Ad & R <sup>75</sup>		2000	706	R & Ad
1357.20	2003	673	Ad <sup>713</sup>		2005	206	Am
1357.21	2003	673	Ad <sup>713</sup>	1358.22	2000	706	Ad
					2000	707*	Ad & R <sup>24</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1358.225	2000	706	Ad	1367.04	2003	713	Ad
1358.23	2000	706	Ad		2004	183	Am <sup>571</sup>
1358.24	1999	716	Ad <sup>82</sup>		2005	77	Am
1358.3	2000	706	R & Ad	1367.06	2004	711	Ad
1358.4	1999	525	Am <sup>112</sup>	1367.07	2003	713	Ad
	2000	706	R & Ad	1367.10	1999	525	Am <sup>112</sup>
	2005	206	Am	1367.15	1999	525	Am <sup>112</sup>
1358.5	2000	706	R & Ad	1367.21	2000	852	Am
	2005	206	Am	1367.215	2002	791	Am
1358.6	1999	525	Am <sup>112</sup>	1367.22	2002	760	Am
	2000	706	R & Ad	1367.24	1999	83	Am <sup>30</sup>
	2005	206	Am		1999	525	Am <sup>112</sup>
1358.7	2000	706	R & Ad		2002	791	Am
1358.8	2000	706	R & Ad	1367.25	1999	532	Ad
	2005	206	Am		2000	857	Am
1358.9	1999	525	Am <sup>112</sup>		2002	791	Am
	2000	706	R & Ad	1367.26	2001	817	Ad <sup>35</sup>
	2005	206	Am	1367.3	1999	525	Am <sup>112</sup>
1359	1999	525	Am <sup>112</sup>	1367.35	1999	525	Am <sup>112</sup>
1360.1	1999	525	Am <sup>112</sup>	1367.36	2000	845	Ad
1361	1999	525	Am <sup>112</sup>	1367.45	2001	634	Ad
1363	1999	525	Am (as am by Sec. 2, Stats. 1998, Ch. 994) <sup>112</sup>		2002	791	Am
	2000	857	Am	1367.5	2000	1067	R
	2001	817	Am <sup>35</sup>		2001	691	Ad
1363.02	2000	347	Ad	1367.51	1999	540	Ad
1363.03	2001	622	Ad		2000	1067	Am
1363.06	2002	794	Ad		2002	791	Am
1363.07	2002	794	Ad	1367.6	1999	537	R & Ad
	2004	164	Am	1367.65	1999	537	Am
1363.5	1999	539	R & Ad	1367.66	2001	380	Am
	2000	1067	Am	1367.665	1999	543	Ad
1364	1999	525	Am <sup>112</sup>	1367.695	1999	525	Am <sup>112</sup>
1364.5	1999	526	Ad		2000	857	Am <sup>203</sup>
	2000	1067	Am	1368	1999	542	Am
1365	1999	525	Am <sup>112</sup>		2000	135	R & Ad <sup>25</sup>
1365.5	1999	525	Am <sup>112</sup>		2000	1067	Am <sup>203</sup>
	2005	421	Am		2000	796	Am
1366.1	2002	549	Ad	1368.01	1999	542	Am
	2002	928	Ad		2002	796	Am
1366.2	2004	411 *	Ad	1368.015	2002	796	Ad
1366.24	2005	526	Am		2003	62	Am <sup>519</sup>
1366.27	2002	794	Am	1368.02	1999	525	Am (as am by Sec. 3, Stats. 1998, Ch. 377) <sup>112</sup>
1366.29	2002	794	Ad <sup>482</sup>		2000	857	Am <sup>203</sup>
1366.3	2004	489	Ad		2002	796	Am
1366.35	2000	810	Ad		2003	62	Am <sup>519</sup>
1366.4	1999	525	Am <sup>112</sup>	1368.03	1999	542	Am
1367	1999	525	Am <sup>112</sup>		2000	825	R & Ad <sup>25</sup>
	2000	825	Am	1368.04	1999	542	Am
	2000	827	Am		2000	135	Am <sup>203</sup>
	2002	797	Am		2000	1067	Am
	2003	713	Am	1368.2	1999	528	Ad
1367.01	1999	539	Ad		2000	857	Am
	2000	1067	Am		2004	825	Am
	2004	491	Am		2005	77	Am
			R & Ad <sup>69</sup>	1369	2005	45	Am
1367.02	1999	525	Am <sup>112</sup>	1370	1999	525	Am <sup>112</sup>
1367.03	2002	797	Ad				
	2005	77	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
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1370.4	1999	542	Am	1374.28	1999	525	Am <sup>112</sup>
			R & Ad <sup>25</sup>	1374.29	2002	336	Ad(RN)
	2000	135	Am <sup>203</sup>	1374.30	1999	533	Ad
	2000	1067	Am		2000	857	Am
1370.6	2001	172	Ad	1374.31	1999	533	Ad
1371	2000	825	Am	1374.32	1999	533	Ad
	2000	827	Am		2000	135	Am <sup>203</sup>
1371.2	2002	760	Am		2000	857	Am
1371.35	2000	825	Am	1374.33	1999	533	Ad
	2000	827	Am	1374.34	1999	542	Ad (purports to add Sec. 13933)
1371.36	2000	825	Ad		2000	135	Ad(RN) <sup>203</sup>
	2000	827	Ad		2000	1067	Ad(RN)
1371.37	2000	825	Ad <sup>267</sup>		2003	579	Am
	2000	827	Ad	1374.35	1999	533	Ad
1371.38	2000	825	Ad	1374.36	1999	542	Ad <sup>25</sup>
	2000	827	Ad	1374.51	2001	506	Ad
1371.39	2000	825	Ad	1374.56	1999	541	Ad
	2000	827	Ad	1374.58	2001	893	Ad
1371.4	1999	525	Am <sup>112</sup>		2004	488	Am
	2000	857	Am <sup>203</sup>	1374.60	1999	525	Am <sup>112</sup>
	2003	583	Am	1374.64	1999	525	Am <sup>112</sup>
1372	1999	525	Am <sup>112</sup>	1374.66	1999	525	Am <sup>112</sup>
1373	1999	525	Am <sup>112</sup>	1374.67	1999	525	Am <sup>112</sup>
	2001	420*	Am	1374.68	1999	525	Am <sup>112</sup>
	2002	1013	Am	1374.69	1999	525	Am <sup>112</sup>
1373.4	2002	880	Am <sup>496</sup>	1374.7	1999	311	Am
			R <sup>22</sup>	1374.71	1999	525	Am <sup>112</sup>
			Ad <sup>175</sup>	1374.72	1999	534	Ad
1373.6	2002	794	Am		2002	791	Am
1373.62	2002	794	Ad <sup>482,483</sup>	1374.9	1999	525	Am <sup>112</sup>
			R <sup>69</sup>		2000	857	Am <sup>203</sup>
1373.621	2004	64	Am		2002	760	Am
1373.622	2002	794	Ad	1375.1	1999	525	Am <sup>112</sup>
1373.65	2000	849	Am	1375.3	2002	928	Ad
	2003	590	R & Ad	1375.4	1999	529	Ad
	2003	591	R & Ad		2000	1067	Am
	2004	164	Am	1375.5	1999	529	Ad
1373.8	2001	420*	Am		2002	798	Am
	2002	1013	Am	1375.6	1999	529	Ad
1373.95	1999	525	Am <sup>112</sup>	1375.7	2002	925	Ad
	2000	857	Am <sup>203</sup>		2003	203	Am
	2001	531	Am		2004	183	Am <sup>571</sup>
	2002	276	Am		2004	348	Am
	2003	590	R & Ad	1375.8	2002	798	Ad
	2003	591	R & Ad	1376	1999	525	Am <sup>112</sup>
1373.96	2003	590	R & Ad	1377	1999	525	Am <sup>112</sup>
	2003	591	R & Ad	1380	1999	525	Am <sup>112</sup>
	2004	164	Am		2000	857	Am <sup>203</sup>
1374.16	2000	426	Am <sup>233</sup>	1380.1	1999	525	Am <sup>112</sup>
			R <sup>234</sup>		2000	856	R & Ad
			Ad <sup>235</sup>		2000	857	Am <sup>203</sup>
1374.17	2005	419	Ad	1380.3	1999	525	Am <sup>112</sup>
Div. 2,				1381	1999	525	Am <sup>112</sup>
Ch. 2.2,				1382	1999	525	Am <sup>112</sup>
Art. 5.5,				1383.15	1999	531	Ad
heading					2000	857	Am
(Sec. 1374.20					2001	328	Am
et seq.)	2002	336	Am	1384	1999	525	Am <sup>112</sup>
1374.20	2002	336	Am & RN & Ad	1385	1999	525	Am <sup>112</sup>
1374.26	1999	525	Am <sup>112</sup>	1386	1999	525	Am <sup>112</sup>
1374.27	1999	525	Am <sup>112</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1386 (Cont.)				1399.803	2000	810	Ad
	1999	526	Am	1399.804	2000	810	Ad
	2000	135	Am <sup>203</sup>	1399.805	2000	810	Ad
	2000	1067	Am	1399.806	2000	810	Ad
	2002	925	Am	1399.809	2000	810	Ad
1387	1999	525	Am <sup>112</sup>	1399.810	2000	810	Ad
1388	1999	525	Am <sup>112</sup>	1399.811	2000	810	Ad
1389	1999	525	Am <sup>112</sup>	1399.812	2000	810	Ad
1389.1	1999	525	Am <sup>112</sup>	1399.813	2000	810	Ad
1389.2	1999	525	Am <sup>112</sup>	1399.814	2000	810	Ad
1389.25	2005	526	Ad	1399.815	2000	810	Ad
1389.3	2005	526	Ad	1399.816	2000	810	Ad
1391	1999	525	Am <sup>112</sup>	1399.817	2000	810	Ad
1391.5	1999	525	Ad <sup>112</sup>	1399.818	2000	810	Ad
	2000	857	Am	Div. 2, Ch. 2.25, heading (Sec. 1399.900 et seq.)	2002	664	Ad(RN) <sup>431</sup>
1392	1999	525	Am <sup>112</sup>	Div. 2, Ch. 2.5, heading (Sec. 1399.900 et seq.)	2002	664	Am & RN <sup>431</sup>
1393	1999	525	Am <sup>112</sup>	1399.900	2000	1065	Ad
1393.5	1999	525	Am <sup>112</sup>	1399.901	2000	1065	Ad
1393.6	1999	525	Am <sup>112</sup>	1399.902	2000	1065	Ad
	2000	857	Am <sup>203</sup>	1399.903	2000	1065	Ad
1394	1999	525	Am <sup>112</sup>	1399.904	2000	1065	Ad
1394.1	1999	525	Am <sup>112</sup>	1400	2004	661	Am
1394.3	1999	525	Am <sup>112</sup>	1416.22	2004	320*	Am
1394.5	1999	525	Am <sup>112</sup>	1417.15	2000	451	Ad
1394.7	1999	525	Am <sup>112</sup>		2001	685	Am
1394.8	1999	525	Am <sup>112</sup>	1417.2	2000	93*	Am
1395	2000	93*	Am		2000	451	Am
	2001	171*	Am	1417.3	2000	451	Am
1395.5	1999	525	Am <sup>112</sup>		2001	685	Am
1395.6	1999	545	Ad <sup>56</sup>	1417.4	2000	93*	Ad
	2000	1067	Am		2000	451	Am
	2000	1069	Am	1421.1	2000	93*	Ad
1396	1999	525	Am <sup>112</sup>		2000	451	Am
1397	1999	525	Am <sup>112</sup>		2001	171*	Am
1397.5	1999	525	Am <sup>112</sup>	1418.4	2000	448	Am
	2000	857	Am <sup>203</sup>	1418.81	2004	875*	Ad
1397.6	1999	525	Am <sup>112</sup>	1418.9	2000	46	Ad
1398	1999	525	Am <sup>112</sup>	1418.91	2000	451	Ad
	2000	857	R	1419	2001	680	Am
1399	1999	525	Am <sup>112</sup>	1420	2000	451	Am
1399.1	1999	525	Am <sup>112</sup>		2001	685	Am
1399.70	1999	525	Am <sup>112</sup>	1421.1	2000	93*	Ad
1399.71	1999	525	Am <sup>112</sup>		2000	451	Am
1399.72	1999	525	Am <sup>112</sup>		2001	685	Am
1399.73	1999	525	Am <sup>112</sup>	1421.2	2000	93*	Ad & R <sup>19</sup>
1399.74	1999	525	Am <sup>112</sup>		2000	451	Am
1399.75	1999	525	Am <sup>112</sup>		2001	685	Am
Div. 2, Ch. 2.2, Art. 10.5, heading (Sec. 1399.801 et seq.)	2001	159	Am & RN <sup>305</sup>	1422	2000	451	Am
Div. 2, Ch. 2.2, Art. 11.5, heading (Sec. 1399.801 et seq.)	2001	159	Ad(RN) <sup>305</sup>		2001	745*	Am
	2000	810	Ad	1422.5	1999	430	Am
	2000	810	Ad		2000	451	Am <sup>241</sup>
					2001	685	Am
				1422.6	2000	451	Ad
				1423.5	2000	451	Ad
					2001	685	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1424	2000	451	Am	1522.6	2004	193	R <sup>571</sup>
	2001	685	Am	1523.1	2002	773	Am
1424.1	2005	294	Am		2003	225 *	Am
1424.5	2000	451	Ad		2004	229 *	Am
1428	2000	451	Am	1523.2	2003	225 *	Am
	2002	784	Am <sup>490</sup>		2004	229 *	Am
	2005	56	Am	1524	2005	558	Am
1428.1	2000	451	Am	1524.6	2004	833	Ad
	2001	685	Am	1525.5	2001	653 *	Am
1429.1	2000	451	Ad	1526.8	2004	664	Ad & R <sup>68</sup>
1429.5	2001	687	R	1527.6	2003	847	Am
1430	2004	270	Am	1527.9	2004	193	R <sup>571</sup>
1430.5	2000	451	R	1529.2	2003	331	Am
1432	2001	685	Am		2005	73 *	Am
1435	2000	451	R	1529.3	2004	193	R <sup>571</sup>
1435.5	2000	451	R	1530.1	2002	773	Ad
1437.5	2000	451	Ad	1530.91	2001	683	Ad
	2001	685	Am	1531.2	2002	773	Am (as ad by Stats. 1998, Ch. 729)
1438	2000	451	Am				
	2001	685	Am	1534	2003	225 *	Am
1442.5	1999	83	Am <sup>30</sup>	1536	2004	643	Am
1501.1	2004	914	Am	1538	2005	558	Am
1502	2002	773	Am	1538.2	2004	833	Am
1502.2	2002	773	R	1538.3	2004	833	Ad
1502.6	1999	83	Am <sup>30</sup>	1538.5	2004	833	Am
1504.5	2002	428	Ad	1538.55	2005	558	Ad
1505	2001	653 *	Am	1538.6	2004	833	Ad
	2004	831	Am	1543	2002	784	Am <sup>490</sup>
1506.7	2004	643	Ad	1551.2	2002	707	Ad
1506.8	2004	643	Ad	1557	2004	193	R <sup>571</sup>
1506.9	2004	643	Ad	1559.110	2001	125 *	Am
1507.25	2005	637	Ad		2002	639	Am
1507.3	1999	410	Ad	1562	2005	558	Am
	2000	135	Am <sup>203</sup>	1562.3	2005	558	Am
	2003	312	Am	1562.35	2005	423	Ad
	2005	558	Am	1562.4	2005	558	Am
1516	2004	664	Ad & R <sup>68</sup>	1563	2003	331	Am
1519	2004	193	R <sup>571</sup>	1566.45	2000	817	Ad
1520	2000	819	Am	1566.75	2004	660	Ad
1520.5	2004	120	Am	1567.50	2005	558	Ad & R <sup>38</sup>
1520.65	2004	193	R <sup>571</sup>	1568.01	2004	121	Am
1521.5	2001	653 *	Am	1568.02	2004	121	Am
	2002	918	Am	1568.05	2003	225 *	Am
1521.6	2001	653 *	Am		2004	229 *	Am
1522	1999	83	Am <sup>30</sup>	1568.0652	2002	707	Ad
	1999	881 *	Am	1568.0821	2000	819	Am
	2000	819	Am	1568.0823	2002	784	Am <sup>490</sup>
	2003	225 *	Am	1568.0832	2000	817	Ad
	2004	229 *	Am	1568.09	2000	819	Am
	2004	653 *	Am (as am by Stats. 2004, Ch. 229)		2004	653 *	Am
	2005	78 *	Am	1569.15	2000	434	Am
	2005	628	Am	1569.156	1999	658	Am <sup>56</sup>
1522.01	2005	722 *	Am	1569.17	1999	359	Am
1522.02	2002	669	Am		1999	881 *	Am (by Sec. 4 of Ch.) <sup>77</sup>
1522.04	2000	819	Am				Am (by Sec. 4.5 of Ch.) <sup>1</sup>
1522.06	2000	421 *	R				
1522.4	2004	193	Am <sup>571</sup>		2000	819	Am
1522.41	2003	331	Am		2004	653 *	Am
	2005	423	Am	1569.185	2003	225 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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1569.185	(Cont.)			1575.6	2001	681	Ad
	2004	229*	Am	1576	2000	869	Am
1569.2	2003	383	Am		1X 2003–04	7*	Am
1569.3	2005	423	Am	1576.2	2001	681	Am
1569.30	2004	183	Am <sup>571</sup>	1578	2001	681	Ad
1569.33	2000	434	Am	1578.1	2001	681	Ad
	2003	225*	Am	1579	2001	681	Ad
1569.43	2002	784	Am <sup>490</sup>		2004	632	Am
1569.512	2002	707	Ad	1580.1	2005	315	Ad
1569.545	2004	193	R <sup>571</sup>	1580.5	2000	869	Am
1569.616	2000	434	Am (by Sec. 4 of Ch.)	1581.5	2001	681	Am
	2003	305	Am	1584	1999	658	Am <sup>56</sup>
	2004	340	Am	1585	1X 2003–04	7*	Am
	2005	423	Am	1586.6	2003	105	Ad
1569.626	2000	434	Ad	1586.7	2003	105	Ad
1569.627	2000	434	Ad	1588	2000	108*	Am
1569.628	2003	322	Ad	1588.3	2000	108*	Am
1569.651	2002	557	Ad	1588.5	2000	108*	Am
	2005	250	Am		2004	632	Am
1569.655	2002	557	Ad	1588.7	2000	108*	Am
1569.657	2004	401	Ad		2001	681	Am
1569.7	2003	383	Ad		2004	632	Am
1569.70	2004	183	Am <sup>571</sup>	1589	2000	108*	Am & RN & Ad
1569.72	2000	817	Am		2004	632	Am
1569.73	1999	114*	Am	1589.5	2000	108*	Ad(RN)
	2002	109	Am	1590.3	2000	869	Ad
	2003	312	Am	1590.5	2000	869	Am
1569.74	2003	312	Am	1591	2004	632	Am
1569.880	2003	409	Ad	1596.60	2000	239	Am
1569.881	2003	409	Ad	1596.653	1999	772	Ad
1569.882	2003	409	Ad	1596.66	2000	819	Am
1569.883	2003	409	Ad	1596.76	2002	1022*	Am
1569.884	2003	409	Ad	1596.773	2004	358	Ad
1569.885	2003	409	Ad	1596.792	2004	664	Am
	2005	456	Am		2005	22	R & Ad <sup>68</sup>
1569.886	2003	409	Ad				Am (as am by Sec. 4 and as ad by Sec. 5, Stats. 2004, Ch. 664) <sup>647</sup>
1569.887	2003	409	Ad				Ad & R <sup>5</sup>
1569.888	2003	409	Ad				Am <sup>203</sup>
1569.889	2005	456	Ad	1596.7927	1999	851*	Ad
1570.2	1X 2003–04	7*	Am		2000	135	Am
1570.7	2001	681	Am	1596.799	2002	536	Ad
	2004	632	Am	1596.803	2003	225*	Am
	1X 2003–04	7*	Am		2004	229*	Am
1572	2000	869	Am	1596.816	2004	183	Am <sup>571</sup>
	2001	681	Am		2004	229*	Am
	2004	632	Am	1596.817	2003	403	Ad
	1X 2003–04	7*	Am		2004	358	Am
1572.5	1X 2003–04	7*	R	1596.8535	2002	122	Ad <sup>175</sup>
1572.7	1X 2003–04	7*	R	1596.8555	2004	358	Ad
1572.9	2001	681	Am	1596.859	1999	823	Am
	1X 2003–04	7*	R	1596.8595	2003	403	Ad
1573	1X 2003–04	7*	R	1596.871	1999	881*	Am
1573.5	1X 2003–04	7*	R		2000	819	Am
1574.5	2001	681	Am		2003	225*	Am
1575.1	2001	681	Ad		2004	229*	Am
1575.2	2001	681	Am		2004	653*	Am (as am by Stats. 2004, Ch. 229)
1575.3	2000	869	Am		2005	78*	Am
1575.4	2000	869	Am				
1575.45	2000	869	Ad				
1575.5	2004	228*	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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1596.8712	2000	549	Ad	1743.9	2001	242	Ad
1596.8713	1999	147 *	Am	1746	1999	83	Am <sup>30</sup>
	1999	934	Am		2004	825	Am
	2000	108 *	Am	1749	2004	825	Am
1596.8714	1999	934	Ad	1765.125	2002	111	Am
1596.872a	2004	229 *	Am	1765.150	2002	111	Am
1596.872b	2004	229 *	Am	1770	2000	820	Am
1596.8866	2001	378	Ad	1771	1999	949	Am
	2002	353	Am		2000	820	Am
1596.8872	2002	707	Ad	1771.10	2000	820	Ad(RN)
1596.890	1999	823	Am	1771.11	1999	949	Ad
1596.95	2002	350	Am		2000	820	Am & RN
1596.955	2004	193	Am <sup>571</sup>	1771.2	2000	820	Am
1597.01	2004	193	R <sup>571</sup>	1771.3	2000	820	Ad
1597.09	2002	1022 *	Am	1771.4	2000	820	R & Ad
	2003	225 *	Am	1771.5	1999	949	Am
1597.091	2002	1022 *	Am		2000	820	R & Ad
1597.44	2003	744	Am	1771.6	2000	820	R & Ad
1597.465	2003	744	Am	1771.7	2000	820	R & Ad
1597.467	2001	679	Ad		2002	553	Am
1597.55a	2003	225 *	Am		2003	324	Am
1597.55b	2003	225 *	Am		2005	454	Am
1598.3	2004	193	R <sup>571</sup>	1771.8	2000	820	R & Ad(RN)
1599.1	2000	451	Am		2002	553	Am
1599.73	1999	658	Am <sup>56</sup>	1771.9	1999	83	Am <sup>30</sup>
1599.74	2002	550	Am		1999	949	Am
1603.1	2003	419	Am		2000	820	Am & RN
1603.2	2003	419	Am	1772	2000	820	Am
1603.3	2003	419	Am	1772.2	2000	820	Ad
1603.4	2003	419	Am	1773	2000	820	Am
1621.5	2003	419	Am	1774	2000	820	Am
1626	2000	362	Am <sup>224</sup>	1775	2000	820	Am
1639	2003	464	Am	1776.3	2001	111 *	Ad
1639.01	2002	929	Ad		2002	553	Am
1639.35	2003	464	Ad	1776.6	2000	820	Am
1639.56	2000	829	Ad	1777	2000	820	Am
1644.7	2004	775	Ad		2002	553	Am
1644.8	2004	775	Ad	1777.2	2000	820	Am
1644.9	2004	775	Ad	1777.4	2000	820	Am
1647	1999	87	Ad	1779	1999	949	Am
1725	2005	335	Am		2000	820	Am
1726	2005	335	Am	1779.10	2000	820	Am
1734.5	2005	315	Ad	1779.2	2000	820	Am
1743	2001	242	Ad	1779.4	2000	820	Am
1743.11	2001	242	Ad	1779.6	2000	820	Am
1743.13	2001	242	Ad	1779.7	2000	820	Ad
1743.15	2001	242	Ad	1779.8	2000	820	Am
1743.17	2001	242	Ad	1780	2000	820	Am
1743.19	2001	242	Ad	1780.2	2000	820	Am
1743.2	2001	242	Ad	1780.4	2000	820	Am
1743.21	2001	242	Ad	1781	2000	820	Am
1743.23	2001	242	Ad	1781.10	2000	820	Am
1743.25	2001	242	Ad	1781.2	2000	820	Am
1743.27	2001	242	Ad	1781.4	2000	820	Am
1743.29	2001	242	Ad	1781.6	2000	820	Am
1743.3	2001	242	Ad	1781.8	2000	820	Am
1743.31	2001	242	Ad	1782	2000	820	Am
1743.33	2001	242	Ad	1783	2000	820	Am
1743.35	2001	242	Ad	1783.2	2000	820	Am
1743.37	2001	242	Ad	1783.3	2000	820	Ad
1743.7	2001	242	Ad	1784	2000	820	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1785	2000	820	Am	1793.7	2000	820	Am
1786	2000	820	Am	1793.8	2000	820	Am
1786.2	2000	820	Am	1793.9	2000	820	Am
1787	2000	820	Am		2002	553	Am
1788	1999	949	Am	1794.04	2004	183	Am <sup>571</sup>
	2000	820	Am	1795	2002	272	Ad
	2005	454	Am	1797.109	2000	157	Am
1788.2	2000	820	Am	1797.112	2000	93*	Am
1788.4	2000	820	Am	1797.115	2002	1050	Ad
1789	2000	820	Am		2003	62	Am <sup>519</sup>
1789.1	2000	820	Ad	1797.116	2002	612*	Ad
1789.2	2000	820	Am	1797.172	1999	549*	Am
1789.4	2000	820	Am	1797.190	2002	718	Am
1789.6	2000	820	Am	1797.191	1999	83	Am <sup>30</sup>
1789.8	2000	820	Am	1797.196	1999	163	Ad
1790	2004	129	Am		2002	718	Am
1792	2000	820	R & Ad				R & Ad <sup>69</sup>
	2004	129	Am		2003	62	Am (as am by
1792.1	2000	820	Ad				Sec. 3,
	2004	129	R				Stats. 2002,
1792.10	2004	129	Ad				Ch. 718) <sup>519</sup>
1792.11	2000	820	Ad & R <sup>18</sup>		2005	111	Am (as am by
1792.12	2000	820	Ad & R <sup>18</sup>				Sec. 181,
1792.13	2000	820	Ad & R <sup>18</sup>				Stats. 2003,
1792.14	2000	820	Ad & R <sup>18</sup>				Ch. 62)
1792.15	2000	820	Ad & R <sup>18</sup>	1797.197	2001	458	Ad
1792.16	2000	820	Ad & R <sup>18</sup>	1797.198	2001	171*	Ad
1792.17	2000	820	Ad & R <sup>18</sup>		2005	80*	Am
1792.18	2000	820	Ad & R <sup>18</sup>	1797.199	2001	171*	Ad
1792.19	2000	820	Ad & R <sup>18</sup>		2002	1161*	Am
1792.2	1999	470	Am		2005	80*	Am
	2000	820	R & Ad	1797.8	2002	678	Ad <sup>470</sup>
1792.20	2000	820	Ad & R <sup>18</sup>	1797.98a	2003	707	Am
1792.21	2000	820	Ad & R <sup>18</sup>		2005	671	Am (by Sec. 2
1792.22	2000	820	Ad & R <sup>18</sup>				of Ch.)
1792.3	2000	820	Ad	1797.98b	1999	679	Am
1792.4	2000	820	Ad		2003	707	Am
	2004	129	Am	1797.98c	2002	430	Am
1792.5	2000	820	Ad		2003	707	Am
	2004	129	Am		2005	671	Am
1792.6	2000	820	Ad	1797.98e	2002	430	Am
1792.7	2004	129	Ad		2003	707	Am
1792.8	2004	129	Ad		2004	524	Am
1792.9	2004	129	Ad				R & Ad <sup>100</sup>
1793.11	2000	820	Am		2005	671	R (as ad by
1793.13	2000	820	Am				Sec. 3,
1793.15	2000	820	Am				Stats. 2004,
1793.17	2000	820	Am				Ch. 524)
1793.19	2000	820	Am				Am (as am by
1793.21	2000	820	Am				Sec. 2,
1793.23	2000	820	Am				Stats. 2004,
1793.25	2000	820	Am				Ch. 524) <sup>13</sup>
1793.27	2000	820	Am	1798.200	1999	549*	Am
1793.29	2000	820	Am	1798.210	2004	513	Ad
1793.5	2000	820	Am	1798.211	2004	513	Ad
1793.50	2000	820	Am	1799.112	2004	513	Ad
1793.56	2000	820	Am	1799.204	2001	171*	Am
1793.58	2000	820	Am	2000	2002	395	Ad
1793.6	2000	820	Am	2001	2002	395	Ad
1793.60	2000	820	Am	2002	2002	395	Ad
1793.62	2000	820	Am	2003	2002	395	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2004	2002	395	Ad	2084	2002	395	Ad
2005	2002	395	Ad	2085	2002	395	Ad
2006	2002	395	Ad	2090	2002	395	Ad
2007	2002	395	Ad	2091	2002	395	Ad
2010	2002	395	Ad	2092	2002	395	Ad
2011	2002	395	Ad	2093	2002	395	Ad
2012	2002	395	Ad	2200	2002	395	R
2013	2002	395	Ad	2201	2002	395	R
2014	2002	395	Ad	2202	2002	395	R
2020	2002	395	Ad	2210	2002	395	R
2021	2002	395	Ad	2211	2002	395	R
2022	2002	395	Ad	2212	2002	395	R
2023	2002	395	Ad	2213	2002	395	R
2024	2002	395	Ad	2214	2002	395	R
2025	2002	395	Ad	2215	2002	395	R
2026	2002	395	Ad	2215.5	2002	395	R
2027	2002	395	Ad	2216	2002	395	R
2028	2002	395	Ad	2217	2002	395	R
2029	2002	395	Ad	2218	2002	395	R
2030	2002	395	Ad	2219	2002	395	R
	2005	700	Am	2220	2002	395	R
2040	2002	395	Ad	2221	2002	395	R
2041	2002	395	Ad	2222	2002	395	R
2042	2002	395	Ad	2223	2002	395	R
2043	2002	395	Ad	2224	2002	395	R
	2005	158	Am	2225	2002	395	R
2044	2002	395	Ad	2226	2002	395	R
2045	2002	395	Ad	2240	2002	395	R
2046	2002	395	Ad	2240.1	2002	395	R
2047	2002	395	Ad	2241	2002	395	R
2048	2002	395	Ad	2242	2002	395	R
2049	2002	395	Ad	2243	2002	395	R
2050	2002	395	Ad	2244	2002	395	R
2051	2002	395	Ad	2244.5	2002	395	R
2052	2002	395	Ad	2245	2002	395	R
2053	2002	395	Ad	2246	2002	395	R
2054	2002	395	Ad	2247	2002	395	R
	2005	158	Am	2248	2001	75	Am
2055	2002	395	Ad		2002	395	R
2060	2002	395	Ad	2249	2002	395	R
2061	2002	395	Ad	2250	2002	395	R
2062	2002	395	Ad	2251	2002	395	R
2063	2002	395	Ad	2252	2002	395	R
2064	2002	395	Ad	2253	2002	395	R
2065	2002	395	Ad	2270	2002	395	R
2066	2002	395	Ad	2272	2002	395	R
2067	2002	395	Ad	2272.5	2002	395	R
2070	2002	395	Ad	2273	2002	395	R
2071	2002	395	Ad	2274	2002	395	R
2072	2002	395	Ad	2275	2002	395	R
2073	2002	395	Ad	2277	2002	395	R
2074	2002	395	Ad	2278	2002	395	R
2075	2002	395	Ad	2279	2002	395	R
2076	2002	395	Ad	2280	2002	395	R
2077	2002	395	Ad	2280.1	2002	395	R
2078	2002	395	Ad	2281	2002	395	R
2079	2002	395	Ad	2282	2002	395	R
2080	2002	395	Ad	2283	2002	395	R
2081	2002	395	Ad	2283.5	2002	395	R
2082	2002	395	Ad	2284	2002	395	R
2083	2002	395	Ad	2285	2002	395	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
2285.5	2002	395	R	5413	2001	498	Am
2286	2002	395	R	6489	2000	86	Am
2287	2002	395	R		2005	700	Am
2288	2002	395	R	6491.5	2005	158	Ad
2289	2002	395	R	6512	2002	261	Am
2290	2002	395	R	6512.7	2003	296	Am
2290.5	2002	395	R	6590	1999	696	Ad
2291	2002	395	R	6591	1999	696	Ad
2291.1	2002	395	R	6592	1999	696	Ad
2291.2	2000	262	Am	6593	1999	696	Ad
	2002	395	R	6594	1999	696	Ad
2291.3	2002	395	R	6595	1999	696	Ad
2291.4	2002	395	R	6982	2004	193	Am <sup>571</sup>
2291.5	2002	395	R	7000	2001	436	Am
2291.7	2002	395	R	7001	2001	436	Am
2292	2002	395	R	7002	2001	436	Am
2294	2002	395	R	7003	2001	436	Am
2300	2002	395	R	7005	2001	436	Am
2302	2002	395	R	7007	2001	436	Am
2303	2002	395	R	7010	2001	436	Am
2304	2002	395	R	7010.5	2001	436	Am
2305	2002	395	R	7010.7	2001	436	Am
2306	2002	395	R	7012	2001	436	Am
2307	2002	395	R	7013	2001	436	Am
2308	2002	395	R	7014	2001	436	Am
2309	2002	395	R	7016	2001	436	Am
2310	2002	395	R	7017	2001	436	R
2311	2002	395	R	7021	2001	436	Am
2312	2002	395	R	7052	2004	413	Am
2315	2002	395	R	7053	2003	874	Am
2316	2002	395	R	7054	2002	819	Am
2317	2002	395	R	7054.5	2001	436	R
2318	2002	395	R	7054.6	2000	276	Am
2319	2002	395	R		2001	436	Am
2320	2002	395	R	7055	1999	657	Am
2330	2002	395	R	7100	1999	657	Am
2331	2002	395	R		1999	658	Am (by Sec. 5.5 of Ch.) <sup>56</sup>
2332	2002	395	R		2001	230	Am
2360	2002	395	R		2004	307	Am
2805	2004	38 *	Am	7103	2002	819	Am
2851	2001	75	Am	7104.1	2001	436	Am
	2005	700	Am	7105	2004	307	Am
2853	2005	158	Ad	7109	2001	436	Am
4730.11	2004	199	Ad	7111	2002	819	Am
4730.12	2004	199	Ad	7116	2001	436	Am
4730.3	2001	390	Am	7150.2	2000	829	Ad
	2004	199	R & Ad <sup>361</sup>	7151	1999	658	Am <sup>56</sup>
			R (as ad by Sec. 2 and Sec. 3, Stats. 2001, Ch. 390)	7151.5	2000	830	Am
4730.6	1999	550 *	Am <sup>1</sup>	7152.7	2001	740	Ad
4730.65	2003	296	Am		2003	405	Am
4730.66	2002	79 *	Ad	7153	2000	830	Am
4733	2000	86	Am	7153.5	2000	830	Am
	2005	700	Am	7154	2000	830	Am
4733.5	2005	700	Am	7155.7	2003	309	Ad & R <sup>43</sup>
4766.5	2005	158	Ad		2005	138	Am <sup>13</sup>
4767.5	2001	606 *	Ad	7158.3	2003	464	Ad
5412	2001	498	Am	7185	1999	658	R <sup>56</sup>
				7185.5	1999	658	R <sup>56</sup>
				7186	1999	658	R <sup>56</sup>
				7186.5	1999	658	R <sup>56</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7187	1999	658	R <sup>56</sup>	8571	2001	436	Am
7187.5	1999	658	R <sup>56</sup>	8574	2000	568	Am
7188	1999	658	R <sup>56</sup>	8585	2000	568	Am
7189	1999	658	R <sup>56</sup>	8650	2001	436	Am
7189.5	1999	658	R <sup>56</sup>		2001	516	Am
7190	1999	658	R <sup>56</sup>	8650.5	2001	436	Ad
7190.5	1999	658	R <sup>56</sup>		2001	516	Ad
7191	1999	658	R <sup>56</sup>	8731	2000	568	Am
7191.5	1999	658	R <sup>56</sup>	8734	2000	568	Am
7192	1999	658	R <sup>56</sup>	8740	2000	568	Am
7192.5	1999	658	R <sup>56</sup>	8743	2000	568	Am
7193	1999	658	R <sup>56</sup>	8744	2000	568	Am
7193.5	1999	658	R <sup>56</sup>	8747.5	2000	568	Am
7194	1999	658	R <sup>56</sup>	8748	2000	568	Am
7194.5	1999	658	R <sup>56</sup>	8890	2003	57	R
7200	2001	436	Am	8891	2003	57	R
8010	2001	818	Ad	8892	2003	57	R
8011	2001	818	Ad	8893	2003	57	R
8012	2001	818	Ad	8894	2003	57	R
8013	2001	818	Ad	8900	2003	57	R
8014	2001	818	Ad	8901	2003	57	R
8015	2001	818	Ad	8902	2003	57	R
8016	2001	818	Ad	8903	2003	57	R
8017	2001	818	Ad	8910	2003	57	R
8018	2001	818	Ad	8911	2003	57	R
8019	2001	818	Ad	8912	2003	57	R
8020	2001	818	Ad	8920	2003	57	R
8021	2001	818	Ad	8921	2003	57	R
8025	2001	818	Ad	8922	2003	57	R
8026	2001	818	Ad	8923	2003	57	R
8027	2001	818	Ad	8924	2003	57	R
8028	2001	818	Ad	8925	2003	57	R
8029	2001	818	Ad	8926	2003	57	R
8030	2001	818	Ad	8930	2003	57	R
Div. 8,				8931	2003	57	R
Pt. 1,				8932	2003	57	R
Ch. 1,				8933	2003	57	R
heading				8934	2003	57	R
(Sec. 8100				8934.1	2003	57	R
et seq.)	2001	436	Am	8934.2	2003	57	R
8100	2001	436	Am	8934.3	2003	57	R
8101	2000	546	R	8934.4	2003	57	R
8113.2	2001	436	R	8935	2003	57	R
8113.6	2000	568	Am	8936	2003	57	R
8136	2003	57	Am	8937	2003	57	R
8277	2003	874	Am	8938	2003	57	R
8279	1999	207	Ad	8939	2003	57	R
8300	2001	436	Am	8940	2003	57	R
8301	2001	436	R	8941	2003	57	R
8302	2001	436	R	8950	2003	57	R
8303	2001	436	R	8950.01	2003	57	R
8304	2001	436	R	8950.3	2003	57	R
8305	2001	436	R	8950.4	2003	57	R
8306	2001	436	R	8950.5	2003	57	R
8307	2001	436	R	8950.6	2003	57	R
8308	2001	436	R	8951	2003	57	R
8343	2000	568	Am	8952	2003	57	R
8344	2000	568	Am	8960	2003	57	R
8344.5	2000	568	Am	8961	2003	57	R
8346.5	2000	568	Am	8961.1	2003	57	R
8347	2000	568	Am	8961.10	2003	57	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
8961.11	2003	57	R	9022	2003	57	Ad
8961.12	2003	57	R	9023	2003	57	Ad
8961.13	1999	207	Am	9024	2003	57	Ad
	2003	57	R	9025	2003	57	R & Ad
8961.2	2003	57	R	9026	2003	57	Ad
8961.3	2003	57	R	9027	2003	57	Ad
8961.4	2003	57	R	9028	2003	57	Ad
8961.5	2003	57	R	9029	2003	57	Ad
8961.6	2003	57	R	9030	2003	57	Ad
8961.7	2000	68*	Am	9031	2003	57	Ad
	2003	57	R		2005	700	Am
8961.8	2003	57	R	9040	2003	57	Ad
8961.9	2003	57	R	9041	2003	57	Ad
8962	2003	57	R	9042	2003	57	Ad
8962.1	2003	57	R	9043	2003	57	Ad
8962.2	2003	57	R	9044	2003	57	Ad
8963	2003	57	R	9045	2003	57	Ad
8963.5	2003	57	R	9046	2003	57	Ad
8963.6	2003	57	R	9047	2003	57	Ad
8963.7	2003	57	R	9048	2003	57	Ad
8963.8	2003	57	R	9049	2003	57	Ad
8963.9	2003	57	R	9050	2003	57	Ad
8964	2003	57	R	9051	2003	57	Ad
8965	2003	57	R	9052	2003	57	Ad
8966	2003	57	R	9053	2003	57	Ad
8967	2003	57	R	9054	2003	57	Ad
8967.5	2003	57	R	9055	2003	57	Ad
8968	2003	57	R	9056	2003	57	Ad
8968.5	2003	57	R	9060	2003	57	Ad
8969	2003	57	R	9061	2003	57	Ad
8969.5	2003	57	R	9062	2003	57	Ad
8969.6	2003	57	R	9063	2003	57	Ad
8970	2003	57	R	9064	2003	57	Ad
8971	2003	57	R	9065	2003	57	Ad
8972	2003	57	R	9066	2003	57	Ad
8973	2003	57	R	9067	2003	57	Ad
8980	2003	57	R	9068	2003	57	Ad
8981	2003	57	R	9069	2003	57	Ad
8981.5	2003	57	R	9070	2003	57	Ad
8982	2003	57	R	9071	2003	57	Ad
8983	2003	57	R	9072	2003	57	Ad
8984	2003	57	R	9073	2003	57	Ad
8985	2003	57	R	9074	2003	57	Ad
8990	2003	57	R	9075	2003	57	Ad
8991	2003	57	R	9076	2003	57	Ad
9000	2003	57	R & Ad	9077	2003	57	Ad
9001	2003	57	R & Ad	9078	2003	57	Ad
9002	2003	57	R & Ad	9079	2003	57	Ad
9003	2003	57	R & Ad	9080	2003	57	Ad
9004	2003	57	R & Ad	9081	2003	57	Ad
9005	2003	57	R & Ad	9082	2003	57	Ad
9006	2003	57	Ad	9083	2003	57	Ad
9007	2003	57	Ad	9090	2003	57	Ad
9010	2003	57	R & Ad	9091	2003	57	Ad
9011	2003	57	Ad	9092	2003	57	Ad
9012	2003	57	Ad	9093	2003	57	Ad
9013	2003	57	Ad	9100	2003	57	R
9014	2003	57	Ad	9201	2003	57	R
9020	2003	57	Ad	9203	2003	57	R
9021	2003	57	Ad	9204	2003	57	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>				
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
9205	2003	57	R		2005	468	Am	
9206	2003	57	R	11104	2003	369*	Am	
9207	2003	57	R		2005	468	Am	
9208	2003	57	R	11104.5	2005	468	Am	
9209	2003	57	R	11106	1999	978	Am	
9210	2003	57	R		2002	13*	Am	
9211	2003	57	R		2003	369*	Am	
9212	2003	57	R		2005	468	Am	
9213	2003	57	R	11106.7	2003	142	Ad	
9214	2003	57	R	11107	2003	369*	Am	
9215	2003	57	R	11107.1	2003	369*	Am	
9216	2003	57	R		2005	468	Am	
9217	2003	57	R	11122	2002	1013	R	
9218	2003	57	R	11123	2002	1013	R	
9219	2003	57	R	11124	2002	1013	R	
9220	2003	57	R	11125	2002	1013	R	
9221	2003	57	R	11127	2002	1013	R	
9222	2003	57	R	11128	2002	1013	R	
9223	2003	57	R	11129	2002	1013	R	
9224	2003	57	R	11130	2002	1013	R	
9225	2003	57	R	11131	2002	1013	R	
9300	2003	57	R	11132	2002	1013	R	
9301	2003	57	R	11133	2002	1013	R	
9302	2003	57	R	11134	2002	1013	R	
9303	2003	57	R	11135	2002	1013	R	
9304	2003	57	R	11136	2002	1013	R	
9305	2003	57	R	11150	1999	749	Am	
9306	2003	57	R		2000	676	Am	
9307	2003	57	R		2001	289	Am	
9308	2003	57	R		2004	191	Am	
9309	2003	57	R		2005	506*	Am	
9320	2003	57	R	11159.1	2004	695	Am	
9321	2003	57	R	11159.2	2003	406	Am <sup>70</sup>	
9513	1999	207	Ad				R <sup>63</sup>	
9600.5	2000	568	Am				Ad <sup>391</sup>	
9600.6	2000	568	Am		2005	487	Am	
11024	2000	676	Am	11161	2000	1092	Am	
11026	1999	749	Am		2003	406	Am <sup>70</sup>	
	2000	676	Am				R <sup>63</sup>	
	2001	289	Am				Ad <sup>391</sup>	
11029.5	2003	406	Ad		2004	573*	Am (as am by	
11054	2001	841	Am				Sec. 4,	
	2002	664	Am <sup>431</sup>				Stats. 2003,	
11055	1999	975	Am (by Sec. 1				Ch. 406) <sup>656</sup>	
			of Ch.)				Am (as ad by	
	2000	8*	Am				Sec. 5,	
	2001	841	Am				Stats. 2003,	
11056	2000	8*	Am				Ch. 406) <sup>657</sup>	
	2001	841	Am		2005	487	Am	
11057	2002	1013	Am	11161.5	2003	406	Ad	
11100	1999	975	Am (by Sec. 2		2005	487	Am	
			of Ch.)	11161.7	2003	406	Ad	
	1999	978	Am (by Sec. 1.5	11162	2003	406	Am <sup>70</sup>	
			of Ch.)				R <sup>63</sup>	
	2001	841	Am	11162.1	2003	406	Ad <sup>391</sup>	
	2003	369*	Am		2004	573*	Am	
	2004	405	Am <sup>654</sup>		2005	487	Am	
	2005	468	Am	11162.6	2003	406	Ad <sup>391</sup>	
11100.05	2005	468	Am		11163	2000	1092	R
11100.1	2003	369*	Am	11164	2000	1092	Am	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By			
	Year	Chapter	Effect		Year	Chapter	Effect	
11164 (Cont.)	2002	536	Am	11354	2000	8 *	Am	
	2003	406	Am <sup>70</sup> R <sup>63</sup> Ad <sup>391</sup> R & Ad <sup>63</sup>	11355	2000	8 *	Am	
	2005	487	Am	11362.7	2003	875	Ad	
11164.1	2003	406	Ad R & Ad <sup>63</sup>	11362.71	2003	875	Ad	
11164.5	2000	293	Ad	11362.715	2003	875	Ad	
11165	1999	655	Am <sup>73 19</sup>	11362.72	2003	875	Ad	
	2002	345	Am <sup>300 317</sup>	11362.735	2003	875	Ad	
	2003	406	Am (by Sec. 16 of Ch.) <sup>18</sup> Ad (by Sec. 17 of Ch.) <sup>63</sup>	11362.74	2003	875	Ad	
	2003	748	Am (by Sec. 3 of Ch.) <sup>18</sup> Ad (by Sec. 4 of Ch.) <sup>63</sup>	11362.745	2003	875	Ad	
	2005	506 *	Am	11362.755	2003	875	Ad	
11165.1	2002	345	Ad <sup>300</sup> R <sup>301</sup> Am <sup>36 13</sup>	11362.76	2003	875	Ad	
	2003	406	Am <sup>36 13</sup>	11362.765	2003	875	Ad	
11165.5	2005	487	Ad & R <sup>68</sup>	11362.77	2003	875	Ad	
11166	2003	406	Am	11362.775	2003	875	Ad	
11167	1999	853	Am <sup>144</sup>	11362.78	2003	875	Ad	
	2003	406	Am <sup>70</sup> R <sup>63</sup> Ad <sup>391</sup> R & Ad <sup>63</sup>	11362.785	2003	875	Ad	
11167.5	2003	406	Am <sup>70</sup> R <sup>63</sup> Ad <sup>391</sup> R & Ad <sup>63</sup>	11362.79	2003	875	Ad	
11168	2003	406	Am & R <sup>68</sup>	11362.795	2003	875	Ad	
11169	2003	406	Am <sup>70</sup> R <sup>63</sup> Ad <sup>391</sup> R & Ad <sup>63</sup>	11362.8	2003	875	Ad	
11190	2003	406	Am <sup>70</sup> R <sup>63</sup> Ad <sup>391</sup> R & Ad <sup>63</sup>	11362.81	2003	875	Ad	
	2004	573 *	Am (as ad by Sec. 28 and Sec. 29, Stats. 2003, Ch. 406)	11362.82	2003	875	Ad	
	2005	487	Am	11362.83	2003	875	Ad	
11207	2004	695	Am	11362.84	2003	875	Ad	
11210	2000	676	Am	11362.85	2003	875	Ad	
	2005	506 *	Am	11362.86	2003	875	Ad	
11218	2002	543	Am	11362.87	2003	875	Ad	
11219	2002	543	Am	11362.88	2003	875	Ad	
11250	2003	426	Am	11362.89	2003	875	Ad	
11251	2003	426	Am	11362.9	1999	750	Ad <sup>87</sup>	
11350	2000	8 *	Am		2001	854	Am	
11351	2000	8 *	Am		2003	704	Am	
11352	2000	8 *	Am	11364	2004	608	Am	
11352.1	2000	350 *	Am	11364.7	1999	762	Am	
11353	2000	8 *	Am		2005	692	Am	
					11372	2002	787	Am <sup>422</sup>
					11372.5	2005	158	Am
					11372.7	2001	750	Am
						2001	854	Am
						2002	545	Am <sup>422</sup>
					11375	2001	838	Am (as am by Stats. 1992, Ch. 616 and as am by Stats. 1996, Ch. 109)
						1999	975	Am
						2001	838	Am (by Sec. 3 of Ch.)
						2001	841	Am (by Sec. 5.5 of Ch.)
						2002	664	Am <sup>431</sup>
					11378	2001	841	Am
					11379	2001	841	Am
					11379.6	2003	620	Am
					11380	2001	841	Am
					11382	2001	841	Am
						2002	664	Am <sup>431</sup>
					11383	2003	619	Am
					11474	1999	787	Am
					11479	2002	787	Am <sup>422</sup>
					11479.1	2002	787	Am <sup>422</sup>
					11479.5	2002	443	Am
						2002	787	Am <sup>422</sup>
					11545	2000	815	Ad
					11550	2001	854	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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11561	2003	468	Am <sup>561</sup>	11758.25	2004	862	Am
11571	2002	1057	Am	11758.27	2004	862	R
	2003	62	Am <sup>519</sup>	11758.29	2004	862	Am
11571.1	2001	431	Am <sup>18</sup>	11758.33	2004	193	R <sup>571</sup>
	2004	304	Am <sup>38</sup>		2004	862	R
	2005	22	Am <sup>647</sup>	11758.40	2004	862	Am
11573	2002	1057	Am	11758.41	2004	862	R
11573.5	2001	854	Am	11758.42	2002	543	Am
	2002	1057	Am	11758.421	2005	616*	Ad
11581	2002	1057	Am	11758.425	2005	616*	Ad
	2003	62	Am <sup>519</sup>	11758.43	2004	862	Am
11591	2003	536	Am	11758.46	2000	108*	Am
11703	2005	88	Am		2002	543	Am
11706	2005	88	Am		2004	862	Am
11750	2004	862	Am	11758.47	1999	525	Am <sup>112</sup>
11751.4	2004	862	Am		2000	857	Am <sup>203</sup>
11752.1	2004	862	Ad	11758.50	2004	193	R <sup>571</sup>
11754	2004	862	Am		2004	862	R
11755	2004	862	Am	11758.51	2004	193	R <sup>571</sup>
11755.2	2004	862	Am		2004	862	R
11755.4	2004	862	R	11758.52	2004	193	R <sup>571</sup>
11755.5	2004	862	R		2004	862	R
11756	2004	862	Am	11758.53	2004	193	R <sup>571</sup>
11756.5	2004	193	R <sup>571</sup>		2004	862	R
	2004	862	R	11758.54	2004	193	R <sup>571</sup>
11756.7	2001	111*	Am <sup>73 19</sup>		2004	862	R
11756.8	2000	108*	Ad	11759.1	2004	862	Am
11757	2004	862	R	11759.10	2004	193	R <sup>571</sup>
11757.51	2004	862	Am		2004	862	R
11757.55	2004	862	R	11759.11	2004	193	R <sup>571</sup>
11757.57	2004	862	Am		2004	862	R
11757.59	2004	862	Am	11759.12	2004	193	R <sup>571</sup>
11757.61	2004	862	Am		2004	862	R
11757.62	2004	193	R <sup>571</sup>	11759.17	2004	193	R <sup>571</sup>
	2004	862	R		2004	862	R
11757.63	2004	862	R	11759.2	2004	862	Am
11757.65	2004	862	R	11759.4	2001	745*	Am
11757.66	2004	862	R		2004	862	Am
11758	2002	678	Ad	11759.5	2004	862	R
	2004	183	Am <sup>571</sup>	Div. 10.5,			
11758.03	2002	678	Ad	Pt. 2,			
11758.06	2002	678	Ad	heading			
Div. 10.5,				(Sec. 11760			
Pt. 1,				et seq.)	2004	862	Am
Ch. 3,				Div. 10.5,			
heading				Pt. 2,			
(Sec. 11758.10				Ch. 1,			
et seq.)	2004	862	Am	Art. 1,			
11758.10	2004	193	Am <sup>571</sup>	heading			
	2004	862	R & Ad	(Sec. 11760			
11758.12	2004	862	Am	et seq.)	2004	862	Am
11758.13	2004	862	Am	11760	2004	862	Am
Div. 10.5,				11760.1	2004	862	Am
Pt. 1,				11760.2	2004	862	Am
Ch. 3.3,				11760.3	2004	862	Am
heading				11760.4	2004	862	Am
(Sec. 11758.20				11760.5	2004	862	Ad
et seq.)	2004	862	R	11760.6	2004	862	Ad
11758.20	2004	862	Am	11765	2004	862	R
11758.23	2004	862	Am	11772	2004	193	Am <sup>571</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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11772 (Cont.)	2004	862	Am	11830	2004	862	Am (as am by Sec. 2, Stats. 1989, Ch. 919)
11776	2004	862	Am				Am (as am by Sec. 64, Stats. 1995, Ch. 938) & RN
11778.9	2004	862	Am	11830.1	2004	862	Ad(RN)
11781	2004	862	Am	11830.5	2004	862	Am
11781.5	2004	862	Am	11831	2004	862	Am (as ad by Sec. 64, Stats. 1984, Ch. 1328) & RN
11782	2004	193	R <sup>571</sup>				Ad(RN)
	2004	862	R	11831.2	2004	862	Am <sup>571</sup>
11785	2004	862	Am	11831.5	2004	193	Am
11786	2004	862	Am				Am
11788	2004	862	Ad	11835	2004	862	Am
11789	2004	862	Ad	Div. 10.5, Pt. 2, Ch. 9, heading (Sec. 11836 et seq.)	2004	862	Am
11790	2004	862	Ad	11836	2000	1063	Am (by Sec. 1 of Ch.)
11791	2004	862	Ad				Am & R <sup>24</sup>
11792	2004	862	Ad				Ad (by Sec. 2.1 of Ch.) <sup>25</sup>
11793	2004	862	Ad				Am <sup>305</sup>
11794	2004	862	Ad				Am <sup>422</sup>
11794.1	2004	862	Ad	11836.16	2000	1064*	Ad
11795	2004	862	Am	11837	1999	22*	Am (as am by Sec. 2.5, Stats. 1998, Ch. 756) <sup>16</sup>
11796	2004	862	Am				Am <sup>676</sup>
11796.1	2004	862	Am				Am (as am by Sec. 1, Stats. 2004, Ch. 551)
11797	2004	862	Am				Am (as am by Sec. 3, Stats. 1998, Ch. 756) <sup>16</sup>
11798	2004	862	Am				Am
11798.1	2004	193	Am <sup>571</sup>				Am
	2004	862	Am				Am
11800	2004	862	Am				Am
11801	2004	862	Am				Am
11802	2004	862	Am				Am
11805	2004	862	Am				Am
Div. 10.5, Pt. 2, Ch. 4, Art. 4, heading (Sec. 11810 et seq.)	2004	862	Am				Am
11810	2004	862	Am				Am
11811	2004	862	Am				Am
11811.1	2004	862	Am				Am
11811.3	2004	862	Am				Am
11811.5	2004	862	Am				Am
11811.6	2004	862	Am				Am
11811.7	2004	862	Am				Am
11812	2004	862	Am				Am
11812.6	2004	862	Am				Am
11813	2004	862	Am				Am
11814	2004	862	Am				Am
11814.5	2004	862	R				Am
11817.1	2004	862	Am				Am
11817.3	2004	862	Am				Am
11817.4	2004	862	Am				Am
11817.8	2004	862	R & Ad				Am
11818	2004	862	Am				Am
11818.5	2004	862	Am				Am
11820	2004	862	Am				Am
11820.1	2004	862	Am				Ad
11825	2004	862	Am				Ad
11826	2004	862	Am				Ad
11827	2004	862	Am				Ad
11828	2004	862	Am				Ad

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	Year	Chapter	Effect		Year	Chapter	Effect
11839.13	2004	862	Ad	11847.5	2004	862	Ad
11839.14	2004	862	Ad	11847.6	2004	862	Ad
11839.15	2004	862	Ad	11848	2004	862	Ad
11839.16	2004	862	Ad	11848.5	2004	862	Ad
11839.17	2004	862	Ad	11849	2004	862	Ad
11839.18	2004	862	Ad	11849.5	2004	862	Ad
11839.19	2004	862	Ad	11850	2004	862	Ad
11839.2	2004	862	Ad	11850.5	2004	862	Ad
11839.20	2004	862	Ad (by Sec. 114 of Ch.)	11851	2004	862	Ad
				11851.5	2004	862	Ad
	2005	616*	Am	11852	2004	862	Ad
11839.21	2004	862	Ad	11852.5	2004	862	Ad
11839.22	2004	862	Ad	11853	2004	862	Ad
11839.23	2004	862	Ad	11853.5	2004	862	Ad
11839.24	2004	862	Ad	11854	2004	862	Ad
11839.25	2004	862	Ad	11854.5	2004	862	Ad
11839.26	2004	862	Ad	11855	2004	862	Ad
11839.27	2004	862	Ad	11855.5	2004	862	Ad
11839.28	2004	862	Ad	11856	2004	862	Ad
11839.29	2004	862	Ad	11856.5	2004	862	Ad
11839.3	2004	862	Ad	Div. 10.5,			
11839.30	2004	862	Ad	Pt. 3,			
11839.31	2004	862	Ad	heading			
11839.32	2004	862	Ad	(Sec. 11860			
11839.33	2004	862	Ad	et seq.)	2004	862	Am
11839.34	2004	862	Ad	11860	2004	862	Am
11839.4	2004	862	Ad	11864	2004	862	R
11839.5	2004	862	Ad	11865	2004	862	R
11839.6	2004	862	Ad	11866	2004	862	R
11839.7	2004	862	Ad	11868	2004	862	R
11839.8	2004	862	Ad	11868.5	2004	862	R
11839.9	2004	862	Ad	11869	2004	862	R
Div. 10.5,				11870	2004	862	R
Pt. 2,				11871	2000	108*	Ad
Ch. 10,					2004	862	R
heading				11875	1999	717	Am
(Sec. 11840					2004	862	R & Ad
et seq.)	2004	862	Am & RN	11875.1	2004	862	R
Div. 10.5,				11876	1999	717	Am
Pt. 2,					2004	862	R & Ad
Ch. 11,				11876.1	1999	717	Ad
heading					2004	862	R
(Sec. 11840				11877	2004	862	R
et seq.)	2004	862	Ad(RN)	11877.10	2004	862	R
11840	2004	862	Am	11877.11	2004	862	R
11840.1	2000	108*	Am	11877.12	2004	862	R
	2004	862	Am	11877.13	2004	862	R
11841	2004	862	Am	11877.14	1999	717	Am
11842	2004	862	Ad		2004	862	R
11842.5	2004	862	Ad	11877.15	2004	862	R
11843	2004	862	Ad	11877.16	2004	862	R
11843.5	2004	862	Ad	11877.2	2000	815	Ad
11844	2004	862	Ad		2001	159	Am <sup>305</sup>
11844.5	2004	862	Ad		2004	862	R
11845	2004	862	Ad	11877.5	2004	862	R
11845.5	2004	862	Ad	11877.6	1999	717	Am
11847	2004	862	Ad		2001	321	Am
11847.1	2004	862	Ad		2004	862	R
11847.2	2004	862	Ad	11877.7	1999	717	Am
11847.3	2004	862	Ad		2001	321	Am
11847.4	2004	862	Ad		2004	862	R

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11877.8	1999	717	Am		2000	108 *	Am
	2004	862	R		2002	1022 *	Am
11877.9	2004	862	R		2003	225 *	S <sup>43</sup>
11878	2004	862	R		2004	229 *	Am
11880	2004	862	R		2005	78 *	Ad & R <sup>75</sup>
11881	2004	862	R				S (as am by
11882	2004	862	R				Sec. 12,
11885	2004	862	R				Stats. 2004,
11886	2004	862	R				Ch. 229) <sup>75</sup> ,
11887	2004	862	R	11970.3	1999	147 *	Ad & R <sup>18</sup>
11888	2004	862	R		2003	225 *	S <sup>43</sup>
11889	2004	862	R		2005	78 *	S <sup>75</sup>
11890	2004	862	R	11970.35	2003	225 *	Ad & R <sup>43</sup>
11891	2004	862	R		2005	78 *	S <sup>75</sup>
11892	2004	862	R	11970.4	1999	147 *	Ad & R <sup>18</sup>
11893	2004	862	R		2003	225 *	Am <sup>43</sup>
11894	2004	862	R		2005	78 *	Am <sup>75</sup>
11895	2004	862	R	Div. 10.5,			
11896	2004	862	R	Pt. 3,			
Div. 10.5,				Ch. 2,			
Pt. 3,				Art. 3,			
Ch. 2,				heading			
heading				(Sec. 11970.45			
(Sec. 11960				et seq.)	2004	862	Ad(RN)
et seq.)	2004	862	Am	Div. 10.5,			
11960	2004	862	R	Pt. 3,			
11960.1	2004	862	R	Ch. 2,			
11961	2004	862	R	Art. 5,			
11962	2004	862	R	heading			
11963	2004	862	R	(Sec. 11970.45			
11963.5	2004	193	R <sup>571</sup>	et seq.)	2004	862	Am & RN
	2004	862	R	11970.45	2002	1022 *	Ad
11964	2004	862	R	11970.5	2004	862	R
11965	2004	862	R	11971	2004	862	R
11965.3	2004	862	R	11972	2004	862	R
11965.4	2004	862	R	11973	2004	862	R
11965.5	2004	862	R	11974	2004	862	R
11965.7	2004	862	R	11975	2004	862	R
11966	2004	862	R	11976	2004	862	R
11967.5	2004	862	R	11977	2004	862	R
11969	2004	862	R	11980	2004	862	R
11970	1999	147 *	Am	11981	2004	862	R
	2002	1022 *	Am & R <sup>19</sup>	11981.1	2004	862	R
Div. 10.5,				11982	2004	862	R
Pt. 3,				11983.5	2004	862	R
Ch. 2,				11983.6	2004	862	R
Art. 2,				11983.7	2004	862	R
heading				11984	2004	862	R
(Sec. 11970.1				11985	2004	862	R
et seq.)	2004	862	Ad(RN)	11986	2004	862	R
Div. 10.5,				11987	2004	862	R
Pt. 3,				11987.3	2004	862	R
Ch. 2,				11987.4	2004	862	R
Art. 4,				11987.5	2004	862	R
heading				11987.6	2004	862	R
(Sec. 11970.1				11987.8	2004	862	R
et seq.)	2004	862	Am & RN	11987.9	2004	862	R
11970.1	1999	147 *	Ad & R <sup>18</sup>	11988	2004	862	R
	2003	225 *	S <sup>43</sup>	11989	2004	862	R
	2005	78 *	S <sup>75</sup>	11990	2004	862	R
11970.2	1999	147 *	Ad & R <sup>18</sup>	11991	2004	862	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
11991.2	2004	862	R	11999.7	2000		
11991.3	2004	862	R		Initiative		
11991.4	2004	862	R		(Prop. 36		
11991.5	2004	862	R		adopted		
11991.6	2004	862	R		Nov. 7,		
11991.7	2004	862	R		2000)		Ad <sup>294</sup>
11991.8	2004	862	R	11999.8	2000		
11991.9	2004	862	R		Initiative		
11993	2004	862	R		(Prop. 36		
11994	2004	862	R		adopted		
11996	2004	862	R		Nov. 7,		
11997	2004	862	R		2000)		Ad <sup>294</sup>
11998.1	2000	1055 *	Am	11999.9	2000		
	2004	225 *	Am		Initiative		
11998.2	2004	193	Am <sup>571</sup>		(Prop. 36		
11999.10	2000				adopted		
	Initiative				Nov. 7,		
	(Prop. 36				2000)		Ad <sup>294</sup>
	adopted			12000	2004	247 *	Am
	Nov. 7,			12081	2004	247 *	Am
	2000)		Ad <sup>294</sup>	12101	2003	499	Am
11999.11	2000			12606.1	2004	424	Ad & R <sup>68</sup>
	Initiative			12680	2000	274	Am
	(Prop. 36			12750	2004	496	Ad
	adopted			12755	2004	496	Ad
	Nov. 7,			12756	2004	496	Ad
	2000)		Ad <sup>294</sup>	12757	2004	496	Ad
11999.12	2000			12758	2004	496	Ad
	Initiative			12759	2004	496	Ad
	(Prop. 36			12760	2004	496	Ad
	adopted			12761	2004	496	Ad
	Nov. 7,			13108.5	2003	688	Am
	2000)		Ad <sup>294</sup>		2004	183	Am <sup>571</sup>
11999.13	2000			13113.6	2005	537	Ad
	Initiative			13114.2	1999	550 *	Am
	(Prop. 36			13132.7	1999	380	Am
	adopted				2001	244	Am <sup>21</sup>
	Nov. 7,						R <sup>34</sup>
	2000)		Ad <sup>294</sup>				Ad <sup>35</sup>
11999.20	2001	721 *	Ad <sup>37</sup>		2004	318	Am
11999.25	2001	721 *	Ad <sup>37</sup>	13137	2004	496	Am
11999.4	2000			13138	2004	227 *	Ad
	Initiative			13140.5	2001	779	Am
	(Prop. 36			13140.6	2001	779	Am
	adopted			13143.10	2001	745 *	R
	Nov. 7,			13143.7	2004	193	R <sup>571</sup>
	2000)		Ad <sup>294</sup>	13146.1	2004	424	Am
11999.5	2000			13159.1	2002	612 *	Ad
	Initiative			13188.4	2004	424	Ad & R <sup>68</sup>
	(Prop. 36			13197.6	2004	424	Ad & R <sup>68</sup>
	adopted			13812	2003	296	Am
	Nov. 7,			13815	2001	176	Am
	2000)		Ad <sup>294</sup>	13818	2001	176	Am
11999.6	2000			13845	2003	296	Am
	Initiative			13857	2000	121	Am
	(Prop. 36				2005	700	Am
	adopted			13866	2005	700	Am
	Nov. 7,			13868	2005	158	Am
	2000)		Ad <sup>294</sup>	13872	2001	176	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By		Effect	Section	Affected By		Effect
	Year	Chapter			Year	Chapter	
13890	1999	550*	Am <sup>1</sup>	17980.11	2003	474	Ad
13933	1999	542	Ad (incorrect reference) <sup>25</sup>	17980.6	1999	391	Am
	2000	135	Am & RN <sup>203</sup>		2001	414	Am
	2000	1067	Am & RN	17980.7	2001	414	Am (by Sec. 5 of Ch.)
13938	2001	176	Am		2001	594	Am (by Sec. 1.5 of Ch.)
14875	2005	260	Am				
14950	2005	633	Ad <sup>100</sup>	17980.8	2003	474	Am (as ad by Sec. 2, Stats. 1989, Ch. 1194) & RN
14951	2005	633	Ad <sup>100</sup>				
14952	2005	633	Ad <sup>100</sup>				
14953	2005	633	Ad <sup>100</sup>	17980.9	2001	594	Am
14954	2005	633	Ad <sup>100</sup>	17991	2003	474	Am
14955	2005	633	Ad <sup>100</sup>		2004	183	Am <sup>571</sup>
14956	2005	633	Ad <sup>100</sup>		2003	474	Am
14957	2005	633	Ad <sup>100</sup>	17992	2003	474	Am
14958	2005	633	Ad <sup>100</sup>	17997	2001	487	Ad & R <sup>18</sup>
14959	2005	633	Ad <sup>100</sup>	17997.2	2001	487	Ad & R <sup>18</sup>
14960	2005	633	Ad <sup>100</sup>	17997.3	2001	487	Ad & R <sup>18</sup>
16017.5	2000	463	Ad	17997.5	2001	487	Ad & R <sup>18</sup>
16109	2004	193	Am <sup>571</sup>	17997.6	2001	487	Ad & R <sup>18</sup>
17021	2000	702	Am	17997.7	2001	487	Ad & R <sup>18</sup>
	2001	118*	Am	17997.8	2001	487	Ad & R <sup>18</sup>
17021.6	2004	818	Am	17998	2000	82	Ad <sup>82</sup>
17021.7	2003	814	Am		2000	664	Ad
17031	2000	471	Am	17998.1	2000	82	Ad <sup>82</sup>
17037.5	2004	183	Am <sup>571</sup>		2000	664	Ad
17055	2000	702	Am		2002	723	Am
17920.10	2002	931	Ad	17998.2	2000	664	Ad & R <sup>18</sup>
17920.3	2000	471	Am		2002	723	Am <sup>13</sup>
17921.9	2004	183	Am <sup>571</sup>	17998.3	2000	664	Ad
17922	2001	159	Am <sup>305</sup>	18001.8	2002	98	Am
17951	2000	471	Am	18008.5	2000	471	Am
	2003	814	Am	18008.7	2001	356	Am
	2004	144	Am	18009.3	2000	566	Ad
17958.2	2000	471	Am		2001	490	Am
17958.8	2000	471	Am	18010	2000	566	Am
	2003	474	Am	18012.5	2002	98	Am
17959	2002	726	Ad <sup>509</sup>	18013.4	2003	814	Am
17959.1	2004	789	R & Ad	18014.5	2004	567	Ad
17959.3	1999	643	Am <sup>36,13</sup>	18015.1	2002	98	Ad
17959.6	2003	648	Ad	18020	1999	83	Am <sup>30</sup>
17960.10	2003	474	Ad	18021.7	2002	713	Am
17961	2002	931	Am		2003	593	Am
17964	2000	471	Am		2004	818	Am
17975	2004	473	Ad	18024	2004	567	Am
17975.1	2004	473	Ad	18025	1999	517	Am
17975.10	2004	473	Ad	18025.5	1999	83	Am <sup>30</sup>
17975.2	2004	473	Ad	18029.3	2002	713	Am
17975.3	2004	473	Ad	18029.6	2002	713	Am
17975.4	2004	473	Ad	18033	2001	490	Ad
17975.5	2004	473	Ad	18033.1	2001	490	Ad
17975.6	2004	473	Ad	18035	1999	991	Am <sup>96,114</sup>
17975.7	2004	473	Ad	18035.2	1999	991	Am <sup>96,114</sup>
17975.8	2004	473	Ad		2002	713	Am
17975.9	2004	473	Ad	18037.5	1999	991	Am <sup>96,114</sup>
17980	1999	391	Am	18045.5	2003	814	Am
	2001	487	Am	18046	1999	517	Am
	2002	931	Am	18050.7	2000	555	Am
	2003	474	Am	18060.5	2004	567	Am
17980.1	2003	474	Am	18061.6	2004	567	Ad
17980.10	2003	474	Ad(RN)	18062.2	2004	567	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
18063	2000	471	Am		2002	1038	S <sup>22</sup>
	2004	567	Am	18254	2001	434	Am <sup>34</sup>
18070	2004	236	Am		2002	1038	S <sup>22</sup>
	2005	22	Am <sup>647</sup>	18300	2001	434	Am <sup>34</sup>
18070.2	2004	236	Am		2002	1038	S <sup>22</sup>
18070.3	2000	555	Am		2003	814	Am (as am by Sec. 4, Stats. 1993, Ch. 413 and Sec. 17, Stats. 2001, Ch. 434)
	2004	236	Am				
	2005	595	Am				
18070.5	2004	236	Am				
18070.6	2004	236	Ad				
	2005	595	Am				
18070.7	2004	236	Ad				
18075.5	1999	520*	Am		2003	815	Am (as am by Sec. 17, Stats. 2001, Ch. 434, by Sec. 1.5 of Ch.) <sup>81</sup>
18080.1	2000	471	Am				
18080.7	1999	991	Am <sup>96 114</sup>	18300.25	2001	434	Ad <sup>34</sup>
18090.6	2001	213	Ad		2002	1038	S <sup>22</sup>
18090.7	2001	213	Ad	18300.5	2001	434	R <sup>34</sup>
18092	2000	23	Am		2002	1038	S <sup>22</sup>
18093	1999	991	Am <sup>96 114</sup>		2001	434	R <sup>34</sup>
18105	1999	991	Am <sup>96 114</sup>		2002	1038	S <sup>22</sup>
18106	1999	991	Am <sup>96 114</sup>	18301	2001	434	R <sup>34</sup>
18115	2004	211*	Am <sup>622</sup>		2002	1038	S <sup>22</sup>
18122	1999	991	Am <sup>96 114</sup>	18303	2001	434	Am <sup>34</sup>
18124	2003	292	Am		2002	1038	S <sup>22</sup>
18203.2	2000	542	Am	18307	2000	471	Ad
	2001	434	R <sup>34</sup>	18400.1	1999	520*	Am <sup>1 75</sup>
	2002	1038	S <sup>22</sup>		2001	745*	Am
18203.5	2001	434	R <sup>34</sup>	18400.2	1999	520*	Ad <sup>1</sup>
	2002	1038	S <sup>22</sup>	18400.3	1999	520*	Ad
18205	2001	434	Am <sup>34</sup>		2005	595	Am
	2002	1038	S <sup>22</sup>	18400.4	1999	520*	Ad <sup>1</sup>
18208	2001	434	R <sup>34</sup>	18402	2002	141	Am
	2002	1038	S <sup>22</sup>	18407	2003	815	Ad
18210	2001	434	Am <sup>34</sup>	18420	1999	520*	Am <sup>1 75</sup>
	2002	1038	S <sup>22</sup>		2004	622	Am
18214	2001	434	Am <sup>34</sup>	18421	1999	520*	S <sup>1 75</sup>
	2002	1038	S <sup>22</sup>	18423	1999	520*	S <sup>1 75</sup>
	2003	814	Am (as am by Sec. 6, Stats. 2001, Ch. 434)	18424	1999	520*	Am <sup>1 75</sup>
				18502	1999	520*	Am (as am by Sec. 3, Stats. 1998, Ch. 773) <sup>1 75</sup>
18214.1	2001	434	Am <sup>34</sup>				
	2002	1038	S <sup>22</sup>				
18214.2	2001	356	Ad				
18214.5	2001	434	Am <sup>34</sup>				
	2002	1038	S <sup>22</sup>				
18215	2000	542	Am				
	2001	434	R <sup>34</sup>				
	2002	1038	S <sup>22</sup>				
18216.1	2001	434	R <sup>34</sup>		2001	434	Am <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18217	2001	434	R <sup>34</sup>	18502.5	2001	434	Am <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18219	2000	542	Ad		2003	107	Am
	2001	434	R <sup>34</sup>		2004	56*	R (as am by Stats. 2003, Ch. 107)
	2002	1038	S <sup>22</sup>				
18250.5	2001	434	R <sup>34</sup>	18503	2001	434	Am <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18251	2001	434	Am <sup>34</sup>	18550	2001	434	Am <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18252	2001	434	Am <sup>34</sup>	18551.1	2001	356	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
18551.1 (Cont.)	2002			18862.21	2001	434	Ad <sup>34</sup>
	2002	1065	Am		2002	1038	S <sup>22</sup>
18552	2004	622	Am	18862.23	2001	434	Ad <sup>34</sup>
			R & Ad <sup>100</sup>		2002	1038	S <sup>22</sup>
	2005	325	R (as ad by	18862.25	2001	434	Ad <sup>34</sup>
			Sec. 4,		2002	1038	S <sup>22</sup>
			Stats. 2004,	18862.27	2001	434	Ad <sup>34</sup>
			Ch. 622)		2002	1038	S <sup>22</sup>
			Am (as am by	18862.29	2001	434	Ad <sup>34</sup>
			Sec. 3,		2002	1038	S <sup>22</sup>
			Stats. 2004,	18862.3	2001	434	Ad <sup>34</sup>
			Ch. 622) <sup>13</sup>		2002	1038	S <sup>22</sup>
18605	2001	434	Am <sup>34</sup>	18862.30	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18606	2001	434	R <sup>34</sup>	18862.31	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18607	2000	542	Ad	18862.33	2001	434	Ad <sup>34</sup>
	2001	434	R <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18862.35	2001	434	Ad <sup>34</sup>
18610.5	2001	434	Am (by Sec. 29	18862.37	2001	434	Ad <sup>34</sup>
			of Ch.) <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18862.39	2001	434	Ad <sup>34</sup>
	2003	815	Am <sup>81</sup>		2002	1038	S <sup>22</sup>
18611	2001	356	Am		2003	814	Am
	2002	1065	Am	18862.41	2001	434	Ad <sup>34</sup>
18615	2001	434	R <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18862.43	2001	434	Ad <sup>34</sup>
18615.5	2001	434	R <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18862.45	2001	434	Ad <sup>34</sup>
18616	2001	434	R <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18862.47	2001	434	Ad <sup>34</sup>
18620	2001	434	Am <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>		2003	814	Am
18630	2001	434	Am <sup>34</sup>	18862.49	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18640	2001	434	Am <sup>34</sup>	18862.5	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18670	2001	434	Am <sup>34</sup>	18862.7	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18690	2001	434	Am <sup>34</sup>	18862.9	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18691	2000	433	Am	18863	2001	434	Ad <sup>34</sup>
18860	2001	434	Ad <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18863.1	2001	434	Ad <sup>34</sup>
18861	2001	434	Ad <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18863.2	2001	434	Ad <sup>34</sup>
18862	2001	434	Ad <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18863.3	2001	434	Ad <sup>34</sup>
18862.1	2001	434	Ad <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18863.35	2002	1038	S <sup>22</sup>
18862.11	2001	434	Ad <sup>34</sup>	18863.4	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18862.13	2001	434	Ad <sup>34</sup>	18865	2001	434	Ad <sup>34</sup>
	2002	1038	S <sup>22</sup>		2002	1038	S <sup>22</sup>
18862.15	2001	434	Ad <sup>34</sup>		2003	814	Am
	2002	1038	S <sup>22</sup>		2003	815	Am (by Sec. 4.5
18862.17	2001	434	Ad <sup>34</sup>				of Ch.) <sup>81</sup>
	2002	1038	S <sup>22</sup>	18865.05	2001	434	Ad <sup>34</sup>
18862.19	2001	434	Ad <sup>34</sup>		2002	1038	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18865.1	2001	434	Ad <sup>34</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
18865.1 (Cont.)	2002	1038	S <sup>22</sup>	18870.2	2002	1038	S <sup>22</sup>
18865.2	2001	434	Ad <sup>34</sup>	2001	434	Ad <sup>34</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.3	2001	434	Ad <sup>34</sup>
18865.3	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.4	2001	434	Ad <sup>34</sup>
18865.4	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.5	2001	434	Ad <sup>34</sup>
18865.5	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.6	2001	434	Ad <sup>34</sup>
18865.6	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.7	2001	434	Ad <sup>34</sup>
18865.7	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.8	2001	434	Ad <sup>34</sup>
18865.8	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18870.9	2001	434	Ad <sup>34</sup>
18866	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871	2001	434	Ad <sup>34</sup>
18866.1	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.10	2001	434	Ad <sup>34</sup>
18866.2	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.11	2001	434	Ad <sup>34</sup>
18866.3	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.2	2001	434	Ad <sup>34</sup>
18866.4	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.3	2001	434	Ad <sup>34</sup>
18866.5	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.4	2001	434	Ad <sup>34</sup>
18866.6	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.5	2001	434	Ad <sup>34</sup>
18867	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2002	1038	S <sup>22</sup>	18871.6	2001	434	Ad <sup>34</sup>
18868	2005	595	Am	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	18871.7	2001	434	Ad <sup>34</sup>
18869	2002	1038	S <sup>22</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	18871.8	2001	434	Ad <sup>34</sup>
18870	2002	1038	S <sup>22</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	18871.9	2001	434	Ad <sup>34</sup>
18870.1	2002	1038	S <sup>22</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	18872	2001	434	Ad <sup>34</sup>
18870.10	2002	1038	S <sup>22</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	18872.1	2001	434	Ad <sup>34</sup>
18870.11	2002	1038	S <sup>22</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
	2001	434	Ad <sup>34</sup>	2003	815	Am <sup>81</sup>	S <sup>22</sup>
18870.12	2002	1038	S <sup>22</sup>	18872.2	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.13	2002	1038	S <sup>22</sup>	18873	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.14	2002	1038	S <sup>22</sup>	18873.1	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.15	2002	1038	S <sup>22</sup>	18873.2	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.16	2002	1038	S <sup>22</sup>	18873.3	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.17	2002	1038	S <sup>22</sup>	18873.4	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.18	2002	1038	S <sup>22</sup>	18873.5	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>
18870.19	2002	1038	S <sup>22</sup>	18874	2001	434	Ad <sup>34</sup>
	2001	434	Ad <sup>34</sup>	2002	1038	S <sup>22</sup>	S <sup>22</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## HEALTH AND SAFETY CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
Div. 13, Pt. 2.3, heading (Sec. 18897 et seq.)	2001	434	Am (purports to amend and re- number) <sup>34</sup>	24000	2002	1071	Ad
				24173	2003	397	Am
				24176	2003	397	Am
				24177.5	2001	122 *	Ad & R <sup>111</sup>
				24178	2002	477	Am
					2003	397	Am
				24179.5	1999	658	Am <sup>56</sup>
					2002	821	Am <sup>57</sup>
18909	2002	1038	S <sup>22</sup>	24185	2002	821	Ad
18913	2002	1124 *	Am	24186	2002	821	Ad
18937	2002	1124 *	Am	24187	2002	821	S <sup>57</sup>
18938	2002	1124 *	Am	24189	2002	821	R
18941.9	2001	418	Am	24530	1999	920	Ad
18942	2002	1124 *	Am	24531	1999	920	Ad
18943	2002	1124 *	Am	24532	1999	920	Ad
	2003	62	Am <sup>519</sup>	24533	1999	920	Ad
					2000	6 *	Am
18944.30	2002	31 *	Am <sup>393</sup>	24534	1999	920	Ad
18944.31	2002	31 *	Am <sup>393</sup>		2000	6 *	Am
18944.33	2002	31 *	Am <sup>393</sup>	24535	1999	920	Ad
18944.34	2004	193	R <sup>571</sup>		2000	6 *	Am
18944.35	2002	31 *	Am <sup>393</sup>	24536	1999	920	Ad
18944.40	2002	31 *	Am <sup>393</sup>	24537	1999	920	Ad
18944.41	2002	31 *	Ad <sup>393</sup>		2000	6 *	Am
18948.1	2004	642	Ad	24538	1999	920	Ad
18949.6	2004	225 *	Am	25110.10	2000	343	Am
18951	2003	504	Am	25110.10.1	2001	319	Ad
18952	2003	504	Am	25110.9.3	2001	319	Ad
18953	2003	504	Am	25111	2000	343	Am
18954	2003	504	Am	25111.1	2000	343	Am
18955	2003	504	Am	25112	2000	343	Am
18958	2003	504	Am	25112.5	1999	470	Am
18959	2003	504	Am		2001	605 *	Am <sup>8</sup>
18960	2003	504	Am		2002	607	Am
18961	2003	504	Am	25116.5	2001	605 *	Am <sup>8</sup>
19160	2005	525	Am	25117.4.1	2004	183	Am <sup>571</sup>
19161	2005	525	Am	25121.3	2004	183	Am <sup>571</sup>
19162	2005	525	Am	25123.3	2000	343	Am
19163	2005	525	Am		2004	779	Am
19163.5	2005	525	Am	25123.5	2000	343	Am
19165	2005	525	Am	25123.8	2002	626	Ad
19166	2005	525	Am	25141.5	2000	343	Am
19169	2004	663	R	25141.6	1999	420	Ad
19201	2002	1051	Am	25142.5	1999	629	Ad
19205	2002	1051	Ad	25143.12	2001	605 *	Am <sup>8</sup>
19210	2003	581	Am	25143.13	2000	343	Am
19211	2003	581	Am	25143.2	2000	343	Am
19212	2003	581	Am		2001	866	Am
19213	2003	581	Am	25144	2001	866	Am
19215	2003	581	Am	25149	2000	343	Am
19216	2003	581	Am	25150	2000	343	Am
19825	1999	982	Am	25150.1	2002	999	Am
	2003	607	Am		2003	42 *	Am
19826	2000	49	Am	25150.6	2001	605 *	Am <sup>8</sup>
19830	2005	280	Am		2004	175	Am
19954	2003	872	Am	25150.7	2004	597	Ad <sup>685</sup>
19954.5	2002	244	Ad			R <sup>446</sup>	
19958.5	2003	872	Am	25150.8	2004	597	Ad
19958.6	2003	872	Ad	25157.8	2001	861 *	Am <sup>207</sup>
19959.5	2002	244	Ad	25159	2001	605 *	Am <sup>8</sup>
19971	2003	814	Am	25159.12	2004	865	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
25159.13	2004	193	R <sup>571</sup>	25205.6	2001	251	Am (by Sec. 1 of Ch.)
25159.19	2004	193	Am <sup>571</sup>	25205.9	1999	941	Am
25159.5	2001	605 *	Am <sup>8</sup>	25208.2	2004	865	Am
25159.6	2001	605 *	Am <sup>8</sup>	25208.3	2002	597	Am
25159.7	2001	605 *	Am <sup>8</sup>	25209.10	2002	597	Ad
25159.8	2001	605 *	Am <sup>8</sup>	25209.11	2002	597	Ad
25159.9	2001	605 *	Am <sup>8</sup>	25209.12	2002	597	Ad
25160	1999	745	Am	25209.13	2002	597	Ad
	2000	343	Am	25209.14	2002	597	Ad
	2001	319	Am	25209.15	2002	597	Ad
25160.1	1999	401	Am	25209.16	2002	597	Ad
25160.2	2001	319	Ad <sup>332</sup>	25209.17	2002	597	Ad
25160.4	2003	362	Ad	25210.5	2003	608	Ad
25160.6	2003	362	Ad	25210.6	2003	608	Ad
	2004	183	Am <sup>571</sup>		2004	183	Am <sup>571</sup>
25160.7	2002	610	Ad	25210.7	2003	608	Ad
25163	2000	343	Am	25211	2004	880	Am
25163.3	2001	605 *	Am <sup>8</sup>	25211.1	2004	880	Ad
	2002	327	Am	25211.2	2004	880	Ad
25165	1999	745	Am	25211.3	2004	880	Ad
	2001	319	Am	25211.4	2004	880	Ad
25169.1	2001	605 *	R	25211.5	2004	880	Ad
25169.5	2002	607	Ad	25212	2001	656	Am
25169.6	2002	607	Ad		2004	880	Am
25169.7	2002	607	Ad	25214.10	2003	526	Ad
25169.8	2002	607	Ad		2004	863 *	Am
25170.5	1999	420	R	25214.10.1	2004	863 *	Ad
25171	2001	745 *	R	25214.10.2	2004	863 *	Ad
25171.5	2001	745 *	R				
25175	1999	745	Am	Div. 20,			
25178	2004	644	Am	Ch. 6.5,			
25179.6	2000	343	Am	Art. 10.3,			
25184.1	2004	183	Am <sup>571</sup>	heading			
25186.1	2000	343	Am	(Sec. 25214.11			
25187	2001	663	Am	et seq.)	2004	445	Am & RN
	2002	999	Am	Div. 20,			
25189.3	2001	461	Ad	Ch. 6.5,			
25189.5	1999	706 *	Am	Art. 10.4,			
25189.6	1999	706 *	Am	heading			
25189.7	1999	706 *	Am	(Sec. 25214.11			
25192	2003	228 *	Am	et seq.)	2004	445	Ad(RN)
25198	2001	866	Am	25214.11	2003	679	Ad
25199.10	2000	343	Am	25214.12	2003	679	Ad
25199.6	2000	343	Am		2004	445	Am
25200	2004	779	Am	25214.13	2003	679	Ad
25200.11	2001	745 *	Am		2004	445	Am
25200.14.1	2001	745 *	Am	25214.14	2003	679	Ad
25200.15	2004	779	Am		2004	445	Am
	2005	577	Am	25214.15	2003	679	Ad
25200.17	2001	745 *	Am		2004	445	Am
25200.19	2003	362	Am	25214.16	2003	679	Ad
25200.4	2001	605 *	Ad <sup>8</sup>		2004	445	Am
25201.1	2004	183	Am <sup>571</sup>	25214.17	2004	445	Ad
25201.14	2001	450	Am	25214.18	2003	679	Ad
25201.15	2000	343	Am	25214.19	2003	679	Ad
25201.16	2001	450	Ad		2004	445	Am
25201.6	2000	343	Am	25214.20	2003	679	Ad
	2001	605 *	Am <sup>8</sup>	25214.21	2004	445	Ad
25201.6.1	2005	577	Ad	25214.5	2001	656	Ad
25205.16	2001	319	Am	25214.6	2001	656	Ad
25205.5	2001	543	Am <sup>370</sup>	25214.7	2001	656	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
25214.8	2001	656	Ad	25264	2000	912 *	Am
Div. 20,					2001	548 *	Am
Ch. 6.5,				25265	2000	912 *	Am
Art. 10.2.1,				25268	2000	912 *	Am
heading				25269.9	2001	745 *	R
(Sec. 25214.8.1				25280.6	2003	42 *	Ad
et seq.)	2005	578	Am	25281	1999	328	Am
25214.8.1	2004	626	Ad		2002	999	Am
	2005	578	Am		2003	42 *	Am
25214.8.2	2004	626	Ad		2003	341 *	Am
25214.8.3	2005	578	Ad	25281.5	2002	999	Am
25214.8.4	2005	578	Ad	25283.5	2000	245	Am
25214.8.5	2005	578	Ad	25284	2002	999	Am
25214.8.6	2005	578	Ad	25284.1	1999	812	Ad
25214.9	2003	526	Ad		2001	154	Am
25218.1	2002	626	Am		2002	999	Am
25218.13	2004	157	Ad	25284.2	2002	999	Ad
25218.5	2002	626	Am	25284.4	2002	999	Am
	2004	686 *	Am	25288	1999	812	Am
25242.5	2001	115	R		2002	999	Am
25242.6	2001	115	R		2003	42 *	Am
25244.11	2004	644	Am	25290.1	2002	999	Ad
25244.15	2000	343	Am		2003	42 *	Am
25244.19	2000	343	Am		2004	649 *	Am
25244.20	2000	343	Am	25290.1.1	2004	649 *	Ad
25244.3	2004	193	R <sup>571</sup>	25290.1.2	2004	649 *	Ad
25245	2004	779	Am	25290.2	2003	42 *	Ad
25245.6	2001	745 *	R	25291	2002	999	Am
25247	2003	286	Am	25292	2003	42 *	Am
	2005	577	Am	25292.3	2002	999	R & Ad
25249.1	2003	608	Ad	25292.4	1999	812	Ad
25249.12	2003	228 *	Am		2002	999	Am
25249.2	2003	608	Ad	25292.5	2002	999	Ad
25249.7	1999	599	Am		2003	42 *	Am
	2001	578	Am	25293	2003	42 *	Am
	2002	323	Am	25295	2003	42 *	Am
	2003	62	Am <sup>519</sup>		2004	644	Am
25250.1	2000	732	Am	25295.5	2003	42 *	Am
	2003	362	Am	25296.09	2003	341 *	Ad <sup>552</sup>
	2004	779	Am		2004	89 *	Am <sup>612</sup>
25250.11	2001	605 *	Am <sup>8</sup>	25296.10	2002	999	Ad
25250.13	2004	779	Am	25296.15	2002	999	Ad(RN)
25250.18	2000	732	Am	25296.20	2002	999	Ad
25250.19	2000	732	Am	25296.25	2002	999	Ad
25250.22	2004	240	Ad	25296.30	2002	999	Ad
25250.23	2000	732	Am	25296.35	2002	999	Ad(RN)
25250.24	2000	732	Am	25296.40	2002	999	Ad
25250.26	1999	745	Ad	25297.1	2002	999	Am
25250.27	2000	343	Ad		2003	341 *	Am <sup>554</sup>
25250.28	2001	605 *	Ad		2004	89 *	Am <sup>613</sup>
25250.4	2000	726	Am (by Sec. 1 of Ch.)	25298	2003	42 *	Am
	2000	732	Am (by Sec. 2.5 of Ch.)	25299	1999	812	Am
					2002	999	Am
					2003	42 *	Am
25250.7	2003	362	Am		2004	686 *	Am
25250.8	1999	745	Am	25299.10	1999	328	Am
	2001	319	R	25299.100	2004	624 *	Ad & R <sup>111</sup>
25250.9	2002	992	Ad	25299.101	2004	624 *	Ad & R <sup>111</sup>
	2003	362	Am	25299.102	2004	624 *	Ad & R <sup>111</sup>
25262	2002	999	Am	25299.103	2004	624 *	Ad & R <sup>111</sup>
25263	2000	912 *	Am	25299.104	2004	624 *	Ad & R <sup>111</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
25299.105	2004	624 *	Ad & R <sup>111</sup>	25299.43	1999	812	S <sup>111</sup>
25299.106	2004	624 *	Ad & R <sup>111</sup>		2004	774	Am
25299.107	2004	624 *	Ad & R <sup>111</sup>	25299.50	1999	812	Am <sup>111</sup>
25299.108	2004	624 *	Ad & R <sup>111</sup>	25299.50.1	2000	144 *	Ad & R <sup>43</sup>
25299.109	2004	624 *	Ad & R <sup>111</sup>		2002	999	Am
25299.110	2004	624 *	Ad & R <sup>111</sup>		2003	689	Am
25299.11.5	1999	328	Ad	25299.50.2	2004	774	Ad & R <sup>68</sup>
25299.111	2004	624 *	Ad & R <sup>111</sup>	25299.51	1999	328	Am
25299.112	2004	624 *	Ad & R <sup>111</sup>		1999	812	Am <sup>111</sup>
25299.113	2004	624 *	Ad & R <sup>111</sup>		2000	727	Am
25299.114	2004	624 *	Ad & R <sup>111</sup>		2002	999	Am
25299.115	2004	624 *	Ad & R <sup>111</sup>		2004	649 *	Am
25299.116	2004	624 *	Ad & R <sup>111</sup>	25299.52	1999	328	Am
25299.117	2004	624 *	Ad & R <sup>111</sup>		1999	812	Am <sup>111</sup>
25299.13	1999	328	Am		2001	154	Am
	2001	154	Am	25299.53	1999	328	Am
25299.18	1999	812	Ad		1999	812	S <sup>111</sup>
25299.200	2004	649 *	Ad		2002	999	Am
25299.201	2004	649 *	Ad	25299.54	1999	328	Am
25299.202	2004	649 *	Ad		1999	812	S <sup>111</sup>
25299.203	2004	649 *	Ad		2002	999	Am
25299.204	2004	649 *	Ad	25299.55	1999	812	S <sup>111</sup>
25299.205	2004	649 *	Ad <sup>82</sup>		2002	999	Am
25299.206	2004	649 *	Ad	25299.56	1999	328	R & Ad
25299.23.1	1999	328	Am		1999	812	S <sup>111</sup>
25299.24	1999	328	Am		2001	154	Am
	2001	154	Am	25299.57	1999	328	Am
25299.30	1999	812	S <sup>111</sup>		1999	812	Am <sup>111</sup>
25299.31	1999	812	S <sup>111</sup>		2001	154	Am
25299.32	1999	812	S <sup>111</sup>		2002	999	Am
25299.33	1999	812	S <sup>111</sup>		2003	689	Am
25299.34	1999	812	S <sup>111</sup>	25299.58	1999	812	S <sup>111</sup>
25299.36	2000	727	Am		2001	154	Am
	2002	999	Am		2002	999	Am
25299.37	1999	328	Am	25299.59	1999	328	Am
	2000	727	Am		1999	812	Am <sup>111</sup>
	2001	154	Am	25299.60	1999	812	S <sup>111</sup>
	2002	999	R	25299.61	1999	328	S <sup>111</sup>
25299.37.1	1999	812	Am	25299.62	1999	328	Ad
	2002	37 *	Am		2001	154	Am
	2002	999	Am & RN	25299.63	1999	328	Ad
25299.37.2	2002	999	R	25299.64	2003	689	Ad
25299.38	1999	328	R	25299.65	2003	689	Ad
	2002	999	Ad	25299.66	2003	689	Ad
25299.38.1	1999	812	Ad	25299.7	2002	999	Am
	2002	999	R	25299.70	1999	812	S <sup>111</sup>
25299.39	1999	328	Am		2002	999	Am
	2002	999	R	25299.72	1999	812	S <sup>111</sup>
25299.39.1	1999	328	Am	25299.73	1999	812	S <sup>111</sup>
	2000	727	Am	25299.74	1999	812	S <sup>111</sup>
	2002	37 *	Am	25299.75	1999	812	S <sup>111</sup>
	2002	999	Am & RN	25299.76	1999	812	S <sup>111</sup>
25299.39.2	1999	328	Am	25299.77	1999	812	S <sup>111</sup>
	2002	999	Am		2002	37 *	Am
25299.39.3	2000	727	Am	25299.78	1999	812	S <sup>111</sup>
	2002	999	Am		2001	154	Am
25299.4	2002	999	Am	25299.79	1999	812	S <sup>111</sup>
	2003	42 *	Am	25299.8	2002	999	Ad
25299.40	1999	812	S <sup>111</sup>	25299.80	1999	812	S <sup>111</sup>
25299.41	1999	812	S <sup>111</sup>		2004	193	R <sup>571</sup>
25299.42	1999	812	S <sup>111</sup>	25299.81	1999	812	Am <sup>111</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
25299.81 (Cont.)				25325	1999	23 *	R & Ad
	2001	154	Am	25326	1999	23 *	R & Ad
	2004	644	Am	25326.3	2000	912 *	Ad
25299.90	1999	812	S <sup>111</sup>	25326.5	1999	23 *	R & Ad
25299.91	1999	812	S <sup>111</sup>	25326.6	1999	23 *	R
25299.92	1999	812	S <sup>111</sup>	25327	1999	23 *	R & Ad
25299.93	1999	812	S <sup>111</sup>	25330	1999	23 *	R & Ad
25299.94	1999	812	Am <sup>111</sup>	25330.2	1999	23 *	R & Ad
25299.95	1999	812	S <sup>111</sup>	25330.4	1999	23 *	R & Ad
25299.96	1999	812	S <sup>111</sup>	25330.5	1999	23 *	R & Ad
25299.97	1999	812	S (as ad by Sec. 7, Stats. 1997, Ch. 814 and Sec. 1, Stats. 1997, Ch. 815) <sup>111</sup>	25330.6	1999	66 *	Ad
			Am (as ad by Stats. 1997, Ch. 814 and as ad by Stats. 1997, Ch. 815) <sup>111</sup>	25331	1999	23 *	R & Ad
	2001	745 *		25334	1999	23 *	R & Ad
				25334.5	1999	23 *	R
				25334.6	1999	23 *	R
				25334.7	1999	23 *	R & Ad
				25335	1999	23 *	R
				25336	1999	23 *	R & Ad
				25337	1999	23 *	R & Ad
				25342	1999	23 *	R & Ad
				25343	1999	23 *	R & Ad
				25350	1999	23 *	Ad
25299.99.1	1999	812	S <sup>38</sup>	25351.1	1999	23 *	Ad
25299.99.2	1999	812	Am <sup>38</sup>	25351.2	1999	23 *	Ad
25299.99.3	1999	812	Ad & R <sup>38</sup>	25351.5	1999	23 *	Ad
25300	1999	23 *	R & Ad	25351.6	1999	23 *	Ad
25301	1999	23 *	R & Ad	25351.7	1999	23 *	Ad
25310	1999	23 *	R & Ad	25351.8	1999	23 *	Ad
25310.5	2000	912 *	Ad	25352	1999	23 *	Ad
25311	1999	23 *	R & Ad	25353	1999	23 *	Ad
25312	1999	23 *	R & Ad	25353.5	2003	869	Ad
25313	1999	23 *	R & Ad	25354	1999	23 *	R & Ad
25313.5	1999	23 *	R	25354.5	1999	23 *	R & Ad
25314	1999	23 *	R & Ad		2002	443	Am
25315	1999	23 *	R & Ad		2005	587	Am
25316	1999	23 *	R & Ad	25355	1999	23 *	R & Ad
25317	1999	23 *	R & Ad	25355.2	1999	23 *	Ad
25317.5	1999	23 *	R		2000	912 *	Am
25318	1999	23 *	R	25355.5	1999	23 *	Ad
25318.5	1999	23 *	R & Ad	25355.6	1999	23 *	Ad
	2000	912 *	Am	25355.7	1999	23 *	Ad
25319	1999	23 *	R & Ad	25355.8	1999	23 *	R & Ad
25319.1	2000	912 *	Ad	25356	1999	23 *	Ad
25319.5	1999	23 *	R & Ad		2000	912 *	R & Ad
	2000	912 *	R & Ad	25356.1	1999	23 *	Ad
25319.6	1999	23 *	Ad	25356.1.3	1999	23 *	Ad
25320	1999	23 *	R & Ad	25356.1.5	1999	23 *	Ad
25321	1999	23 *	R & Ad	25356.10	1999	23 *	Ad
25322	1999	23 *	R & Ad	25356.2	1999	23 *	Ad
25322.1	1999	23 *	R & Ad	25356.3	1999	23 *	Ad
25322.2	1999	23 *	R & Ad	25356.4	1999	23 *	Ad
25323	1999	23 *	R & Ad	25356.5	1999	23 *	Ad
25323.1	1999	23 *	R & Ad	25356.6	1999	23 *	Ad
25323.3	1999	23 *	Ad	25356.7	1999	23 *	Ad
	2000	912 *	Am	25356.8	1999	23 *	Ad
25323.5	1999	23 *	R & Ad	25356.9	1999	23 *	Ad
25323.6	1999	23 *	R	25357	1999	23 *	Ad
25323.9	1999	23 *	Ad	25357.5	1999	23 *	Ad
25324	1999	23 *	R & Ad	25358	1999	23 *	Ad
	2000	912 *	Am	25358.1	1999	23 *	Ad
				25358.2	1999	23 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
25358.3	1999	23 *	Ad	25376	1999	23 *	Ad
25358.4	1999	23 *	Ad	25377	1999	23 *	Ad
	2000	912 *	Am	25378	1999	23 *	Ad
25358.5	1999	23 *	Ad	25379	1999	23 *	Ad
	2000	912 *	Am	25380	1999	23 *	Ad
25358.6	1999	23 *	Ad	25381	1999	23 *	Ad
25358.6.1	2000	725	Ad	25382	1999	23 *	Ad
	2001	159	Am <sup>305</sup>	25385	1999	23 *	R & Ad
	2002	626	Am	25385.1	1999	23 *	R & Ad
25358.7	1999	23 *	Ad	25385.2	1999	23 *	R & Ad
	2000	912 *	Am	25385.3	1999	23 *	R & Ad
25358.7.1	1999	23 *	Ad	25385.4	1999	23 *	R & Ad
25358.7.2	1999	23 *	Ad	25385.5	1999	23 *	R & Ad
25358.8	1999	23 *	Ad	25385.6	1999	23 *	R & Ad
25358.9	1999	23 *	Ad	25385.7	1999	23 *	R & Ad
25359	1999	23 *	Ad	25385.8	1999	23 *	R & Ad
25359.1	1999	23 *	Ad	25385.9	1999	23 *	R & Ad
25359.2	1999	23 *	Ad	25386	1999	23 *	R & Ad
25359.3	1999	23 *	Ad	25386.1	1999	23 *	R & Ad
25359.4	1999	23 *	Ad	25386.2	1999	23 *	R & Ad
25359.4.5	1999	23 *	Ad	25386.25	1999	23 *	R & Ad
25359.5	1999	23 *	Ad	25386.3	1999	23 *	R & Ad
25359.6	1999	23 *	Ad	25386.4	1999	23 *	R & Ad
25359.7	1999	23 *	Ad	25386.5	1999	23 *	R & Ad
25360	1999	23 *	R & Ad	25386.6	1999	23 *	R
25360.1	1999	23 *	R & Ad	25390	1999	23 *	Ad <sup>17</sup>
25360.2	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
	2005	577	Am	25390.1	1999	23 *	Ad <sup>17</sup>
25360.3	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25360.4	1999	23 *	R & Ad	25390.2	1999	23 *	Ad <sup>17</sup>
25360.6	1999	23 *	Ad		2000	912 *	S <sup>290</sup>
	2004	183	Am <sup>571</sup>	25390.3	1999	23 *	Ad <sup>17</sup>
25361	1999	23 *	R & Ad		2000	912 *	Am
25362	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25363	1999	23 *	R & Ad	25390.4	1999	23 *	Ad <sup>17</sup>
25363.5	2005	81 *	Ad		2000	135	Am <sup>203</sup>
25364	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25364.1	1999	23 *	R & Ad	25390.5	1999	23 *	Ad <sup>17</sup>
25364.7	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25365	1999	23 *	R & Ad	25390.6	1999	23 *	Ad <sup>17</sup>
25365.6	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25366	1999	23 *	R & Ad	25390.7	1999	23 *	Ad <sup>17</sup>
25366.5	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
	2002	992	Am	25390.8	1999	23 *	Ad <sup>17</sup>
25367	1999	23 *	R & Ad		2000	912 *	S <sup>290</sup>
25368	1999	23 *	Ad	25390.9	1999	23 *	Ad <sup>17</sup>
25368.1	1999	23 *	Ad		2000	912 *	Am <sup>290</sup>
25368.2	1999	23 *	Ad	25395	1999	23 *	R
25368.3	1999	23 *	Ad	25395.1	1999	23 *	Ad
25368.4	1999	23 *	Ad	25395.10	1999	23 *	Ad
25368.5	1999	23 *	Ad	25395.100	2004	705	Ad & R <sup>38</sup>
25368.6	1999	23 *	Ad	25395.101	2004	705	Ad & R <sup>38</sup>
25368.7	1999	23 *	Ad	25395.105	2004	705	Ad & R <sup>38</sup>
25368.8	1999	23 *	Ad	25395.11	1999	23 *	Ad
25369	1999	23 *	Ad	25395.110	2004	705	Ad <sup>232</sup>
25370	1999	23 *	Ad		2005	22	Am <sup>647</sup>
25372	1999	23 *	Ad	25395.115	2004	705	Ad
25373	1999	23 *	Ad	25395.116	2004	705	Ad
25374	1999	23 *	Ad	25395.117	2004	705	Ad
25375	1999	23 *	Ad	25395.118	2004	705	Ad
25375.5	1999	23 *	Ad	25395.119	2004	705	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
25395.12	1999	23 *	Ad	25395.69	2004	705	Ad & R <sup>38</sup>
	2002	626	Am	25395.7	1999	23 *	Ad
25395.13	1999	23 *	Ad	25395.70	2004	705	Ad & R <sup>38</sup>
25395.14	1999	23 *	Ad	25395.71	2004	705	Ad & R <sup>38</sup>
25395.15	1999	23 *	Ad	25395.72	2004	705	Ad & R <sup>38</sup>
	2002	626	Am	25395.73	2004	705	Ad & R <sup>38</sup>
25395.2	1999	23 *	Ad	25395.74	2004	705	Ad & R <sup>38</sup>
25395.20	2000	144 *	Ad	25395.75	2004	705	Ad & R <sup>38</sup>
	2000	912 *	R & Ad	25395.76	2004	705	Ad & R <sup>38</sup>
	2001	237	Am	25395.77	2004	705	Ad & R <sup>38</sup>
	2001	548 *	Am	25395.78	2004	705	Ad & R <sup>38</sup>
	2001	549	Am	25395.79	2004	705	Ad & R <sup>38</sup>
	2002	664	Am <sup>431</sup>	25395.79.1	2004	705	Ad & R <sup>38</sup>
	2004	225 *	Am	25395.79.2	2004	705	Ad & R <sup>38</sup>
25395.21	2000	912 *	Ad	25395.8	1999	23 *	Ad
	2001	548 *	Am	25395.80	2004	705	Ad & R <sup>38</sup>
25395.22	2000	912 *	Ad	25395.81	2004	705	Ad & R <sup>38</sup>
	2001	548 *	Am	25395.82	2004	705	Ad & R <sup>38</sup>
25395.23	2000	912 *	Ad	25395.83	2004	705	Ad & R <sup>38</sup>
	2004	225 *	Am	25395.84	2004	705	Ad & R <sup>38</sup>
25395.24	2000	912 *	Ad	25395.85	2004	705	Ad & R <sup>38</sup>
25395.25	2000	912 *	Ad	25395.86	2004	705	Ad & R <sup>38</sup>
	2001	548 *	Am	25395.87	2004	705	Ad & R <sup>38</sup>
	2001	549	Am	25395.9	1999	23 *	Ad
25395.26	2000	912 *	Ad	25395.90	2004	705	Ad & R <sup>38</sup>
	2001	548 *	Am	25395.91	2004	705	Ad & R <sup>38</sup>
25395.27	2000	912 *	Ad	25395.92	2004	705	Ad & R <sup>38</sup>
	2001	548 *	R & Ad	25395.93	2004	705	Ad & R <sup>38</sup>
25395.28	2001	548 *	Ad		2005	22	Am <sup>647</sup>
25395.29	2000	912 *	Ad	25395.94	2004	705	Ad & R <sup>38</sup>
	2001	548 *	Am	25395.95	2004	705	Ad & R <sup>38</sup>
25395.3	1999	23 *	Ad		2005	22	Am <sup>647</sup>
25395.30	2000	912 *	Ad	25395.96	2004	705	Ad & R <sup>38</sup>
25395.31	2000	912 *	Ad		2005	22	Am <sup>647</sup>
25395.32	2000	912 *	Ad	25395.97	2004	705	Ad & R <sup>38</sup>
	2004	644	Am	25395.98	2004	705	Ad & R <sup>38</sup>
25395.4	1999	23 *	Ad	25395.99	2004	705	Ad & R <sup>38</sup>
25395.40	2001	549	Ad	25400.10	2005	570	Ad
25395.41	2001	549	Ad	25400.11	2005	570	Ad <sup>743</sup>
	2002	37 *	Am	25400.12	2005	570	Ad
	2004	225 *	Am	25400.16	2005	570	Ad <sup>768</sup>
25395.42	2001	549	Ad	25400.17	2005	570	Ad
25395.43	2001	549	Ad	25400.18	2005	570	Ad
25395.44	2001	549	Ad	25400.19	2005	570	Ad
	2002	999	R & Ad	25400.20	2005	570	Ad
25395.45	2001	549	Ad	25400.22	2005	570	Ad
25395.5	1999	23 *	Ad	25400.25	2005	570	Ad
25395.6	1999	23 *	Ad	25400.26	2005	570	Ad
25395.60	2004	705	Ad & R <sup>38</sup>	25400.27	2005	570	Ad
25395.61	2004	705	Ad & R <sup>38</sup>	25400.28	2005	570	Ad
25395.62	2004	705	Ad & R <sup>38</sup>	25400.30	2005	570	Ad
25395.63	2004	705	Ad & R <sup>38</sup>	25400.35	2005	570	Ad
25395.64	2004	705	Ad & R <sup>38</sup>	25400.36	2005	570	Ad
25395.65	2004	705	Ad & R <sup>38</sup>	25400.37	2005	570	Ad
	2005	22	Am <sup>647</sup>	25400.38	2005	570	Ad
25395.66	2004	705	Ad & R <sup>38</sup>	25400.40	2005	570	Ad
25395.67	2004	705	Ad & R <sup>38</sup>	25400.45	2005	570	Ad
	2005	22	Am <sup>647</sup>	25400.46	2005	570	Ad
25395.68	2004	705	Ad & R <sup>38</sup>	25401	2001	764	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
25401.1	2001	764	Ad	25404.3	2000	144 *	Am
	2004	717	Am		2000	730	Am (as am by
	2005	586	Am				Stats. 2000,
25401.2	2001	764	Ad				Ch. 144)
25401.3	2001	764	Ad		2003	696	Am
25401.4	2001	764	Ad		2005	22	Am <sup>647</sup>
25401.5	2001	764	Ad	25404.3.1	2000	730	Ad
25401.6	2001	764	Ad	25404.4	2000	144 *	Am
25401.7	2001	764	Ad	25404.5	2000	144 *	Am
25401.8	2001	764	Ad	25404.6	2000	144 *	Am
25402	2001	764	Ad	25404.8	2000	730	Ad <sup>96</sup>
25402.1	2001	764	Ad		2001	663	Am
25402.3	2001	764	Ad	25404.9	2005	81 *	Ad
25404	2000	144 *	Am	25405	1999	1014	R
	2002	999	Am	25420	2000	343	Am
			R & Ad <sup>80</sup>	25501	2004	183	Am <sup>571</sup>
	2003	608	Am (as am by	25501.4	2003	696	Am
			Sec. 53,	25502	2004	686 *	Am
			Stats. 2002,	25503.2	2004	193	Am <sup>571</sup>
			Ch. 999, by	25503.5	2005	388	Am
			Sec. 5 of Ch.)	25504.1	2003	608	Ad
			Am (as ad by		2004	686 *	Am
			Sec. 54,	25505	2000	296	Am
			Stats. 2002,	25514.5	2002	999	Am
			Ch. 999, by	25514.6	2002	999	R
			Sec. 6 of Ch.)	25515.2	2002	1000	Am
	2003	696	Am (as am by	25532	2003	696	Am
			Sec. 53,	25534.06	1999	1014	Ad
			Stats. 2002,		2000	294	Am
			Ch. 999, by	25540	2002	999	Am
			Sec. 1.5 of Ch.)		2003	696	Am
			Am (as ad by	25547	2004	193	R <sup>571</sup>
			Sec. 54,	25547.1	2004	193	R <sup>571</sup>
			Stats. 2002,	25547.2	2004	193	R <sup>571</sup>
			Ch. 999, by	25570.2	2002	626	Am
			Sec. 2.5 of Ch.)	25570.3	2002	626	Am
	2004	880	Am (as am by	25928	2004	193	R <sup>571</sup>
			Sec. 1.5 and	25980	2004	904	Ad <sup>678</sup>
			Sec. 2.5,	25981	2004	904	Ad <sup>678</sup>
			Stats. 2003,	25982	2004	904	Ad <sup>678</sup>
			Ch. 696)	25983	2004	904	Ad <sup>678</sup>
	2005	22	Am (as am by	25984	2004	904	Ad
			Sec. 9 and	25989.1	1999	83	Am <sup>30</sup>
			Sec. 10,	26100	2001	584	Ad
			Stats. 2004,	26101	2001	584	Ad
			Ch. 880) <sup>647</sup>	26101.5	2001	584	Ad
	2005	388	R (as am by	26101.7	2001	584	Ad
			Sec. 10,	26102	2001	584	Ad
			Stats. 2004,	26103	2001	584	Ad
			Ch. 880)	26104	2001	584	Ad
			Am (as am by	26105	2001	584	Ad
			Sec. 9,	26106	2001	584	Ad
			Stats. 2004,	26107	2001	584	Ad
			Ch. 880) <sup>13</sup>	26120	2001	584	Ad
25404.1	2000	144 *	Am	26121	2001	584	Ad
25404.1.1	2002	999	Ad	26122	2001	584	Ad
	2003	696	Am	26123	2001	584	Ad
25404.1.2	2002	999	Ad & R <sup>43</sup>	26124	2001	584	Ad
	2005	388	Am <sup>13</sup>	26125	2001	584	Ad
25404.1.3	2003	696	Ad	26130	2001	584	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
26131	2001	584	Ad				
26132	2001	584	Ad		2005	194	R (as am by Sec. 136,
26133	2001	584	Ad				Stats. 2002,
26134	2001	584	Ad				Ch. 664)
26140	2001	584	Ad				Am (as am by
	2002	386	Am				Sec. 137,
26141	2001	584	Ad				Stats. 2002,
26142	2001	584	Ad				Ch. 664) <sup>80</sup>
	2002	386	Am				R & Ad <sup>192</sup>
26143	2001	584	Ad	32121.7	1999	151	Ad
	2002	386	Am		2000	135	Am <sup>203</sup>
26144	2001	584	Ad	32121.8	1999	151	Ad
26145	2001	584	Ad	32121.9	2000	798*	Ad
	2002	386	Am	32126	2000	169	R (as ad by
26146	2001	584	Ad				Sec. 4,
26147	2001	584	Ad				Stats. 1998,
26148	2001	584	Ad				Ch. 18)
	2002	664	Am <sup>431</sup>				Am (as am by
26149	2001	584	Ad				Sec. 3,
26150	2001	584	Ad				Stats. 1998,
26151	2001	584	Ad				Ch. 18) <sup>43</sup>
26152	2001	584	Ad				Ad <sup>80</sup>
26153	2001	584	Ad		2005	194	Am (as ad by
26154	2001	584	Ad				Sec. 6,
26155	2001	584	Ad				Stats. 2000,
26156	2001	584	Ad				Ch. 169)
26157	2002	1161*	Ad				R & Ad <sup>192</sup>
26200	2001	550	Ad	32126.3	2005	195	Ad
26201	2001	550	Ad	32127.3	2005	554	Am
26202	2001	550	Ad	32130.6	2005	554	Ad
26203	2001	550	Ad	32354	2001	115	R
26204	2001	550	Ad	33020	2002	1127*	Am
32103	2005	700	Am		2003	260*	Am
32107	2005	158	Ad		2004	211*	Am <sup>622</sup>
32111	2004	183	Am <sup>571</sup>	33080.1	1999	442	Am
32121	1999	525	Am <sup>112</sup>	33080.2	1999	362	Am
	2000	169	R (as ad by		1999	442	Am (by Sec. 3.5
			Sec. 2,				of Ch.)
			Stats. 1998,	33080.8	1999	362	Ad
			Ch. 18)		2003	318	Am
			Am (as am by	33121.5	1999	442	Ad
			Stats. 1999,	33140	2001	741	Am
			Ch. 525) <sup>43</sup>	33141	2001	741	Am
			Ad <sup>80</sup>	33210.5	2001	124*	Ad
	2000	857	Am <sup>203</sup>	33214	2000	610	Am
	2001	184*	Am (as am by		2000	638	Am
			Sec. 1,	33214.5	2000	610	Ad
			Stats. 2000,	33215	2000	610	Am
			Ch. 169) <sup>314</sup>	33216	2000	610	Am
			Am (as am by	33217	2000	638	Ad
			Sec. 3,	33298	1999	83	R <sup>30</sup>
			Stats. 2000,	33320.8	2004	183	Am <sup>571</sup>
			Ch. 169) <sup>314</sup>	33331.5	2002	664	R <sup>431</sup>
			R & Ad <sup>69</sup>	33333.6	2005	277	Am
	2002	664	Am (as am by	33333.10	2001	741	Ad
			Sec. 1 and		2002	782	Am
			Sec. 2, and as ad	33333.11	2001	741	Ad
			by Sec. 3,		2002	782	Am
			Stats. 2001,	33333.13	2001	741	Ad
			Ch. 184) <sup>431</sup>		2002	782	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
33333.2	2001	741	Am	33378	2004	149	Am
	2003	260*	Am	33392	1999	83	Am <sup>30</sup>
	2004	211*	Am <sup>622</sup>	33411.3	2002	782	Am
33333.4	2001	741	Am	33411.5	2001	738	Ad
	2002	782	Am		2002	782	R
33333.5	2000	766*	Ad	33413	2000	756	Am (as am by
33333.6	1999	17*	Am				Sec. 1,
	2000	135	Am <sup>203</sup>				Stats. 1996,
	2001	741	Am				Ch. 329) <sup>7</sup>
	2002	782	Am				Am (as ad by
	2003	260*	Am				Sec. 2,
	2003	504	Am				Stats. 1996,
	2004	211*	Am <sup>622</sup>				Ch. 329) <sup>8</sup>
33333.7	2000	661	Ad		2001	738	Am (by Sec. 6
	2001	741	Am				of Ch., as am by
33333.8	2001	741	Ad				Sec. 3,
	2002	782	Am				Stats. 2000,
33334.12	1999	442	Am				Ch. 756) & R <sup>43</sup>
33334.14	2002	782	Am				Ad (by Sec. 7
33334.17	2000	135	Am <sup>203</sup>				of Ch.) <sup>80</sup>
	2001	626	R		2001	741	Am (by
33334.2	2000	756	Am				Sec. 11.5 of Ch.,
	2001	471	Am (by Sec. 1				as am by Sec. 3,
			of Ch.)				Stats. 2000,
			R & Ad <sup>63</sup>				Ch. 756)
	2001	738	Am (by Sec. 2.2				R & Ad <sup>80</sup>
			of Ch.) <sup>18</sup>		2002	782	Am (as am by
			Ad (by Sec. 2.4				Sec. 11.5 and
			of Ch.) <sup>63</sup>				Sec. 11.6,
	2002	664	Am (as am by				Stats. 2001,
			Sec. 2.2 and as				Ch. 741)
			ad by Sec. 2.4,		2005	409	R (as am by
			Stats. 2001,				Sec. 16,
			Ch. 738) <sup>431</sup>				Stats. 2002,
	2002	782	Am (as am by				Ch. 782)
			Sec. 2.2 and				Am (as am by
			Sec. 2.4,				Sec. 15,
			Stats. 2001,				Stats. 2002,
			Ch. 738)				Ch. 782) <sup>13</sup>
	2005	409	Am	33413.5	2001	491	Ad & R <sup>43</sup>
33334.2a	2001	626	Ad		2002	782	Am (as ad by
33334.20	2005	595	R				Stats. 2001,
33334.22	2001	471	Ad & R <sup>18</sup>				Ch. 491) & RN
	2002	664	Am <sup>431</sup>				Ad(RN)
	2002	782	Am	33413.6	2002	782	Ad & R <sup>43</sup>
	2004	473	Am <sup>43</sup>	33413.8	2002	782	Ad & R <sup>43</sup>
	2005	225	Am <sup>68</sup>	33426.7	1999	462	Ad & R <sup>18</sup>
33334.25	2000	552	Ad & R <sup>38</sup>		2000	471	Am
33334.27	2000	469	Am <sup>249</sup>		2003	781	Am <sup>13</sup>
33334.28	2002	782	Ad & R <sup>349</sup>	33430	2002	664	Am <sup>431</sup>
33334.29	2003	198*	Ad	33459	2002	999	Am
33334.3	2001	738	Am		2003	42*	Am
	2002	782	Am	33459.1	2002	1004	Am
	2004	869	Ad & R <sup>38</sup>	33459.2	2002	1004	R
33334.30	2001	738	Am	33459.7	2002	1004	R
33334.4	2002	782	Am	33460	2000	471	R
	2005	262	Am	33461	2000	471	R
33344.5	2004	158	Am	33462	2000	471	R
33344.6	2004	158	Ad	33463	2000	471	R
33353.2	2000	610	Am	33464	2000	471	R
33368	2002	664	Am <sup>431</sup>	33464.5	2000	471	R
				33465	2000	471	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
33466	2000	471	R		2004	183	Am & RN <sup>571</sup>
33487	2002	782	Am		2004	907 *	R
33490	2001	738	Am	35989	2003	229	Ad & R <sup>75</sup>
	2001	741	Am		2004	183	Am & RN <sup>571</sup>
	2002	782	Am		2004	225 *	Am & RN
33492.114	2001	123	Ad	35990	2003	229	Ad & R <sup>75</sup>
33492.13	2001	741	Am		2004	183	Am & RN <sup>571</sup>
	2002	782	Am		2004	225 *	Am & RN
33492.140	1999	38	Ad	35991	2003	229	Ad & R <sup>75</sup>
33492.22	1999	83	Am <sup>30</sup>		2004	183	Am & RN <sup>571</sup>
33492.40	2004	183	Am <sup>571</sup>		2004	907 *	R
33492.42	2000	129 *	Ad	37980	2003	229	Ad & R <sup>75</sup>
33492.50	2000	290	R		2004	907 *	R
33492.51	2000	290	R	37981	2003	229	Ad & R <sup>75</sup>
33492.53	2000	290	R		2004	225 *	Am
33492.60	2000	471	R		2004	907 *	R
33492.61	2000	471	R	37982	2003	229	Ad & R <sup>75</sup>
33492.63	2000	471	R		2004	225 *	Am
33492.65	2000	471	R		2004	907 *	R
33492.67	2000	471	R	37983	2003	229	Ad & R <sup>75</sup>
33492.71	2000	1055 *	Am		2004	225 *	Am
33492.86	1999	611	Am		2004	907 *	R
33607.5	2004	610 *	Am	37984	2003	229	Ad & R <sup>75</sup>
33607.7	2001	741	Am		2004	225 *	Am
33672	2004	211 *	Am <sup>622</sup>		2004	907 *	R
33672.5	1999	442	Am	37985	2003	229	Ad & R <sup>75</sup>
33672.7	2005	72 *	R		2004	907 *	R
33681	2002	1127 *	Am	37986	2004	183	Ad(RN) <sup>571</sup>
33681.10	2003	260 *	Ad	37987	2004	183	Ad(RN) <sup>571</sup>
33681.11	2003	260 *	Ad	37988	2004	183	Ad(RN) <sup>571</sup>
33681.12	2004	211 *	Ad <sup>622</sup>	37989	2004	183	Ad(RN) <sup>571</sup>
	2004	610 *	Am (as ad by Sec. 15, Stats. 2004, Ch. 211)		2004	225 *	Ad(RN)
					2004	907 *	R
				37990	2004	183	Ad(RN) <sup>571</sup>
					2004	225 *	Ad(RN)
33681.13	2004	211 *	Ad <sup>622</sup>		2004	907 *	R
33681.14	2004	211 *	Ad <sup>622</sup>	38040	2003	185	Am <sup>440</sup>
33681.15	2004	610 *	Ad	38045	2004	193	R <sup>571</sup>
33681.5	2002	1127 *	Am	38079	2000	776 *	Am
33681.7	2002	1127 *	Ad	38081.1	2002	386	Am
33681.8	2002	1127 *	Ad	39011	2004	693	Am
33681.9	2003	260 *	Ad	39011.5	2003	479	Ad
33683	2003	260 *	Am		2004	183	Am <sup>571</sup>
	2004	211 *	Am <sup>622</sup>	39014.3	2001	163	Am
33760	2001	745 *	Am	39014.5	2001	163	Am
	2005	501	Am	39016.5	2000	890	R & Ad
34009	2001	9 *	R	39023.3	2003	479	Ad
34052	2001	395 *	Am	39027.3	2000	1077	Ad
34053	2000	1055 *	Am	39047.2	1999	477	Ad
	2004	225 *	Am	39150	2000	805	S <sup>43</sup>
34130	2005	178	Am	39151	2000	805	S <sup>43</sup>
34130.5	2005	178	Ad	39152	2000	805	S <sup>43</sup>
34312	2005	501	Am	39153	2000	805	Am <sup>43</sup>
34312.3	2001	745 *	Am		2001	745 *	Am
34327.6	2000	1055 *	Am	39510	2000	890	Am
34328.1	2003	787	Am	39512.5	2000	890	Am
34943	1999	525	Am <sup>112</sup>	39513	2000	890	Am
35987	2003	229	Ad & R <sup>75</sup>	39515	2000	890	Am
	2004	183	Am & RN <sup>571</sup>	39604	2000	890	Am
	2004	907 *	R		2004	644	Am
35988	2003	229	Ad & R <sup>75</sup>	39606	1999	731	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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39607	2000	729	Am	40448.5.1	1999	36 *	Am
39607.5	2000	729	Am	40448.6	2004	225 *	Am
	2004	644	Am	40450	2000	890	Am
39612	1999	66 *	Am <sup>13</sup>	40451	1999	477	Am (by Sec. 2 of Ch.)
	2003	1	Am		1999	731	Am (by Sec. 7.5 of Ch.)
39613	2003	1	Ad				
39614	2003	738	Ad & R <sup>111</sup>				
	2004	183	Am <sup>571</sup>	40451.5	1999	477	Ad
39617.5	1999	731	Ad	40452	2000	890	Am
39619.5	2004	644	Am		2004	193	Am <sup>571</sup>
39619.6	2000	144 *	Ad	40453	2001	745 *	R
	2001	159	Am <sup>305</sup>	40454	2000	890	Am
Div. 26,				40457	1999	506	Ad
Pt. 2,				40459	2000	500	Ad
Ch. 3.3,				40471	1999	477	Ad
heading				40484	2000	890	R
(Sec. 39630				40500.1	2000	890	Am
et seq.)	2005	588	Am	40500.5	2004	183	Am <sup>571</sup>
39630	2004	706	Ad	40503	2000	890	Am
	2005	588	Am	40515	2000	890	Am
39631	2004	706	Ad	40521	2000	890	Am
	2005	588	Am	40524	2000	890	R
39632	2004	706	Ad	40600	2003	483	Ad
	2005	588	Am	40601	2003	483	Ad
39660	1999	731	Am	40602	2003	483	Ad
39661	2004	183	Am <sup>571</sup>	40603	2003	483	Ad
39663	2004	193	R <sup>571</sup>	40604	2003	483	Ad
39669.5	1999	731	Ad	40605	2003	483	Ad
39671	2000	890	Am	40606	2003	483	Ad
39675	2000	805	Am	40607	2005	569	Ad
39702.5	2000	397	Ad	40608	2004	885	Ad
	2004	644	R	40703	2000	397	Am
39751	2000	1019	Am	40708	2003	296	Am
39752	2000	1019	Am <sup>265</sup>	40709	2000	729	Am
	2004	225 *	Am	40709.7	2000	890	Am
39760	2000	1017	Ad	40714.5	2000	729	Am
39761	2000	1017	Ad	40717.5	2000	890	Am
39762	2000	1017	Ad <sup>37</sup>	40720	2002	1129	Ad
39763	2000	1017	Ad		2004	580	Am
39807	2000	890	Am	40720.5	2002	1129	Ad <sup>73</sup>
39910	1X 2001–02	12 *	Ad				R <sup>22</sup>
39915	1X 2001–02	12 *	Ad	40723	2000	501	Ad
39920	1X 2001–02	12 *	Ad	40724	2003	479	Ad
39930	2002	987	Ad	40724.5	2003	479	Am
39940	2005	574	Ad	40724.6	2003	479	Am
39941	2005	574	Ad		2004	183	Am <sup>571</sup>
39942	2005	574	Ad	40724.7	2003	479	Am
39943	2005	574	Ad	40727.2	2000	729	Am
39944	2005	574	Ad	40728.5	2000	729	Am
40002	2000	729	Am	40731	2003	479	Ad
40100.5	2000	729	Am	40910	2000	729	Am
40106	2001	163	R	40914	2000	729	Am
40131	2002	132	Am	40916	2001	456	Am
40162	2000	890	Am	40925	2000	729	Am
40221.5	2002	1001	Am <sup>432</sup>	40925.3	1999	451	Ad
40410.5	2004	193	Am <sup>571</sup>	40962	2000	890	R
40416	2000	890	R	40962.5	2000	729	Ad
40420	2003	686	Am	40980	2000	729	Am
			R & Ad <sup>80</sup>	41081	2004	707	Am
40448.5	1999	36 *	Am				R & Ad <sup>677</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
41212	2000	890	R				
41242	2000	890	R		2002	664	Am (as am by
41261	2000	890	Am				Sec. 1 and
41263	2000	890	R				Sec. 2,
41300	2001	163	Ad				Stats. 2001,
41301	2001	163	Ad				Ch. 424) <sup>431</sup>
41302	2001	163	Ad	41712	2004	644	Am
41310	2001	163	Ad	41805.5	2000	343	Am
41311	2001	163	Ad	41855.5	2003	481	Ad
41312	2001	163	Ad	41855.6	2003	481	Ad
41320	2001	163	Ad		2004	183	Am <sup>571</sup>
41321	2001	163	Ad	41865	2000	890	Am (by Sec. 36
41322	2001	163	Ad				of Ch.)
41323	2001	163	Ad		2000	1055 *	Am (by Sec. 46
41330	2001	163	Ad				of Ch.) <sup>14</sup>
41331	2001	163	Ad				Am (by
41332	2001	163	Ad				Sec. 46.5
41333	2001	163	Ad				of Ch.) <sup>25</sup>
41334	2001	163	Ad		2004	225 *	Am
41335	2001	163	Ad		2004	644	Am (as am by
41336	2001	163	Ad				Stats. 2004,
41337	2001	163	Ad	41865.5	1999	640	Ad
41338	2001	163	Ad	41900	2000	890	R
41339	2001	163	Ad	41954	2000	729	Am
41340	2001	163	Ad	41960.2	1999	501	Am
41341	2001	163	Ad	41981	2000	890	R
41342	2001	163	Ad	41982	2000	343	Am
41343	2001	163	Ad	41983	2000	343	Am
41344	2001	163	Ad	41998	2003	821	Ad
41345	2001	163	Ad	41999	2003	821	Ad
41346	2001	163	Ad	42301.14	2000	329 *	Ad & R <sup>19</sup>
41350	2001	163	Ad	42301.15	1X 2001–02	12 *	Ad
41351	2001	163	Ad	42301.16	2003	479	Ad
41352	2001	163	Ad	42301.17	2003	479	Ad
41353	2001	163	Ad	42301.18	2003	479	Ad
41354	2001	163	Ad	42301.5	2000	890	Am
41355	2001	163	Ad	42301.9	2000	890	Am
41356	2001	163	Ad	42302	1999	643	Am
41357	2001	163	Ad	42302.1	1999	643	Am
41500	2000	890	Am	42310	2003	479	Am
41500.5	2000	890	Am	42311.2	2004	693	Am
41503.6	2000	1055 *	Am	42314	2000	890	Am
	2004	225 *	Am	42314.3	1X 2001–02	12 *	Ad & R <sup>19</sup>
41507	2000	890	R	42314.5	2000	890	Am
41514.1	2003	676	Ad & R <sup>317</sup>	42317	1X 2001–02	13 *	Ad & R <sup>20</sup>
	2004	183	Am <sup>571</sup>	42359.6	1X 2001–02	13 *	Ad & R <sup>20</sup>
41514.10	2000	741	Ad	42400	2000	805	Am
41514.9	2000	741	Ad	42400.1	2000	805	Am
41518	2000	890	R		2001	854	Am
41519	2000	890	R	42400.2	2000	805	Am
41520	2000	890	R		2001	854	Am
41600	2000	890	Am	42400.3	2000	805	Am
41704.5	2000	890	R		2001	854	Am
41705	2001	424 *	Am (as am by	42400.3.5	2000	805	Ad
			Sec. 1,	42400.4	2001	769	Am
			Stats. 1997,	42400.7	2000	805	Ad
			Ch. 788) <sup>364 13</sup>	42400.8	2000	805	Ad
			Am (as am by	42402	2000	805	Am
			Sec. 2,	42402.1	2000	805	Am
			Stats. 1997,		2001	854	Am
			Ch. 788) <sup>365</sup>	42402.2	2000	805	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
42402.2 (Cont.)	2001	854	Am	43025	2004	781 *	R
42402.3	2000	805	Am	43026	2002	287	S <sup>57</sup>
	2001	854	Am	43027	2002	287	S <sup>57</sup>
42402.4	2000	805	Ad	43028	2002	287	S <sup>57</sup>
42405.1	2000	890	Am	43029	2002	287	S <sup>57</sup>
42407	2002	1129	Am	43030	2002	287	S <sup>57</sup>
42410	2001	769	Ad	43031	2002	287	S <sup>57</sup>
42500	2003	476	Ad	43031.5	2002	287	S <sup>57</sup>
42501	2003	476	Ad	43032	2002	287	S <sup>57</sup>
42502	2003	476	Ad		2004	644	R
42503	2003	476	Ad	43033	2002	287	R
42504	2003	476	Ad	43101	2004	644	Am
42505	2003	476	Ad	43104	2000	1077	Am
42506	2003	476	Ad	43105.5	2000	1077	Ad
42800	2000	1018	Ad	43200	2005	575	Am
42801	2000	1018	Ad	43200.1	2005	575	Ad
	2001	769	Am	43701	2004	873 *	Am
42801.1	2001	769	Ad	43810	2005	580	Ad
	2002	423	Am	43811	2005	580	Ad
	2002	664	Am <sup>431</sup>	43812	2005	580	Ad
	2003	62	Am <sup>519</sup>	43813	2005	580	Ad
42810	2000	1018	Ad	43830.8	1999	812	R & Ad
	2001	769	Am		1999	813	R & Ad
42820	2000	1018	Ad	43840	2001	115	Am
42821	2000	1018	Ad	43841	2001	115	R
	2001	769	Am	43841.5	2001	115	R
	2004	230 *	Am	43843	2004	701	Am <sup>706</sup>
42822	2000	1018	Ad	43860	2005	365	Ad & R <sup>68</sup>
	2001	769	Am	43865	2005	371	Ad
42823	2000	1018	Ad	43866	2005	371	Ad
	2001	769	Am	43867	2005	371	Ad
	2002	200	Am	44000.1	1999	67 *	Ad
	2002	423	Am	44003	2001	745 *	Am
42823.1	2002	423	Ad	44003.5	2002	1001	Ad <sup>432</sup>
42824	2000	1018	Ad	44004	2004	701	Am <sup>706</sup>
	2001	769	Am	44011	1999	67 *	Am
42840	2000	1018	Ad		2002	1001	Am <sup>432</sup>
	2001	769	Am		2004	230 *	Am
	2002	423	Am		2004	702 *	Am
	2002	664	Am <sup>431</sup>		2004	704	Am <sup>705</sup>
42841	2000	1018	Ad	44011.6	2004	644	Am
	2001	769	Am	44014	2002	569	Am
	2002	423	Am	44014.2	2002	1001	Am <sup>432</sup>
42842	2000	1018	Ad	44014.5	2002	1001	Am <sup>432</sup>
	2001	769	Am	44015	1999	83	Am <sup>30</sup>
42843	2000	1018	Ad		1999	355	Am
	2001	769	Am				R & Ad <sup>8</sup>
42860	2000	1018	Ad		2001	335	R (as ad by
	2001	769	Am				Sec. 2,
42870	2000	1018	Ad				Stats. 1999,
	2001	769	Am				Ch. 355)
43013.1	1999	812	Ad				Am (as am by
43013.3	1999	812	Ad				Sec. 1,
43013.5	2004	193	Am <sup>571</sup>				Stats. 1999,
43018.5	2002	200	Ad				Ch. 355) <sup>13</sup>
43021	2001	769	Am		2002	1001	Am <sup>432</sup>
	2002	287	R		2005	270	Am
43023	2001	769	Ad	44017.1	1999	67 *	Am
43023.5	2001	763	Ad & R <sup>75</sup>	44017.4	2001	871	Ad
43024	1999	814	Ad		2002	693	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
44024.5	1999	273	Am	44288	1999	923 *	Ad
44031.5	2002	405	Am	44290	1999	923 *	Ad
44036	2001	357	Am	44291	1999	923 *	Ad
44060	1999	67 *	Am	44295	1999	923 *	Ad
44062.1	2004	230 *	Am	44296	1999	923 *	Ad
	1999	67 *	Am	44297	1999	923 *	Ad & R <sup>155</sup>
	2003	482	Am		2004	627	Ad
44072.10	2005	565	Am		2005	22	Am <sup>647</sup>
	2001	357	Am	44299	1999	923 *	Ad
44072.7	2001	357	Am	44299.1	1999	923 *	Ad
44081	2002	1001	Am <sup>432</sup>		2004	707	Am
44091	2004	230 *	Am				R & Ad <sup>677</sup>
44091.1	2002	1001	Am <sup>38 432</sup>	44299.2	2004	707	Ad & R <sup>423</sup>
	2004	230 *	Am <sup>13</sup>	44299.50	2000	532	Ad
	2004	702 *	Am	44299.51	2000	532	Ad
			R & Ad <sup>63</sup>	44299.52	2000	532	Ad
	2004	703	Am	44299.53	2000	532	Ad
44091.2	1999	67 *	Ad	44299.54	2000	532	Ad
44094	1999	67 *	Am	44299.55	2000	532	Ad
44096	1999	209	Ad	44299.75	2000	532	Ad
44100	2004	644	Am	44299.76	2000	532	Ad
44104.5	2004	644	Am	44299.77	2000	532	Ad
44225	2004	707	Am	44299.78	2000	532	Ad
			R & Ad <sup>677</sup>	44299.79	2000	532	Ad
44229	2004	707	Am	44299.80	2002	1129	Ad
			R & Ad <sup>677</sup>		2003	62	Am <sup>519</sup>
44241	1999	204	Am <sup>59</sup>	44299.81	2002	1129	Ad
	2005	568	Am	44299.82	2002	1129	Ad
44245	2004	193	R <sup>571</sup>	44299.83	2002	1129	Ad & R <sup>18</sup>
44247	2004	193	R <sup>571</sup>	44299.85	2002	1129	Ad
44260	2000	1072 *	Ad	44321	2002	572	Am
	2001	763	Am	44501	2000	914	Am (by Sec. 1 of Ch.)
44261	2000	1072 *	Ad		2000	915	Am (by Sec. 1.5 of Ch.)
44262	2000	1072 *	Ad				Am (by Sec. 2 of Ch.)
44263	2000	1072 *	Ad	44502	2000	914	Am (by Sec. 2 of Ch.)
44265	2000	1072 *	Ad		2000	915	Am (by Sec. 2.5 of Ch.)
	2002	664	Am <sup>431</sup>	44504.1	2000	915	Ad
44275	1999	923 *	Ad	44507	2000	915	Am
	2004	707	Am	44508	1999	756 *	Am
44280	1999	923 *	Ad	44520	2000	914	Am (by Sec. 3 of Ch.)
	2004	707	Am		2000	915	Am (by Sec. 5.5 of Ch.)
44281	1999	923 *	Ad				Am (by Sec. 6.6 of Ch.)
	2004	707	Am		2002	1034	Am
44282	1999	923 *	Ad	44525	2000	915	Am (by Sec. 6.6 of Ch.)
	2004	707	Am	44525.5	2000	914	Ad (by Sec. 4.5 of Ch.)
44283	1999	923 *	Ad	44525.6	2000	914	Ad & R (by Sec. 5.5 of Ch.) <sup>75</sup>
	2004	707	Am	44525.7	2000	915	Ad (by Sec. 7.5 of Ch.)
44284	1999	923 *	Ad		2000	914	Am (by Sec. 6 of Ch.)
44285	1999	923 *	Ad		2000	915	Am (by Sec. 8.5 of Ch.) <sup>225</sup>
44286	1999	923 *	Ad				Am
44287	1999	923 *	Ad				
	2000	135	Am <sup>203</sup>				
	2000	729	Am				
	2004	707	Am				
44287.1	2005	209	R & Ad <sup>677</sup>				
			Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
44533	2004	7 *	Am	50404	2005	348	Am
44535	1999	756 *	Am	50408	2001	745 *	Am
44537.5	2000	915	Am	50451	2001	577	Am
	2001	160 *	Am		2004	818	Am
44548	2000	915	Am	50452	2004	818	Am
	2001	160 *	Am	50453	2004	818	Am
44559	2000	915	Am	50455	2000	312 *	Am
44559.1	1999	756 *	Am	50455.6	2001	577	Ad
	2000	913	Am (by Sec. 6 of Ch.)	50502.5	2001	115	R
	2000	915	Am (by Sec. 12.5 of Ch.)		2001	395 *	R
	2001	160 *	Am	50514.5	1999	83	Ad(RN) <sup>30</sup>
44559.2	2000	915	Am	50515	2001	395 *	R
44559.8	1999	756 *	Ad	50515.5	2001	395 *	R
44559.9	2003	479	Ad	50516	2001	395 *	R
46077	2001	745 *	Am	50517	2001	395 *	R
47507	2003	476	Ad	50517.10	2001	555	Ad
50052.5	2002	782	Am		2002	494	Am
50053	2002	782	Am		2005	74 *	Am
50066	2000	471	Am	50517.11	2000	312 *	Ad
50076.6	2000	553	Ad	50517.15	2004	866	Ad & R <sup>68</sup>
50079.5	2002	782	Am	50517.4	2001	395 *	R
50083	2000	553	Am	Div. 31,			
50086	2000	553	Am	Pt. 2,			
50093	2001	741	Am	Ch. 3.2,			
50105	2002	782	Am	heading			
50106	2001	741	Ad	(Sec. 50517.5			
50199.10	1999	893	S <sup>103 13</sup>	et seq.)	2000	312 *	Am
50199.11	1999	893	S <sup>103 13</sup>	50517.5	2000	312 *	Am
50199.12	1999	893	S <sup>103 13</sup>		2001	555	Am (by Sec. 1 of Ch.)
50199.13	1999	893	S <sup>103 13</sup>		2001	593 *	Am (by Sec. 2 of Ch.)
50199.14	1999	893	S <sup>103 13</sup>		2003	814	Am
50199.15	1999	893	S <sup>103 13</sup>		2004	672	Am
50199.16	1999	893	S <sup>103 13</sup>	50517.6	2000	312 *	Am
50199.17	1999	893	S <sup>103 13</sup>	50517.9	2004	183	Am <sup>571</sup>
	2000	311 *	Am	50518	1999	83	Am & RN <sup>30</sup>
50199.18	1999	893	Am <sup>103 13</sup>	50519	2004	193	Am <sup>571</sup>
50199.20	1999	893	S <sup>103 13</sup>	50524	2004	193	Am <sup>571</sup>
50199.21	1999	893	S <sup>103 13</sup>		2004	818	R
50199.22	1999	893	S <sup>103 13</sup>	Div. 31,			
50199.4	1999	893	S <sup>103 13</sup>	Pt. 2,			
50199.5	1999	893	S <sup>103 13</sup>	Ch. 3.5,			
50199.6	1999	893	S <sup>103 13</sup>	heading			
50199.7	1999	893	S <sup>103 13</sup>	(Sec. 50530			
50199.70	2002	1086 *	Ad & R <sup>38</sup>	et seq.)	2001	395 *	Am
50199.71	2002	1086 *	Ad & R <sup>38</sup>	50530	2001	395 *	Am & RN & Ad
50199.72	2002	1086 *	Ad & R <sup>38</sup>	50530.5	2001	395 *	Ad(RN)
50199.73	2002	1086 *	Ad & R <sup>38</sup>		2003	593	Am
50199.74	2002	1086 *	Ad & R <sup>38</sup>	50531	2001	395 *	Am
	2003	62	Am <sup>519</sup>	50532	2001	395 *	Am
50199.75	2002	1086 *	Ad & R <sup>38</sup>	50532.5	2001	395 *	R
50199.76	2002	1086 *	Ad & R <sup>38</sup>	50533	2000	84	R
50199.77	2002	1086 *	Ad & R <sup>38</sup>	50533.1	2000	84	R
50199.78	2002	1086 *	Ad & R <sup>38</sup>	50533.2	2000	84	R
50199.79	2002	1086 *	Ad & R <sup>38</sup>	50533.4	2000	84	R
50199.8	1999	893	S <sup>103 13</sup>	50533.5	2000	84	R
50199.80	2002	1086 *	Ad & R <sup>38</sup>	50533.6	2000	84	R
50199.81	2002	1086 *	Ad & R <sup>38</sup>	50533.7	2000	84	R
50199.9	1999	893	S <sup>103 13</sup>	50540	2000	80	Ad
50400.5	2001	395 *	Am	50541	2000	80	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
50542	2000	80	Ad		2004	473	R
50542.1	2000	665	Ad	50662.8	2004	569	Ad
50543	2000	80	Ad <sup>82</sup>	50675	1999	637	Ad
	2000	665	Ad	50675.1	1999	637	Ad
50544	2000	80	Ad	50675.10	1999	637	Ad
	2001	608	Am	50675.11	1999	637	Ad
	2002	503	Am	50675.12	2000	667	Ad
50545	2000	80	Ad	50675.13	2002	26*	Ad <sup>417</sup>
	2001	395*	Am	50675.14	2002	26*	Ad <sup>417</sup>
	2003	593	Am		2003	578	Am
50546	2000	80	Ad <sup>82</sup>	50675.2	1999	637	Ad
	2000	665	Ad	50675.3	1999	637	Ad
50550	2002	482	Ad <sup>417</sup>	50675.4	1999	637	Ad
50550.1	2002	482	Ad <sup>417</sup>		2000	957	Am
50550.2	2002	482	Ad <sup>417</sup>	50675.5	1999	637	Ad
50600	2002	721	Ad <sup>417</sup>	50675.6	1999	637	Ad
50601	2002	721	Ad <sup>417</sup>	50675.7	1999	637	Ad
	2005	74*	Am	50675.8	1999	637	Ad
50602	2002	721	Ad <sup>417</sup>	50675.9	1999	637	Ad
50603	2002	721	Ad <sup>417</sup>	50710.1	1999	308*	Am
	2005	74*	Am		2003	228*	Am
50604	2002	721	Ad <sup>417</sup>		2004	227*	Am
50605	2002	721	Ad <sup>417</sup>		2004	671	Am
50640	2000	471	R		2005	74*	Am
50640.1	2000	471	R	50712.5	2004	671	Am
50641	2000	471	R	50740	2001	395*	Am
50642	2000	471	R	50740.1	2001	395*	R
50643	2000	471	R	50748.1	2001	395*	Am
50644	2000	471	R	50780	1999	473	Am
50650	2000	84	Ad	50781	1999	473	Am
50650.1	2000	84	Ad		2004	473	Am
50650.2	2000	84	Ad	50783	1999	473	Am
50650.3	2000	84	Ad	50784	1999	473	Am
	2004	672	Am		2004	473	Am
50650.4	2000	84	Ad	50785	1999	473	Am
	2003	793	Am	50786	1999	473	Am
50650.5	2000	84	Ad		2003	814	Am
	2003	793	Am	50786.5	1999	473	Am
50650.6	2000	84	Ad	50800	2000	667	Am
50650.7	2000	84	Ad	50801	2000	667	Am
50651	2001	414	Ad	50801.5	2000	667	Am
	2004	473	R		2002	46*	Am
50653	2001	414	Ad		2002	1074	Am
	2004	473	R		2003	776	Am
50654	2001	414	Ad	50802	2000	667	Am
	2004	473	R	50802.5	2000	667	Am
50655	2001	414	Ad		2002	26*	Am <sup>417</sup>
	2004	473	R	50804	2000	667	Am
50656	2001	414	Ad	50806	2001	745*	R
	2004	473	R	50825	2005	197	Am
50657	2001	414	Ad	50826	2005	197	Am
	2004	473	R	50832	1999	596	Am
50658	2001	414	Ad		2005	197	Am
	2004	473	R				R & Ad <sup>301</sup>
50659	2001	414	Ad	50833	2005	197	Am
	2004	473	R				R & Ad <sup>301</sup>
50659.1	2001	414	Ad	50834	1999	596	Am
	2004	473	R		2001	745*	Am
50659.2	2001	414	Ad	50837	2004	193	R <sup>571</sup>
	2004	473	R	50840	2000	84	Am
50659.3	2001	414	Ad	50841	2000	84	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
50842	2000	84	Am	50911	2000	471	Am
50843	2002	725	Ad <sup>510</sup>		2005	338	Am
50860	2002	724	Ad <sup>510</sup>	50960	2000	553	Ad
50861	2002	724	Ad <sup>510</sup>	51000.1	2000	471	Am
50862	2002	724	Ad <sup>510</sup>	51005	2000	471	Am
50862.5	2002	724	Ad <sup>510</sup>	51065.5	2003	193	Ad
50863	2002	724	Ad (1st text) <sup>510</sup>	Div. 31,			
			Ad (2nd text) <sup>510</sup>	Pt. 3,			
50864	2002	724	Ad <sup>510</sup>	Ch. 5,			
50865	2002	724	Ad <sup>510</sup>	heading			
50866	2002	724	Ad <sup>510</sup>	(Sec. 51100			
50870	2001	746*	Ad & R <sup>37 75</sup>	et seq.)	2000	471	Am
50871	2001	746*	Ad & R <sup>37 75</sup>	51253	2000	471	R
50872	2001	746*	Ad & R <sup>37 75</sup>	51331	2000	553	Am
50880	1999	67*	Am <sup>32</sup>	51335	2003	193	Am
	1999	637	Am	51345	2000	307	Am
50881	1999	67*	Am <sup>32</sup>	51348	2000	307	Am
	1999	637	Am	51350	1999	264	Am
50881.5	1999	67*	Am <sup>32</sup>		2001	202	Am
	1999	637	Am		2005	348	Am
50882	1999	67*	Am <sup>32</sup>	51450	1999	67*	S <sup>20</sup>
	1999	637	Am		2001	114	S <sup>304 13</sup>
50884	1999	67*	R <sup>32</sup>	51451	1999	67*	Am <sup>20</sup>
50887	1999	67*	Am <sup>32</sup>		2000	127*	Am
	1999	637	R		2000	135	Am <sup>203</sup>
50887.5	2000	1055*	Am		2001	114	S <sup>304 13</sup>
	2004	225*	Am	51451.5	2002	26*	Ad <sup>417</sup>
50888.3	1999	67*	Am <sup>32</sup>		2002	33*	Ad
	1999	637	Am		2002	935	Am (as ad by
50888.5	1999	67*	Am <sup>32</sup>				Stats. 2002,
	1999	637	R				Ch. 33)
50888.7	1999	67*	Am <sup>32</sup>		2003	553	Am (as ad by
	1999	637	R				Sec. 2,
50889.5	1999	67*	Am <sup>32</sup>				Stats. 2002,
	1999	637	R				Ch. 26 and as
50890	1999	67*	Am <sup>32</sup>				am by Sec. 18,
50893.5	1999	67*	Am <sup>32</sup>				Stats. 2002,
	1999	637	R				Ch. 935)
50893.7	1999	67*	Am <sup>32</sup>	51452	1999	67*	Am <sup>20</sup>
	1999	637	R		2000	127*	Am
50893.9	1999	67*	Am <sup>32</sup>		2001	114	Am <sup>304 13</sup>
	1999	637	R		2002	664	Am <sup>431</sup>
50895	1999	67*	R & Ad <sup>32</sup>	51453	1999	67*	R
50897	2002	1024	R		2002	26*	Ad <sup>417</sup>
50897.1	2002	1024	R		2002	33*	Ad
50897.3	2002	1024	R		2002	935	Am (as ad by
50898	2000	83	Ad				Stats. 2002,
50898.1	2000	83	Ad				Ch. 33)
50898.2	2000	83	Ad <sup>82</sup>	51453.5	2002	935	Ad
	2000	957	Ad <sup>260</sup>	51454	1999	67*	S <sup>20</sup>
	2001	3*	Am		2001	114	S <sup>304 13</sup>
Div. 31, Pt. 3, heading (Sec. 50900 et seq.)	2000	471	Am (as am by Sec. 14.5, Stats. 1994, Ch. 94)	51455	1999	67*	Am <sup>20</sup>
					2001	114	Am <sup>13</sup>
					2002	26*	Am <sup>417</sup>
					2002	33*	Am
					2002	935	Am (as am by
							Stats. 2002,
							Ch. 33)
							Am <sup>417</sup>
50905	2005	348	Am	51479	2002	26*	Am
				51500	2000	81*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## HEALTH AND SAFETY CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
51501	2000	81 *	Ad		2003	578	S <sup>317</sup>
51502	2000	81 *	Ad	53280	2000	667	Am
51504	2000	81 *	Ad		2003	578	S <sup>317</sup>
	2004	674	Am (by Sec. 1 of Ch.)	53285	2003	578	S <sup>317</sup>
				53290	2003	578	S <sup>317</sup>
	2004	683	Am (by Sec. 2 of Ch.)	53295	2003	578	S <sup>317</sup>
				53300	2000	667	Am
	2005	338	Am		2002	1161 *	Am
51505	2002	26 *	Ad <sup>417</sup>		2003	578	S <sup>317</sup>
	2003	553	Am	53305	2003	578	S <sup>317</sup>
51506	2000	81 *	Ad	53310	2003	578	S <sup>317</sup>
51510	2000	81 *	Ad	53311	2000	667	Am
51615	2003	553	Am		2003	578	S <sup>317</sup>
	2004	183	Am <sup>571</sup>	53315	2003	578	Am <sup>317</sup>
51628	2003	553	Am	53500	2002	26 *	Ad <sup>389</sup>
51642	2003	553	Am	53501	2002	26 *	Ad <sup>389</sup>
51643.5	2003	553	Am	53520	2002	26 *	Ad <sup>389</sup>
51646	2003	553	R	53521	2002	26 *	Ad <sup>389</sup>
51648	2003	553	Am	53522	2002	26 *	Ad <sup>389</sup>
51650	2003	553	Am	53523	2002	26 *	Ad <sup>389</sup>
51651	2003	553	Am	53524	2002	26 *	Ad <sup>389</sup>
51652	2003	553	Am	53525	2002	26 *	Ad <sup>389</sup>
51654	2003	553	Am	53526	2002	26 *	Ad <sup>389</sup>
51670	2003	553	Am	53527	2002	26 *	Ad <sup>389</sup>
52045	2001	745 *	R	53528	2002	26 *	Ad <sup>389</sup>
52075	2002	12 *	Ad	53529	2002	26 *	Ad <sup>389</sup>
52075.1	2002	12 *	Ad	53530	2002	26 *	Ad <sup>389</sup>
	2003	62	Am <sup>519</sup>	53531	2002	26 *	Ad <sup>389</sup>
52076	2002	12 *	Ad	53532	2002	26 *	Ad <sup>389</sup>
52077	2002	12 *	Ad	53533	2002	26 *	Ad <sup>389</sup>
52078	2002	12 *	Ad		2003	228 *	Am
52079	2002	12 *	Ad		2003	553	Am (by Sec. 15 of Ch.)
52080	2002	12 *	Ad				
52080.5	2002	12 *	Ad		2003	578	Am (by Sec. 4.5 of Ch.)
52081	2002	12 *	Ad				
52085	2002	12 *	Ad		2004	183	Am <sup>571</sup>
52086	2002	12 *	Ad		2004	227 *	Am
52087	2002	12 *	Ad		2005	74 *	Am
52090	2002	12 *	Ad	53534	2003	228 *	Ad
52090.5	2002	12 *	Ad	56001	2000	506	R
52091	2002	12 *	Ad	56010	2000	506	R
52091.5	2002	12 *	Ad	56011	2000	506	R
52092	2002	12 *	Ad	56012	2000	506	R
52095	2002	12 *	Ad	56013	2000	506	R
52097	2002	12 *	Ad	56014	2000	506	R
52097.1	2002	12 *	Ad	56015	2000	506	R
	2002	1038	R	56016	2000	506	R
52097.5	2002	12 *	Ad	56017	2000	506	R
52098	2002	12 *	Ad	56018	2000	506	R
52514.5	1999	987 *	Am	56030	2000	506	R
52570	2001	745 *	R	56030.5	2000	506	R
53130	2002	26 *	Am <sup>417</sup>	56031	2000	506	R
53250	2003	578	S <sup>317</sup>	56032	2000	506	R
53255	2003	578	S <sup>317</sup>	56032.5	2000	506	R
53260	2000	667	Am	56033	2000	506	R
	2003	578	S <sup>317</sup>	56033.5	2000	506	R
53265	2000	667	Am	56034	2000	506	R
	2003	578	S <sup>317</sup>	56035	2000	506	R
53270	2003	578	S <sup>317</sup>	56036	2000	506	R
53275	2000	667	Am	56037	2000	506	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
56038	2000	506	R	100830	1999	372	Am
56039	2000	506	R		2000	733	Am
56040	2000	506	R		2005	406	R & Ad
56041	2000	506	R	100831	1999	372	Ad
56042	2000	506	R		2000	733	Am
56043	2000	506	R		2005	406	R
56044	2000	506	R	100832	1999	382	Ad
56045	2000	506	R		2000	733	Am
56046	2000	506	R		2005	406	R & Ad
56047	2000	506	R	100835	1999	372	Am
56048	2000	506	R		2005	406	R
56075	2000	506	R	100837	1999	372	Am
57004	2000	1060	Am		2000	733	Am
57007	2001	745 *	Am		2002	215	Am
	2004	644	Am	100840	1999	372	Am
57008	2001	764	Ad		2002	215	Am
57009	2001	764	Ad	100845	1999	372	Am
57010	2001	764	Ad		2002	215	Am
57012	2002	592	Ad	100847	1999	372	Ad
57053.9	2002	405	Am		2002	215	Am
58004.5	2002	626	Ad	100850	1999	372	Am
59019	2004	644	R		2002	215	Am
100106	2005	478	Ad	100851	1999	372	Ad
100146	2001	745 *	R	100852	1999	372	Am
100171	2002	1161 *	Am		2000	733	Am
100185.5	2002	768	Ad		2002	215	Am
100236	1999	847	Ad	100855	1999	372	Am
100237	2000	250	Ad		2002	215	Am
100238	2000	250	Ad	100860	1999	372	Am
100239	2000	250	Ad		2000	733	Am & R <sup>5</sup>
100315	2005	315	Ad	100860.1	2000	733	Ad <sup>8</sup>
100340	2001	745 *	R	100862	1999	372	Ad
100425	2004	337	Am		2000	733	Am
	2005	22	Am <sup>647</sup>	100863	1999	372	Ad
100430	2000	780	Am	100865	1999	372	Am
	2005	75 *	Am <sup>80</sup>		2002	215	Am
100445	2001	242	Am	100870	1999	372	Am
100475	2004	193	R <sup>571</sup>		2000	733	Am
100700	2004	337	R & Ad		2002	215	Am
100701	2004	337	Ad		2003	62	Am <sup>519</sup>
100702	2004	337	Ad	100872	1999	372	Ad
100703	2004	337	Ad		2000	733	Am
100710	2004	337	R	100880	1999	372	Am
100715	2004	337	R	100885	1999	372	Am
100720	2004	337	R		2002	215	Am
100730	2004	337	R	100890	1999	372	Am
100735	2004	337	R	100895	1999	372	Am
100740	2004	337	R		2002	215	Am
100745	2004	337	R	100907	1999	372	Ad
100750	2004	337	R	100910	1999	372	Am
100755	2004	337	R	100915	1999	372	Am
100760	2004	337	R		2002	215	Am
100765	2004	337	R	101029	2005	478	Ad
100770	2004	337	R	101070	2000	350 *	Am <sup>13</sup>
100825	1999	372	Am	101087	1999	925	Ad
	2000	733	Am	101230	2000	93 *	Am
	2002	215	Am		2000	794	Am
	2005	406	R & Ad		2002	114	Am
100827	2005	406	Ad	101285	2002	395	Am
100829	2005	406	Ad	101315	2002	393 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
101315 (Cont.)	2002	1161 *	Ad	101835	1999	899	Ad
	2004	35 *	R (as ad by Sec. 8, Stats. 2002, Ch. 1161) Am (as ad by Sec. 2, Stats. 2002, Ch. 393)	101836	1999	899	Ad
				101837	1999	899	Ad
				101838	1999	899	Ad
				101839	1999	899	Ad
				101840	1999	899	Ad
				101841	1999	899	Ad
				101842	1999	899	Ad
				101843	1999	899	Ad
				101844	1999	899	Ad
	2004	228 *	Am <sup>483</sup> R <sup>69</sup>	101845	1999	899	Ad
				101845.1	1999	899	Ad
101317	2002	393 *	Ad	101845.2	1999	899	Ad
	2002	1161 *	Ad	101846	1999	899	Ad
	2004	35 *	R (as ad by Sec. 8, Stats. 2002, Ch. 1161) Am (as ad by Sec. 2, Stats. 2002, Ch. 393)	101847	1999	899	Ad
				101848	1999	899	Ad
				101848.1	1999	899	Ad
				101848.10	1999	899	Ad
				101848.11	1999	899	Ad
				101848.2	1999	899	Ad
				101848.3	1999	899	Ad
				101848.4	1999	899	Ad
	2004	228 *	S <sup>483 68</sup>	101848.45	1999	899	Ad
	2005	22	Am <sup>647</sup>	101848.5	1999	899	Ad
	2005	80 *	Am	101848.6	1999	899	Ad
101317.2	2005	478	Ad	101848.7	1999	899	Ad
101319	2002	393 *	Ad	101848.8	1999	899	Ad
	2002	1161 *	Ad	101848.9	1999	899	Ad
	2004	35 *	R (as ad by Sec. 8, Stats. 2002, Ch. 1161) Am <sup>483</sup> R <sup>69</sup>	101849	1999	899	Ad
				101849.1	1999	899	Ad
				101849.2	1999	899	Ad
				101849.3	1999	899	Ad
	2004	228 *	Am <sup>483</sup> R <sup>69</sup>	101849.4	1999	899	Ad
101320	2004	228 *	Ad <sup>483</sup> R <sup>69</sup>	101850	2004	58	Am
					2005	22	Am <sup>647</sup>
					1999	950	Ad <sup>37</sup>
101535	2004	193	R <sup>571</sup>	101950	1999	950	Ad(RN)
101625	2004	183	Am <sup>571</sup>	101980	1999	950	Ad(RN)
101680	2005	29	Am	101983	1999	950	Ad(RN)
101685	2005	29	Am	101985	1999	950	Ad(RN)
101750	2004	228 *	Am	101987	1999	950	Ad(RN)
	2005	29	Am	101989	1999	950	Ad(RN)
101750.5	2004	228 *	Ad	102230	2002	712	Am
101755	2005	29	Am	102231	2002	712	Ad <sup>444</sup>
101765	2005	29	Am	102232	2002	712	Ad <sup>500</sup>
101785	2005	29	R	102235	2000	569	Am
101800	1999	950	Am & RN	102247	2001	171 *	Am
101805	1999	950	Am & RN		2002	784	Am <sup>490</sup>
101810	1999	950	Am & RN		2003	62	Am <sup>519</sup>
101815	1999	950	Am & RN	102250	2001	171 *	R
101820	1999	950	Am & RN	102346	2002	885	Ad
101825	1999	899	Ad	102405	2000	64	Am
101827	1999	899	Ad	102415	2000	64	Am
101828	1999	899	Ad		2000	303	Am
101829	1999	899	Ad	102425	2005	430	Am
101830	1999	899	Ad	102426	2005	430	Am <sup>747</sup>
101831	1999	899	Ad	102430	2005	430	Am
101832	1999	899	Ad	102440	2005	430	Am
101833	1999	899	Ad	102447	2000	808 *	Am
101834	1999	899	Ad	102600	2003	315	Am
				102778	2002	857	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
102870	2000	284	Am			274	Am
102875	2002	827	Am	104160	1999	146*	Ad & R <sup>39</sup>
102910	1999	525	Am <sup>112</sup>		2000	93*	R & Ad
	2000	857	Am <sup>203</sup>		2000	94	R & Ad
103025	2005	430	Am		2001	171*	R & Ad <sup>8</sup>
103203	2000	93*	Ad <sup>70</sup> R <sup>63</sup>	104161	1999	146*	Ad & R <sup>39</sup>
					2000	93*	Ad (purports to am)
103265	2003	307	Ad				
103446	2000	780	Ad		2000	94	Ad (purports to am)
103447	2000	780	Ad				
103447.5	2000	780	Ad		2001	171*	R & Ad <sup>8</sup>
103448	2000	780	Ad	104161.1	2001	171*	Ad <sup>8</sup>
103448.5	2000	780	Ad	104162	1999	146*	Ad & R <sup>39</sup>
103449	2000	780	Ad		2000	93*	Ad (purports to am)
103450	2002	717	Am				
103451	2002	717	Ad		2000	94	Ad (purports to am)
103466	2002	717	Ad				
103470	2005	75*	Am <sup>80</sup>		2001	171*	R & Ad <sup>8</sup>
103490	2002	717	Am	104162.1	2001	171*	Ad <sup>8</sup>
103525	2002	914	Am	104162.2	2001	171*	Ad <sup>8</sup>
103525.5	2002	914	Ad	104163	1999	146*	Ad & R <sup>39</sup>
103526	2002	914	Ad <sup>175 481</sup>		2000	93*	Ad (purports to am)
	2004	6*	Am				
	2005	430	Am <sup>748</sup>		2000	94	Ad (purports to am)
103526.5	2002	914	Ad <sup>175</sup>				
	2005	430	Am		2001	171*	R & Ad <sup>8</sup>
103527	2002	914	Ad	104164	1999	146*	Ad & R <sup>39</sup>
103528	2002	914	Ad		2000	93*	R
103625	2001	171*	Am		2000	94	R
	2002	784	Am <sup>490</sup>	104170	2000	93*	Ad
103626	2001	90	Ad & R <sup>75</sup>		2001	159	Am <sup>305</sup>
103627	2004	830	Ad & R <sup>38</sup>	104180	2001	246*	Am
	2005	545	Am	104181.5	1999	751	Ad
103627.5	2005	545	Ad & R <sup>38</sup>	104181.6	2003	230*	Ad
103628	2004	830	Ad & R <sup>38</sup>	104182.5	1999	751	Ad
103640	2001	171*	R	104182.7	1999	751	Ad
103641	2001	171*	Am	104187	1999	751	Am
103692	2002	857	Ad	104187.5	1999	751	Ad
103700	2000	780	Am	104188	2002	1161*	Ad
103730	2005	75*	Am <sup>80</sup>	104190	1999	668	Ad
103775	2002	819	Am	104191	1999	668	Ad
103780	2002	819	Am	104192	1999	668	Ad
103850	2001	444*	Am	104193	1999	668	Ad
103860	2004	945	Ad	104200	2000	792	Ad
103865	2004	945	Ad		2005	550	Am R <sup>100</sup>
Div. 102, Pt. 2, Ch. 2, heading (Sec. 103875 et seq.)	2000	368	Am	104315	2002	274	Am
103885	2000	368	Am (by Sec. 2 of Ch.)	104316	2000	93*	Ad
	2001	444*	Am	104317	2000	93*	Ad
104113	2005	431	Ad	104318	2000	93*	Ad
104141	2003	395	Ad <sup>566</sup> R <sup>100</sup>	104319	2000	93*	Ad
				104320	2000	93*	Ad (as ad by Sec. 24 and Sec. 25 of Ch.)
104145	2001	745*	Am		2001	159	Am (as ad by Sec. 25, Stats. 2000, Ch. 93) & RN <sup>305</sup>
104150	2001	171*	Ad <sup>8</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
104321	2000	93 *	Ad	Div. 103,			
104322	2001	159	Ad(RN) <sup>305</sup>	Pt. 4,			
	2003	140	Am	Ch. 3,			
	1X 2003–04	9 *	Am	Art. 1,			
	2005	442 *	Am	heading			
104324	2001	538	Ad	(Sec. 105100			
104324.2	2001	538	Ad	et seq.)	2002	551	Ad
	2002	664	Am <sup>431</sup>	105100	2000	440	R & Ad
104324.25	2003	407	Ad	105101	2000	440	Ad
104324.3	2001	538	Ad	105105	2000	440	Am
104324.5	2001	538	Ad	105112	2000	440	Ad
104335	2000	777 *	Ad & R <sup>43</sup>		2001	159	Am <sup>305</sup>
	2004	414	S <sup>111</sup>	105120	2000	440	Am
104336	2000	777 *	Ad & R <sup>43</sup>	105135	2000	440	R
	2004	414	S <sup>111</sup>	105140	2004	193	Am <sup>571</sup>
104337	2000	777 *	Ad & R <sup>43</sup>	105145	2002	551	Ad
	2004	414	S <sup>111</sup>	105145.3	2002	551	Ad
104338	2000	777 *	Ad & R <sup>43</sup>	105145.5	2002	551	Ad
	2004	414	S <sup>111</sup>	105175	2004	193	Am <sup>571</sup>
104339	2000	777 *	Ad & R <sup>43</sup>	105251	2002	931	Ad
	2004	414	S <sup>111</sup>	105252	2002	931	Ad
104339.5	2000	777 *	Ad & R <sup>43</sup>	105253	2002	931	Ad
	2004	414	S <sup>111</sup>	105254	2002	931	Ad
104339.6	2000	777 *	Ad & R <sup>43</sup>	105255	2002	931	Ad
	2004	414	Am <sup>111</sup>	105256	2002	931	Ad
104370	2001	745 *	Am	105257	2002	931	Ad
104420	2000	1058	Am	105291	2001	524	Ad
104450	2001	750	Am	105335	2004	193	R <sup>571</sup>
104465	2003	230 *	Am	105340	2001	370	Ad
104466	2003	230 *	Ad	106000	2003	200	Ad
104495	2001	150	Ad	106005	2003	200	Ad
	2002	527	Am	106010	2003	200	Ad
104550	1999	693	Ad		2004	183	Am <sup>571</sup>
	2000	135	Am <sup>203</sup>	106015	2003	200	Ad
104551	1999	693	Ad	106020	2003	200	Ad
104552	1999	693	Ad	106025	2003	200	Ad
104555	1999	780	Ad	106030	2003	200	Ad
104556	1999	780	Ad	106035	2003	200	Ad
	2000	135	Am <sup>203</sup>	106036	2003	200	Ad
104557	1999	780	Ad	106750	2000	327	R & Ad
	2000	135	Am <sup>203</sup>	106755	2000	327	R
	2003	890	Am & R <sup>564</sup>	106760	2000	327	R
104558	2003	225 *	Ad	106765	2000	327	R
	2004	183	Am <sup>571</sup>	106770	2000	327	R & Ad
104595	2004	193	R <sup>571</sup>	106775	2000	327	R & Ad
104775	2000	93 *	Am	106780	2000	327	R & Ad
104795	2000	93 *	Am	106785	2000	327	R & Ad
104896	2001	171 *	Ad	106790	2000	327	R & Ad
104897	2001	171 *	Ad	106795	2000	327	R & Ad
	2002	414	Am	106800	2000	327	R
104898	2001	171 *	Ad	106805	2000	327	R
104898.5	2001	171 *	Ad	106810	2000	327	R
	2003	230 *	Am	106815	2000	327	R
104899	2001	171 *	Ad	106820	2000	327	R
Div. 103,				106825	2000	327	R
Pt. 4,				106830	2000	327	R
Ch. 3,				106835	2000	327	R
heading				106840	2000	327	R
(Sec. 105100				106845	2000	327	R
et seq.)	2002	551	Am	106850	2000	327	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
106855	2000	327	R	110423.100	2003	903	Ad
106860	2000	327	R	110423.101	2003	903	Ad
106865	2000	327	R	110423.2	2002	1005	Ad
Div. 104,					2004	859	Am
Pt. 1,				110423.4	2002	1005	Ad
Ch. 4,				110423.6	2002	1005	Ad
Art. 3,				110423.8	2002	1005	Ad
heading				110424	2002	1006	Ad
(Sec. 106875				110460	1999	915	R & Ad
et seq.)	1999	755	Am	110461	1999	915	Ad(RN)
106875	1999	755	Am	110462	1999	915	Ad(RN)
106876	1999	755	Am	110466	1999	915	Ad
106880	1999	755	Am		2005	401	Am
106885	1999	755	Am	110467	1999	915	Ad
106890	1999	755	Am	110470	1999	915	R & Ad
106892	1999	755	Ad	110471	2005	401	Ad
106895	1999	755	Am	110472	1999	915	Ad
106896	1999	755	Ad	110473	1999	915	Ad
106897	1999	755	Ad	110474	1999	915	Ad
106900	1999	755	Am	110475	1999	915	Am
106905	1999	755	R	110480	1999	915	Am
106910	1999	755	Am	110485	1999	915	Am <sup>20</sup>
106925	2002	395	Am		2002	535	Am <sup>43</sup>
	2004	38*	Am		2005	401	Am <sup>111</sup>
108580	2003	449	Am	110540	2004	193	R <sup>571</sup>
108865	2004	193	R <sup>571</sup>	110552	2005	707	Ad
108875	2001	745*	Am	110661	1999	915	Ad
108920	2003	205	Ad	110780	1999	915	Am & RN
108921	2003	205	Ad	110785	1999	915	Am & RN
	2004	641	Am	110795	2004	193	Am <sup>571</sup>
108922	2003	205	Ad	Div. 104,			
	2004	641	Am	Pt. 5,			
108923	2003	205	Ad	Ch. 5,			
109280	2002	531	Am	Art. 7,			
109282	2002	531	Am	heading			
109580	2001	854	Am	(Sec. 110810			
109890	2000	796	Am	et seq.)	2002	533	Am
109925	2000	796	Am	110810	2002	533	Am
109935	2000	870	Am	110811	2002	533	Ad
	2001	641	Am	110812	2002	533	Ad
109947	1999	915	Ad	110815	2002	533	Am
109948	2000	837	Ad		2003	726	Am
109948.1	2000	837	Ad	110818	2002	533	Ad
	2001	728	Am	110820	1999	609	Am
109951	2000	870	Ad		2002	533	Am
	2001	641	Am	110825	2002	533	Am
109971	2000	870	Ad	110827	2005	685	Ad
	2001	641	Am	110830	2002	533	Am
110005	1999	915	Am	110835	1999	609	Am
110010.1	2000	837	Ad		2002	533	Am
110010.2	2000	837	Ad	110838	2002	533	Ad
110025	2000	796	Am	110839	2002	533	Ad
110050	1999	915	Am	110840	2002	533	Am
	2005	401	Am	110845	2002	533	Am
110110	2000	796	Am	110850	2002	533	Am
110111	2000	796	Ad	110870	2002	533	Am
110305	2000	796	R	110875	2002	533	Am
110375	2003	449	Am	110880	2002	533	Am
110405	2000	796	Am	110885	2002	533	Am
110422	2002	1006	Ad	110890	2002	533	Am
110423	2002	1005	Ad	110895	2002	533	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
110900	2002	533	Am	111940	1999	83	Am <sup>30</sup>
110910	2002	533	Am	112040	1999	915	Am
110915	2002	533	Am		2000	135	Am <sup>203</sup>
110930	2002	533	Am	112115	1999	915	Am
110935	1999	609	Am	112685	2004	314	Am
110940	2002	533	Am	112845	2004	314	Am
110956	2002	533	Am	112850	2004	314	Am
110957	2002	533	Am	113355	1999	915	Am
110958	1999	609	Am	113716	2001	369	Am
	2002	533	Am	113740	2002	532	Am
110959	2002	533	Ad	113745	1999	833	Am
110960	2002	532	Am	113750	2003	453	Am
111067	2000	1062	Ad	113750.1	2003	453	Ad
111068	2000	1062	Ad	113785	2003	453	Am
111080	2000	533	Am	113817	2003	453	Ad
111170	2000	533	Am	113823	1999	879	Am
111172	2000	533	Ad <sup>8</sup>		2002	121	Am
111175	2000	533	Am	113830	2001	369	Am
111180	2000	533	Am	113831	2000	691	Ad
111192	2000	533	Ad <sup>8</sup>	113841	2003	453	Ad
111193	2000	533	Ad	113870	1999	180	Am
111222	2001	204*	Ad	113895	2003	453	Am
111223	2001	204*	Ad	113925	2001	369	Am
111246	2000	326	Ad		2002	532	Am
111330	2000	796	Am	113946	2000	691	Ad
111350	2000	796	R	113947	2000	691	Ad
111355	2000	796	Am	113995	2002	532	Am
111405	2000	796	R		2003	62	Am <sup>519</sup>
111410	2000	796	R		2003	453	Am
111490	2000	796	Am		2005	22	Am <sup>647</sup>
111610	2000	796	Am	113995.5	2001	204*	Ad
111656	2000	837	Ad	113996	1999	879	Am <sup>13</sup>
	2001	728	Am		2001	369	Am
111656.1	2000	837	Ad	113997	1999	197	Am
111656.10	2000	837	Ad		1999	879	Am
111656.11	2000	837	Ad	113998	2001	369	Ad
111656.12	2000	837	Ad		2003	453	Am
111656.13	2000	837	Ad	114002	2003	453	Am
	2001	159	Am <sup>305</sup>	114020	1999	879	Am
111656.2	2000	837	Ad	114055	2003	453	Am
	2001	728	Am	114056	2003	453	Am
111656.3	2000	837	Ad	114060	1999	879	Am
111656.4	2000	837	Ad	114086	1999	879	R
	2001	728	Am	114090	2001	369	Am
	2002	1013	Am		2002	664	Am <sup>431</sup>
111656.5	2000	837	Ad	114120	2002	340	Am
	2001	159	Am <sup>305</sup>	114125	2002	340	R
111656.6	2000	837	Ad	114130	2002	340	R
111656.7	2000	837	Ad	114145	1999	290*	Am
111656.8	2000	837	Ad		2000	691	Am
111656.9	2000	837	Ad		2001	12*	Am
111791	2005	729	Ad		2001	159	Am <sup>305</sup>
111791.5	2005	729	Ad	114190	2001	369	Am
111792	2005	729	Ad	114260	2001	369	Am
111792.5	2005	729	Ad		2003	454	Am
111793	2005	729	Ad	114265	1999	879	Am
111793.5	2005	729	Ad		2001	369	Am
111825	2005	401	Am		2003	453	Am (by Sec. 12 of Ch.)
111855	2005	401	Am				
111880	2003	449	Am		2003	454	Am (by Sec. 3 of Ch.)
111895	2003	449	Am				

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
114275	2001	369	Am	114367.5	2003	453	Am
114285	1999	879	R & Ad	114820	2004	193	Am <sup>571</sup>
114286	1999	879	Ad	114870	2002	657	Am
114287	1999	879	Ad	114980	2002	891	Am
114287.5	2003	453	Ad	115000.1	2002	891	Ad
114288	1999	879	Ad		2003	62	Am <sup>519</sup>
114289	1999	879	Ad			183	Am <sup>571</sup>
114290	1999	879	R & Ad	115005	2004	183	Am <sup>571</sup>
114291	1999	879	Ad	115010.5	2002	513	Ad
114292	1999	879	Ad	115061	2005	427	Ad
114293	1999	879	Ad	115261	2002	513	Ad
114294	1999	879	Ad	115273	2002	513	Ad
	2003	453	Am	115340	2002	852	Ad <sup>444</sup>
114295	1999	879	R & Ad	115342	2002	852	Ad <sup>444</sup>
114296	1999	879	Ad	115730	1999	712	Am
114297	1999	879	Ad	115735	1999	712	Am
114298	1999	879	Ad	115736	2000	550	Ad
114299	1999	879	Ad	115800	2002	409	Am (as ad by Sec. 1, Stats. 1997, Ch. 573) <sup>68</sup>
114299.5	1999	879	Ad				Am (as ad by Sec. 2, Stats. 1997, Ch. 573) <sup>69</sup>
114300	1999	879	R & Ad	115810	1999	712	Ad <sup>73</sup>
	2003	453	Am				R <sup>22</sup>
114301	1999	879	Ad	115811	1999	712	Ad <sup>73</sup>
114302	1999	879	Ad				R <sup>22</sup>
	2003	453	Am	115812	1999	712	Ad <sup>73</sup>
114303	1999	879	Ad				R <sup>22</sup>
	2003	453	Am	115813	1999	712	Ad <sup>73</sup>
114304	1999	879	Ad				R <sup>22</sup>
	2003	453	Am		2000	135	Am <sup>203</sup>
114305	1999	879	R	115814	1999	712	Ad <sup>73</sup>
	2003	453	Ad				R <sup>22</sup>
114313	2003	453	Am	115815	1999	712	Ad <sup>73</sup>
114314	2003	453	Am				R <sup>22</sup>
114315	2003	453	Am				Am <sup>203</sup>
114317	1999	879	Am	115816	1999	712	Ad <sup>73</sup>
114319	2003	453	Am				R <sup>22</sup>
114321	1999	879	Am				Ad <sup>73</sup>
114322	1999	879	Am				R <sup>22</sup>
	2003	453	R	115816	1999	712	Ad <sup>73</sup>
114325	1999	879	Am				R <sup>22</sup>
Div. 104, Pt. 7, Ch. 4, Art. 13.5, heading (Sec. 114332 et seq.)	2002	121	Ad	115825	2002	968	Am (as am by Sec. 1 and Sec. 2, Stats. 1998, Ch. 70)
Div. 104, Pt. 7, Ch. 13.5, heading (Sec. 114332 et seq.)	2002	121	R		2003	742	R (as am by Sec. 2, Stats. 2002, Ch. 968)
114332.1	2002	121	Am				Am (as am by Sec. 1, Stats. 2002, Ch. 968) <sup>13</sup>
114332.2	1999	879	Am		2004	374	Am
114332.3	1999	879	Am		2004	519	Am
	2001	369	Am	115840.5	2003	742	Am <sup>13</sup>
	2003	453	Am	115842	2002	968	Ad
114332.5	2001	369	Am		2005	252*	Am
114332.6	1999	879	R	115843.3	2004	374	Ad & R <sup>75</sup>
114332.7	2002	121	Ad		2005	139*	Am
114362	2003	453	Am	115843.5	2004	519	Ad & R <sup>68</sup>
					2005	139*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
115875	2004	709	Am	116920	1999	755	R
115880	2004	709	Am	116950	1999	755	R
115910	2000	152	R & Ad	117070	2003	449	Am
	2004	644	Am	117120	2003	449	Am
115928	2002	679	Ad	118215	1999	139	Am
	2003	62	Am <sup>519</sup>	118275	2004	477	Am
115929	2003	422	Ad		2005	22	Am <sup>647</sup>
116030.5	2005	283*	Ad & R <sup>68</sup>	118950	2001	376	Am
116091	2001	553	Ad	119308	2001	745*	Am
116092	2001	553	Ad	119400	2004	927	Ad
116093	2001	553	Ad	119402	2004	927	Ad <sup>81</sup>
116094	2001	553	Ad	120130	2004	262*	Am
116095	2001	553	Ad	120260	2002	342	Ad
116111	2002	395	Ad	120261	2002	342	Ad
116112	2004	38*	Ad	120262	2002	342	Ad
116180	2004	38*	Am	120263	2003	62	Ad(RN) <sup>519</sup>
116183	2004	41*	Ad & R <sup>317</sup>	120325	1999	747	Am
116205	2004	38*	Am	120335	1999	747	Am <sup>154</sup>
116215	2004	38*	R	120381	2001	374*	Ad
116275	1999	755	Am	120390	1999	146*	Ad
	2002	425	Am	120390.5	1999	146*	Ad
116287	2003	167	Am	120390.7	1999	146*	Ad
116293	2002	425	Ad	120392	2004	36	Ad
116360	2004	193	Am <sup>571</sup>	120392.2	2004	36	Ad
116361	2001	604	Ad	120392.4	2004	36	Ad
116365	1999	777	Am	120392.6	2004	36	Ad
116365.2	2004	678	Ad	120392.8	2004	36	Ad
116365.5	2001	602	Ad	120395	2001	372	Ad
116367	2002	999	Ad	120396	2001	372	Ad
Div. 104,				120397	2001	372	Ad
Pt. 12,				120398	2001	372	Ad
Ch. 4,				120399	2001	372	Ad
Art. 3.5,				120440	1999	83	Am <sup>30</sup>
heading					2000	593	Am (by Sec. 1
(Sec. 116409							of Ch.)
et seq.)	2004	727	Ad		2004	259	Am
116409	2004	727	Ad		2005	22	Am <sup>647</sup>
116410	2004	727	Am	120475	2001	745*	Am
116415	2004	727	Am	120480	2001	745*	Am
116455	2004	679	R & Ad		2001	751	Am (by Sec. 1.5
116555	1999	755	Am				of Ch.)
116565	2001	171*	S <sup>57</sup>	120500	2000	835	Am
116570	2001	171*	S <sup>57</sup>	120580	1999	695	Am
116577	2001	171*	S <sup>57</sup>	120582	2000	835	Ad
116580	2001	171*	S <sup>57</sup>	120805	2001	745*	Am
116585	2001	171*	S <sup>57</sup>	120865	2004	193	R <sup>571</sup>
116590	2001	171*	Am <sup>57</sup>	120871	2002	273	Ad
116595	2001	171*	S <sup>57</sup>	120917	2001	324	Ad
116600	2001	171*	R		2004	2*	Am
116760.20	2001	606*	Am	120955	2002	1161*	Am
116761.20	2001	619	Am		2003	230*	Am
116761.50	2001	619	Am		2005	80*	Am
116775	1999	969	Am	120956	2004	228*	Ad
116780	1999	969	Am	120966	1999	497	Ad
116785	1999	969	Am	120968	1999	497	Ad
116786	1999	969	Ad <sup>34</sup>	120990	2003	419	Am
	2003	172	Am	121010	2004	183	Am <sup>571</sup>
116900	1999	755	R	121056	2001	482	Ad
116905	1999	755	R	121065	2001	482	Am
116910	1999	755	R	121070	2003	468	Am <sup>561</sup>
116915	1999	755	R	121130	2002	342	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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121132	2002	342	R	123111	2000	1066	Ad
121135	2002	342	R		2001	159	Am <sup>305</sup>
121140	2002	342	R & Ad	123115	2000	519	Am
	2003	62	Am & RN <sup>519</sup>	123147	2005	313	Ad
121285	2004	608	Ad	123148	2001	529	Am
121290	2005	403	Ad		2002	128	Am
121290.1	2005	403	Ad	123222.1	2002	550	Ad
121290.2	2005	403	Ad	123222.2	2002	550	Ad
121290.4	2005	403	Ad	123223	2004	228*	Ad
121290.5	2005	403	Ad	123232	2003	879*	Ad
121290.7	2005	403	Ad	123280	1999	21*	Am
121290.8	2005	403	Ad	123296	2001	842	Ad <sup>35</sup>
121290.9	2005	403	Ad				R <sup>63</sup>
121340	2002	926	Ad		2002	15*	Am <sup>22 207</sup>
121345	2003	230*	Ad	123302	1999	763	Ad
121348	2003	746	Ad		2001	842	Am
121348.2	2003	746	Ad	123310	1999	21*	Am
121349	2005	692	Ad	123315	1999	21*	Am
121349.1	2005	692	Ad	123320	2001	842	Am
121349.2	2005	692	Ad	123400	2002	385	R
121349.3	2005	692	Ad	123405	2002	385	R
121360.5	2002	763	Ad & R <sup>43</sup>	123407	2002	385	R
	2004	283	Am <sup>637 349</sup>	123410	2002	385	R
121361	2002	763	Am	123415	2002	385	R
121362	2002	763	Am	123418	2002	384	Ad
121690	1999	418	Am		2003	62	Am <sup>519</sup>
121881	2001	377	Ad	123430	2002	385	R
121890	2001	377	Am	123460	2002	385	Ad
121896	2001	377	Ad	123462	2002	385	Ad
121906	2001	377	Ad	123464	2002	385	Ad <sup>519</sup>
121907	2001	377	Ad		2003	62	Am <sup>519</sup>
121916	2001	377	Ad	123466	2002	385	Ad
121917	2001	377	Ad	123468	2002	385	Ad
121918	2001	377	Ad	Div. 106,			
121919	2001	377	Ad	Pt. 2,			
121920	2001	377	Am	Ch. 2,			
121921	2001	377	Ad	Art. 4.5,			
121940	2001	377	Am	heading			
121945	2001	377	Ad	(Sec. 123620			
122045	2001	350	Am	et seq.)	2005	22	Ad(RN) <sup>647</sup>
122065	2001	350	Am	Div. 106,			
122065.5	2001	350	Ad	Pt. 2,			
122137	2002	181	Ad	Ch. 2,			
	2003	62	Am <sup>519</sup>	Art. 45,			
122320	2003	887	Ad <sup>556</sup>	heading			
122321	2003	887	Ad <sup>556</sup>	(Sec. 123620			
122322	2003	887	Ad <sup>556</sup>	et seq.)	2005	22	Am & RN <sup>647</sup>
122323	2003	887	Ad <sup>556</sup>	123620	2004	78	Ad
122324	2003	887	Ad <sup>556</sup>	123707	2004	228*	Am
122330	2005	668	Ad	123775	2001	745*	Am
122331	2005	668	Ad	123853	2003	230*	Ad
122405	2000	754	Am		2004	750*	Am
122406	2000	754	Ad	123870	1999	146*	Am
122410	2000	754	Am	123900	1999	146*	Am
122415	2000	754	Ad	123929	2005	80*	Ad
122420	2000	754	Ad	123940	1999	146*	Am
123105	2002	1013	Am	124010	2000	93*	Am
	2002	1150	Am (by Sec. 49	124011	2000	93*	Am
			of Ch.)	124012	2000	93*	Am
123110	2001	325	Am	124013	2000	93*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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124014	2000	93 *	Am	124963	1999	1025	Ad <sup>73</sup>
124015	2000	93 *	Am				R <sup>22</sup>
124030	2002	1161 *	Am	124964	1999	1025	Ad <sup>73</sup>
124033	2002	1161 *	Ad				R <sup>22</sup>
124035	2001	171 *	Am		2004	69 *	Am
124040	2001	171 *	Am	124965	1999	1025	Ad <sup>73</sup>
	2002	1161 *	Am				R <sup>22</sup>
124100	2004	895	Am	124966	1999	1025	Ad <sup>73</sup>
124105	2004	895	Am				R <sup>22</sup>
124111	2000	325	Ad	124967	1999	1025	Ad <sup>73</sup>
124112	2000	325	Ad				R <sup>22</sup>
124120	2002	1161 *	Am	124968	1999	1025	Ad <sup>73</sup>
124130	2002	931	Am				R <sup>22</sup>
124135	2004	193	R <sup>571</sup>	124976	2000	803	Ad <sup>82</sup>
124140	2004	193	R <sup>571</sup>	124977	2000	803	Ad
124145	2004	193	R <sup>571</sup>		2002	1161 *	Am <sup>494</sup>
124150	2004	193	Am <sup>571</sup>		2004	228 *	Am
124160	2004	193	Am <sup>571</sup>	124980	1999	83	Am <sup>30</sup>
124172	2004	837	Ad		2000	941	Am
124195	2004	193	Am <sup>571</sup>		2004	228 *	Am
124235	2004	193	R <sup>571</sup>	124981	2000	941	Ad
124250	1999	146 *	Am	124996	2000	941	Ad(RN)
	2001	439	Am	125000	2004	228 *	Am
	2002	1161 *	Am	125001	2000	803	Am
	2005	462	Am		2004	228 *	Am
124251	1999	662	Am		2004	687	Am
124425	2003	582	Am		2005	22	Am <sup>647</sup>
124555	1999	744 *	R & Ad <sup>56</sup>	125005	2000	803	R <sup>82</sup>
	2000	452	Am (as ad by Sec. 2, Stats. 1999, Ch. 744)		2000	941	Am & RN
	2003	230 *	Am	125085	2003	749	Am
124570	1999	744 *	Ad <sup>56</sup>	125090	2003	749	Am
124586	2003	596	Ad	125092	2003	749	Ad
124595	2002	536	Am	125107	2003	749	Am
124710	1999	744 *	R & Ad <sup>56</sup>	Div. 106, Pt. 5, Ch. 1, Art. 5, heading (Sec. 125115 et seq.)	2003	507	R
	2000	452	Am (as ad by Sec. 5, Stats. 1999, Ch. 744)	125115	2002	789	Ad
	2001	171 *	Am		2003	507	Am & RN
	2003	230 *	Am	125116	2002	789	Ad
124715	1999	744 *	Am <sup>56</sup>		2003	62	Am <sup>519</sup>
124725	1999	744 *	Am <sup>56</sup>		2003	507	Am & RN
124735	1999	744 *	Am <sup>56</sup>	125117	2002	789	Ad
124745	1999	744 *	Ad <sup>56</sup>		2003	507	Am & RN
124760	2003	582	Am	125118	2003	506	Ad & R <sup>75</sup>
124765	2003	582	Am	125118.5	2003	506	Ad & R <sup>75</sup>
124850	2000	1055 *	Am	125119	2003	506	Ad & R <sup>75</sup>
	2004	225 *	Am	125119.3	2003	506	Ad & R <sup>75</sup>
124870	2000	158	Am	125119.5	2003	506	Ad & R <sup>75</sup>
124900	2000	93 *	Am	125190	2002	1161 *	Ad
	2000	456	Am <sup>250</sup>	125191	2003	230 *	Ad
	2001	159	Am <sup>305</sup>		2004	750 *	Am
124960	1999	1025	Ad <sup>73</sup>	125285	2000	93 *	Ad
			R <sup>22</sup>	125290.10	2004		
124961	1999	1025	Ad <sup>73</sup>		Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad
			R <sup>22</sup>				
124962	1999	1025	Ad <sup>73</sup>				
			R <sup>22</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
125290.15	2004			125291.10	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.20	2004			125291.15	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.25	2004			125291.20	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.30	2004			125291.25	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.35	2004			125291.30	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.40	2004			125291.35	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.45	2004			125291.40	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.50	2004			125291.45	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.55	2004			125291.50	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.60	2004			125291.55	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.65	2004			125291.60	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad
125290.70	2004			125291.65	2004		
	Initiative				Initiative		
	(Prop. 71				(Prop. 71		
	adopted				adopted		
	Nov. 2, 2004)		Ad		Nov. 2, 2004)		Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
125291.70	2004			Div. 107, Pt. 2, Ch. 5, heading (Sec. 127630			
	Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad	et seq.)	2002	664	Am <sup>431</sup>
125291.75	2004			127630	2001	520	Ad & R <sup>75</sup>
	Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad	127631	2001	520	Ad & R <sup>75</sup>
				127632	2001	520	Ad & R <sup>75</sup>
125291.80	2004			127633	2001	520	Ad & R <sup>75</sup>
	Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad	127634	2001	520	Ad & R <sup>75</sup>
				127660	2002	795	Ad & R <sup>75</sup>
				127661	2002	795	Ad & R <sup>75</sup>
				127662	2002	795	Ad & R <sup>75</sup>
				127663	2002	795	Ad & R <sup>75</sup>
125291.85	2004			127664	2002	795	Ad & R <sup>75</sup>
	Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad	127665	2002	795	Ad & R <sup>75</sup>
				Div. 107, Pt. 2, Ch. 8, heading (Sec. 127670			
125292.10	2004			et seq.)	2004	183	Am <sup>571</sup>
	Initiative (Prop. 71 adopted Nov. 2, 2004)		Ad	127670	2003	672	Ad
					2004	183	Am <sup>571</sup>
				127671	2003	672	Ad
					2004	183	Am <sup>571</sup>
					2004	228*	Am
Div. 106, Pt. 5.5, heading (Sec. 125300 et seq.)	2003	507	Ad	127755	2003	582	Am
Div. 106, Pt. 5.5, Ch. 1, heading (Sec. 125300 et seq.)				127760	2004	183	Am <sup>571</sup>
				127885	2003	225*	Am
				127925	2002	1131	Ad <sup>449</sup>
				127926	2002	1131	Ad <sup>449</sup>
				127927	2002	1131	Ad <sup>449</sup>
				127928	2002	1131	Ad <sup>449</sup>
					2003	582	Am
125300	2003	507	Ad(RN)	127929	2002	1131	Ad <sup>449</sup>
125305	2003	507	Ad	127930	2002	1131	Ad <sup>449</sup>
125315	2003	507	Ad(RN)	127931	2002	1131	Ad <sup>449</sup>
125320	2003	507	Ad(RN)	127932	2002	1131	Ad <sup>449</sup>
125700	1999	819	Ad	127933	2002	1131	Ad <sup>449</sup>
125701	1999	819	Ad	127940	2003	682	Ad
125702	1999	819	Ad	128040	2001	249	Ad
125703	1999	819	Ad		2003	582	Am
127174	1999	848	Am	128195	2004	193	Am <sup>571</sup>
127280	2001	111*	Am (as am by Sec. 2 and as ad by Sec. 3, Stats. 1998, Ch. 735)	128198	2002	1138	Ad
				128198.5	2002	1138	Ad
				128200	2005	78*	Am
				128205	2003	582	Am
					2005	78*	Am
	2002	351	Am	128207	2003	582	Ad
127280.1	2002	1161*	Ad	128210	2005	78*	Am
	2003	230*	Am	128215	2003	582	Am
					2005	78*	Am
127300	2000	517	Am	128224	2002	1131	Ad
127360	2004	193	Am <sup>571</sup>		2005	78*	Am
127365	2004	193	R <sup>571</sup>	128225	2005	78*	Am
127580	1999	525	Am <sup>112</sup>	128230	1999	149*	Am
	2000	857	Am <sup>203</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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128230 (Cont.)	2005	78 *	Am	128485	2003	640	Ad <sup>391</sup>
128235	2003	582	Am	128495	2003	640	Ad <sup>391</sup>
	2005	78 *	Am	128500	2003	640	Ad <sup>391</sup>
128240.1	2005	78 *	Ad	128501	2003	640	Ad <sup>391</sup>
128241	2004	229 *	Ad	128550	2005	317	Ad <sup>485</sup>
128260	2003	582	Am	128551	2005	317	Ad <sup>485</sup>
128280	1999	149 *	Am	128552	2005	317	Ad <sup>485</sup>
Div. 107, Ch. 5, heading (Sec. 128330 et seq.)	1999	149 *	Am	128553	2005	317	Ad <sup>485</sup>
Div. 107, Ch. 5, Art. 1, heading (Sec. 128330 et seq.)	1999	149 *	Am	128554	2005	317	Ad <sup>485</sup>
128330	1999	149 *	Am	128555	2005	317	Ad <sup>485</sup>
	2003	582	Am	128556	2005	317	Ad <sup>485</sup>
128335	1999	149 *	Am	128557	2005	317	Ad <sup>485</sup>
	2005	317	Am	128557.5	2005	317	Ad <sup>485</sup>
			R & Ad <sup>192</sup>	128558	2005	317	Ad <sup>485</sup>
128345	1999	149 *	Am	128675	2001	898	S <sup>54 57</sup>
	2005	317	Am	128680	2001	898	S <sup>54 57</sup>
128350	1999	149 *	Am	128681	2001	898	S <sup>54 57</sup>
128355	1999	149 *	Am	128685	2001	898	S <sup>54 57</sup>
128375	1999	146 *	S <sup>20</sup>	128690	2001	898	S <sup>54 57</sup>
	1999	149 *	Am <sup>57</sup>	128695	2001	898	S <sup>54 57</sup>
	2000	135	Am <sup>203</sup>	128700	2001	898	S <sup>54 57</sup>
128380	1999	146 *	S <sup>20</sup>	128705	2001	898	S <sup>54 57</sup>
	1999	149 *	S <sup>57</sup>	128710	2001	898	S <sup>54 57</sup>
128385	1999	146 *	S <sup>20</sup>	128715	2001	898	S <sup>54 57</sup>
	1999	149 *	Am <sup>57</sup>	128720	2001	898	S <sup>54 57</sup>
	2000	360	Am	128725	1999	525	Am <sup>112</sup>
	2003	582	Am		2000	857	Am <sup>203</sup>
	2005	611	Am		2001	898	S <sup>54 57</sup>
128390	1999	146 *	S <sup>20</sup>	128730	2001	898	S <sup>54 57</sup>
	1999	149 *	S <sup>57</sup>	128735	2001	898	Am <sup>54 57</sup>
128395	1999	146 *	S <sup>20</sup>	128736	2001	898	Am <sup>54 57</sup>
	1999	149 *	Am <sup>57</sup>		2002	351	Am <sup>22</sup>
128400	1999	146 *	S <sup>20</sup>	128737	2001	898	Am <sup>54 57</sup>
	1999	149 *	Am <sup>57</sup>		2002	351	Am <sup>22</sup>
	1999	149 *	Am <sup>57</sup>	128738	2001	898	S <sup>54 57</sup>
128401	2003	396	Ad & R <sup>317</sup>	128740	2001	898	Am <sup>54 57</sup>
	2004	183	Am <sup>571</sup>	128745	2001	898	Am <sup>54 57</sup>
128405	1999	146 *	Am <sup>20</sup>	128747	2001	898	Ad
	1999	149 *	R	128748	2001	898	Ad
128425	1999	149 *	S <sup>57</sup>	128750	2001	898	Am <sup>54 57</sup>
128430	1999	149 *	S <sup>57</sup>	128755	2001	898	Am <sup>54 57</sup>
128435	1999	149 *	Am <sup>57</sup>	128760	2001	898	S <sup>54 57</sup>
128440	1999	149 *	S <sup>57</sup>	128765	2001	898	Am <sup>54 57</sup>
128445	1999	149 *	Am <sup>57</sup>	128766	2004	434	Ad
128450	1999	149 *	Am <sup>57</sup>	128770	2001	898	S <sup>54 57</sup>
128454	2003	437	Ad	128775	2001	898	S <sup>54 57</sup>
128455	1999	149 *	R	128780	2001	898	S <sup>54 57</sup>
128456	2003	437	Ad	128782	2001	898	S <sup>54 57</sup>
128458	2003	437	Ad	128785	2001	898	S <sup>54 57</sup>
128475	2003	640	Ad <sup>391</sup>	128790	2001	898	S <sup>54 57</sup>
128480	2003	640	Ad <sup>391</sup>	128795	2001	898	S <sup>54 57</sup>
				128800	2001	898	S <sup>54 57</sup>
				128805	2001	898	S <sup>54 57</sup>
				128810	2001	898	S <sup>54 57</sup>
				128812	2001	898	S <sup>54 57</sup>
				128815	2001	898	R
				129010	1999	848	Am
				129020	1999	848	Am
				129025	1999	848	R
				129035	1999	848	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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	Year	Chapter	Effect		Year	Chapter	Effect
129040	1999	848	Am	130063.2	2001	247	Ad
129045	1999	848	Ad	Div. 108,			
129048	1999	825	Ad	heading			
129049	1999	825	Ad	(Sec. 130100			
129050	1999	848	Am	et seq.)	1999	126 *	Am
	2002	93	Am	130100	1999	126 *	Am
129051	1999	848	Ad		2002	245	Am
129055	1999	848	Am	130105	1999	126 *	Am
129065	1999	848	Am		2000	150 *	Am
129075	1999	848	R & Ad		2001	322 *	Am
	2002	351	Am		2002	245	Am
129080	1999	848	Am	130110	1999	126 *	Am
129085	2002	351	Am		2001	322 *	Am
129087	1999	848	Ad		2003	378	Am
129090	1999	848	Am	130125	2002	245	Am
129092	1999	848	Ad	130140	1999	126 *	Am
129100	1999	848	Am		2005	284	Am
129105	1999	848	Am	130140.1	2000	150 *	Ad
129152	1999	848	Ad		2001	214	Am
129173	1999	848	Am		2002	664	Am <sup>431</sup>
129174	2002	351	Am	130150	2003	378	Am
129200	1999	848	Am		2005	243	Am
129210	1999	848	Am	130151	2005	243	Ad
129220	1999	848	Ad	130155	1999	126 *	Am
129221	1999	848	Ad	130200	2000	93 *	Ad <sup>70</sup>
129295	2004	193	Am <sup>571</sup>				R <sup>63</sup>
129680	2002	351	Am	130201	2000	93 *	Ad <sup>70</sup>
129725	2002	351	Am				R <sup>63</sup>
129785	2002	351	Am	130202	2000	93 *	Ad <sup>70</sup>
	2004	186 *	Am				R <sup>63</sup>
129805	2004	192	Am	130300	2001	635 *	Ad & R <sup>68</sup>
129820	1999	83	Am <sup>30</sup>	130301	2001	635 *	Ad & R <sup>68</sup>
129845	2002	351	R	130302	2001	635 *	Ad & R <sup>68</sup>
129851	2004	642	Ad	130303	2001	635 *	Ad & R <sup>68</sup>
129875.1	2004	453	Ad	130304	2001	635 *	Ad & R <sup>68</sup>
129875.2	2005	494	Ad & R <sup>317</sup>	130305	2001	635 *	Ad & R <sup>68</sup>
129885	2005	494	Am	130306	2001	635 *	Ad & R <sup>68</sup>
129905	2002	351	Am	130307	2001	635 *	Ad & R <sup>68</sup>
130000	1999	192 *	R <sup>24</sup>	130308	2001	635 *	Ad & R <sup>68</sup>
	2000	454	S <sup>13</sup>	130309	2001	635 *	Ad & R <sup>68</sup>
130005	1999	192 *	R <sup>24</sup>	130310	2001	635 *	Ad & R <sup>68</sup>
	2000	454	S <sup>13</sup>	130311	2001	635 *	Ad & R <sup>68</sup>
130010	1999	192 *	R <sup>24</sup>	130311.5	2002	489	Ad & R <sup>18</sup>
	2000	454	S <sup>13</sup>		2004	141	Am <sup>68</sup>
130015	1999	192 *	R <sup>24</sup>	130312	2001	635 *	Ad & R <sup>68</sup>
	2000	454	S <sup>13</sup>	130313	2001	635 *	Ad & R <sup>68</sup>
	2002	536	R	130314	2001	635 *	Ad & R <sup>68</sup>
130020	1999	192 *	R <sup>24</sup>	130315	2001	635 *	Ad & R <sup>68</sup>
	2000	454	S <sup>13</sup>	130316	2001	635 *	Ad & R <sup>68</sup>
130021	1999	192 *	Ad & R <sup>24</sup>	130317	2001	635 *	Ad & R <sup>68</sup>
	2000	454	Am	130400	2001	693	Ad
	2001	228 *	Ad		2002	542	Am
			R <sup>69</sup>	130401	2001	693	Ad
130025	1999	192 *	R <sup>24</sup>		2002	542	Am
	2000	454	S <sup>13</sup>	130401.1	2002	542	Ad
130050	2001	228 *	Am	130402	2001	693	Ad
130060	2000	850	Am	130403	2001	693	Ad
	2002	1022 *	Am		2002	542	Am
130063	2000	851	Ad	130404	2001	693	Ad
130063.1	2001	247	Ad		2002	542	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**HEALTH AND SAFETY CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
130405	2001	693	Ad				
130406	2001	693	Ad	130410	2002	542	Am
	2002	542	Am	150200	2005	444	Ad
130406.5	2002	542	Ad	150201	2005	444	Ad
130407	2001	693	Ad	150202	2005	444	Ad
	2002	542	Am	150203	2005	444	Ad
130407.5	2002	542	Ad	150204	2005	444	Ad
130408	2001	693	Ad	150205	2005	444	Ad
	2002	542	Am	150206	2005	444	Ad
130409	2001	693	Ad	150207	2005	444	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## INSURANCE CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
21.5	2002	709	Ad		2002	357	Am <sup>57</sup>
48	1999	255	Ad		2003	320	Am
106	2001	277	Am		2005	218	Am
116	2003	439	Am <sup>391</sup>	742.245	2005	218	Ad
116.5	1999	238	Ad	742.25	1999	317	S <sup>19</sup>
	2003	439	Am <sup>391</sup>		2002	357	S <sup>57</sup>
	2004	85 *	Am	742.26	1999	317	S <sup>19</sup>
116.6	2002	749	Ad		2002	357	S <sup>57</sup>
124.5	2005	447	Ad	742.27	1999	317	S <sup>19</sup>
381.1	2003	360	Ad		2002	357	S <sup>57</sup>
381.5	2004	488	Ad	742.28	1999	317	S <sup>19</sup>
384	1999	255	Am		2002	357	S <sup>57</sup>
	2000	135	Am <sup>203</sup>	742.29	1999	317	S <sup>19</sup>
393	2005	321	R		2002	357	S <sup>57</sup>
394	2002	358	Ad	742.30	1999	317	S <sup>19</sup>
395	2005	448	Ad		2002	357	S <sup>57</sup>
481.5	2005	321	Am	742.31	1999	317	Am <sup>19</sup>
510	2005	312	Am		2002	357	S <sup>57</sup>
661	1999	309	Am	742.32	1999	317	S <sup>19</sup>
663.5	1999	313	Am		2002	357	S <sup>57</sup>
672	2004	765	Ad	742.33	1999	317	S <sup>19</sup>
674.6	2003	899	Am		2002	357	S <sup>57</sup>
674.9	2003	899	Ad	742.34	1999	317	S <sup>19</sup>
675	1999	313	Am		2002	357	S <sup>57</sup>
675.1	2004	605	Ad	742.35	1999	317	S <sup>19</sup>
676.10	2001	253	Ad		2002	357	S <sup>57</sup>
	2003	647	Am	742.36	1999	317	S <sup>19</sup>
677	2004	939	Am		2002	357	S <sup>57</sup>
	2004	940	Am	742.37	1999	317	S <sup>19</sup>
677.4	2003	148	Ad		2002	357	S <sup>57</sup>
678	2003	571	Am <sup>512</sup>	742.38	1999	317	S <sup>19</sup>
678.1	2001	102	Am		2002	357	S <sup>57</sup>
678.3	2005	327	Ad & R <sup>111</sup>	742.39	1999	317	S <sup>19</sup>
679.7	2001	102	Ad		2002	357	S <sup>57</sup>
679.9	2003	571	Ad <sup>512</sup>	742.40	1999	317	S <sup>19</sup>
700	2000	321	Am <sup>8</sup>		2002	357	S <sup>57</sup>
702	2000	211	Ad	742.405	1999	317	S <sup>19</sup>
703	2001	448	R (as ad by Sec. 1.5, Stats. 1998, Ch. 233) Am (as am by Sec. 1, Stats. 1998, Ch. 233) <sup>13</sup>		2002	357	S <sup>57</sup>
				742.407	1999	317	S <sup>19</sup>
					1999	525	Am <sup>112</sup>
					2000	857	Am <sup>203</sup>
					2002	357	S <sup>57</sup>
				742.41	1999	317	S <sup>19</sup>
					2002	357	S <sup>57</sup>
				742.42	1999	317	S <sup>19</sup>
703.1	2001	448	Am <sup>13</sup>		2002	357	S <sup>57</sup>
734.1	2000	997	Am	742.425	1999	317	S <sup>19</sup>
739	2002	873	Am		2002	357	S <sup>57</sup>
740	1999	525	Am <sup>112</sup>	742.43	1999	317	S <sup>19</sup>
	2000	857	Am <sup>203</sup>		2002	357	S <sup>57</sup>
742.20	1999	317	S <sup>19</sup>	742.435	1999	317	Ad & R <sup>19</sup>
	2002	357	S <sup>57</sup>		2000	857	Am
742.21	1999	317	S <sup>19</sup>		2002	357	S <sup>57</sup>
	2002	357	S <sup>57</sup>	742.44	1999	317	Am <sup>19</sup>
742.215	1999	317	S <sup>19</sup>		2002	357	R
	2002	357	S <sup>57</sup>	750	2000	843	Am
742.22	1999	317	S <sup>19</sup>		2000	867	Am <sup>82</sup>
	2002	357	S <sup>57</sup>	758	2000	867	Ad
742.23	1999	317	S <sup>19</sup>	758.5	2003	791	Ad
	2002	357	S <sup>57</sup>	758.7	2004	160	Ad
742.24	1999	317	S <sup>19</sup>	759	2002	203	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**INSURANCE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
760	2002	203	Ad	1063.70	2003	635	Ad
761	2002	203	Ad	1063.71	2003	635	Ad
762	2002	203	Ad	1063.72	2003	635	Ad
763	2002	203	Ad	1063.73	2003	635	Ad
764	2002	203	Ad	1063.74	2003	635	Ad
765	2002	203	Ad	1063.75	2003	635	Ad
769	1999	753	Am	1063.76	2003	635	Ad
770.3	2004	123	Am	1063.77	2003	635	Ad
778.3	1999	388	Ad	1065.3	1999	782	Am
779.36	1999	413	Am	1067.05	2000	375	Am
780	2004	730	Am	1067.055	2000	375	Am
781	2004	730	Am	1067.07	2002	140	Am
782	2003	546	Am	1067.08	2004	183	Am <sup>571</sup>
	2004	730	Am	1068	1999	525	Am <sup>112</sup>
785	2000	844	Am		2000	857	Am <sup>203</sup>
	2001	51*	Am	1068.1	1999	525	Am <sup>112</sup>
786	2003	546	Am		2000	857	Am <sup>203</sup>
786.5	2001	51*	Am <sup>8</sup>	1104.9	2004	183	Am <sup>571</sup>
787	2003	547	Am	1140.1	2004	376	Ad
789.10	2003	547	Ad	1192.8	1999	470	Am
789.3	2003	546	Am	1211	2002	520	R & Ad
789.8	2000	442	Ad <sup>245</sup>		2003	62	Am <sup>519</sup>
	2001	159	Am <sup>305</sup>	1211.5	2002	520	R
789.9	2003	547	Ad	1215.1	2000	170	Am
790.03	2001	253	Am		2001	159	Am <sup>305</sup>
790.031	2001	583	Ad		2004	599	Am
790.034	2001	583	Am	1215.2	2004	599	Am
790.05	2002	709	Am		2005	22	Am <sup>647</sup>
790.06	2000	280	Am	1215.5	2000	170	Am
	2002	709	Am		2002	520	Am
790.07	2002	709	Am	1280.7	2004	183	Am <sup>571</sup>
791.02	1999	525	Am <sup>112 114</sup>	1315	2004	4*	Ad
	1999	526	Am	1490	1999	314	R
	2000	135	Am <sup>203</sup>	1600	1999	808	Am
	2000	857	Am <sup>203</sup>	1603	1999	808	Am
791.10	2005	436	Am <sup>738</sup>	1620	1999	498	R (as ad by
791.12	2003	442	Am				Sec. 2,
791.28	2005	433	Ad <sup>485</sup>				Stats. 1996,
827.8	2001	415	Ad				Ch. 687)
881	2004	183	Am <sup>571</sup>	1623	2000	1074	Am
900	2004	599	Am	1625	2001	174*	Am
923	2004	599	Am	1625.5	2000	321	Ad <sup>8</sup>
931	2004	599	Am		2001	174*	Am
934	2004	599	Am	1628	2002	203	Am
985	2003	635	Am	1631	2000	321	Am <sup>8</sup>
1033	1999	868	Am	1631.5	2000	321	Ad <sup>8</sup>
1033.5	2005	95	Ad	1633	2004	279	Am
1035	1999	768	Am	1634	2003	439	Am <sup>391</sup>
	2000	135	Am <sup>203</sup>	1635	2000	321	Am <sup>8</sup>
1035.2	2001	630	Ad	1637	2002	203	Am
1063	2001	296*	Am		2004	428	Am
	2002	431	Am	1638.5	2002	203	Ad
	2003	635	Am	1639	2000	321	Am <sup>8</sup>
1063.1	1999	721	Am		2002	203	Am
	2003	635	Am		2004	203	Ad
	2005	395	Am		2003	217	Am
1063.3	2005	395	Am		2004	428	Am
1063.5	2001	296*	Am	1639.1	2002	203	Ad
	2002	431	Am				
1063.53	2004	183	Am <sup>571</sup>				
1063.6	1999	83	Am <sup>30</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## INSURANCE CODE—Continued

Affected By				Affected By			
Section	Year	Chapter	Effect	Section	Year	Chapter	Effect
1642	2000	321	Am <sup>8</sup>	1758.691	2002	437	Ad <sup>438</sup>
1647	2002	203	R	1758.692	2002	437	Ad <sup>438</sup>
1647.5	2005	312	Am	1758.693	2002	437	Ad <sup>438</sup>
1648	2000	411*	Am	1758.7	2004	428	Ad
	2002	203	R	1758.71	2004	428	Ad
1649	2002	203	R	1758.72	2004	428	Ad
1649.5	2000	321	Am <sup>8</sup>	1758.73	2004	428	Ad
1656	2002	203	Am	1758.74	2004	428	Ad
1659	2002	203	R	1758.75	2004	428	Ad
1660	2005	415	R	1758.76	2004	428	Ad
1662	2002	203	Am	1758.77	2004	428	Ad
1668.1	2003	546	Ad	1758.78	2004	428	Ad
1669	1999	782	Am	1758.79	2004	428	Ad
1676	2000	321	Am <sup>8</sup>	1758.791	2004	428	Ad
	2001	174*	Am	1758.792	2004	428	Ad
1679	2002	203	Am	1758.8	1999	618	Ad
	2003	217	Am	1758.81	1999	618	Ad
1681.5	2005	312	Ad		2002	108	Am
1703	2000	321	Am <sup>8</sup>	1758.82	1999	618	Ad
1704	2002	203	Am	1758.83	1999	618	Ad
	2005	84	Am	1758.84	1999	618	Ad
1714	2002	203	R	1758.85	1999	618	Ad
1720	2005	312	Am	1758.851	1999	618	Ad
1723	1999	782	Ad	1758.86	1999	618	Ad
1724	2003	547	Ad	1758.861	1999	618	Ad
1725.5	2003	547	Am	1758.87	1999	618	Ad
1726	2000	211	Ad	1758.88	1999	618	Ad
1727	1999	782	Am	1758.89	2000	135	Ad(RN) <sup>203</sup>
1729.2	2004	279	Ad	1758.891	1999	618	Ad
1736.5	2005	312	Ad	1758.9	2000	321	Ad <sup>8</sup>
1738.5	2003	546	Ad	1758.91	2000	321	Ad <sup>8</sup>
1742.2	1999	782	Ad	1758.92	2000	321	Ad <sup>8</sup>
1748	1999	782	Am		2002	108	Am
1748.5	1999	782	Am	1758.93	2000	321	Ad <sup>8</sup>
1749	2000	321	Am <sup>8</sup>	1758.94	2000	321	Ad <sup>8</sup>
	2001	174*	Am (as am by Stats. 2000, Ch. 321)	1758.95	2000	321	Ad <sup>8</sup>
				1758.96	2000	321	Ad <sup>8</sup>
				1758.97	2000	321	Ad <sup>8</sup>
1749.01	2002	347	Am	1758.98	2000	321	Ad <sup>8</sup>
1749.1	2004	279	Am	1758.99	2000	321	Ad <sup>8</sup>
1749.3	1999	186	Am	1758.991	2000	321	Ad <sup>8</sup>
1749.31	2000	321	Ad <sup>8</sup>	1758.992	2000	321	Ad <sup>8</sup>
1749.6	2000	321	Am <sup>8</sup>	1758.993	2000	321	Ad <sup>8</sup>
1749.8	2003	547	Ad	1758.994	2000	321	Ad <sup>8</sup>
1749.85	2005	447	Ad	1760.5	2001	448	R (as ad by Sec. 3.5, Stats. 1998, Ch. 233)
1750	2000	321	Am <sup>8</sup>				Am (as am by Sec. 3, Stats. 1998, Ch. 233) <sup>13</sup>
1750.5	2000	321	Am <sup>8</sup>				
	2002	203	Am				
1751	2000	321	Am <sup>8</sup>				
1751.8	2000	321	Ad <sup>8</sup>				
1758.6	2002	437	Ad <sup>438</sup>				
1758.61	2002	437	Ad <sup>438</sup>				
1758.62	2002	437	Ad <sup>438</sup>	1762	1999	255	Ad
1758.63	2002	437	Ad <sup>438</sup>	1764.1	2004	95	Am
1758.64	2002	437	Ad <sup>438</sup>				R & Ad <sup>69</sup>
1758.65	2002	437	Ad <sup>438</sup>	1765.1	1999	83	Am <sup>30</sup>
1758.66	2002	437	Ad <sup>438</sup>		1999	255	Am
1758.661	2002	437	Ad <sup>438</sup>		2000	135	Am <sup>203</sup>
1758.67	2002	437	Ad <sup>438</sup>	1765.2	2002	203	Am
1758.68	2002	437	Ad <sup>438</sup>	1767	2002	203	Am
1758.69	2002	437	Ad <sup>438</sup>	1768	2002	203	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**INSURANCE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1773	2001	448	Am <sup>13</sup>	1999	885		Ad & R <sup>75</sup>
1775.2	2005	312	Am	2005	717		Am (as ad by
1775.4	2005	312	Am				Sec. 7,
1775.5	2005	312	Am				Stats. 1999,
1775.9	2005	231	Am				Ch. 885) <sup>38</sup>
1776	2004	183	Am <sup>571</sup>	1874.81	1999	885	Ad & R <sup>75</sup>
1781.3	2002	203	Am		2000	135	Am <sup>203</sup>
	2003	217	Am	1874.85	2000	867	Ad
1785.89	1999	618	Ad		2002	664	Am <sup>431</sup>
	2000	135	Am & RN <sup>203</sup>	1874.86	2000	867	Ad
1810.7	1999	426	Am	1874.87	2000	867	Ad
	2005	389	Am	1874.90	2000	867	Ad
1823	2000	141	Am	1874.91	2000	867	Ad & R <sup>43</sup>
1861.02	2003	169*	Am	1875.20	2005	717	Am
1861.025	1999	22*	Am <sup>16</sup>	1875.24	2004	596	Ad
	1999	853	Am <sup>144</sup>	1877.1	2003	636	Am
	2004	183	Am <sup>571</sup>		2004	490	Am
	2005	109	Am		4X 2003–04	1	Am
1861.135	2004	599	R	1877.2	2005	415	Ad
1861.16	1999	309	Am	1877.3	2003	636	Am
	2004	787	Am		2005	717	Am
1871	2001	159	Am <sup>305</sup>	1877.4	2003	636	Am
	2002	6	Am	1877.5	2003	636	Am
	2003	635	Am	1879.3	2005	380	Am
1871.2	2000	470	Am	1879.4	2005	717	Am
1871.3	2004	93	Am	2051	2004	605	Am
1871.4	2002	6	Am	2051.5	2004	311*	Ad
	2003	635	Am		2005	447	Am <sup>755</sup>
	4X 2003–04	2	Am		2005	448	Am <sup>755</sup>
1871.7	1999	885	Am	2060	2005	447	Ad
	2005	380	Am	2071	2001	583	Am
1871.8	4X 2003–04	2	Am <sup>63</sup>		2003	148	Am
1871.9	2004	281	Ad		2005	397	Am
1872	2005	717	Am	2071.1	2001	583	Ad
1872.1	2000	867	Am	2074.7	2003	148	Am
	2005	717	Am	2074.8	2003	148	Am
1872.3	2005	717	Am	2084	2005	397	Ad
1872.4	1999	885	Am	4013	2000	255	Am
	2005	717	Am	4040	2004	4*	Am
1872.45	1999	885	Ad	4041	2004	4*	R
1872.7	2000	867	Am	4043	2004	4*	R
	2005	717	Am	5053	2002	221	Am
1872.8	1999	885	Am	5093	2003	148	Am
	2005	717	Am	6010	2003	148	Am
1872.81	1999	884	Ad & R <sup>75</sup>	9095	2001	277	Am
	2005	717	Am <sup>38</sup>	10082.3	2001	583	Ad
1872.83	2001	159	Am <sup>305</sup>	10089.27	1999	715	Am
	2002	6	Am				R & Ad <sup>22</sup>
	2005	717	Am	10089.3	2001	727	Ad
1872.84	2005	415	Ad	10089.39	1999	715	Am
1872.85	2004	599	Am	10089.40	1999	715	Am
	2005	717	Am		2001	745*	Am
1872.9	2005	717	Am	10089.45	2003	741	Ad & R <sup>312</sup>
1872.91	1999	721	Ad <sup>171</sup>		2004	183	Am & RN <sup>571</sup>
1872.95	1999	885	Am	10089.5	2003	144	Am
	2005	717	Am	Div. 2,			
1872.96	2005	717	Am	Pt. 1,			
1873	2000	843	Am	Ch. 8.9,			
1873.4	2005	717	Am	heading			
1874.1	2005	415	Am	(Sec. 10089.70			
1874.8	1999	884	Ad & R <sup>75 167</sup>	et seq.)	2004	357*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
10089.70	1999	796 *	Am <sup>18</sup>		2004	357 *	Am <sup>68</sup>
	2001	727	Am <sup>43</sup>		2005	447	R <sup>57</sup>
	2004	357 *	Am <sup>68</sup>	10095	1999	83	Am <sup>30</sup>
	2005	447	Am <sup>57</sup>	10100.2	2000	323	Am
10089.71	1999	796 *	S <sup>18</sup>	10102	2004	385	Am
	2001	727	Am <sup>43</sup>	10103	2004	385	Am
	2004	357 *	Am <sup>68</sup>	10103.5	2004	385	Ad
	2005	447	S <sup>57</sup>		2005	433	Am <sup>750</sup>
10089.72	1999	796 *	S <sup>18</sup>	10106	2005	448	Am
	2001	727	Am <sup>43</sup>	10110.1	2003	328	Am
	2004	357 *	Am <sup>68</sup>	10110.3	2003	115	Ad
	2005	447	S <sup>57</sup>	10110.4	2003	328	Ad
10089.73	1999	796 *	S <sup>18</sup>	10110.5	2005	67	Ad
	2001	727	Am <sup>43</sup>	10111.7	2005	446	Ad
	2004	357 *	S <sup>68</sup>	10112.6	2005	230 *	Ad
	2005	447	S <sup>57</sup>	10113.2	2004	183	Am <sup>571</sup>
10089.74	1999	796 *	S <sup>18</sup>	10113.8	2002	794	Ad
	2001	727	Am <sup>43</sup>		2004	164	Am
	2004	357 *	S <sup>68</sup>	10113.9	2005	526	Ad
	2005	447	S <sup>57</sup>	10113.95	2005	526	Ad
10089.75	1999	796 *	S <sup>18</sup>	10116.5	1999	83	Am <sup>30</sup>
	2001	727	Am <sup>43</sup>		2004	64	Am
	2004	357 *	S <sup>68</sup>	10117.5	2001	691	Ad
	2005	447	S <sup>57</sup>	10119.5	2002	880	Am <sup>496</sup>
10089.76	1999	796 *	S <sup>18</sup>				R <sup>22</sup>
	2001	727	S <sup>43</sup>				Ad <sup>175</sup>
	2004	357 *	S <sup>68</sup>	10121.6	2000	808 *	Am
	2005	447	S <sup>57</sup>	10121.7	2001	893	Ad
10089.77	1999	796 *	S <sup>18</sup>		2004	488	Am
	2001	727	Am <sup>43</sup>	10123.12	2005	441	Am
	2004	357 *	S <sup>68</sup>	10123.13	2000	241	Am
	2005	447	S <sup>57</sup>		2005	723	Am
10089.78	1999	796 *	S <sup>18</sup>	10123.131	2000	844	Ad
	2001	727	Am <sup>43</sup>	10123.132	2000	241	Ad(RN)
	2004	357 *	S <sup>68</sup>	10123.135	1999	88	Ad
	2005	447	S <sup>57</sup>		1999	539	Ad
10089.79	1999	796 *	S <sup>18</sup>		2000	241	Am (as ad by
	2001	727	Am <sup>43</sup>				Stats. 1999,
	2004	357 *	Am <sup>68</sup>				Ch. 88) & RN
	2005	447	Am <sup>57</sup>		2000	1067	Am (as am by
10089.80	1999	796 *	S <sup>18</sup>				Stats. 1999,
	2001	727	S <sup>43</sup>				Ch. 539)
	2004	357 *	Am <sup>68</sup>		2001	159	Am <sup>305</sup>
	2005	447	Am <sup>57</sup>	10123.137	2005	723	Ad
10089.81	1999	796 *	S <sup>18</sup>	10123.147	2005	723	Am
	2001	727	S <sup>43</sup>	10123.18	2001	380	Am
	2004	357 *	S <sup>68</sup>	10123.194	2001	622	Ad
	2005	447	S <sup>57</sup>	10123.195	2000	852	Am
10089.82	1999	796 *	S <sup>18</sup>	10123.196	1999	538	Ad
	2001	727	Am <sup>43</sup>	10123.20	1999	543	Ad
	2004	357 *	Am <sup>68</sup>	10123.21	2005	419	Ad
	2005	447	Am (by Sec. 8 of Ch.) <sup>57</sup>	10123.3	1999	311	Am
	2005	448	Am (by Sec. 3.5 of Ch.)	10123.35	1999	525	Am <sup>112 114</sup>
10089.83	1999	796 *	S <sup>18</sup>		2000	857	Am <sup>203</sup>
	2001	727	Am <sup>43</sup>	10123.68	1999	531	Ad
	2004	357 *	S <sup>68</sup>		2000	135	Am <sup>203</sup>
	2005	447	S <sup>57</sup>		2000	857	Am <sup>203</sup>
10089.84	1999	796 *	Am <sup>18</sup>	10123.8	1999	537	R & Ad
	2001	727	Am <sup>43</sup>	10123.81	1999	537	Am
				10123.89	1999	541	Ad
				10127.10	2003	547	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**INSURANCE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
10127.10 (Cont.)	2004	803	Am	10145.3	1999	542	Am & R <sup>124</sup>
							Ad <sup>25</sup>
10127.14	2002	794	Ad		2000	135	Am <sup>203</sup>
10127.15	2002	794	Ad <sup>482 483</sup>		2000	1067	Am
			R <sup>69</sup>	10145.4	2001	172	Ad
10127.16	2002	794	Ad		2002	664	Am <sup>431</sup>
10127.17	2004	835	Ad & R <sup>38</sup>	10147	1999	311	Am
10127.18	2004	489	Ad	10163.3	2004	601	Am
10128.54	2005	526	Am	10163.35	2004	601	Ad
10128.57	2002	794	Am	10168.1	2003	381	Am
10128.59	2002	794	Ad <sup>482</sup>	10168.2	2003	381	Am
10133.5	2002	797	Am	10168.25	2003	381	Ad
10133.55	2001	531	Am	10168.92	2003	381	Ad
	2002	276	Am	10168.93	2004	601	Ad
10133.56	2003	590	Am	10169	1999	533	Ad
	2003	591	Am		2000	135	Am <sup>203</sup>
	2004	164	Am		2000	857	Am
	2004	183	Am <sup>571</sup>	10169.1	1999	533	Ad
10133.65	2002	925	Ad	10169.2	1999	533	Ad
10133.66	2005	441	Ad		2000	135	Am <sup>203</sup>
	2005	723	Ad		2000	857	Am
10133.67	2005	723	Ad	10169.3	1999	533	Ad
10133.8	2003	713	Ad		2000	857	Am
	2004	183	Am <sup>571</sup>	10169.5	1999	533	Ad
10133.9	2003	713	Ad		2000	857	Am
10134	1999	742	Ad	10172	2004	775	Am
	2001	624	Am	10172.5	2004	601	Am (by Sec. 4
10135	1999	742	Ad				of Ch.)
	2001	624	Am		2004	775	Am (by Sec. 4.5
10136	1999	742	Ad				of Ch.)
	2001	624	Am	10174	2004	601	Am
	2004	582	Am	10176	2001	420*	Am
10137	1999	742	Ad		2002	1013	Am
	2001	624	Am	10176.25	2001	628	Am
	2004	582	Am	10176.61	1999	540	Ad
10138	1999	742	Ad		2000	135	Am <sup>203</sup>
	2001	624	Am	10176.7	2002	1013	Am
	2004	582	Am	10177	2001	420*	Am
10139	1999	742	Ad		2002	1013	Am
	2001	624	Am	10177.8	2002	1013	Am
	2004	582	Am	10178.3	1999	545	Ad <sup>56</sup>
10139.1	2000	135	Ad(RN) <sup>203</sup>		2000	1069	Am
	2001	624	R & Ad		2001	159	Am <sup>305</sup>
10139.2	2000	135	Ad(RN) <sup>203</sup>	10178.4	2003	203	Ad
10139.3	2001	624	Ad		2004	183	Am <sup>571</sup>
10139.4	2001	624	Ad	10192.05	2000	706	R
10139.5	2001	624	Ad <sup>366</sup>	10192.1	2000	706	R & Ad
			R <sup>18</sup>	10192.10	2000	706	Ad
	2002	664	Am <sup>431</sup>		2005	206	Am
	2004	582	Am <sup>13</sup>	10192.11	2000	706	Ad
10140	1999	742	Ad		2000	707*	Am (as ad by
	2000	135	Am & RN <sup>203</sup>				Stats. 2000,
	2005	421	Am				Ch. 706)
10140.1	1999	525	Am <sup>112 114</sup>		2001	159	Am <sup>305</sup>
	2000	857	Am <sup>203</sup>		2002	555	Am
10141	1999	742	Ad		2003	13*	Am
	2000	135	Am & RN <sup>203</sup>		2005	206	Am
10144.5	1999	534	Ad	10192.12	2000	706	Ad
10144.6	2001	506	Ad		2000	707*	Am (as ad by
10145.2	2001	634	Ad				Stats. 2000,
							Ch. 706)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
10192.12 (Cont.)	2002			10195.65	2000	706	R
	2005	555	Am	10195.8	2000	706	R
	2005	206	R & Ad	10196	1999	525	Am <sup>112 114</sup>
10192.13	2000	706	Ad		2000	706	R
10192.14	2000	706	Ad		2000	857	Am <sup>203</sup>
	2005	206	Am	10197	2000	706	R
10192.15	2000	706	Ad	10197.05	2000	706	R
	2005	206	Am	10197.1	2000	706	R
10192.16	2000	706	Ad	10197.2	2000	706	R
10192.165	2000	706	Ad	10197.3	2000	706	R
10192.17	2000	706	Ad	10197.6	2000	706	R
	2005	206	Am	10198	2000	706	R
10192.18	2000	706	Ad	10198.1	2000	706	R
	2005	206	Am	10198.2	2000	706	R
10192.185	2000	706	Ad	10198.3	2000	706	R
10192.19	2000	706	Ad	10198.4	2000	706	R
10192.195	2000	706	Ad	10198.5	2000	706	R
10192.2	2000	706	R & Ad	10198.6	2001	277	Am
10192.20	2000	706	Ad		2005	542	Am
	2000	707*	Am (as ad by Stats. 2000, Ch. 706)	10199.48	2002	336	Ad
	2005	206	Am	10204.5	2005	174	Ad
10192.21	2000	706	Ad	10231.2	2000	812	Am
	2005	206	Am		2001	159	Am <sup>305</sup>
10192.22	2000	706	Ad	10232.1	1999	947	Am
10192.23	2000	706	Ad	10232.2	1999	947	Am
10192.24	1999	716	Ad <sup>82</sup>		2001	51*	Am
10192.3	2000	706	Ad	10232.3	1999	947	Am
10192.4	2000	706	Ad	10232.4	1999	947	Am
	2005	206	Am	10232.65	2001	328	Ad
10192.5	2000	706	Ad	10232.8	1999	83	Am <sup>30</sup>
	2005	206	Am	10232.92	1999	947	R & Ad
10192.5	2000	706	Ad	10232.97	1999	947	Ad
	2005	206	Am	10233.1	2003	408	Ad & R <sup>68</sup>
10192.55	2000	442	Ad(RN)	10233.2	1999	947	Am
	2000	706	Ad	10233.25	2001	691	Ad
	2001	328	Am	10233.5	1999	947	Am
10192.6	2000	706	Ad	10234.6	1999	669	Ad
	2005	206	Am		2000	560*	Am
10192.7	2000	706	Ad		2005	415	Am
10192.8	2000	706	Ad	10234.8	2000	442	Am
	2005	206	Am	10234.93	2002	203	Am
10192.9	2000	706	Ad		2002	675	Am
	2005	206	Am		2003	217	Am
10193	2000	442	Am & RN	10234.95	1999	669	Am
	2000	706	R		2000	560*	Am
10194	2000	706	R	10235.2	1999	947	Am
10194.2	2000	706	R	10235.22	2000	812	R
10194.3	2000	706	R	10235.30	1999	947	Am
10194.4	2000	706	R	10235.40	1999	947	Am
10194.5	2000	706	R	10235.50	1999	947	Am
10194.7	2000	706	R	10235.52	1999	947	Am
10194.8	1999	83	Am <sup>30</sup>		2002	675	Am <sup>62</sup>
	1999	716	Am				R <sup>22</sup>
	2000	706	R				Ad <sup>456</sup>
10194.9	2000	707*	Ad & R <sup>24</sup>		2003	62	Am (as ad by Sec. 3, Stats. 2002, Ch. 675) <sup>519</sup>
10195	2000	706	R	10235.8	1999	947	Am
10195.1	2000	706	R	10235.94	1999	947	Ad
10195.45	2000	706	R	10236	2000	812	Am
10195.46	2000	706	R				
10195.5	2000	706	R				
10195.6	2000	706	R				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
10236 (Cont.)	2001	159	Am <sup>305</sup>	10841	1999	83	Am <sup>30</sup>
10236.1	2000	812	Ad	10844	2000	810	Ad
10236.11	2000	812	Ad	10856	1999	525	Am <sup>112</sup>
	2002	675	Am		2000	857	Am <sup>203</sup>
10236.12	2000	812	Ad	10890	2001	745*	R
10236.13	2000	812	Ad	10900	2000	810	Ad
10236.14	2000	812	Ad	10901	2000	810	Ad
			R & Ad <sup>69</sup>	10901.1	2000	810	Ad
10236.15	2000	812	Ad	10901.2	2000	810	Ad
10237.1	1999	947	Am	10901.3	2000	810	Ad
10237.4	1999	947	Am	10901.4	2000	810	Ad
10237.5	1999	947	Am	10901.7	2000	810	Ad
10270.98	1999	525	Am <sup>112 114</sup>	10901.8	2000	810	Ad
	2000	857	Am <sup>203</sup>	10901.9	2000	810	Ad
10273.4	1999	83	Am <sup>30</sup>	10902	2000	810	Ad
10279	1999	535	Ad	10902.1	2000	810	Ad
10489.93	2004	601	Am	10902.2	2000	810	Ad
10489.94	1999	868	Ad	10902.3	2000	810	Ad
10506	2002	347	Am	10902.4	2000	810	Ad
10506.4	2003	352	Am	10902.5	2000	810	Ad
10506.5	2000	694*	Ad	10902.6	2000	810	Ad
	2001	159	Am <sup>305</sup>	11521.2	2000	485	Am
10507.5	2003	352	Am		2004	381	Am
10508	2003	166	Am		2005	253*	Am
10508.6	2003	166	Ad	11521.3	2005	173	Am
10508.7	2003	166	Ad	11521.6	2005	173	Am
10508.8	2003	166	Ad	11522	2005	253*	Am <sup>80</sup>
10509.8	2003	547	Am	11523	2005	253*	Am <sup>80</sup>
10509.9	2003	546	Am	11535.1	1999	868	Am
10509.970	1999	868	S <sup>57</sup>	11537.3	1999	868	Am
10509.971	1999	868	S <sup>57</sup>	11538	1999	868	Am
10509.972	1999	868	S <sup>57</sup>	11573.1	2002	873	Am
10509.973	1999	868	S <sup>57</sup>	11580.011	1999	183	Ad
10509.974	1999	868	S <sup>57</sup>		2002	703	Am
10509.975	1999	868	S <sup>57</sup>	11580.02	1999	183	Ad
10509.976	1999	868	R	11580.1	1999	313	Am
10604.1	2000	347	Ad	11580.17	2000	210	Ad
10700	1999	83	Am <sup>30</sup>	11580.2	2001	95	Am
	1999	434	Am		2003	56	Am
	2005	542	Am		2005	294	Am
10704	1999	525	Am <sup>112 114</sup>	11580.23	2003	56	Am
	2000	857	Am <sup>203</sup>	11580.9	2003	729	Am
10718.55	2002	227	Am <sup>13</sup>	11621	2000	175	R
10718.6	2002	649	Ad & R <sup>75</sup>	11621.1	2000	175	Ad
10733	1999	525	Am <sup>112 114</sup>	11621.2	2000	175	Ad
	2000	857	Am <sup>203</sup>		2001	159	Am <sup>305</sup>
10734	1999	525	Am <sup>112 114</sup>	11621.3	2000	175	Ad
	2000	857	Am <sup>203</sup>	11621.4	2000	175	Ad
10760	2003	673	Ad <sup>713</sup>	11621.5	2000	175	Ad
10761	2003	673	Ad <sup>713</sup>	11628	2000	375	Am
10762	2003	673	Ad <sup>713</sup>		2002	1076	Am
10763	2003	673	Ad <sup>713</sup>	Div. 2,			
10764	2003	673	Ad <sup>713</sup>	Pt. 3,			
	2004	183	Am <sup>714 571</sup>	Ch. 1,			
10785	2000	810	Ad	Art. 5.5			
10810	1999	525	Am <sup>112 114</sup>	heading			
	2000	857	Am <sup>203</sup>	(Sec. 11629.7			
10820	1999	525	Am <sup>112 114</sup>	et seq.)	2005	435	Am <sup>111</sup>
	2000	857	Am <sup>203</sup>	11629.7	1999	794	Ad & R <sup>19</sup>
10821.5	2000	1055*	Am		2002	742	S <sup>75</sup>
					2005	435	Am <sup>111</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
11629.71	1999	794	Ad & R <sup>19</sup>				
	2002	742	Am <sup>75</sup>	11629.93	2005	435	R
	2005	435	Am <sup>111</sup>		1999	807	Ad & R <sup>19</sup>
11629.72	1999	794	Ad & R <sup>19</sup>		2002	742	Am <sup>75</sup>
	2002	742	Am <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.931	2000	1033*	Ad
11629.73	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	Am <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.94	1999	807	Ad & R <sup>19</sup>
11629.731	2000	1033*	Ad		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.945	2002	742	Ad & R <sup>75</sup>
11629.74	1999	794	Ad & R <sup>19</sup>		2005	435	R
	2002	742	S <sup>75</sup>	11629.95	1999	807	Ad & R <sup>19</sup>
	2005	435	Am <sup>111</sup>		2002	742	S <sup>75</sup>
11629.745	2002	742	Ad & R <sup>75</sup>		2005	435	R
	2005	435	S <sup>111</sup>	11629.96	1999	807	Ad & R <sup>19</sup>
11629.75	1999	794	Ad & R <sup>19</sup>		2002	742	Am <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.97	1999	807	Ad & R <sup>19</sup>
11629.76	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	Am <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.98	1999	807	Ad & R <sup>19</sup>
11629.77	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.99	1999	807	Ad & R <sup>19</sup>
11629.78	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.991	1999	807	Ad & R <sup>19</sup>
11629.79	1999	794	Ad & R <sup>19</sup>		2000	1035	Am
	2002	742	S <sup>75</sup>		2002	742	S <sup>75</sup>
	2005	435	Am <sup>111</sup>		2005	435	R
11629.8	1999	794	Ad & R <sup>19</sup>	11629.992	1999	807	Ad & R <sup>19</sup>
	2000	1035	Am		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.993	1999	807	Ad & R <sup>19</sup>
11629.81	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	Am <sup>111</sup>	11629.994	1999	807	Ad & R <sup>19</sup>
11629.82	1999	794	Ad & R <sup>19</sup>		2002	742	S <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	S <sup>111</sup>	11629.995	1999	807	Ad & R <sup>19</sup>
11629.83	1999	794	Ad & R <sup>19</sup>		2002	742	Am <sup>75</sup>
	2002	742	S <sup>75</sup>		2005	435	R
	2005	435	S <sup>111</sup>	11629.999	2002	742	Ad & R <sup>75</sup>
11629.84	1999	794	Ad & R <sup>19</sup>		2005	435	R
	2002	742	Am <sup>75</sup>	11656.6	2003	635	Am
	2005	435	Am <sup>111</sup>		2003	641	Am
11629.85	2002	742	Ad & R <sup>75</sup>	11663.5	2001	102	Ad
	2004	920	Am	11664	2000	884*	Am
	2005	435	Am <sup>111</sup>		2001	102	Am
	2005	717	Am	11690	2000	892	Am
11629.9	1999	807	Ad & R <sup>19</sup>		2002	899	R & Ad
	2002	742	S <sup>75</sup>	11690.5	2000	892	Ad
	2005	435	R		2002	899	R
11629.91	1999	807	Ad & R <sup>19</sup>	11691	2002	899	R & Ad
	2002	742	Am <sup>75</sup>		2005	415	Am
	2005	435	R	11691.1	2002	899	Ad
11629.92	1999	807	Ad & R <sup>19</sup>	11691.2	2002	899	Ad
	2000	135	Am <sup>203</sup>	11691.3	2002	899	Ad
	2002	742	Am <sup>75</sup>	11692	2002	899	R & Ad
					2005	415	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
11692.5	2002	899	Ad	11716.8	2002	899	R
	2005	415	Am	11716.9	2002	899	R
11693	2002	899	R & Ad	11717	2002	899	R
	2005	415	Am	11718	2002	899	R
11693.5	2002	899	R	11719	2002	899	R
11694	2002	899	R & Ad	11720	2002	899	R
	2005	415	Am	11721	2002	6	Am
11694.5	2005	415	Ad		2002	899	R
11695	2002	899	R & Ad	11732	2002	873	Am
11696	2002	899	Ad	11733	2002	873	Am
11697	2002	899	R & Ad	11734	2002	6	Am
11698	2002	899	Ad	11735	2002	873	Am
11698.01	2002	899	Ad	11735.1	2003	635	Ad & R <sup>18</sup>
11698.02	2002	899	Ad	11737	2002	6	Am
11698.1	2002	899	Ad		2002	873	Am (as am by
11698.2	2002	899	Ad				Stats. 2002,
11698.21	2002	899	Ad				Ch. 6)
11698.22	2002	899	Ad	11741	2002	6	Ad & R <sup>75</sup>
11698.3	2002	899	Ad	11742	2003	635	Ad
11699	2000	892	Am	11750	2000	884*	Am
	2002	899	R & Ad	11751.51	2004	193	R <sup>571</sup>
11700	2002	899	R & Ad	11751.7	2005	428	Am
11701	2002	899	R & Ad	11751.82	2004	777	Ad
11702	2002	899	R & Ad	11752.7	2002	879	Am
11703	2002	899	R & Ad	11752.9	2003	121	Ad
	2003	13*	Am	11759.2	2002	893	Ad
11704	2002	899	R	11761	2003	637	Ad
11705	2002	899	R	11770	2002	6	Am
11705.5	2002	899	R	11771.5	2002	6	Ad
11706	2002	784	Am <sup>490</sup>	11783	2002	6	Am
	2002	899	R	11784	2001	159	Am <sup>305</sup>
11707	2002	899	R		2002	6	Am
11708	2002	899	R	11785	2002	6	Am
11709	2002	899	R	11786	2001	159	Am <sup>305</sup>
11710	2002	899	R		2002	6	Am
11713	2002	899	R	11787	2001	159	Am <sup>305</sup>
11714	2002	899	R		2002	6	Am
11715	2000	892	Am	11820	2002	6	Am
	2001	73	Am	11822	2002	6	Am
	2002	899	R	11823	2002	6	R
11715.5	2002	899	R	11860	2002	6	Am
11716	2002	899	R	11873	2003	635	Am
11716.01	2002	899	R	11890	2003	899	Ad
11716.02	2002	899	R	11891	2003	899	Ad
11716.03	2002	899	R	11892	2003	899	Ad
11716.04	2002	899	R	12100	2005	412	Am
11716.05	2002	899	R	12102	2004	47*	Am
11716.06	2002	899	R	12106	2005	412	Am
11716.07	2002	899	R	12108	2005	412	Am
11716.08	2002	899	R	12110	2005	412	Am
11716.09	2002	899	R	12111	2005	412	Am
11716.1	2002	899	R	12112	2005	412	Am
11716.2	2002	899	R	12114	2002	84	Am
11716.3	2002	899	R		2004	47*	Am
11716.4	2002	899	R		2005	412	Am
11716.5	2002	899	R	12115	2005	412	Am
11716.6	2002	899	R	12115.5	2005	412	Ad
11716.61	2002	899	R	12116	2005	412	Am
11716.62	2002	899	R	12116.5	2005	412	Ad
11716.63	2002	899	R	12119	2005	412	Am
11716.7	2002	899	R	12121	2005	412	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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12140	2003	88	Am	12693.325	2000	93 *	Ad & R <sup>20</sup>
12142	2003	88	Am		2001	171 *	Am
12142.5	2003	88	Ad		2002	667	Am <sup>13 442</sup>
12144	2004	183	Am <sup>571</sup>		2003	230 *	S <sup>57</sup>
12376	2002	899	Am		2004	234	Am
12377	2002	899	Am		2005	80 *	Am
12383	1999	187	Am	12693.326	2000	93 *	Ad
12389	2000	1055 *	Am		2003	230 *	S <sup>57</sup>
12394	1999	187	Am		2004	234	Am
12401.71	2003	440	Ad	12693.33	2003	230 *	S <sup>57</sup>
12414.31	2001	660	Ad	12693.34	2003	230 *	S <sup>57</sup>
12640.02	2000	10 *	Am	12693.35	2003	230 *	S <sup>57</sup>
	2002	429	Am	12693.36	1999	525	Am <sup>112 114</sup>
12640.04	2003	392	Am		2000	857	Am <sup>203</sup>
12640.07	2000	10 *	Am		2003	230 *	S <sup>57</sup>
	2002	429	Am		2005	80 *	Am
12670	2002	799	Am <sup>482</sup>	12693.365	1999	525	Am <sup>112 114</sup>
12671	2002	799	Am <sup>482</sup>		2000	857	Am <sup>203</sup>
	2004	183	Am <sup>571</sup>		2003	230 *	S <sup>57</sup>
12678	2002	799	Am <sup>482</sup>	12693.37	1999	525	Am <sup>112 114</sup>
12682.1	2002	794	Ad <sup>482</sup>		2000	857	Am <sup>203</sup>
12692.5	2002	799	Ad <sup>482</sup>		2003	230 *	S <sup>57</sup>
12693	2003	230 *	S <sup>57</sup>	12693.38	2003	230 *	S <sup>57</sup>
12693.01	2003	230 *	S <sup>57</sup>	12693.39	2003	230 *	S <sup>57</sup>
12693.02	1999	146 *	Am	12693.40	2003	230 *	S <sup>57</sup>
	2003	230 *	S <sup>57</sup>	12693.41	1999	146 *	Am
12693.03	2003	230 *	S <sup>57</sup>		2002	1161 *	Am <sup>257</sup>
12693.04	2003	230 *	S <sup>57</sup>				R <sup>22</sup>
12693.045	2003	230 *	S <sup>57</sup>				Ad <sup>406</sup>
12693.05	2003	230 *	S <sup>57</sup>		2003	230 *	S (as ad by
12693.06	1999	146 *	Am				Sec. 20,
	2003	230 *	S <sup>57</sup>				Stats. 2002,
12693.065	2003	230 *	S <sup>57</sup>				Ch. 1161) <sup>57</sup>
12693.07	2003	230 *	S <sup>57</sup>	12693.42	2003	230 *	S <sup>57</sup>
12693.08	2003	230 *	S <sup>57</sup>	12693.43	1999	146 *	Am
12693.09	2003	230 *	S <sup>57</sup>		2002	1161 *	Am
12693.10	2003	230 *	S <sup>57</sup>		2003	230 *	Am <sup>57</sup>
12693.105	2003	230 *	S <sup>57</sup>		2004	228 *	Am
12693.11	2003	230 *	S <sup>57</sup>	12693.44	2003	230 *	S <sup>57</sup>
12693.12	2003	230 *	S <sup>57</sup>	12693.45	2002	1161 *	Am
12693.13	2003	230 *	S <sup>57</sup>		2003	230 *	S <sup>57</sup>
12693.14	2003	230 *	S <sup>57</sup>	12693.46	2003	230 *	S <sup>57</sup>
12693.15	2003	230 *	S <sup>57</sup>	12693.47	2003	230 *	S <sup>57</sup>
12693.16	2003	230 *	S <sup>57</sup>	12693.48	2003	230 *	S <sup>57</sup>
12693.17	1999	146 *	Ad	12693.49	2003	230 *	S <sup>57</sup>
	2002	1161 *	Am	12693.50	2005	80 *	Ad
	2003	230 *	S <sup>57</sup>	12693.51	2003	230 *	S <sup>57</sup>
12693.20	2003	230 *	S <sup>57</sup>	12693.515	2003	139	Ad
12693.21	1999	146 *	Am	12693.52	2003	230 *	S <sup>57</sup>
	2003	230 *	S <sup>57</sup>	12693.53	2003	230 *	S <sup>57</sup>
12693.25	2003	230 *	S <sup>57</sup>	12693.54	2003	230 *	S <sup>57</sup>
12693.26	2003	230 *	S <sup>57</sup>	12693.55	2003	673	Ad <sup>713</sup>
12693.27	2003	230 *	S <sup>57</sup>		2004	183	Am <sup>714 571</sup>
12693.275	2003	230 *	Ad <sup>79</sup>	12693.60	2003	230 *	S <sup>57</sup>
			R <sup>80</sup>	12693.61	2003	230 *	S <sup>57</sup>
12693.28	2003	230 *	S <sup>57</sup>	12693.615	2003	230 *	S <sup>57</sup>
12693.29	2003	230 *	S <sup>57</sup>	12693.62	1999	146 *	Am
12693.30	2003	230 *	S <sup>57</sup>		2003	230 *	S <sup>57</sup>
12693.31	2003	230 *	S <sup>57</sup>	12693.63	2003	230 *	S <sup>57</sup>
12693.32	2003	230 *	S <sup>57</sup>	12693.64	2003	230 *	S <sup>57</sup>
	2004	234	Am	12693.65	2003	230 *	S <sup>57</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
12693.66	2003	230 *	S <sup>57</sup>	12693.99	2003	230 *	R
12693.68	2003	230 *	S <sup>57</sup>	12695.04	2003	230 *	Am
12693.69	1999	146 *	Ad	12695.06	2003	230 *	Am
	2003	230 *	S <sup>57</sup>	12695.08	2003	230 *	Am
12693.70	1999	146 *	Am	12695.18	1999	525	Am <sup>112 114</sup>
	2001	171 *	Am		2000	857	Am <sup>203</sup>
	2002	1161 *	Am	12696.25	2004	193	R <sup>571</sup>
	2003	230 *	Am <sup>57</sup>	12696.7	2003	230 *	Am
12693.71	2003	230 *	S <sup>57</sup>	12697	2003	230 *	Am
12693.72	2003	230 *	S <sup>57</sup>	12698	1999	782	Ad
12693.73	1999	146 *	Am		2000	135	Am & RN <sup>203</sup>
	2003	230 *	Am <sup>57</sup>		2000	701	Am
12693.74	2003	230 *	S <sup>57</sup>		2001	159	Am <sup>305</sup>
12693.75	2003	230 *	S <sup>57</sup>	12698.05	2003	230 *	Am
	2004	729	Am	12698.10	2003	230 *	R
12693.755	2000	946	Ad	12698.30	2003	230 *	Am
	2001	171 *	Am	12698.35	2005	23	Ad
	2003	230 *	S <sup>57</sup>	12699.10	2004	228 *	R
12693.76	1999	146 *	Ad	Div. 2,			
	2000	93 *	Am	Pt. 6.4,			
	2000	944	Am (as am by	heading			
			Stats. 2000,	(Sec. 12699.50			
			Ch. 93)	et seq.)	2003	230 *	Am
	2001	171 *	Am	12699.50	2001	648 *	Ad
	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.765	2003	230 *	Ad	12699.51	2001	648 *	Ad
12693.77	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.80	2003	230 *	S <sup>57</sup>		2003	866	Am
12693.81	2003	230 *	S <sup>57</sup>	12699.52	2001	648 *	Ad
12693.82	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.83	2003	230 *	S <sup>57</sup>		2005	80 *	Am
12693.84	2003	230 *	S <sup>57</sup>	12699.525	2003	687	Ad
12693.85	2003	230 *	S <sup>57</sup>	12699.53	2001	648 *	Ad
12693.86	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.87	2003	230 *	S <sup>57</sup>		2003	866	Am
12693.88	2003	230 *	S <sup>57</sup>		2005	80 *	Am
12693.89	2003	230 *	S <sup>57</sup>	12699.54	2001	648 *	Ad
12693.90	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.91	1999	146 *	Am		2003	866	Am
	2003	230 *	Am <sup>36 57</sup>		2005	80 *	Am
12693.915	2003	161 *	Ad	12699.55	2001	648 *	Ad
12693.92	2003	230 *	S <sup>57</sup>	12699.56	2001	648 *	Ad
12693.925	2002	800	Ad		2002	664	Am <sup>431</sup>
	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.93	2001	745 *	Am		2005	80 *	Am
	2003	230 *	S <sup>57</sup>	12699.57	2001	648 *	Ad
12693.94	2003	230 *	S <sup>57</sup>		2005	80 *	Am
	2004	193	R <sup>571</sup>	12699.58	2001	648 *	Ad
12693.95	2003	230 *	S <sup>57</sup>		2003	230 *	Am
12693.96	1999	83	Ad(RN) <sup>30</sup>	12699.59	2001	648 *	Ad
	1999	146 *	Ad(RN)		2005	80 *	Am
	2003	230 *	S <sup>57</sup>	12699.60	2001	648 *	Ad
12693.97	1999	83	Ad(RN) <sup>30</sup>		2003	230 *	Am
	2003	230 *	S <sup>57</sup>	12699.61	2001	648 *	Ad
12693.98	2001	171 *	Am		2003	230 *	Am
	2003	230 *	Am <sup>57</sup>	12699.62	2001	648 *	Ad
12693.981	2001	171 *	Ad <sup>311</sup>		2003	230 *	Am
	2002	1161 *	Am		2003	687	Am
	2003	230 *	S <sup>57</sup>	12699.63	2001	648 *	Ad
12693.982	2001	171 *	Ad		2005	80 *	Am
	2003	230 *	S <sup>57</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
12705	2000	701	Am	12963.97	1999	83	Am & RN <sup>30</sup>
12711	2002	794	Am	12964	2005	717	Am
12712.5	2002	794	Ad <sup>482</sup> 483 R <sup>69</sup>	12967	1999	85	Am
12725	2000	701	Am		2000	135	Am <sup>203</sup>
	2002	794	Am <sup>484</sup>	12968	2000	135	Ad(RN) <sup>203</sup>
12726	2002	760	Am	12969	2003	310	Ad
12739	2002	794	Am	12975.7	2000	1091	Am
12739.1	2002	794	Am		2003	741	Am
12739.2	2002	794	Am		2004	183	Am <sup>571</sup>
12800	2003	439	Ad <sup>391</sup>	12975.8	2003	741	Am
12805	2003	439	Ad <sup>391</sup>		2004	183	Am <sup>571</sup>
12810	2003	439	Ad <sup>391</sup>	12975.9	2004	183	Ad(RN) <sup>571</sup>
12815	2003	439	Ad <sup>391</sup>	12978	1999	884	Am
12820	2003	439	Ad <sup>391</sup>	13800	1999	827*	Ad
12825	2003	439	Ad <sup>391</sup>	13801	1999	827*	Ad
12830	2003	439	Ad <sup>391</sup>	13802	1999	827*	Ad
12835	2003	439	Ad <sup>391</sup>	13803	1999	827*	Ad
12840	2003	439	Ad <sup>391</sup>	13804	1999	827*	Ad
12845	2003	439	Ad <sup>391</sup>	13805	1999	827*	Ad
12850	2003	439	Ad <sup>391</sup>	13806	1999	827*	Ad
12855	2003	439	Ad <sup>391</sup>	13807	1999	827*	Ad
12860	2003	439	Ad <sup>391</sup>	13810	2000	934	Ad
12865	2003	439	Ad <sup>391</sup>	13811	2000	934	Ad
12903.1	2001	336	Ad	13812	2000	934	Ad
12907	2002	1124*	Ad	13813	2000	934	Ad
12921	2000	1091	Am	14028	2005	448	Am
12921.1	2001	727	Am	14028.5	2005	448	Ad
	2005	312	Am (by Sec. 9 of Ch.)	14029	2005	448	Am
	2005	723	Am (by Sec. 8.5 of Ch.)	14035	2005	448	Am
12921.15	2005	312	Am	14061.5	2005	448	Ad
12921.3	2001	727	Am	14062	2005	448	Am
	2005	312	Am	15006	2004	600	Am
	2005	723	Am (by Sec. 9.5 of Ch.)	15011	2005	448	Am
12921.8	1999	260	Ad	15014	2005	448	R
	2005	380	Am	15018.5	2005	448	Ad
12921.9	2001	727	Ad	15027	2004	600	Am
12923.5	2002	793	Ad		2005	448	Am
12926.1	2000	1089	Ad	15027.1	2004	600	Ad
12926.2	2001	727	Ad		2005	448	Am
12938	2000	997	Ad	15027.5	2005	448	Ad
12957	2003	352	Am	15027.7	2005	448	Ad
12959	2002	1076	Am	15033	2005	448	Am
12963.96	1999	83	Am & RN <sup>30</sup>	15036	2005	448	Am
	1999	146*	Am & RN	15039.5	2005	448	Ad
				15040	2005	448	Am
				15056	2005	448	Am
				15059	2005	448	Am

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18.5	2002	859	Ad		2002	866	Am (as am by
	2002	GRP 1	S <sup>537</sup>				Stats. 2002,
19.5	2002	859	Ad				Ch. 6)
	2002	GRP 1	S <sup>537</sup>		2005	706	Am
29	2003	639	Am	124	2002	6	Am
50	2002	859	Am		2003	639	Am
	2002	GRP 1	S <sup>536</sup>	127	2002	6	Am
62.5	1999	746	Ad	127.5	2002	6	Ad
	2002	1124*	Am	127.6	2002	6	Ad
	2003	228*	Am		2003	639	Am
	2003	635	Am	129	2001	159	Am <sup>305</sup>
	2003	757	Am		2002	6	Am
	2004	34*	Am	129.5	2002	6	Am
62.6	2002	6	Am	133	2002	6	Am
62.9	1999	469	Am <sup>13</sup>	138	2002	6	Am
75	2002	6	Am	138.1	2002	6	Am
77	2002	6	Am		2003	639	Am
77.5	2003	639	Ad	138.2	2002	6	Am
78	2002	6	Am	138.4	1999	83	Am <sup>30</sup>
	2002	866	Am		2002	6	Am
90.3	2002	6	Ad	138.5	2000	808*	Am
90.5	2001	159	Am <sup>305</sup>	138.6	2000	318	Am
	2002	6	Am	138.65	2004	34*	Ad
96	1999	692	Am	138.7	2001	792	Am
96.7	2005	74*	Am	139	1999	977	Am
98	2002	784	Am <sup>490</sup>		2003	639	R
	2005	405	Am (by Sec. 1 of Ch.)	139.05	2002	6	R
				139.1	2003	639	R
98.1	2000	876	Am	139.2	2000	54	Am
	2002	784	Am <sup>490</sup>		2003	228*	Am
	2005	405	Am		2003	639	Am
98.2	2000	876	Am		2004	34*	Am
	2002	784	Am <sup>490</sup>	139.3	2003	639	Am
	2003	62	Am <sup>519</sup>	139.31	2002	309	Am
	2003	93	Am		2003	639	Am
	2004	183	Am <sup>571</sup>	139.4	2003	639	Am
	2005	22	Am <sup>647</sup>	139.43	2004	193	Am <sup>571</sup>
	2005	75*	Am <sup>80</sup>	139.45	2003	639	Am
98.6	2001	820	Am	139.47	2002	6	Ad
	2004	221*	Am	139.48	2002	6	Ad <sup>391</sup>
	2005	22	Am <sup>647</sup>				R <sup>301</sup>
98.7	1999	615	Am		2004	34*	Am
	2001	134	Am	139.49	2002	6	Ad & R <sup>317</sup>
	2002	664	Am <sup>431</sup>	139.5	2003	635	R & Ad
106	1999	306	Am <sup>43</sup>		2004	34*	R
	2004	685	Am <sup>13</sup>				Ad & R <sup>317</sup>
107	2002	898	Ad	141	2004	183	Am <sup>571</sup>
Div. 1, Ch. 5, heading (Sec. 110 et seq.)				142	2002	1124*	Am
	2002	6	Am	142.3	2002	1124*	Am
110	2002	6	Am	142.6	2002	1124*	R
	2003	639	Am	143.2	2004	183	Am <sup>571</sup>
122	2003	639	Am	144.7	2001	370	Am
123	2002	6	Am	176	2002	885	Ad
123.3	2002	6	Am		2003	62	Am <sup>519</sup>
123.5	2002	6	Am	201	2002	40*	Am
	2002	866	Am	201.5	1999	83	Am <sup>30</sup>
123.6	2002	6	Am	202	2002	40*	Am
				203.1	2000	876	Am
				210	2003	329	Am
				213	2005	149	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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218.5	2000	876	Am	1033	2001	821	Ad
218.6	2000	876	Ad	1060	2001	795	Ad
219	2002	40*	Am	1061	2001	795	Ad
220	2000	885	Am	1062	2001	795	Ad
225.5	2003	329	Am	1063	2001	795	Ad
226	2000	876	Am	1064	2001	795	Ad
	2002	933	Am	1065	2001	795	Ad
	2003	329	Am	1070	2003	103	Ad
	2004	860	Am	1071	2003	103	Ad
	2005	103*	Am	1072	2003	103	Ad
226.7	2000	876	Ad	1073	2003	103	Ad
230	1999	340	Am	1074	2003	103	Ad
	2000	487	Am	1102.1	1999	592	R
	2002	275	Am	1102.5	2003	484	Am
230.1	2000	487	Ad	1102.6	2003	484	Ad
	2001	159	Am <sup>305</sup>	1102.7	2003	484	Ad
	2002	275	Am	1102.8	2003	484	Ad
	2002	664	Am <sup>431</sup>		2004	820*	Am
	2003	62	Am <sup>519</sup>	1106	2003	484	Am
230.2	2003	630	Ad	1138	1999	616	Ad
230.3	2000	244	Am	1138.1	1999	616	Ad
230.4	2000	361	Ad	1138.2	1999	616	Ad
232	2002	934	Am	1138.3	1999	616	Ad
232.5	2002	934	Ad	1138.4	1999	616	Ad
233	1999	164	Ad	1138.5	1999	616	Ad
	2001	893	Am	1141	2002	859	Am
234	2002	1107	Ad		2002	GRP 1	S <sup>536</sup>
350	2000	876	Am	1156.3	2004	788	Am
351	2000	876	Am	1161	2001	408	Ad
431	2004	221*	R		2002	664	Am <sup>431</sup>
500	1999	134	Ad	1164	2002	1145	Ad
510	1999	134	Am		2002	1146	Am (as ad by
511	1999	134	Ad				Stats. 2002,
512	1999	134	Ad				Ch. 1145) & R <sup>68</sup>
	2000	492*	Am		2003	870	Am <sup>57</sup>
	2003	207	Am	1164.11	2002	1145	Ad
	2005	414	Am		2002	1146	Am (as ad by
512.5	2003	327	Ad				Stats. 2002,
513	1999	134	Ad				Ch. 1145) & R <sup>68</sup>
514	1999	134	Ad		2003	870	S <sup>57</sup>
	2001	148	Am	1164.12	2002	1146	Ad & R <sup>68</sup>
515	1999	134	Ad <sup>46</sup>		2003	870	Am <sup>57</sup>
	2000	492*	Am	1164.13	2002	1145	Ad
515.5	2000	492*	Ad		2002	1146	R <sup>68</sup>
	2005	149	Am		2003	870	S <sup>57</sup>
515.6	2001	148	Ad	1164.14	2002	1146	Ad & R <sup>68</sup>
	2003	884	Am	1164.3	2002	1145	Ad
516	1999	134	Ad		2002	1146	Am (as ad by
	2000	492*	Am				Stats. 2002,
517	1999	134	Ad				Ch. 1145) & R <sup>68</sup>
554	1999	134	Am		2003	870	Am <sup>57</sup>
	2001	148	Am	1164.5	2002	1145	Ad
556	1999	134	Am		2002	1146	R <sup>68</sup>
558	1999	134	Ad		2003	870	S <sup>57</sup>
605	2003	329	Am	1164.7	2002	1145	Ad
752	2003	329	Am		2002	1146	R <sup>68</sup>
1021	2003	329	Am		2003	870	S <sup>57</sup>
1021.5	2003	329	Am	1164.9	2002	1145	Ad
1030	2001	821	Ad		2002	1146	R <sup>68</sup>
1031	2001	821	Ad		2003	870	S <sup>57</sup>
1032	2001	821	Ad	1171	2000	365	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**LABOR CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1171.5	2002	1071	Ad	1701.20	1999	626	Ad
1174	2000	876	Am	1701.4	1999	626	Ad
1174.5	2000	135	Am <sup>203</sup>	1701.5	1999	626	Ad
1181	2002	784	Am <sup>490</sup>	1701.8	1999	626	Ad
1182.1	1999	134	Am	1720	2000	881	Am
1182.10	1999	134	Am & R <sup>39</sup>		2001	938	Am
1182.2	1999	134	Am & R <sup>39</sup>		2002	1048	Am
1182.3	1999	134	Am & R <sup>39</sup>	1720.3	1999	220	Am
1182.9	1999	134	Am & R <sup>39</sup>	1720.4	2004	330*	R
1183.5	1999	134	R				Ad & R <sup>317</sup>
1186	1999	190	Ad	1723	2000	954	Am <sup>96</sup>
1197.1	2003	329	Am	1726	2000	954	Am <sup>96</sup>
1198.5	2000	886	R & Ad		2003	804	Am
1198.7	1999	878	Ad <sup>82</sup>	1727	2000	954	Am <sup>96</sup>
1205	2002	298	Am	1730	2000	954	R <sup>96</sup>
1308.9	2003	667	Ad	1731	2000	954	R <sup>96</sup>
1393.5	2001	345	Am <sup>18</sup>	1732	2000	954	R <sup>96</sup>
	2004	151	Am <sup>68</sup>	1733	2000	954	R <sup>96</sup>
1400	2002	780	Ad	1735	2004	788	Am
1401	2002	780	Ad	1736	1999	302	Ad
1402	2002	780	Ad	1741	2000	954	Ad <sup>96</sup>
1402.5	2002	780	Ad		2003	849	Am
1403	2002	780	Ad	1742	2000	954	Ad <sup>96</sup>
1404	2002	780	Ad				R & Ad <sup>63</sup>
1405	2002	780	Ad		2004	685	Am (as ad by
1406	2002	780	Ad				Sec. 10,
1407	2002	780	Ad				Stats. 2000,
1408	2002	780	Ad				Ch. 954) <sup>75</sup>
1682.7	2000	877	Ad				Am (as ad by
1682.8	2000	917	Ad				Sec. 11,
1684	2000	917	Am				Stats. 2000,
	2001	147	Am				Ch. 954) <sup>100</sup>
1684.5	2000	917	Am	1742.1	2000	954	Ad <sup>96</sup>
1687	2000	917	Am				R & Ad <sup>63</sup>
1695.55	2000	917	Ad		2004	685	Am (as ad by
1695.7	2001	157	Am				Sec. 12,
1695.8	2001	157	Ad				Stats. 2000,
1695.9	2001	157	Ad				Ch. 954) <sup>75</sup>
1696.4	1999	556*	Am				Am (as ad by
1696.8	2001	157	Ad				Sec. 13,
1697.3	2001	157	Ad				Stats. 2000,
1698	2000	917	Am				Ch. 954) <sup>100</sup>
	2001	157	Am	1743	2000	954	Ad <sup>96</sup>
	2002	787	Am <sup>422</sup>	1771.2	2001	804	Ad
1698.1	2000	917	Am	1771.5	1999	83	Am <sup>30</sup>
1700.15	2005	46	Am		2003	834	Am
1701	1999	626	Ad	1771.6	2000	954	R & Ad <sup>96</sup>
	2000	878*	Am	1771.7	2000	954	R <sup>96</sup>
	2004	288	Am		2002	868	Ad <sup>487</sup>
1701.1	1999	626	Ad		2003	834	Am
1701.10	1999	626	Ad		2005	606	Am
	2002	784	Am <sup>490</sup>	1771.8	2002	892	Ad
1701.12	1999	626	Ad	1771.9	2003	851	Ad <sup>580</sup>
1701.13	1999	626	Ad	1773	1999	30	Am
1701.15	1999	626	Ad	1773.1	1999	30	Am
1701.16	1999	626	Ad		2000	954	Am <sup>96</sup>
1701.17	1999	626	Ad		2003	839	Am
1701.18	1999	626	Ad		2003	905	Am
1701.19	1999	626	Ad	1773.11	2003	343	Ad
1701.2	1999	626	Ad	1773.8	1999	30	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## LABOR CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
1773.9	1999	30	Ad	2062	2003	825	Ad & R <sup>75</sup>
1775	2000	954	R (as am by Sec. 1, Stats. 1997, Ch. 757) <sup>96</sup>	2063	2003	825	Ad & R <sup>75</sup>
			Am (as ad by Sec. 2, Stats. 1997, Ch. 757) <sup>13 96</sup>	2064	2003	825	Ad & R <sup>75</sup>
			Am	2065	2003	825	Ad & R <sup>75</sup>
			Am		2004	227*	Am
			Am	2066	2003	825	Ad & R <sup>75</sup>
			Am	2067	2003	825	Ad & R <sup>75</sup>
			Am	2120	2003	673	Ad <sup>713</sup>
			Am	2120.1	2003	673	Ad <sup>713</sup>
	2003	849	Am	2120.2	2003	673	Ad <sup>713</sup>
1776	2001	804	Am (as am by Sec. 3 and as ad by Sec. 4, Stats. 1997, Ch. 757)	2120.3	2003	673	Ad <sup>713</sup>
			R (as am by Sec. 3, Stats. 2001, Ch. 804)	2122	2003	673	Ad <sup>713</sup>
			Am (as am by Sec. 2, Stats. 2001, Ch. 804) <sup>13</sup>	2122.1	2003	673	Ad <sup>713</sup>
			Am (as am by Sec. 2 and Sec. 3, Stats. 2001, Ch. 804) <sup>431</sup>	2122.10	2003	673	Ad <sup>713</sup>
			Am	2122.11	2003	673	Ad <sup>713</sup>
			Am	2122.12	2003	673	Ad <sup>713</sup>
			Am	2122.2	2003	673	Ad <sup>713</sup>
			Am	2122.3	2003	673	Ad <sup>713</sup>
			Am	2122.4	2003	673	Ad <sup>713</sup>
			Am	2122.5	2003	673	Ad <sup>713</sup>
			Am	2122.6	2003	673	Ad <sup>713</sup>
			Am	2122.7	2003	673	Ad <sup>713</sup>
			Am	2122.8	2003	673	Ad <sup>713</sup>
			Am	2122.9	2003	673	Ad <sup>713</sup>
			Am	2130	2003	673	Ad <sup>713</sup>
			Am	2130.1	2003	673	Ad <sup>713</sup>
			Am	2130.2	2003	673	Ad <sup>713</sup>
			Am	2130.3	2003	673	Ad <sup>713</sup>
			Am	2130.4	2003	673	Ad <sup>713</sup>
			Am	2140	2003	673	Ad <sup>713</sup>
1777.1	2000	970	Am	2140.1	2003	673	Ad <sup>713</sup>
1777.5	1999	903	Am	2140.10	2003	673	Ad <sup>713</sup>
	2000	135	Am <sup>203</sup>	2140.2	2003	673	Ad <sup>713</sup>
	2000	875	Am	2140.3	2003	673	Ad <sup>713</sup>
	2002	1124*	Am	2140.4	2003	673	Ad <sup>713</sup>
	2003	228*	Am	2140.5	2003	673	Ad <sup>713</sup>
1777.6	2004	788	Am		2004	183	Am <sup>714 571</sup>
1777.7	1999	903	Am	2140.6	2003	673	Ad <sup>713</sup>
	2000	135	Am <sup>203</sup>	2140.7	2003	673	Ad <sup>713</sup>
	2000	875	Am	2140.8	2003	673	Ad <sup>713</sup>
1781	2003	804	Ad	2140.9	2003	673	Ad <sup>713</sup>
1813	2002	28	R (as am by Sec. 122, Stats. 1998, Ch. 485)	2150	2003	673	Ad <sup>713</sup>
			Am (as ad by Sec. 6, Stats. 1997, Ch. 757) <sup>13</sup>	2150.1	2003	673	Ad <sup>713</sup>
			Am	2150.2	2003	673	Ad <sup>713</sup>
			Am	2160	2003	673	Ad <sup>713</sup>
			Am	2160.1	2003	673	Ad <sup>713</sup>
			Am		2004	183	Am <sup>714 571</sup>
			Am	2160.2	2003	673	Ad <sup>713</sup>
			Am	2160.3	2003	673	Ad <sup>713</sup>
			Am	2160.4	2003	673	Ad <sup>713</sup>
2050	2003	825	Ad & R <sup>75</sup>	2160.5	2003	673	Ad <sup>713</sup>
2051	2003	825	Ad & R <sup>75</sup>	2160.7	2003	673	Ad <sup>713</sup>
2052	2003	825	Ad & R <sup>75</sup>	2170	2003	673	Ad <sup>713</sup>
2053	2003	825	Ad & R <sup>75</sup>	2171	2003	673	Ad <sup>713</sup>
2054	2003	825	Ad & R <sup>75</sup>	2173	2003	673	Ad <sup>713</sup>
2055	2003	825	Ad & R <sup>75</sup>	2190	2003	673	Ad <sup>713</sup>
2056	2003	825	Ad & R <sup>75</sup>		2004	183	Am <sup>714 571</sup>
2057	2003	825	Ad & R <sup>75</sup>	2190.1	2003	673	Ad <sup>713</sup>
2058	2003	825	Ad & R <sup>75</sup>	2190.2	2003	673	Ad <sup>713</sup>
2059	2003	825	Ad & R <sup>75</sup>		2004	183	Am <sup>714 571</sup>
2060	2003	825	Ad & R <sup>75</sup>		2004	183	Am <sup>714 571</sup>
2061	2003	825	Ad & R <sup>75</sup>	2190.3	2003	673	Ad <sup>713</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.



**LABOR CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2190.4	2003	673	Ad <sup>713</sup>	3201.9	2002	6	Ad
2200	2003	673	Ad <sup>713</sup>		2004	34 *	Am
	2004	183	Am <sup>714 571</sup>	3202.5	2004	34 *	Am
2210	2003	673	Ad <sup>713</sup>	3207	2004	34 *	Am
	2004	183	Am <sup>714 571</sup>	3209.10	2001	229	Ad & R <sup>43</sup>
2664	2003	214	Am		2004	100	Am <sup>13</sup>
2671	1999	554	Am	3209.8	2002	1013	Am
2673.1	1999	554	Ad	3211.5	2002	870	Ad
2675	1999	554	Am	3211.92	2000	506	Am
2675.5	1999	554	Am	3211.93a	2000	506	Am
	2000	127 *	Am	3212	2001	833	Am
2677	1999	554	Am		2002	664	Am <sup>431</sup>
2680	1999	554	Am	3212.1	1999	595	Am
2684	1999	554	Ad		2000	887	Am
2691	2002	784	Am <sup>490</sup>	3212.10	2001	835	Ad
2695.1	2001	948	Ad		2002	664	Am <sup>431</sup>
	2002	664	Am <sup>431</sup>	3212.11	2001	846	Ad
2695.2	2001	948	Ad	3212.12	2002	876	Ad
	2002	664	Am <sup>431</sup>	3212.6	2001	833	Am
2698	2003	906	Ad	3212.8	2000	490	Ad
2699	2003	906	Ad		2001	833	Am
	2004	34 *	Am	3212.85	2002	870	Ad
	2004	221 *	Am	3212.9	2000	883	Ad
2699.3	2004	221 *	Ad		2001	833	Am
2699.5	2004	221 *	Ad	3213.2	2001	834	Ad
	2005	22	Am <sup>647</sup>	3214	2001	745 *	Am
2800.2	2005	526	Am	3302	2002	1098	Ad
2802	2000	990	Am	3352	2004	83	Am
2810	2003	908	Ad	3501	2002	6	Am
3070	1999	903	Am		2002	866	Am
3073.1	1999	903	Ad	3550	2002	6	Am
3073.2	1999	903	Ad & R <sup>20</sup>	3551	2002	6	Am
	2003	842	Ad & R <sup>75</sup>	3552	2002	6	R
3073.3	2003	842	Ad	3600.1	2004	183	Am <sup>571</sup>
3075	1999	903	Am		2005	22	Am <sup>647</sup>
3080	1999	903	Am	3700	2002	905	Am
3095	2004	788	Am	3700.5	1999	553	Am
3098	1999	903	Ad		4X 2003–04	2	Am
3099	1999	781	Ad	3701.8	2002	866	Ad
	2000	875	Am	3702.8	1999	721	Am
	2002	48	Am	3711	4X 2003–04	2	Am
	2004	183	Am <sup>571</sup>	3716	2003	228 *	Am
3099.2	2002	48	Ad	3716.1	2003	228 *	Am
	2003	884	Am	3716.2	1999	83	Am <sup>30</sup>
3099.3	2002	48	Ad	3722	2002	6	Am
	2003	62	Am <sup>519</sup>	3728	2003	228 *	Am
	2003	884	Am	3729	2003	228 *	R
	2005	22	Am <sup>647</sup>	3742	2002	866	Am
3099.4	2002	48	Ad	3762	1999	766	Am
	2003	884	Am		2000	135	Am <sup>203</sup>
3099.5	2000	127 *	Ad		2002	6	Am
3201.5	2002	866	Am	3800	1999	982	Am
	2004	34 *	Am	3820	2002	6	Am
3201.7	2002	6	Ad	3822	2002	6	Ad
	2002	866	Ad	3823	2003	639	Ad
	2003	639	R (as ad by Stats. 2002, Ch. 6 and Ch. 866) & Ad		2004	34 *	Am
	2004	34 *	Am	4055.2	1999	444	Am
3201.81	2003	884	Ad	4060	2004	34 *	Am
				4061	2002	6	Am
					2003	639	Am
					2004	34 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
4062	2002	6	Am	4610	2003	203	Ad
	2003	639	R		2003	639	Ad
			Ad & R <sup>75</sup>		2004	183	Am (as ad by
	2004	34 *	Am				Stats. 2003,
4062.01	2003	639	Ad <sup>100</sup>				Ch. 203)
	2004	34 *	R				& RN <sup>571</sup>
4062.1	2004	34 *	Am	4610.1	2003	638	Ad
4062.2	2004	34 *	R & Ad	4611	2004	183	Ad(RN) <sup>571</sup>
4062.3	2004	34 *	Ad	4612	2001	115	R
4062.5	2003	639	Am	4614	2002	866	Am
	2004	34 *	Am	4616	2004	34 *	Ad
4062.8	2004	34 *	Ad	4616.1	2004	34 *	Ad
4062.9	2002	6	Am	4616.2	2004	34 *	Ad
	2003	639	Am	4616.3	2004	34 *	Ad
	2004	34 *	R	4616.4	2004	34 *	Ad
4064	2002	6	Am	4616.5	2004	34 *	Ad
4065	2002	6	R	4616.6	2004	34 *	Ad
4067	2002	6	Am	4616.7	2004	34 *	Ad
4068	2003	639	Am	4628	2002	6	Am
4350	2003	228 *	Ad		2003	639	Am
Div. 4,				4635	2003	635	R
Pt. 1,				4635.1	2003	635	R
Ch. 10,				4635.2	2003	635	R
Art. 1,				4636	2003	635	R
heading				4637	2003	635	R
(Sec. 4351				4638	2003	635	R
et seq.)	2003	228 *	R	4638.5	2003	635	R
4355	2003	228 *	Ad	4639	2003	635	R
4381	2003	228 *	R	4640	2003	635	R
4382	2003	228 *	R	4641	2003	635	R
4383	2003	228 *	R	4642	2003	635	R
4384	2003	228 *	R	4643	2003	635	R
4385	2003	228 *	R	4644	2002	6	Am
4386	2003	228 *	R		2003	635	R
4453	2002	6	Am	4645	2003	635	R
	2002	866	Am	4646	2002	6	Am
4455	2001	159	Am <sup>305</sup>		2003	635	R
	2002	6	Am	4647	2003	635	R
4600	2004	34 *	Am <sup>603</sup>	4650	2004	34 *	Am
4600.1	2002	6	Ad	4651	2002	6	Am
	2003	639	R & Ad	4656	2004	34 *	Am
4600.2	2002	6	Ad	4658	2002	6	Am
4600.3	2002	6	Am		2004	34 *	Am
4600.35	2002	6	Ad	4658.1	2004	34 *	Ad
4600.4	1999	124	Ad	4658.5	2003	635	Ad
4600.5	1999	525	Am <sup>112 114</sup>		2005	22	Am <sup>647</sup>
	2000	857	Am <sup>203</sup>	4658.6	2003	635	Ad
	2002	6	Am	4659	2002	6	Am
	2002	866	Am	4660	2004	34 *	Am
4603.2	1999	124	Am	4663	2004	34 *	R & Ad
	2000	1069	Am	4664	2004	34 *	Ad
	2001	240	Am	4702	2002	6	Am
	2003	639	Am		2002	866	Am (as am by
	2004	34 *	Am				Stats. 2002,
4603.4	2002	6	Ad				Ch. 6)
	2003	639	Am		2004	92	Am
4604.5	2003	639	Ad	4703.5	2002	6	Am
	2004	34 *	Am	4703.6	2001	589	Ad
4609	1999	545	Ad <sup>56</sup>		2002	296 *	Am
	2000	1069	Am	4706.5	2004	34 *	Am
	2001	159	Am <sup>305</sup>	4707	1999	83	Am <sup>30</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4707 (Cont.)	2001	589	Am		2002	866	Am
4709	2001	806	Am	5600	2002	784	Am <sup>490</sup>
4750	2004	34*	R	5703	2003	639	Am
4750.5	2004	34*	R		2004	34*	Am
4753.5	2003	228*	Am	5710	2004	182	Am <sup>81 614</sup>
4755	2003	228*	Am	5814	2002	6	Am
4850	1999	270	Am		2004	34*	Am <sup>604</sup>
	1999	970	Am (by Sec. 1.5 of Ch.)				R <sup>63</sup>
	2000	920	Am (by Sec. 1 of Ch.)	5814.5	2002	6	Ad <sup>605</sup>
	2000	929	Am (by Sec. 3 of Ch.)	5814.6	2004	34*	Ad <sup>605</sup>
	2001	791	Am	6303	2001	807	Am
4850.3	2000	920	Am		2002	368*	Am <sup>410</sup>
4850.4	2002	189	Ad	6304.1	2001	807	Am
	2002	877	Am (as ad by Stats. 2002, Ch. 189)		2002	368*	Am <sup>411</sup>
4850.5	1999	970	Am	6304.5	1999	615	Am
4856	2004	69*	Am	6309	1999	615	Am
4903	2003	797	Am <sup>559</sup>		2002	885	Am
4903.05	2003	639	Ad		2003	884	Am
	2004	34*	Am	6313	2002	885	Am
4903.5	2002	6	Ad	6315	2002	885	Am
4904	2003	797	Am <sup>559</sup>		2003	884	Am
5275	2002	6	Am	6332	2000	493	Ad
5305	2002	6	Am	6354.5	2002	6	Am
5307	2002	6	Am	6354.7	2002	6	Ad
5307.1	2003	639	R & Ad		2002	866	Ad
5307.11	2001	252	Ad	6356	2002	885	Ad
5307.2	2002	6	Ad	6359	2000	598	Ad
	2003	639	R & Ad	6394	1999	366	Am
5307.21	2002	6	Ad	6394.5	1999	366	Am & R <sup>20</sup>
	2002	866	Ad		2000	135	Am <sup>203</sup>
	2003	639	R (as ad by Sec. 74, Stats. 2002, Ch. 6 and Sec. 13, Stats. 2002, Ch. 866)	6400	1999	615	Am
5307.27	2003	639	Ad	6401.7	2003	639	Am
5307.3	2003	639	Am		2004	34*	Am
5310	2002	6	Am	6409.1	2002	885	Am
5311.5	2002	6	Am	6409.2	2002	885	Am
5318	2001	252	Ad	6423	1999	615	Am
	2003	639	R		2002	885	Am
			Ad <sup>572</sup>	6425	1999	615	Am
5401	2002	6	Am	6428	1999	615	Am
5402	2000	883	Am	6429	1999	615	Am
	2004	34*	Am		2000	135	Am <sup>203</sup>
5405	2002	6	Am	6430	1999	615	Am
5405.5	2003	635	R	6432	1999	615	Am
5406	1999	358	Am	6434	1999	615	Am
5406.5	2003	831	Am		2000	135	Am <sup>203</sup>
5406.6	1999	358	Ad	6434.5	2005	141	Ad
5433	1999	83	Am <sup>30</sup>	6436	2003	449	Am
5500.3	2002	6	Am	6613	2004	182	Am <sup>81 614</sup>
5502	2002	6	Am	6650	2000	135	Am <sup>203</sup>
				6715	2004	193	R <sup>571</sup>
				6719	1999	615	Ad
				Div. 5, Pt. 3, Ch. 2, heading (Sec. 7300 et seq.)	2002	1149	Am
				7300	2002	1149	R & Ad
				7300.1	2002	1149	Ad
					2004	503	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**LABOR CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7300.2	2002	1149	Ad	7314	2002	1149	Am
7300.3	2002	1149	Ad	7315	2002	1149	Am
	2004	503	Am		2004	503	Am
7300.4	2002	1149	Ad	7316	2002	1149	Am
	2004	503	Am		2004	503	Am
7301	2002	1149	Am	7317	2002	1149	Am
7301.1	2002	1149	Ad	7318	2002	1149	Am
	2004	503	Am		7320	2002	1149
7301.5	2002	1149	Am	7321	2002	1149	Am
	2004	503	Am		7321.5	2002	1149
7302	2002	1149	R & Ad	7322		2002	1149
7302.1	2002	1149	Ad	7323	2002	1149	Ad
7302.2	2002	1149	Ad	7324	2002	1149	Ad
7303	2002	1149	Am		2004	503	Am
7304	2002	1149	Am	7324.1	2002	1149	Ad
	2004	183	Am <sup>571</sup>		7324.2	2002	1149
7305	2002	1149	Am	7920		1999	585
7306	2002	1149	Am	7921	1999	585	Ad
7307	2002	1149	Am	7922	1999	585	Ad
7308	2002	1149	Am	7923	1999	585	Ad
7309.1	2002	1149	Ad	7924	1999	585	Ad
	2004	503	Am	7925	1999	585	Ad
7310	2002	1149	Am	7926	1999	585	Ad
	2004	503	Am	7927	1999	585	Ad
7311	2002	1149	Am	7928	1999	585	Ad
	2004	503	Am	7929	1999	585	Ad
7311.1	2002	1149	Ad	7929.5	2000	127*	Ad
	2004	503	Am		7930	1999	585
7311.2	2002	1149	Ad	7931	1999	585	Ad
	2004	503	Am	7932	1999	585	Ad
7311.3	2002	1149	Ad	9100	2001	856	Ad
	2004	503	Am	9101	2001	856	Ad
7311.4	2002	1149	Ad	9102	2001	856	Ad
	2004	503	Am		2002	664	Am <sup>431</sup>
7312	2002	1149	Am	9103	2001	856	Ad
7313	2002	1149	Am	9104	2002	664	Am <sup>431</sup>
	2004	503	Am		2001	856	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**MILITARY AND VETERANS CODE**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
65	2000	219	Am	409.6	2003	62	Ad(RN) <sup>519</sup>
66	2000	304	Am	409.7	2003	62	Ad(RN) <sup>519</sup>
66.5	2000	534 *	Ad	409.8	2003	62	Ad(RN) <sup>519</sup>
	2002	977 *	Am	409.9	2003	62	Ad(RN) <sup>519</sup>
67	2000	304	Am	411	2002	60 *	Ad (1st text)
69.5	2001	220 *	Am				Ad (2nd text)
69.7	2001	220 *	Ad		2003	62	Am (as ad by
71	2001	220 *	Am				Sec. 6 (1st and
73.5	1999	894	Ad				2nd text),
	2004	218	R				Stats. 2002,
73.6	1999	894	Ad				Ch. 60)
	2004	218	R				& RN <sup>519</sup>
73.7	1999	894	Ad	412	2002	60 *	Ad
73.8	2002	977 *	Ad		2003	62	Am (as ad by
	2004	218	Am				Stats. 2002,
75	2002	465	Am				Ch. 60)
76	2002	465	Am				& RN <sup>519</sup>
78	2002	465	Am	412.5	2003	248	Ad
78.5	2002	977 *	Ad	413	2002	60 *	Ad
79.1	1999	839	Am <sup>13</sup>		2003	62	Am (as ad by
79.2	1999	511	Ad				Stats. 2002,
130	2004	788	Am				Ch. 60)
161	2001	221	Am				& RN <sup>519</sup>
179	2002	469 *	Am	414	2002	60 *	Ad
	2003	62	Am <sup>519</sup>		2003	62	Am (as ad by
	2003	265	Am				Stats. 2002,
	2005	22	Am <sup>647</sup>				Ch. 60)
230	2001	165	Am				& RN <sup>519</sup>
323	2005	155	Ad	415	2002	60 *	Ad
327	2002	417 *	Ad		2003	62	Am (as ad by
345	2005	319	Ad				Stats. 2002,
346	2005	319	Ad				Ch. 60)
394	2001	299	Am				& RN <sup>519</sup>
395	2000	928	Am	416	2002	60 *	Ad
395.01	2000	928	Am		2003	62	Am (as ad by
395.03	2000	928	Am				Stats. 2002,
395.04	2002	465	Am				Ch. 60)
395.06	2002	60 *	Am				& RN <sup>519</sup>
395.3	2002	784	Am <sup>490</sup>	417	2002	60 *	Ad
	2003	62	Am <sup>519</sup>		2003	62	Am (as ad by
399	2002	60 *	R				Stats. 2002,
399.5	2002	60 *	R				Ch. 60)
400	2002	60 *	Ad				& RN <sup>519</sup>
401	2002	60 *	Ad	418	2002	60 *	Ad
402	2002	60 *	Ad		2003	62	Am (as ad by
403	2002	60 *	Ad				Stats. 2002,
404	2002	60 *	Ad				Ch. 60)
405	2002	60 *	Ad				& RN <sup>519</sup>
406	2002	60 *	Ad	419	2002	60 *	Ad
	2003	62	Am <sup>519</sup>		2003	62	Am (as ad by
407	2002	60 *	Ad				Stats. 2002,
408	2002	60 *	Ad				Ch. 60)
409	2002	60 *	Ad				& RN <sup>519</sup>
409.1	2003	62	Ad(RN) <sup>519</sup>	420	2002	60 *	Ad
409.10	2003	62	Ad(RN) <sup>519</sup>		2003	62	Am (as ad by
409.11	2003	62	Ad(RN) <sup>519</sup>				Stats. 2002,
409.13	2005	261 *	Ad				Ch. 60)
409.2	2003	62	Ad(RN) <sup>519</sup>				& RN <sup>519</sup>
409.3	2003	62	Ad(RN) <sup>519</sup>	431	2003	248	Am
409.4	2003	62	Ad(RN) <sup>519</sup>	434	2001	190	Am
409.5	2003	62	Ad(RN) <sup>519</sup>	531	2000	127 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**MILITARY AND VETERANS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
531 (Cont.)	2000	366*	Ad & R <sup>21 20</sup>		2005	22	Am <sup>647</sup>
699.1	2004	804	Ad	987.15	2002	465	Am
699.5	2004	804	Am	987.56	2002	465	Am
800	2005	291	R & Ad	987.566	2002	465	Am
801	2005	291	R & Ad	987.59	2000	534*	Am
802	2005	291	R & Ad	987.65	2002	473	Am
803	2005	291	R & Ad		2003	441	Am
804	2005	291	R & Ad		2005	459	Am
805	2005	291	R & Ad	987.67	2000	534*	Am
806	2005	291	R & Ad	987.71	2003	441	Am
807	2005	291	R & Ad	987.775	2003	441	Am
808	2005	291	R & Ad	987.87	2002	473	Am
809	2005	291	R & Ad	988.2	2002	465	Am
810	2005	291	R & Ad	988.4	2002	465	Ad
811	2005	291	Ad		2003	441	Am
820	2005	345	Ad	988.5	2002	465	Ad
821	2005	345	Ad	998.300	2000	51*	Ad <sup>186</sup>
822	2005	345	Ad	998.301	2000	51*	Ad <sup>186</sup>
823	2005	345	Ad	998.302	2000	51*	Ad <sup>186</sup>
824	2005	345	Ad	998.303	2000	51*	Ad <sup>186</sup>
825	2005	345	Ad	998.304	2000	51*	Ad <sup>186</sup>
826	2005	345	Ad	998.305	2000	51*	Ad <sup>186</sup>
827	2005	345	Ad	998.306	2000	51*	Ad <sup>186</sup>
828	2005	345	Ad	998.307	2000	51*	Ad <sup>186</sup>
850	2004	547	Ad <sup>658</sup>	998.308	2000	51*	Ad <sup>186</sup>
851	2004	547	Ad <sup>658</sup>	998.309	2000	51*	Ad <sup>186</sup>
852	2005	342*	Ad	998.310	2000	51*	Ad <sup>186</sup>
890.3	2000	575	Ad	998.311	2000	51*	Ad <sup>186</sup>
891	1999	404	R (as ad by Sec. 2, Stats. 1996, Ch. 822) Am (as am by Sec. 1, Stats. 1996, Ch. 822) <sup>13</sup>	998.312	2000	51*	Ad <sup>186</sup>
				998.313	2000	51*	Ad <sup>186</sup>
				998.314	2000	51*	Ad <sup>186</sup>
				998.315	2000	51*	Ad <sup>186</sup>
				999	1999	767	Am
					2003	623	Am
					2005	451	Am
				999.11	1999	767	Ad
					2001	666	Am
					2005	451	Am
972.1	2000	11	Am (as am by Sec. 2, Stats. 1997, Ch. 318) <sup>43</sup> Am (as am by Sec. 3, Stats. 1997, Ch. 318) <sup>80</sup>	999.12	1999	767	Ad
					2001	666	Am & RN & Ad
					2005	451	Am
				999.13	2001	666	Ad(RN)
				999.2	1999	767	Ad
					2001	666	Am
					2003	632	Am
	2004	138	Am (as am by Sec. 1, Stats. 2000, Ch. 11) <sup>111</sup> Am (as am by Sec. 2, Stats. 2000, Ch. 11) <sup>192</sup>	999.5	1999	767	Am
					2003	632	Am
					2005	451	Am
				999.50	2004	359	Ad
				999.51	2004	359	Ad
				999.6	2003	623	Am
				999.7	1999	767	Am
					2001	666	Am
					2003	632	Am
					2005	74*	Am & R <sup>75</sup>
	2005	22	Am (as am by Sec. 2, Stats. 2004, Ch. 138) <sup>647</sup>		2005	451	Am (as am by Sec. 55, Stats. 2005, Ch. 74)
980	2002	419	Am				
981.8	2003	345	Ad & R <sup>75</sup>				
	2004	554	Am <sup>349</sup>	999.9	2003	623	Am
985	2004	834	Am		2003	632	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**MILITARY AND VETERANS CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1011	2002	664	Am <sup>431</sup>		2004	824 *	Am
	2003	198 *	Am		2005	460	Am
1011.7	1999	810	Ad & R <sup>5</sup>	1105	1999	728 *	Ad <sup>89</sup>
	2001	599	Am (by Sec. 1 of Ch.) <sup>20</sup>	1106	1999	728 *	Ad <sup>89</sup>
	2001	645	Am (by Sec. 1.5 of Ch.) <sup>20</sup>	1107	1999	728 *	Ad <sup>89</sup>
				1108	1999	728 *	Ad <sup>89</sup>
1012	1999	194	Am	1109	1999	728 *	Ad <sup>89</sup>
	2001	283	Am	1110	1999	728 *	Ad <sup>89</sup>
	2004	239	Am	1111	1999	728 *	Ad <sup>89</sup>
1012.2	2004	239	Am	1112	1999	728 *	Ad <sup>89</sup>
1012.3	2001	118 *	Am	1113	1999	728 *	Ad <sup>89</sup>
1012.4	1999	194	Ad	1114	1999	728 *	Ad <sup>89</sup>
1012.5	2004	193	R <sup>571</sup>	1115	1999	728 *	Ad <sup>89</sup>
1012.6	2001	281	Ad	1116	1999	728 *	Ad <sup>89</sup>
1023	1999	902	Am	1117	1999	728 *	Ad <sup>89</sup>
1023.5	1999	902	R	Div. 6, heading (Sec. 1170 et seq.)			
1033.2	2003	228 *	Ad	1999	604 *	Am	
1035	2002	465	Am	1170	2002	221	Am
1035.05	2002	465	Am	1174	2002	221	Am
1035.3	2002	465	Am	1176	2002	221	Am
1035.4	2002	465	Am	1179	2002	221	Am
1035.6	2002	466	Ad	1180	2002	221	Am
	2003	62	Am <sup>519</sup>	1181	2002	221	Am
1035.7	2002	466	Ad	1182	2002	221	Am
1038	2002	465	Am	1184	2004	118	R
1039.3	2002	465	Am	1185	2002	221	Am
1044.5	2000	301	Ad	1190.5	2005	158	Ad
1047	1999	902	Am	1191	2002	221	Am
	2000	301	Am	1197	2001	341	Am
	2005	455	Am		2005	700	Am
1048	1999	902	Am	1255	2002	221	Am
	2000	301	Am	1320	2004	258	R
	2001	159	Am <sup>305</sup>	1321	2004	258	R
	2005	143	Am	1322	2004	258	R
1049	1999	902	Am	1335	2001	745 *	Am
1051	2005	143	Ad	1350	2000	577	Ad
1100	1999	728 *	Ad <sup>89</sup>		2004	410	Am
1102	1999	728 *	Ad <sup>89</sup>	1360	2000	392	Ad
1103	1999	728 *	Ad <sup>89</sup>	1361	2000	392	Ad
1104	1999	728 *	Ad <sup>89</sup>	1365	2004	86	Ad
1104.1	2002	216 *	Ad	1400	1999	604 *	Ad
	2002	728 *	Am (as ad by Sec. 3, Stats. 2002, Ch. 216)	1401	1999	604 *	Ad
					2005	74 *	Am
	2004	237 *	Am	1402	2005	74 *	Ad
1104.2	2002	218 *	Ad	1403	2005	74 *	Ad
	2002	219 *	Ad	1450	2000	771 *	Ad
	2004	237 *	R (as ad by Sec. 1, Stats. 2002, Ch. 218)	1451	2000	771 *	Ad
			Am (as ad by Sec. 1, Stats. 2002, Ch. 219)	1500	2003	466	Ad & R <sup>43</sup>
				1501	2003	466	Ad & R <sup>43</sup>
				1502	2003	466	Ad & R <sup>43</sup>
				1503	2003	466	Ad & R <sup>43</sup>
				1504	2003	466	Ad & R <sup>43</sup>
				1831	2004	225 *	Am

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## PENAL CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
19.8	2005	307	Am		2005	289	Am
23	2002	545	Am <sup>422</sup>	171b	1999	247	Am
28	2001	854	Am	182	2001	854	Am
	2002	784	Am <sup>490</sup>		2002	907	Am
68	2001	282	Am	182.5	2000		
	2002	664	Am <sup>431</sup>		Initiative		
70	2003	104	Am		(Prop. 21		
76	2000	233	Am		adopted		
	2004	512	Am		March 7,		
86	2001	282	Am		2000)		Ad
	2002	664	Am <sup>431</sup>	186.11	2001	854	Am
88	2002	787	Am <sup>422</sup>		2004	182	Am <sup>81 614</sup>
93	2001	282	Am	186.2	2000	322	Am
96.5	1999	853	Am <sup>144</sup>		2002	991	Am
112	2001	854	Ad(RN)		2003	125	Am
113	2001	854	Am (as ad by		2005	53	Am
			Stats. 1993–94		2005	240	Am (by Sec. 6.5
			(1st Ex. Sess.),				of Ch.)
			Ch. 17) & RN	186.22	2000		
131	2003	876	Ad		Initiative		
132.5	2002	210	Am (as ad by		(Prop. 21		
			Stats. 1994,		adopted		
			Ch. 869 and as		March 7,		
			am by Sec. 1,		2000)		Am
			Stats. 1995,		2001	854	Am
			Ch. 53)		2005	482	Am
	2003	62	Am (as am by	186.26	2000		
			Sec. 1 and		Initiative		
			Sec. 2,		(Prop. 21		
			Stats. 2002,		adopted		
			Ch. 210) <sup>519</sup>		March 7,		
136.2	1999	83	Am <sup>30</sup>		2000)		R & Ad
	1999	661	Am		2001	854	Am
	2001	698	Am <sup>320</sup>	186.30	2000		
	2003	498	Am		Initiative		
	2005	132	Am		(Prop. 21		
	2005	465	Am (by Sec. 2		adopted		
			of Ch.)		March 7,		
	2005	631	Am (by Sec. 3		2000)		Ad
			of Ch.)	186.31	2000		
	2005	702	Am (by Sec. 1.7		Initiative		
			of Ch.)		(Prop. 21		
136.3	2005	472	Ad		adopted		
141	2000	620	Ad		March 7,		
142	2002	526	Am		2000)		Ad
146e	2002	621	Am	186.32	2000		
148	1999	853	Am <sup>144</sup>		Initiative		
148.10	1999	83	Am <sup>30</sup>		(Prop. 21		
148.3	2002	521	Am		adopted		
148.6	2000	289	Am		March 7,		
152	1999	396	Ad		2000)		Ad
152.3	2000	477	Ad	186.33	2000		
160	2004	165	Ad & R		Initiative		
166	1999	662	Am		(Prop. 21		
	2002	830	Am		adopted		
166.5	1999	653	Ad (by Sec. 20		March 7,		
			of Ch.)		2000)		Ad
171.5	2002	608*	Ad	186.8	2003	125	Am
	2003	62	Am <sup>519</sup>		2004	183	Am <sup>571</sup>
	2003	468	Am <sup>561</sup>	189	1999	694	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**PENAL CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
189 (Cont.)	2002	606 *	Am	271.5	2000	824	Ad & R <sup>43</sup>
190	2000				2003	150	Am
	Legislative Initiative (Prop. 19 adopted March 7, 2000)				2004	103	Am
					2005	279	Am <sup>742</sup>
				272	2005	625	Am <sup>13</sup>
					2000	621	Am
					2001	159	Am <sup>305</sup>
			Am (as am by Sec. 1, Stats. 1997, Ch. 413) <sup>182</sup>	273.5	2005	461	Am
					1999	660	Am (by Sec. 2 of Ch.)
190.03	1999	566	Ad		1999	662	Am (by Sec. 9.5 of Ch.)
	2004	700	Am		2000	287	Am <sup>216</sup>
190.2	2000				2003	262	Am
	Legislative Initiative (Prop. 18 adopted March 7, 2000)			273.55	1999	662	R
				273.56	1999	662	R
			Am <sup>181</sup>	273.6	1999	561	Am (by Sec. 5 of Ch.)
					1999	662	Am (by Sec. 12.5 of Ch.)
					2001	816	Am
					2003	498	Am
				273.7	2005	240	Am
				273.75	2001	572	Ad
				273.82	2003	229	Am
				273.84	2000	135	Am <sup>203</sup>
190.9	2000	287	Am <sup>216</sup>	273d	1999	662	Am
	2002	71	Am		2004	229*	Am
191.5	2002	622	Am	274	2000	692	R
193.7	1999	22 *	Am <sup>16</sup>	275	2000	692	R
207	2003	23	Am	276	2000	692	R
209	2000	287	Am <sup>216</sup>	285	2005	477	Am
217.1	1999	853	Am <sup>144</sup>	286	2002	302	Am
218.1	2005	716	Ad	288	2004	823	Am
236.1	2005	240	Ad	288.1	2005	477	Am
236.2	2005	240	Ad	288a	2002	302	Am
237	1999	706 *	Am	289	1999	706*	Am
241	2003	274	Am		2002	302	Am
241.2	2001	484	Am		2002	787	Am <sup>422</sup>
241.4	2005	279	Am <sup>742</sup>	289.6	1999	806	Am
241.8	2003	138	Ad		2000	287	Am <sup>216</sup>
243	1999	660	Am	290	1999	83	Am <sup>30</sup>
	2000	236	Am		1999	576	Am (by Sec. 1 of Ch.)
	2003	274	Am		1999	730	Am (by Sec. 1 of Ch.)
243.1	2001	854	Am		1999	901	Am (by Sec. 1.5 of Ch.)
243.10	2003	138	Ad		2000	240	Am
243.2	2001	484	Am		2000	287	Am <sup>216</sup>
243.25	2002	369	Ad		2000	648	Am (by Sec. 1 of Ch.)
243.4	2002	302	Am		2000	649	Am (by Sec. 2.5 of Ch.)
243.83	2003	818	Ad		2001	485	Am
243.9	2000	627	Ad		2001	544	Am (by Sec. 1 of Ch.)
245	1999	129	Am		2001	843	Am (by Sec. 1.3 of Ch.)
	2004	494	Am		2002	17*	Am
261	2002	302	Am				
261.5	1999	853	Am <sup>144</sup>				
264	1999	853	Am <sup>144</sup>				
266c	2000	287	Am <sup>216</sup>				
266h	2004	405	Am <sup>654</sup>				
266i	2004	405	Am <sup>654</sup>				
270.6	2002	410	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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290 (Cont.)				296	1999	475	Am
	2002	664	Am <sup>431</sup>		2000	823	Am
	2003	538	Am		2001	906	Am
	2003	540	Am (by Sec. 1 of Ch.)		2002	160*	Am
	2003	634*	Am (by Sec. 1.3 of Ch.)		2004		
	2004	429	Am (by Sec. 1 of Ch.)		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
	2004	731	Am (by Sec. 1 of Ch.)	296.1	2000	135	Am <sup>203</sup>
	2004	761	Am (by Sec. 1.3 of Ch.)		2000	823	Am
	2005	704	Am (by Sec. 1 of Ch.)		2004		
	2005	722*	Am (by Sec. 3 of Ch.) <sup>174</sup>		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
			Am (by Sec. 3.5 of Ch.) <sup>80</sup>	297	1999	475	Am
					2000	823	Am
					2004		
290.01	2001	544	Ad		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
	2003	634*	Am		1999	83	Am <sup>30</sup>
	2004	405	Am <sup>654</sup>		2000	823	Am
	2005	722*	Am		2004		
290.02	2005	469*	Ad	298	Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
290.1	2005	704	R		1999	83	Am <sup>30</sup>
290.4	1999	730	Am (by Sec. 2 of Ch.)		2000	823	Am
	2000	648	Am <sup>19</sup>		2004		
	2002	118	Am		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
	2003	538	Am	298.1	2002	632*	Am
	2003	634*	Am (by Sec. 3.1 of Ch.) <sup>75</sup>	298.2	2004		
	2004	731	Am		Initiative (Prop. 69 adopted Nov. 2, 2004)		Ad
	2005	279	Am <sup>742</sup>	298.3	2004		
	2005	722*	Am <sup>13</sup>		Initiative (Prop. 69 adopted Nov. 2, 2004)		Ad
290.45	2003	634*	Ad (by Sec. 4.1 of Ch.)		1999	83	Am <sup>30</sup>
	2005	722*	Am		2000	823	Am
290.46	2004	745*	Ad		2004		
	2005	721	Am		Initiative (Prop. 69 adopted Nov. 2, 2004)		Ad
	2005	722*	Am		1999	83	Am <sup>30</sup>
290.5	1999	576	Am	299	2000	823	Am
	2005	722*	Am		2004		
290.6	2005	722*	Am		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
290.7	1999	475	Am		1999	475	Am
290.85	2003	245	Am		2000	823	Am
290.9	2004	127	Ad		2001	906	Am
290.95	2001	224	Am		2002	664	Am <sup>431</sup>
291	2003	536	Am		2004		
291.1	2003	536	Am		Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
295	2002	916	Am	299.5	1999	475	Am
	2004				2000	823	Am
	Initiative (Prop. 69 adopted Nov. 2, 2004)		Am		2001	906	Am
295.1	2004				2002	664	Am <sup>431</sup>
	Initiative (Prop. 69 adopted Nov. 2, 2004)		Am		2004		
					Initiative (Prop. 69 adopted Nov. 2, 2004)		Am
				299.6	1999	83	Am <sup>30</sup>
					1999	475	Am
					2001	906	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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299.6 (Cont.)	2004			2002	2002	369	Am
	Initiative			2003	2003	543	Am
	(Prop. 69			2004	2004	886	Am (by Sec. 1
	adopted						of Ch.)
300	Nov. 2, 2004)		Am	369b	2004	893	Am
	2004				1999	841	Am
	Initiative				2005	716	Am
	(Prop. 69			374.3	2004	137	Am
	adopted			374a	2002	787	Am <sup>422</sup>
	Nov. 2, 2004)		Am	383c	2002	102	Ad
300.1	2004				2003	62	Am <sup>519</sup>
	Initiative			396	2004	492	Am
	(Prop. 69			399	2001	257*	Am
	adopted			399.5	1999	265	Am
	Nov. 2, 2004)		Am	417	2000	478	Am
300.2	2004			417.2	2000	275	Am
	Initiative				2001	159	Am <sup>305</sup>
	(Prop. 69				2003	246	Am
	adopted				2004	607*	R
	Nov. 2, 2004)		Ad	417.25	1999	438	Am
308	2001	376	Am		1999	621	Am
	2004	798	Am <sup>81</sup>	417.26	1999	438	Ad
	2004	822*	Am (by Sec. 5	417.27	1999	621	Ad
			of Ch.)	417.4	2004	607*	Am
				417.6	2000	478	Am
308.1	2001	375	Ad	Pt. 1,			
308.3	2001	376	Ad	Title 11.5,			
311.11	2001	559	Am	heading			
312.1	2001	854	Am	(Sec. 422			
320.5	2000	778	Ad <sup>96</sup>	et seq.)	2000	1001	Am
	2001	854	Am	422.1	2002	281	Ad (by Sec. 1
330.11	2000	1023*	Ad				of Ch.)
	2001	941	Am	422.55	2004	700	Ad
330.7	2004	183	Am <sup>571</sup>	422.56	2004	700	Ad
330.9	1999	642	Ad	422.57	2004	700	Ad
	2005	546	Am	Pt. 1,			
330b	2003	264	Am	Title 11.6,			
	2004	183	Am <sup>571</sup>	Ch. 2,			
332	2005	546	Am	heading			
337a	2005	546	Am	(Sec. 422.6			
337d	2005	546	Am	et seq.)	2004	700	Ad
337j	2001	941	Am	422.6	2004	115	Am
	2003	756	Am		2004	700	Am
	2004	405	Am <sup>654</sup>	422.7	2004	700	Am
	2005	546	Am		2004	780	Am (by Sec. 1.1
337t	2002	624	Ad				of Ch.)
337u	2002	624	Ad	422.75	2004	700	Am
	2003	62	Am <sup>519</sup>	422.76	2004	700	R & Ad(RN)
337v	2002	624	Ad	422.77	2004	700	Ad
337w	2002	624	Ad	422.78	2004	700	Ad
337x	2002	624	Ad	422.85	2004	700	Ad(RN) (by
337y	2002	624	Ad				Sec. 21 of Ch.)
337z	2002	624	Ad		2004	809	Ad(RN)
	2005	546	Am	422.86	2004	700	Ad
347	2000	287	Am <sup>216</sup>	422.865	2004	809	Ad
350	1999	83	Am <sup>30</sup>	422.88	2004	700	Ad
360	2001	39	Am	422.89	2004	700	Ad
365	1999	354	Am	422.9	2004	700	R & Ad
365.6	2004	322	Am	422.91	2004	700	Ad
368	2000	214	Am	422.92	2004	700	Ad(RN)
	2001	854	Am	422.93	2004	700	Ad

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422.95	2004	700	Am & RN (by Sec. 21 of Ch.)		2002	254	Am
	2004	809	Am & RN (by Sec. 2.1 of Ch.)		2003	90	Am
422.96	2004	809	Ad <sup>82</sup>		2003	533	Am (by Sec. 7 of Ch.)
423	2001	899	Ad		2003	534	Am (by Sec. 2 of Ch.)
423.1	2001	899	Ad	532b	2005	457	Am
423.2	2001	899	Ad	538	1999	991	Am <sup>96 114</sup>
423.3	2001	899	Ad	538c	2002	1134	Am
423.4	2001	899	Ad	538d	2000	430	Am
423.5	2001	899	Ad	538e	2004	22*	Am
423.6	2001	899	Ad	538g	2004	22*	Ad
424	2002	154	Am	549	2000	843	Am
	2003	62	Am <sup>519</sup>		2000	867	Am <sup>82</sup>
451.5	1999	518	Am <sup>116</sup>		4X 2003–04	2	Am
	2004	135	Am <sup>611</sup>	550	1999	83	Am <sup>30</sup>
457.1	1999	518	Am		2000	867	Am
466	2001	854	Am		4X 2003–04	2	Am
	2002	335	Am	574	1999	991	Am <sup>96 114</sup>
470	2005	295	Am	591.5	2003	143	Ad
471	2002	787	Am <sup>422</sup>	593d	2001	854	Am
480	1999	254	Am	593e	2001	854	Am
481.1	2001	854	Am	594	1999	83	Am (as am by Sec. 1.5 and as ad by Sec. 1.6, Stats. 1998, Ch. 853) <sup>30</sup>
483.5	2005	326	Am		2000	50	Am (as am by Sec. 12 and Sec. 12.5, Prop. 21)
484	2000	176	Am				
487	2002	787	Am <sup>422</sup>				
487c	2000	135	Am <sup>203</sup>				
487h	2004	515	Ad & R (by Sec. 1 of Ch.) <sup>38</sup>				
499b	2003	391	Am				
502	1999	254	Am				
	2000	634	Am (by Sec. 1 of Ch.)		2000		
	2000	635	Am (by Sec. 2 of Ch.)		Initiative (Prop. 21 adopted March 7, 2000)		
502.01	1999	254	Am				
	2000	628	Am (by Sec. 1 of Ch.)				Am (as am by Sec. 1.5 and as ad by Sec. 1.6, Stats. 1998, Ch. 853)
	2004	751	Am				
	2005	22	Am <sup>647</sup>				
	2005	461	Am				
502.6	2002	861	Ad	594.1	2002	523	Am
502.9	2004	823	Am	594.3	2000	546	Am
504	2002	787	Am <sup>422</sup>		2004	700	Am
504b	1999	991	Am <sup>96 114</sup>	594.35	2000	546	Ad
515	2004	823	Am	596.7	2000	992	Ad
525	2004	823	Am	597.2	2000	1061	Ad
529.7	2002	907	Ad		2001	854	Am (as am by Stats. 2000, Ch. 1061) & RN
530.5	2000	956	Am				
	2001	478	Am				
	2002	254	Am	597.3	2001	854	Ad(RN)
	2005	432	Am (by Sec. 1 of Ch.)	597.6	2004	876	Ad
530.6	2000	956	Ad	597b	2003	256	Am
	2002	851	Am		2004	183	Am <sup>571</sup>
	2003	533	Am	597c	2003	256	Am
530.7	2000	631	Ad <sup>246</sup>		2004	183	Am <sup>571</sup>
	2001	854	Am	597i	2003	256	Am
530.8	2001	493	Ad	597j	2003	256	Am
				597l	2002	710	Am

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597l (Cont.)				629.68	2002	605	Am <sup>68</sup>
	2003	62	Am <sup>519</sup>	629.70	2002	605	Am <sup>68</sup>
597s	1999	303	Am	629.72	2002	605	Am <sup>68</sup>
597u	2005	652	Am	629.74	2002	605	Am <sup>68</sup>
597w	2005	652	R	629.76	2002	605	Am <sup>68</sup>
597z	2005	669	Ad	629.78	2002	605	Am <sup>68</sup>
599b	2002	787	Am <sup>422</sup>	629.80	2002	605	Am <sup>68</sup>
600	2000	287	Am <sup>216</sup>	629.82	2002	605	Am <sup>68</sup>
600.2	2004	322	Am	629.84	2002	605	S <sup>68</sup>
600.5	2004	322	Am	629.86	2002	605	Am <sup>68</sup>
601	2005	279	Am <sup>742</sup>	629.88	2002	605	Am <sup>68</sup>
602	2000	149	Am	629.89	2002	605	Am <sup>68</sup>
	2002	608*	Am	629.90	2002	605	Am <sup>68</sup>
	2003	355	Am (by Sec. 1 of Ch.)	629.91	2002	605	S <sup>68</sup>
				629.92	2002	605	S <sup>68</sup>
	2003	361	Am (by Sec. 1 of Ch.)	629.94	2002	605	Am <sup>68</sup>
				629.96	2002	605	S <sup>68</sup>
	2003	805	Am (by Sec. 1.3 of Ch.)	629.98	2002	605	Am <sup>68</sup>
				633	2003	468	Am <sup>561</sup>
	2005	289	Am (by Sec. 2 of Ch.)	633.6	1999	367	Ad
				636.5	1999	853	Am <sup>144</sup>
	2005	378	Am (by Sec. 3 of Ch.)	637.5	2001	731	Am
					2002	664	Am <sup>431</sup>
602.5	2000	563	Am	640	2000	860	Am
602.8	2003	101	Am	645	2001	854	Am
626.1	1999	853	R <sup>144</sup>	646.9	2000	669	Am
626.7	2002	343	Am		2002	832	Am
626.9	1999	83	Am <sup>30</sup>	646.91	1999	659	Am
628	2000	955	Am		2003	495	Am
	2005	677*	R	646.91A	2005	472	Ad
628.1	2000	955	Am	646.92	2000	561	Am
	2005	677*	R	646.93	1999	703	Ad
628.2	1999	646	Am		2000	669	Am
	2000	955	Am		2001	854	Am
	2005	677*	R	646.94	2000	669	Ad <sup>279</sup>
628.4	2005	69	R		2001	159	Am <sup>305</sup>
	2005	677*	R	647	1999	231	Am
628.5	2000	955	Am		2004	666	Am
	2005	677*	R	647.6	2000	657	Am
628.6	2005	677*	R	647.7	2004	666	Am (by Sec. 2 of Ch.)
629.50	2002	605	Am <sup>68</sup>	652	2005	307	Ad
629.51	2002	605	Am <sup>68</sup>	653.1	2004	193	Am <sup>571</sup>
	2005	17	Am	653aa	2004	617	Ad <sup>697</sup>
629.52	2000			653k	2001	128	Am
	Initiative			653m	1999	83	Am <sup>30</sup>
	(Prop. 21			653t	1999	853	Am <sup>144</sup>
	adopted				2002	787	Am <sup>422</sup>
	March 7,			653y	2004	295	Ad
	2000)		Am	653z	2003	670	Ad
	2002	605	Am <sup>68</sup>	656	2004	511	Am
629.53	2002	605	Ad & R <sup>68</sup>	656.5	2004	511	Ad
629.54	2002	605	Am <sup>68</sup>	656.6	2004	511	Ad
629.56	2002	605	Am <sup>68</sup>	664	2005	52	Am
629.58	2002	605	Am <sup>68</sup>	666	2000	135	Am <sup>203</sup>
629.60	2002	605	Am <sup>68</sup>	666.5	1999	706*	Am
629.61	2002	605	Ad & R <sup>68</sup>	666.7	1999	706*	Am
	2004	405	Am <sup>654</sup>		2001	854	Am
629.62	2002	605	Am <sup>68</sup>		2003	499	Am
	2003	468	Am <sup>561</sup>		2004	405	Am <sup>654</sup>
629.64	2002	605	Am <sup>68</sup>		2005	722*	Am
629.66	2002	605	S <sup>68</sup>				

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667.1	2000				2005	479	Am (as ad by
	Initiative						Stats. 2005,
	(Prop. 21						Ch. 2)
	adopted			803.5	2003	468	Ad <sup>561</sup>
	March 7,			803.6	2004	368	Ad
	2000)		Ad	805.5	2004	368	R
667.5	2000			808	2002	784	Am <sup>490</sup>
	Initiative				2003	62	Am <sup>519</sup>
	(Prop. 21			810	2002	784	Am <sup>490</sup>
	adopted			817.5	2000	940	Ad
	March 7,			825	2003	149	Am
	2000)		Am	830.1	2000	61	Am
	2002	606 *	Am		2001	68	Am
667.6	2002	787	Am <sup>422</sup>		2002	56	Am
667.7	2001	854	Am		2002	185	Am (by Sec. 2
667.70	1999	706 *	Am				of Ch.)
667.71	2000	287	Am <sup>216</sup>		2002	784	Am <sup>490</sup>
667.72	1999	706 *	R		2003	47	Am (by Sec. 1
667.9	1999	569	Am				of Ch.)
668	1999	350 *	Am		2003	70	Am (by Sec. 1
668.5	1999	350 *	Ad				of Ch.)
670	2001	854	Am		2003	149	Am <sup>445</sup>
675	2004	769	Ad		2003	710	Am
679.05	2004	159	Ad		2004	516	Am
	2005	22	Am <sup>647</sup>	830.11	1999	1005	Am
	2005	279	Am <sup>742</sup>		2003	890	Am
680	2003	537	Ad				R & Ad <sup>232</sup>
778a	2001	854	Am		2005	190	Am (as am by
784.7	2002	194	Am				Sec. 4 and as ad
786	2002	908	Am				by Sec. 5,
787	2002	64 *	Ad				Stats. 2003,
790	1999	83	Am <sup>30</sup>				Ch. 890)
793	2004	511	Am	830.14	1999	1007	Am
793.5	2004	511	Ad	830.2	1999	917	Am
801.1	2004	368	Ad		1999	918	Am (by Sec. 4.5
	2005	479	Am				of Ch.)
802	2002	828	Am	830.29	1999	840 *	Ad <sup>21</sup>
	2004	586	Am <sup>79</sup>				R <sup>34</sup>
			R <sup>80</sup>		2001	859	Am <sup>382 19</sup>
			Ad <sup>81</sup>	830.3	1999	525	Am <sup>112</sup>
803	1999	706 *	Am (by Sec. 10		1999	840 *	Am
			of Ch.)		2000	857	Am <sup>203</sup>
	1999	983	Am		2003	788	Am
	2000	235	Am	830.31	2003	468	Am <sup>561</sup>
	2001	235	Am	830.32	2000	135	Am <sup>203</sup>
	2002	787	Am <sup>422</sup>	830.33	2004	510	Am
	2002	1059 *	Am	830.34	2004	799 *	Am
	2003	2 *	Am	830.35	2000	808 *	Am
	2003	73	Am	830.36	1999	891	Am
	2003	152	Am	830.5	2001	119	Am
	2003	468	Am <sup>561</sup>		2002	1124 *	Am
	2004	368	Am	830.6	2003	292	Am
	4X 2003–04	2	Am	830.7	1999	331	Am
	2005	2 *	R (as am by	830.8	2002	545	Am <sup>422</sup>
			Stats. 2004,	831.4	1999	112	Am
			Ch. 368 and	831.5	1999	83	Am (as am by
			Stats. 2003–04				Sec. 8 and as ad
			(4th Ex. Sess.),				by Sec. 8.5,
			Ch. 2) & Ad				Stats. 1998,
							Ch. 606) <sup>30</sup>

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831.5 (Cont.)	1999	635 *	Am (as am by Sec. 8 and as ad by Sec. 8.5, Stats. 1998, Ch. 606)	933	2002	784	Am <sup>490</sup>
				933.06	2001	854	Am
				938.1	2002	784	Am <sup>490</sup>
				939.21	2004	823	Am
				964	2004	507 *	Ad
				969c	2002	787	R <sup>422</sup>
832	2003	70	Am	969d	2002	787	R <sup>422</sup>
832.05	2003	777	Ad <sup>63</sup>	976.5	2000	287	Am <sup>18 216</sup>
832.15	2004	593	Am <sup>654</sup>	977	2001	82	Am
832.17	2004	593	Ad <sup>654</sup>		2003	29	Am
832.25	2000	633	Ad	977.2	1999	888	Am <sup>13</sup>
832.3	1999	852	Am		2004	293	Am
832.5	2002	391	Am	981	2003	468	Am <sup>561</sup>
832.6	1999	111 *	Am	987.2	2002	784	Am <sup>490</sup>
	2000	287	Am <sup>216</sup>	999c	2003	229	Am
	2001	473	Am <sup>369</sup>	999j	2003	229	Am
832.7	2000	971	Am	999k	2003	229	Am
	2002	63	Am	999l	2000	287	Am <sup>216</sup>
	2002	391	Am	999n	2003	229	Am
	2003	102	Am	999p	2003	229	Am
832.9	2004	248	Am	999r	2003	229	Am
834c	1999	268	Ad	999s	2003	229	Am
836	1999	661	Am (by Sec. 10 of Ch.)	999t	2001	210	Am
	1999	662	Am	999v	2003	229	Am
	2000	47	Am	999x	2003	229	Am
	2002	534	Am	999y	2001	210	Am
	2003	468	Am <sup>561</sup>		2003	229	Am
	2003	495	Am	1000	2001	473	Am <sup>369</sup>
	2004	405	Am <sup>654</sup>		2002	545	Am <sup>422</sup>
847	2002	526	Am		2002	784	Am <sup>490</sup>
	2003	468	Am <sup>561</sup>	1000.12	2005	477	Am
851.5	2005	635	Am	1000.13	2005	477	R
851.8	2002	784	Am <sup>490</sup>	1000.3	2000	42	Am
851.90	2003	792	Ad	1000.30	2001	115	R
853.5	2003	467	Am	1000.31	2001	115	R
853.6	2003	467	Am	1000.32	2001	115	R
	2004	889 *	Am	1000.33	2001	115	R
853.6a	2003	149	Am	1000.34	2001	115	R
853.7a	2002	148	Am	1000.36	2001	115	R
859.1	2004	823	Am	1000.5	2002	784	Am <sup>490</sup>
859a	2002	784	Am <sup>490</sup>	1000.8	2000	815	Ad
861.5	2004	823	Am	Pt. 2,			
	2005	279	Am <sup>742</sup>	Title 6,			
868.7	2004	823	Am	Ch. 2.8,			
868.8	2001	62	Am	heading			
869	2002	784	Am <sup>490</sup>	(Sec. 1001.20 et seq.)	2004	290	Am
870	2002	784	Am <sup>490</sup>	1001.20	2004	290	Am
872	2005	18	Am	1001.21	2004	290	Am
890	2001	218	Am <sup>35</sup>	1001.22	2004	290	Am
896	2003	149	Am	1001.23	2004	290	Am
900	2003	149	Am	1001.65	2001	745 *	Am
903	2003	149	R	1026.2	2003	230 *	Am
904	2003	149	Am	1034	2003	449	R
904.6	2005	25	Am	1035	2003	449	Am
908	2003	149	Am	1037	2000	447	Am
908.1	2003	149	Am		2005	282	Am
908.2	2003	149	Am	1037.1	2005	282	Ad
923	2000	322	Am	1037.2	2005	282	Ad
924.4	2002	784	Am <sup>490</sup>	1038	2003	449	Am
932	2002	784	Am <sup>490</sup>	1039	2003	449	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PENAL CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1042	2002	787	Am <sup>422</sup>	1202.1	2002	831	Am
1048.1	1999	382	Am		2003	468	Am <sup>561</sup>
1050	1999	382	Am (by Sec. 2 of Ch.)	1202.4	1999	121	Am
	1999	580	Am (by Sec. 2 of Ch.)		1999	584	Am (as am by Stats. 1999, Ch. 121)
	2000	268	Am		2000	198	Am
	2002	784	Am <sup>490</sup>		2000	1016	Am (by Sec. 9.5 of Ch.)
	2002	788	Am		2004	223*	Am
	2003	133	Am		2005	238	Am
1050.5	2003	133	Am		2005	240	Am (by Sec. 10.5 of Ch.)
1054.10	2003	238*	Ad				
1054.6	2004	182	Am <sup>81 614</sup>	1202.41	1999	888	Am
1054.9	2002	1105	Ad		2005	238	Am
1089	2002	784	Am <sup>490</sup>	1202.42	2002	1141	Ad
	2003	62	Am <sup>519</sup>	1202.43	2002	1141	Ad
1127g	2004	823	Ad	1202.44	2004	223*	Ad
1166	1999	570	Am	1202.45	2004	223*	Am
1170	2004	747	Am (by Sec. 1 of Ch.)	1202.46	1999	888	Ad
				1202.5	2000	399	Am
1170.1	2000	689	Am	1202.7	2001	485	Am
	2002	126	Am	1203.016	2005	488*	Am
1170.11	1999	706*	Am (by Sec. 11 of Ch.)	1203.044	2001	854	Am
				1203.049	1999	706*	Am
	2000	287	Am <sup>216</sup>	1203.066	2005	477	Am
	2001	854	Am	1203.073	1999	853	Am <sup>144</sup>
	2003	468	Am <sup>561</sup>	1203.097	1999	83	Am <sup>30</sup>
	2004	405	Am <sup>654</sup>		2001	568	Am
	2005	279	Am <sup>742</sup>		2001	854	Am
	2005	722*	Am		2002	2*	Am
1170.125	2000				2002	265	Am
	Initiative (Prop. 21 adopted March 7, 2000)				2003	431	Am
				1203.098	2000	544	Ad
				1203.1abc	2003	468	Am <sup>68 561</sup>
1170.17	1999	996	Ad		2004	74	Am
	2000	287	Am <sup>216</sup>	1203.1b	2001	473	Am <sup>369</sup>
1170.19	1999	996	Ad		2002	784	Am <sup>490</sup>
1170.6	2001	745*	R	1203.1bb	2002	787	Am <sup>422</sup>
1170.75	2004	700	Am & RN	1203.1bc	2002	919	Ad & R <sup>43</sup>
1170.76	2005	279	Am <sup>742</sup>	1203.1c	2002	784	Am <sup>490</sup>
1170.86	2005	279	Am <sup>742</sup>	1203.1d	2000	545	Am
1170.89	2005	279	Am <sup>742</sup>		2002	1124*	Am
1170.95	2000	689	R	1203.1f	2002	198	Am
1174.2	2003	229	Am	1203.1k	2000	1016	Am
1174.4	2000	287	Am <sup>216</sup>	1203.3	2000	1016	Am
	2001	854	Am		2002	66	Am
1174.6	2004	193	R <sup>571</sup>		2003	62	Am <sup>519</sup>
1191.15	2004	1*	Am		2003	468	Am <sup>561</sup>
1191.21	2000	444	Ad	1203.4	2000	226	Am
	2003	229	Am		2003	49	Am
1192.7	1999	298	Am		2005	704	Am
	2000				2005	705*	Am
	Initiative (Prop. 21 adopted March 7, 2000)			1203.45	2005	705*	Am
				1203.4a	2001	824	Am
					2005	22	Am <sup>647</sup>
				1203.6	2002	784	Am <sup>490</sup>
				1203.7	2001	473	Ad <sup>369</sup>
	2002	606*	Am	1203.71	2001	473	Ad <sup>369</sup>
1192.8	1999	706*	Am	1203.72	2001	473	Ad <sup>369</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1203.72 (Cont.)	2002		Am <sup>422</sup>		2004	166	S <sup>38</sup>
	2002	787	Am <sup>422</sup>	1299.01	1999	426	Ad & R <sup>18</sup>
1203.73	2001	473	Ad <sup>369</sup>		2004	166	S <sup>38</sup>
	2002	787	Am <sup>422</sup>	1299.02	1999	426	Ad & R <sup>18</sup>
1203.74	2001	473	Ad <sup>369</sup>		2004	166	S <sup>38</sup>
1203.8	2005	603	Ad	1299.04	1999	426	Ad & R <sup>18</sup>
1203.9	2004	30*	Am		2004	166	S <sup>38</sup>
1208.2	1999	113	Ad	1299.05	1999	426	Ad & R <sup>18</sup>
1208.3	1999	113	Ad		2004	166	S <sup>38</sup>
1210	2000			1299.06	1999	426	Ad & R <sup>18</sup>
	Initiative				2004	166	S <sup>38</sup>
	(Prop. 36			1299.07	1999	426	Ad & R <sup>18</sup>
	adopted				2004	166	S <sup>38</sup>
	Nov. 7,			1299.08	1999	426	Ad & R <sup>18</sup>
	2000)		Ad <sup>294</sup>		2004	166	S <sup>38</sup>
	2001	721*	Am	1299.09	1999	426	Ad & R <sup>18</sup>
	2003	155	Am		2004	166	S <sup>38</sup>
1210.1	2000			1299.10	1999	426	Ad & R <sup>18</sup>
	Initiative				2004	166	S <sup>38</sup>
	(Prop. 36			1299.11	1999	426	Ad & R <sup>18</sup>
	adopted				2004	166	S <sup>38</sup>
	Nov. 7,			1299.12	1999	426	Ad & R <sup>18</sup>
	2000)		Ad <sup>294</sup>		2004	166	Am <sup>38</sup>
	2001	721*	Am	1299.13	1999	426	Ad & R <sup>18</sup>
1210.10	2005	484*	Ad		2004	166	S <sup>38</sup>
1210.11	2005	484*	Ad	1299.14	2004	166	Ad & R <sup>38</sup>
1210.12	2005	484*	Ad	1305	1999	570	Am
1210.13	2005	484*	Ad	1305.4	1999	570	Am
1210.14	2005	484*	Ad	1308	1999	570	Am
1210.15	2005	484*	Ad	1326	2004	162	Am
1210.16	2005	484*	Ad	1328	1999	662	Am
1210.5	2001	721*	Ad		2002	1008	Am
1210.7	2005	484*	Ad	1335	2005	305	Am
1210.8	2005	484*	Ad	1336	2000	186	Am
1210.9	2005	484*	Ad		2005	305	Am
1214	1999	344*	Am (as ad by	1337	2004	405	Am <sup>654</sup>
			Sec. 8,		2005	305	Am
			Stats. 1998,	1341	2004	405	Am <sup>654</sup>
			Ch. 587)		2005	305	Am
	2000	545	Am	1347	1999	83	Am (as am by
	2002	784	Am <sup>490</sup>				Sec. 1.5 and as
	2004	223*	Am				ad by Sec. 1.6,
1214.1	2005	74*	Am				Stats. 1998,
	2005	705*	Am				Ch. 670) <sup>30</sup>
	2005	706	Am		2000	207	Am (as am by
1237.5	2002	784	Am <sup>490</sup>				Sec. 153,
1238	1999	344*	Am				Stats. 1999,
1240.1	2000	287	Am <sup>216</sup>				Ch. 83) <sup>20</sup>
	2002	784	Am <sup>490</sup>				Am (as am by
	2003	62	Am <sup>519</sup>				Sec. 154,
1247k	2004	193	Am <sup>571</sup>				Stats. 1999,
1269b	1999	83	Am <sup>30</sup>				Ch. 83) <sup>34</sup>
	2001	176	Am		2002	96	R (as am by
	2003	149	Am				Sec. 2,
1270.1	1999	703	Am				Stats. 2000,
	2003	30	Am				Ch. 207)
1278	2004	104	Am				Am (as am by
1280.1	2001	854	Am				Sec. 1,
1281a	2002	784	Am <sup>490</sup>				Stats. 2000,
1287	2004	104	Am				Ch. 207) <sup>13</sup>
1299	1999	426	Ad & R <sup>18</sup>		2005	480	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1347.5	2004	823	Am	1524	2002	864	Am (by Sec. 1 of Ch.)
1348.5	2001	115	R		2002	1059*	Am (by Sec. 3 of Ch.)
1369	2004	486	Am		2003	137	Am
1370	2002	664	Am <sup>431</sup>		2004	182	Am <sup>81 614</sup>
	2004	486	Am		4X 2003–04	2	Am
1370.01	2004	486	Am		2005	279	Am (as am by Sec. 8, Stats. 2003–04 (4th Ex. Sess.), Ch. 2) <sup>742</sup>
1372	2003	356	Am				
	2004	183	Am <sup>571</sup>				
	2004	405	Am <sup>654</sup>				
1376	2003	700	Ad				
1382	1999	344*	Am				
	2005	36	Am				
1385	2000	689	Am		2005	294	Am
1405	2000	821	Ad	1524.1	2002	784	Am <sup>490</sup>
	2001	943	Am		2002	787	Am <sup>422</sup>
	2004	405	Am <sup>654</sup>		2002	831	Am
1417.8	2001	473	Am <sup>369</sup>		2003	62	Am <sup>519</sup>
1417.9	2000	821	Ad & R <sup>20</sup>	1524.2	1999	896	Ad
	2001	943	Am	1524.3	2002	864	Ad
	2002	1105	Am <sup>13</sup>	1529	2005	181	Am
1424	1999	363	Am	1536.5	2004	372	Ad
1428	2002	784	Am <sup>490</sup>	1538.5	2001	231	Am
1429.5	2002	784	R <sup>490</sup>		2002	401	Am
1462	2002	784	R <sup>490</sup>		2002	784	Am <sup>490</sup>
1462.2	2003	449	Am	1539	2002	71	Am
1463	2000	135	Am <sup>203</sup>	1543	2004	490	Am
	2002	784	Am <sup>490</sup>	1547	2002	529	Am
	2003	62	Am <sup>519</sup>	1600.5	2000	324	Am
1463.007	2002	62	Am	1603	2004	628	Am
	2004	380	Am (as am by Sec. 1, Stats. 2002, Ch. 62)	1607	2000	324	Am
				1610	2001	248	Am
				2036	2005	10*	R <sup>715 716</sup>
1463.010	2003	275	Am		2005	GRP 1	S <sup>703</sup>
	2004	183	Am <sup>571</sup>	2038	2005	10*	R <sup>715 716</sup>
1463.1	2001	812	Am		2005	GRP 1	S <sup>703</sup>
1463.12	1999	841	Ad	2043.3	2005	10*	R <sup>715 716</sup>
	2005	716	Am		2005	GRP 1	S <sup>703</sup>
1463.13	2000	165	Ad	2045.3	2005	10*	R <sup>715 716</sup>
1463.14	2005	158	Am		2005	GRP 1	S <sup>703</sup>
1463.15	2003	482	Ad	2046.3	2005	10*	R <sup>715 716</sup>
1463.21	2002	590	Ad & R <sup>75</sup>		2005	GRP 1	S <sup>703</sup>
1463.28	2003	149	Am	2048.3	2005	10*	R <sup>715 716</sup>
1464	1999	1023	Am		2005	GRP 1	S <sup>703</sup>
	2000	248*	Am	2048.7	2005	10*	R <sup>715 716</sup>
1464.2	1999	610	Ad		2005	GRP 1	S <sup>703</sup>
1465.5	2003	555	Am	2053	2004	193	Am <sup>571</sup>
1465.6	2003	555	Am	2053.3	2001	115	R
1465.7	2002	1124*	Ad <sup>424</sup>	2079	2005	10*	R <sup>715 716</sup>
			R <sup>69</sup>	2085.5	2001	200	Am
					2004	223*	Am
	2003	365	Am	2400	2005	10*	R <sup>715 716</sup>
1465.8	2003	159*	Ad <sup>479</sup>		2005	GRP 1	S <sup>703</sup>
1473.5	2001	858	Ad & R <sup>18</sup>	2401	2005	10*	R <sup>715 716</sup>
	2003	136	Am <sup>38</sup>		2005	GRP 1	S <sup>703</sup>
	2004	609	Am	2401.5	2005	10*	R <sup>715 716</sup>
1473.6	2002	1105	Ad		2005	GRP 1	S <sup>703</sup>
1511	2001	854	Am (as ad by Stats. 1989, Ch. 560) & RN	2402	2005	10*	R <sup>715 716</sup>
					2005	GRP 1	S <sup>703</sup>
1512	2001	854	Ad(RN)	2403	2005	10*	R <sup>715 716</sup>
					2005	GRP 1	S <sup>703</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2625	2002	65	Am	3001	2002	829	Am
	2004	20*	Am	3003	1999	83	Am <sup>30</sup>
2635	2005	303	Ad		2000	153	Am
2636	2005	303	Ad		2000	561	Am
2637	2005	303	Ad		2001	131*	Am
2638	2005	303	Ad		2003	51	Am
2639	2005	303	Ad		2005	463	Am (by Sec. 1 of Ch.)
2640	2005	303	Ad	3005	2000	142*	Ad & R <sup>207</sup>
2641	2005	303	Ad		2005	55	Am
2642	2005	303	Ad	3006	2000	127*	Ad
2643	2005	303	Ad	3010	2005	484*	Ad
2677	2001	854	Am	3010.1	2005	484*	Ad
2717	2000	525	Ad	3010.2	2005	484*	Ad
2717.4	2001	854	Am	3010.3	2005	484*	Ad
2762	2004	798	Am <sup>81</sup>	3010.4	2005	484*	Ad
2800	2005	10*	Am <sup>715 716</sup>	3010.5	2005	484*	Ad
	2005	GRP 1	S <sup>694</sup>	3010.6	2005	484*	Ad
2802	2004	225*	Am	3010.7	2005	484*	Ad
	2005	10*	Am <sup>715 716</sup>	3010.8	2005	484*	Ad
	2005	GRP 1	S <sup>694</sup>	3010.9	2005	484*	Ad
2803	2005	10*	Am <sup>715 716</sup>	3041	2001	131*	Am
	2005	GRP 1	S <sup>694</sup>		2004	1*	Am
2804	2005	10*	Am <sup>715 716</sup>		2005	10*	Am <sup>715 716</sup>
	2005	GRP 1	S <sup>694</sup>		2005	GRP 1	S <sup>694</sup>
2806	2005	10*	Am <sup>715 716</sup>		2005	GRP 1	S <sup>694</sup>
	2005	GRP 1	S <sup>694</sup>	3041.1	2005	10*	Am <sup>715 716</sup>
2807	2002	951	Am		2005	GRP 1	S <sup>694</sup>
	2005	10*	Am <sup>715 716</sup>	3042	2003	302	Am
	2005	GRP 1	S <sup>694</sup>	3043	2004	289	Am
2808	2005	10*	Am <sup>715 716</sup>	3043.2	2004	1*	Am
	2005	GRP 1	S <sup>694</sup>		2004	289	Am
2809	2005	10*	Am <sup>715 716</sup>	3043.25	2004	289	Am
	2005	GRP 1	S <sup>694</sup>	3043.3	2004	289	Am
2810	2005	10*	Am <sup>715 716</sup>	3043.6	2004	1*	Ad
	2005	GRP 1	S <sup>694</sup>	3046	2000	287	Am <sup>216</sup>
2810.5	2005	10*	Am <sup>715 716</sup>	3053.2	2004	193	Am <sup>571</sup>
	2005	GRP 1	S <sup>694</sup>	3053.4	2004	809	Ad
2811	2005	10*	Am <sup>715 716</sup>	3054	2002	619	Am
	2005	GRP 1	S <sup>694</sup>	3058.4	1999	957	Ad
2815	2005	10*	Am <sup>715 716</sup>	3058.6	1999	957	Am
	2005	GRP 1	S <sup>694</sup>	3058.61	2000	561	Ad
2816	2002	113	Am	3058.65	2000	314	Ad
	2005	10*	Am <sup>715 716</sup>		2001	159	Am <sup>305</sup>
	2005	GRP 1	S <sup>694</sup>		2001	470	Am
2912	2004	924	Am	3058.9	1999	957	Ad
2933.1	2002	787	Am <sup>422</sup>		2001	854	Am
2933.3	2002	1124*	Ad	3060.5	1999	475	Am
2933.5	2000	287	Am <sup>216</sup>	3060.6	2000	484	Ad
2962	1999	16*	Am	3063.1	2000		
	2000	135	Am <sup>203</sup>		Initiative		
2972	2000	324	Am		(Prop. 36		
2972.1	2000	324	Ad		adopted		
3000	2000	142*	Am		Nov. 7,		
	2001	485	Am		2000)		Ad <sup>294</sup>
	2001	854	Am (by Sec. 49.5 of Ch.)	3063.2	2001	721*	Am
	2002	829	Am	3063.5	2005	99*	Am
3000.1	2000	142*	Am	3071	2000	564	Ad
	2001	854	Am	3075	2002	622	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Year	Chapter	Effect	Section	Year	Chapter	Effect
3075 (Cont.)	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>694</sup>
	2003	149	Am	5000	2005	10*	Am <sup>715 716</sup>
	2003	149	Am		2005	GRP 1	S <sup>694</sup>
3076	2002	784	Am <sup>490</sup>	5001	2005	10*	Am <sup>715 716</sup>
3085.1	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>694</sup>
	2005	279	R <sup>742</sup>	5003.5	2005	10*	Am <sup>715 716</sup>
3326	2004	798	Am <sup>81</sup>		2005	GRP 1	S <sup>694</sup>
3412	2004	297	Am	5005	2004	798	Am <sup>81</sup>
3417	2004	297	Am	5007.7	2005	608	Ad
3418	2004	297	Am	5008.2	2005	524	Ad
3419	2004	297	Am	5009	2005	306	Am
	2005	608	Am	5010	2004	193	Am <sup>571</sup>
3423	2005	608	Am	5020	2001	115	R
3424	2004	193	R <sup>571</sup>	5023.5	2004	227*	Ad
	2005	608	Ad	5024	2000	127*	Ad
3520	2003	468	Am <sup>561</sup>	5024.5	2004	383	Ad
3600	2001	934	Am	5028	2004	924	Am
3602	2005	279	Am <sup>742</sup>	5029	2002	240	Ad
3605	2001	71	Am	5030.1	2004	798	Ad <sup>81</sup>
3607	2002	784	Am <sup>490</sup>				
3700.5	2005	279	Am <sup>742</sup>	Pt. 3, Title 7, Ch. 2, heading (Sec. 5050 et seq.)	2005	10*	Am <sup>715 716</sup>
4002	2001	248	Am		2005	GRP 1	S <sup>694</sup>
4007	2002	784	Am <sup>490</sup>	5050	2005	10*	Am <sup>715 716</sup>
4008	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>694</sup>
4009	2002	784	Am <sup>490</sup>	5051	2005	10*	R <sup>715 716</sup>
4010	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>703</sup>
4011.1	2001	854	Am	5051.5	2005	10*	R <sup>715 716</sup>
4011.10	2005	481	Ad & R <sup>317</sup>		2005	GRP 1	S <sup>703</sup>
4012	2002	784	Am <sup>490</sup>	5052	2005	10*	Am <sup>715 716</sup>
4013	2005	300	Am		2005	GRP 1	S <sup>694</sup>
4017.1	2002	196	Am	5053	2005	10*	R <sup>715 716</sup>
	2004	949	Am		2005	GRP 1	S <sup>703</sup>
	2005	259	Am	5054	2005	10*	Am <sup>715 716</sup>
4024.1	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>694</sup>
4025	2002	146	Am	5055	2005	10*	R <sup>715 716</sup>
4112	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>703</sup>
4301	2002	784	Am <sup>490</sup>	5054	2005	10*	Am <sup>715 716</sup>
4303	2002	784	Am <sup>490</sup>		2005	GRP 1	S <sup>694</sup>
4304	2002	784	Am <sup>490</sup>	5055	2005	10*	Am <sup>715 716</sup>
4497.40	2004	193	R <sup>571</sup>		2005	GRP 1	S <sup>694</sup>
4501	2004	405	Am <sup>654</sup>	5057	2005	10*	Am <sup>715 716</sup>
4501.1	2000	627	Am <sup>13</sup>		2005	GRP 1	S <sup>694</sup>
4536.5	1999	83	Am <sup>30</sup>	5058	2000	1060	Am
4750	2004	227*	Am		2001	141	Am
4751	2004	227*	Am		2002	787	Am <sup>422</sup>
	2005	54	Am	5058.1	2001	141	Ad
4751.5	2004	227*	Ad	5058.2	2001	141	Ad
4752	2004	227*	Am	5058.3	2001	141	Ad
4753	2004	227*	Am	5058.4	2004	738	Ad
4753.5	2004	227*	Ad	5058.5	2001	854	Am (as ad by Stats. 1992, Ch. 695) & RN
4801	2000	652	Am	5058.6	2001	854	Ad(RN)
	2005	215	Am	5066	1999	83	Am <sup>30</sup>
4852.03	1999	576	Am		2004	193	Am <sup>571</sup>
4852.18	2002	784	Am <sup>490</sup>	5067	2005	10*	R <sup>715 716</sup>
4904	2000	630	Am		2005	GRP 1	S <sup>694</sup>
Pt. 3, Title 7, Ch. 1, heading (Sec. 5000 et seq.)	2005	10*	Am <sup>715 716</sup>	5068.5	2000	356*	Am
				5071	2002	196	Am
					2005	259	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
Pt. 3, Title 7, Ch. 3, heading (Sec. 5075 et seq.)	2005	10*	Am <sup>715 716</sup>	6043	2003	158*	R
	2005	GRP 1	S <sup>694</sup>	6044	2001	860	Ad & R <sup>37 75</sup>
5075	2001	131*	Am	6045.8	2002	1124*	Am
	2005	10*	Am <sup>715 716</sup>	6050	2005	10*	Am <sup>715 716</sup>
	2005	GRP 1	S <sup>694</sup>		2005	GRP 1	S <sup>694</sup>
5075.1	2005	10*	Ad <sup>715 716</sup>	6051	1999	83	Am <sup>30</sup>
	2005	GRP 1	S <sup>699</sup>		1999	918	Am
5075.5	2005	215	Am		2003	158*	Am
5075.6	2005	10*	Ad <sup>715 716</sup>	6065	1999	83	Am <sup>30</sup>
	2005	GRP 1	S <sup>699</sup>	6125	2004	733	Am
5075.7	2005	GRP 1	S <sup>699</sup>	6126	1999	83	Am <sup>30</sup>
5076.1	2005	10*	Am <sup>715 716</sup>		1999	918	Am
	2005	GRP 1	S <sup>694</sup>		2004	733	Am
5082	2005	10*	R <sup>715 716</sup>		2005	10*	Am <sup>715 716</sup>
	2005	GRP 1	S <sup>703</sup>	6126.3	1999	918	Ad
5971	2003	62	Am <sup>519</sup>		2004	734	Am
					2001	854	Am
Pt. 3, Title 7, Ch. 4, heading (Sec. 6001 et seq.)	2005	10*	Am <sup>715 716</sup>	6126.6	2004	734	Am
	2005	GRP 1	S <sup>694</sup>		2005	10*	Ad <sup>715 716</sup>
6001	2005	10*	Am <sup>715 716</sup>	6127	1999	918	R
	2005	GRP 1	S <sup>703</sup>	6127.1	1999	918	Ad
6003	2005	10*	R <sup>715 716</sup>	6127.3	1999	918	Ad
	2005	GRP 1	S <sup>703</sup>	6127.4	1999	918	Ad
6004	2005	10*	R <sup>715 716</sup>	6128	1999	918	Am
	2005	GRP 1	S <sup>703</sup>		2004	733	Am
6005	2002	221	Am	6129	1999	806	R & Ad
	2004	227*	Am		2000	135	Am <sup>203</sup>
6008	2001	854	Am		2003	158*	Am
					2004	733	Am
Pt. 3, Title 7, Ch. 5, heading (Sec. 6024 et seq.)	2005	10*	Am <sup>715 716</sup>	6131	2004	734	Ad
	2005	GRP 1	S <sup>694</sup>	6132	2004	734	Ad
6024	2005	10*	Am <sup>715 716</sup>	6133	2004	736	Ad
	2005	GRP 1	S <sup>694</sup>	6224.5	2000	249	Ad
6025	2001	930	Am	6227.5	2000	249	Ad
	2005	10*	Am <sup>715 716</sup>	6236	2001	854	Am
	2005	GRP 1	S <sup>694</sup>	6241	2003	229	Am
6026	2005	10*	Am <sup>715 716</sup>	6245	2004	183	Am <sup>571</sup>
	2005	GRP 1	S <sup>694</sup>	6247	2001	115	R
6030	2005	10*	Am <sup>715 716</sup>	6267	2003	708	Ad
	2005	608	Am	6400	2002	238	Ad
	2005	GRP 1	S <sup>694</sup>	7009	2004	193	R <sup>571</sup>
6031.1	2002	784	Am <sup>490</sup>	7012	2001	854	Am
6035	2003	158*	Am	7433	2001	745*	Am
6036	2003	158*	Am	7440	2000	965	Ad
6037	2003	158*	R	7441	2000	965	Ad
6040	2003	158*	Am	7442	2000	965	Ad
6041	2003	158*	R	7443	2000	965	Ad
6042	2003	158*	R	7444	2000	965	Ad
				7445	2000	965	Ad
				7500	2004	953*	Am <sup>57</sup>
				7501	2004	953*	S <sup>57</sup>
				7502	2004	953*	S <sup>57</sup>
				7503	2004	953*	Am <sup>57</sup>
				7504	2004	953*	S <sup>57</sup>
				7505	2004	953*	S <sup>57</sup>
				7510	2004	953*	Am <sup>57</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
7511	2004	953 *	Am <sup>57</sup>	11105.6	1999	33	Am
7512	2004	953 *	S <sup>57</sup>	11105.75	2000	623	Ad <sup>35</sup>
7512.5	2004	953 *	S <sup>57</sup>	11106	1999	571	Am (by Sec. 1 of Ch.)
7513	2004	953 *	S <sup>57</sup>				
7514	2004	193	Am <sup>571</sup>		2002	916	Am
	2004	953 *	S <sup>57</sup>		2003	541	Am
7515	2004	953 *	Am <sup>57</sup>		2005	702	Am (by Sec. 2 of Ch.)
7516	2004	953 *	S <sup>57</sup>				
7516.5	2004	953 *	S <sup>57</sup>		2005	715	Am (by Sec. 1.5 of Ch.)
7516.8	2004	953 *	S <sup>57</sup>				
7517	2004	953 *	S <sup>57</sup>	11106.3	2004	65	Ad
7518	2004	953 *	S <sup>57</sup>	11108	2005	167	Am
	2005	10 *	Am <sup>715 716</sup>		2005	715	Am (by Sec. 2.5 of Ch.)
	2005	GRP 1	S <sup>694</sup>				
7519	2004	953 *	S <sup>57</sup>	11108.3	2003	499	Am
7520	2004	953 *	S <sup>57</sup>		2004	593	Am <sup>654</sup>
7521	2004	953 *	S <sup>57</sup>		2005	715	Am
7522	2004	953 *	S <sup>57</sup>	11108.7	2004	193	R <sup>571</sup>
7523	2004	953 *	S <sup>57</sup>	11110	2004	193	R <sup>571</sup>
7530	2004	953 *	S <sup>57</sup>	11112.4	2004	73	Am
7531	2004	953 *	S <sup>57</sup>	11146	2002	918	Am
7540	2004	953 *	S <sup>57</sup>	11160	2000	287	Am <sup>216</sup>
7550	2004	953 *	S <sup>57</sup>		2002	249	Am
7551	2004	953 *	S <sup>57</sup>		2003	229	Am
7552	2004	953 *	S <sup>57</sup>	11160.1	2005	133	Ad
7553	2004	953 *	S <sup>57</sup>	11160.2	2002	249	Ad & R <sup>19</sup>
7554	2004	953 *	S <sup>57</sup>	11161.2	2001	579	Ad <sup>37</sup>
7555	2004	953 *	R		2003	229	Am
9008	2001	745 *	R	11161.5	2004	864	Ad
11010	2002	125 *	Ad	11163.3	1999	662	Am
11051	2002	787	Am <sup>422</sup>	11163.6	1999	662	Ad
11055	2004	517	Ad	11164	2000	916	Am
	2005	22	Am <sup>647</sup>	11165.1	2000	287	Am <sup>216</sup>
11061	2001	477	Ad	11165.10	2000	916	R
11061.5	2001	477	Ad	11165.12	2000	916	Am
11077	2003	470	Am		2004	842	Am
11077.1	2003	470	Ad	11165.13	2000	916	Am
11077.2	2003	470	Ad	11165.14	2000	916	Am
11102.1	2002	623	Ad	11165.15	2000	916	R
11105	2000	421 *	Am	11165.16	2000	916	R
	2000	808 *	Am (by Sec. 111.1 of Ch.)	11165.17	2000	916	R
				11165.3	2004	842	Am
	2002	627	Am	11165.5	2000	916	Am
	2004	184 *	Am		2001	133 *	Am
	2004	570	Am		2004	842	Am
	2005	99 *	Am	11165.6	2000	916	R & Ad
	2005	279	Am <sup>742</sup>		2001	133 *	Am
11105.02	2002	627	Am		2004	842	Am
11105.03	1999	31	Am	11165.7	2000	916	Am
11105.04	2003	365	Ad <sup>391</sup>		2001	133 *	Am
11105.2	2001	653 *	Am		2001	754	Am (as am by Stats. 2001, Ch. 133)
11105.3	2000	972	Am				
	2002	627	Am (by Sec. 4 of Ch.)		2002	927	Am
					2002	936 *	Am
	2002	990	Am (by Sec. 1.5 of Ch.)		2003	122	Am
					2004	762	Am (by Sec. 1 of Ch.)
	2003	124	Am				
	2004	184 *	Am		2004	842	Am (by Sec. 5.5 of Ch.)
11105.4	2002	627	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
11165.8	2000	916	R	11170.5	2004	842	Am
11165.9	2000	916	R & Ad	11170.6	1999	851 *	Ad
	2001	133 *	Am		2000	135	Am <sup>203</sup>
	2005	713	Am		2004	842	R
11166	2000	916	Am	11171	2000	916	Am
	2001	133 *	Am		2002	249	Am & RN & Ad
	2002	936 *	Am		2003	62	Am <sup>519</sup>
	2004	823	Am (by Sec. 17 of Ch.)		2003	229	Am
					2003	468	Am <sup>561</sup>
	2004	842	Am (by Sec. 7.5 of Ch.)		2004	183	Am <sup>571</sup>
					2004	405	Am <sup>654</sup>
	2005	42	Am	11171.2	2002	249	Ad(RN)
	2005	713	Am	11171.5	2000	916	Am
11166.01	2002	858	Ad	11172	2000	916	Am
	2004	842	Am		2001	133 *	Am
	2005	163	Am		2004	842	Am
11166.05	2001	133 *	Ad	11174.1	2000	916	Am
	2004	842	Am	11174.3	2000	916	Am
11166.1	2000	916	Am	11174.31	2004	842	Ad(RN)
11166.2	2000	916	Am	Pt. 4,			
	2001	133 *	Am	Title 1,			
11166.3	2000	135	Am <sup>203</sup>	Ch. 2,			
	2000	916	Am	Art. 2.6,			
	2001	133 *	Am	heading			
11166.5	2000	916	Am	(Sec. 11174.32			
	2001	133 *	Am	et seq.)	2004	842	Ad
	2004	762	Am (by Sec. 2 of Ch.)	11174.32	2004	842	Ad(RN)
				11174.33	2004	842	Ad(RN)
	2004	842	Am (by Sec. 10.5 of Ch.)	11174.34	2004	842	Ad(RN)
11166.7	2000	916	Am	11174.35	2004	842	Ad(RN)
	2001	133 *	Am	11174.4	2001	301	Ad
	2004	842	Am & RN		2002	664	Am <sup>431</sup>
11166.8	2000	916	Am		2002	1064	Ad <sup>458</sup>
	2004	842	Am & RN				R <sup>63</sup>
11166.9	1999	1012	Am <sup>122</sup>		2004	842	Am (as ad by
	2000	916	Am				Stats. 2002,
	2001	133 *	Am				Ch. 1064) & RN
	2003	229	Am	11174.5	2001	301	Ad
	2004	842	Am & RN	11174.6	2001	301	Ad
11166.95	2001	133 *	Am	11174.7	2001	301	Ad
	2004	842	Am & RN	11174.8	2001	301	Ad
11167	2000	916	Am	11174.9	2001	301	Ad
	2001	133 *	Am	11180	2000	658	Ad
	2004	292	Am		2001	854	Am
	2004	842	Am (by Sec. 15.5 of Ch.)		2002	1078	Am
				11181	2000	658	Ad
	2005	279	Am <sup>742</sup>		2002	1078	Am
11167.5	2000	916	Am	11198	1999	707	Ad
	2002	187	Am	11199	2002	134	Ad
	2004	842	Am		2003	62	Am <sup>519</sup>
11168	2000	916	Am	11226	2002	1057	Am
11169	2000	916	Am		2003	62	Am <sup>519</sup>
	2001	133 *	Am	11227	2002	1057	Am
	2004	842	Am	11230	2002	1057	Am
11170	1999	475	Am		2003	62	Am <sup>519</sup>
	2000	916	Am	11410	2004	700	Am
	2001	133 *	Am	11413	2004	700	Am
	2004	842	Am	11415	1999	563	Ad
	2005	279	Am <sup>742</sup>	11416	1999	563	Ad
				11417	1999	563	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
11417 (Cont.)	2002	606 *	Am	12022	2005	715	Am
	2002	611 *	Am		1999	129	Am
11418	1999	563	Ad		2002	126	Am
	2001	854	Am	12022.5	2004	494	Am
	2002	606 *	Am		1999	129	Am
11418.1	2002	606 *	Ad		2002	126	Am
11418.5	1999	563	Ad		2003	468	Am <sup>561</sup>
	2002	611 *	Am	12022.53	2004	494	Am
	1999	563	Ad		2000	287	Am <sup>216</sup>
	2002	611 *	Am		2001	854	Am
11419	1999	563	Ad		2002	126	Am
	2002	611 *	Am		2003	468	Am <sup>561</sup>
11460	2002	787	Am <sup>422</sup>	12022.55	2002	126	Am
11501	2003	229	Am	12022.7	2000	919	Am
11502	2003	229	Am		2002	126	Am
	2004	183	Am <sup>571</sup>	12022.99	2002	126	Am
11504	2003	229	Am	12025	1999	571	Am <sup>138</sup>
12000	2000	135	Am <sup>203</sup>	12026.2	2004	247 *	Am
12001	1999	129	Am		2005	715	Am
	2001	940	Am	12028	2003	499	Am
	2001	942	Am		2004	602	Am
	2002	909	Am	12028.5	1999	659	Am
	2003	246	Am		1999	662	Am (by Sec. 4 of Ch.)
	2005	715	Am (by Sec. 4 of Ch.)				Am (by Sec. 18.5 of Ch.)
12001.1	1999	976	Ad		2000	254	Am
	2002	58	Am		2002	830	Am (by Sec. 3 of Ch.)
12001.6	2001	944	Am				Am (by Sec. 1.5 of Ch.)
12002	1999	112	Am		2002	833	Am (by Sec. 1.5 of Ch.)
	2001	527	Am				Am
12010	2001	944	Ad <sup>340</sup>		2004	602	Am
	2004	593	Am <sup>654</sup>		2005	715	Am
12011	2001	944	Ad <sup>340</sup>	12028.7	2001	944	Ad
	2004	494	Am		2002	830	Am
	2004	593	Am <sup>654</sup>		2004	602	Am
12012	2001	944	Ad <sup>340</sup>	12030	2004	602	Am
12020	1999	111 *	Am	12031	1999	571	Am <sup>139</sup>
	1999	129	Am (by Sec. 3.5 of Ch.)	12035	2001	126	Am
	2000	287	Am <sup>216</sup>		2002	664	Am <sup>431</sup>
	2001	130	Am	12036	2001	126	Am
	2001	937	Am		2005	715	Am
	2004	247 *	Am	12050	1999	142	Am
12020.1	2002	208	Ad		2000	123	Am
12020.3	2000	275	Ad	12051	2003	541	Am
12021	1999	662	Am	12070	2004	247 *	Am
	2000	400	Am (by Sec. 1 of Ch.)		2005	715	Am
	2001	944	Am	12071	1999	83	Am <sup>30</sup>
	2002	830	Am		1999	128	Am
	2003	490	Am (by Sec. 1 of Ch.)		2001	126	Am
	2003	495	Am (by Sec. 3 of Ch.)		2001	138	Am (by Sec. 3 of Ch.)
	2003	498	Am (by Sec. 8 of Ch.)		2001	940	Am (by Sec. 2 of Ch.)
	2003	499	Am (by Sec. 4.7 of Ch.)		2001	942	Am (by Sec. 2 of Ch.)
	2004	183	Am <sup>571</sup>		2001	944	Am (by Sec. 5.1 of Ch.)
	2004	593	Am <sup>654</sup>		2002	664	Am <sup>431</sup>
12021.3	2004	602	Ad		2002	909	Am (by Sec. 3 of Ch.) <sup>524</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
12071 (Cont.)							
	2002	911	Am (by Sec. 1 of Ch.) <sup>523</sup>		2004	247 *	Am
			Am (by Sec. 1.5 of Ch.) <sup>524</sup>		2004	606 *	Am
					2005	715	Am (by Sec. 12 of Ch.)
	2003	502	Am (as am by Sec. 1 and Sec. 1.5, Stats. 2002, Ch. 911)	12079	1999	129	Ad
				12081	2001	940	Am & R <sup>20</sup>
					2001	942	Am & R <sup>20</sup>
					2004	606 *	Ad
					2005	22	Am <sup>647</sup>
	2003	754	R (as am by Sec. 1, Stats. 2002, Ch. 911)	12082	2002	910	Am
					2003	502	Am
					2004	593	Am <sup>654</sup>
				12083	2002	909	Ad <sup>524</sup>
					2003	754	S <sup>22</sup>
				12084	2001	940	Am
					2001	942	Am
					2004	602	Am
					2005	715	R
	2004	247 *	Am	12085	1999	83	Am <sup>30</sup>
	2005	715	Am (by Sec. 9 of Ch.)	12086	1999	83	Am <sup>30</sup>
12071.1	1999	247	Am	12087	1999	245	Ad
12071.4	1999	247	Ad		1999	246	Ad
12072	1999	128	Am		2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>
	2001	940	Am				
	2001	942	Am				
	2002	909	Am	12087.5	1999	245	Ad
	2004	247 *	Am		1999	246	Ad
	2005	715	Am (by Sec. 10 of Ch.)		2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>
12072.5	2000	271	Ad				
12073	2002	909	Am				
	2004	606 *	Am				
12074	2003	502	Am				
12076	1999	128	Am				
	2001	940	Am				
	2001	942	Am	12087.6	2002	917	Ad
	2002	909	Am (by Sec. 6 of Ch.)	12088	1999	245	Ad
					1999	246	Ad
	2002	910	Am (by Sec. 1 of Ch.)		2002	917	Am
					2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>
	2002	912	Am (by Sec. 1.3 of Ch.)				
	2003	754	Am				
	2005	715	Am (by Sec. 11 of Ch.)	12088.1	1999	245	Ad
					1999	246	Ad
12076.5	2001	940	Ad		2002	917	R (as ad by Sec. 1, Stats. 1999, Ch. 245)
	2001	942	Ad				
	2004	593	R (as ad by Stats. 2001, Ch. 940) <sup>654</sup>				
12077	1999	128	Am				
	2001	940	Am				
	2001	942	Am				
	2003	502	Am	12088.15	2002	917	Ad
12077.5	2003	298	Ad	12088.2	1999	245	Ad
12078	2001	940	Am		1999	246	Ad
	2001	942	Am		2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>
	2002	664	Am <sup>431</sup>				
	2002	909	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
12088.3	1999	245	Ad		2003	500	Am
	1999	246	Ad		2005	715	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>	12133	1999	248	Ad
					2004	247*	Am
					2005	683	Am
12088.4	1999	245	Ad	12200	2000	668	Am
	1999	246	Ad	12201	2003	499	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>	12234	2002	910	Ad
				12275	2004	494	Am
				12275.5	2004	494	Am
				12276.1	1999	129	Ad
					2000	967	Am
					2002	911	Am
12088.5	1999	245	Ad	12278	2004	494	Ad
	1999	246	Ad	12280	1999	129	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>		2000	287	Am <sup>216</sup>
					2001	937	Am
					2002	787	Am <sup>422</sup>
12088.6	1999	245	Ad		2003	499	Am
	1999	246	Ad		2004	494	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>		2005	690	Am
				12285	1999	129	Am
					2003	499	Am
					2004	494	Am
12088.7	1999	245	Ad	12286	2004	494	Am
	1999	246	Ad	12287	1999	129	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>		2003	499	Am
					2004	494	Am
				12288	2001	854	Am
					2004	494	Am
12088.8	1999	245	Ad	12288.5	2004	494	Am
	1999	246	Ad	12289	1999	129	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>		2004	494	Am
				12289.5	2002	910	Ad
				12290	2003	499	Am
					2004	494	Am
12088.9	1999	245	Ad	12301	2003	499	Am
	1999	246	Ad		2004	247*	Am
	2003	62	R (as ad by Sec. 1, Stats. 1999, Ch. 245) <sup>519</sup>		2004	496	Am
				12305	2002	910	Am
					2002	1106	Am
					2005	715	Am
12094	2001	854	Am	12307	2002	996	Am
12099	2002	910	Ad	12316	2005	681	Am
12125	1999	248	Ad	12370	1999	83	Am <sup>30</sup>
	2002	912	Am	12403.5	1999	852	Am
	2004	247*	Am		1999	853	Am <sup>144</sup>
12126	1999	248	Ad	Pt. 4,			
	2003	500	Am	Title 2,			
12127	1999	248	Ad	Ch. 6,			
	2002	912	Am	Art. 1,			
12128	1999	248	Ad	heading			
12129	1999	248	Ad	(Sec. 12550			
12130	1999	248	Ad	et seq.)	2004	607*	Am
	2003	500	Am	12550	2004	607*	Ad
12131	1999	248	Ad	12553	2004	607*	Ad
	2002	912	Am <sup>420</sup>		2005	22	Am <sup>647</sup>
12131.5	1999	248	Ad	12554	2004	607*	Ad
12132	1999	248	Ad	12555	2004	607*	Ad
	2000	967	Am		2005	279	Am <sup>742</sup>
	2002	911	Am	12556	2004	607*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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12600	2001	473	Am <sup>369</sup>	13511	2000	354	Am
12601	2001	473	Am <sup>369</sup>	13514.1	2003	624	Ad
12800	2001	940	R <sup>34</sup>	13515	2000	559	Am
			Ad <sup>82</sup>	13515.25	2000	200	Ad
	2001	942	R & Ad <sup>34</sup>		2003	269*	Am
12801	2001	940	R <sup>34</sup>		2004	700	Am
			Ad <sup>82</sup>	13515.55	1999	83	Am <sup>30</sup>
	2001	942	R & Ad <sup>34</sup>	13519	1999	659	Am
12802	2001	940	R <sup>34</sup>	13519.05	2000	564	Ad
			Ad <sup>82</sup>	13519.12	2002	612*	Ad
	2001	942	R & Ad <sup>34</sup>	13519.14	2005	239	Ad
12803	2001	940	R <sup>34</sup>	13519.4	2000	684	Am
			Ad <sup>82</sup>		2001	854	Am
	2001	942	R & Ad <sup>34</sup>		2004	700	Am
12804	2001	940	R <sup>34</sup>	13519.6	2004	700	Am
			Ad <sup>82</sup>	13519.64	2004	700	Ad
	2001	942	R & Ad <sup>34</sup>	13519.8	2005	485	Am
12805	2001	940	R <sup>34</sup>	13526.2	1999	301	Ad
			Ad <sup>82</sup>	13540	2000	96*	Am
	2001	942	R & Ad <sup>34</sup>	13541	2000	96*	Am
12806	2001	940	R <sup>34</sup>	13542	2000	96*	Am
			Ad <sup>82</sup>	13543	2000	96*	Ad & R <sup>5</sup>
	2001	942	R & Ad <sup>34</sup>	13543.5	2000	354	Ad & R <sup>5</sup>
12807	2001	940	R <sup>34</sup>	Pt. 4,			
			Ad <sup>82</sup>	Title 4.5,			
	2001	942	R & Ad <sup>34</sup>	heading			
12808	2004	247*	Am	(Sec. 13600			
	2001	940	R <sup>34</sup>	et seq.)	2005	10*	Am <sup>715 716</sup>
			Ad <sup>82</sup>		2005	GRP 1	S <sup>694</sup>
	2001	942	R & Ad <sup>34</sup>	13600	2005	10*	Am <sup>715 716</sup>
12809	2001	940	R <sup>34</sup>		2005	GRP 1	S <sup>694</sup>
			Ad <sup>82</sup>	13601	2002	1124*	Am
	2001	942	R & Ad <sup>34</sup>		1X 2003–04	8*	Am
12810	2001	940	Ad & R <sup>20</sup>		2005	10*	Am <sup>715 716</sup>
	2001	942	Ad & R <sup>20</sup>		2005	GRP 1	S <sup>694</sup>
13010	2004	405	Am <sup>654</sup>	13602	1999	83	Am <sup>30</sup>
13010.5	2001	468*	Am <sup>37</sup>		2000	987*	Am
	2004	154	Am		2001	745*	Am
13012	2001	468*	Am <sup>37</sup>		1X 2003–04	8*	Am
13012.5	2001	468*	Ad <sup>37</sup>		2005	10*	Am <sup>715 716</sup>
13013	2004	193	R <sup>571</sup>		2005	GRP 1	S <sup>694</sup>
13014	2004	405	Am <sup>654</sup>	13603	2000	987*	Ad
13022	2004	405	Am <sup>654</sup>		1X 2003–04	5	Am
13023	2000	626	Am		2005	10*	Am <sup>715 716</sup>
	2004	700	Am		2005	GRP 1	S <sup>694</sup>
13100.1	2003	229	Am	13700	1999	659	Am
13151	2002	784	Am <sup>490</sup>		2002	534	Am
13300	2000	421*	Am		2004	250	Am
	2000	808*	Am (by Sec. 111.5 of Ch.)	13701	1999	661	Am
				13710	1999	659	Am
13500	1999	702	Am	13711	1999	661	Am
13503	2003	297	Am	13730	2001	483	Am
13506	2003	297	Am	13731	2001	745*	Am
13508	2004	193	Am <sup>571</sup>	13732	2002	187	Ad
13510	1999	301	Am	13775	2001	899	Ad & R <sup>75</sup>
	2000	135	Am <sup>203</sup>	13776	2001	899	Ad & R <sup>75</sup>
	2003	297	Am	13777	2001	899	Ad & R <sup>75</sup>
13510.1	2003	297	Am	13778	2001	899	Ad & R <sup>75</sup>
13510.6	2001	745*	R	13779	2001	899	Ad & R <sup>75</sup>
13510.7	2003	297	Ad	13800	2003	229	Am
	2004	405	Am <sup>654</sup>	13810	2005	10*	Am <sup>715 716</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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13810 (Cont.)	2005	GRP 1	S <sup>694</sup>		2001	556	Am
13812	2003	229	Am		2003	229	Am
13820	2003	229	R & Ad	13848.7	2003	618	Am
13821	2003	229	R		1999	427	Am <sup>20</sup>
13822	2003	229	R		2000	654	R
13823	2003	229	Am	13848.8	2003	662	Ad
13823.11	2002	382	Am	13851	2003	229	Am
	2002	787	Am <sup>422</sup>		2005	279	Am <sup>742</sup>
	2003	535	Am	13854	2003	229	Am
13823.12	2003	229	Am	13855	2000	624	Ad & R <sup>5</sup>
13823.13	2003	229	Am	13861	2002	787	Am <sup>422</sup>
13823.15	2003	229	Am		2003	229	Am
	2004	840*	Am	13864	2003	229	Am
13823.16	2002	510	Ad & R <sup>38</sup>		2003	468	R (as ad by Stats. 1989, Ch. 82) <sup>561</sup>
	2003	229	Am				Am (as am by Stats. 1992, Ch. 711) <sup>561</sup>
	2004	840*	Am				Am <sup>571</sup>
13823.2	2003	229	Am		2004	183	Am
13823.20	2001	115	R	13870	2004	700	R
13823.4	2003	229	Am	13871	2004	193	R <sup>571</sup>
13823.5	2003	229	Am		2004	700	R
13823.9	2003	62	Am <sup>519</sup>	13873	2004	700	Am & RN
	2003	229	Am	13875	2001	853	Ad <sup>98</sup>
	2004	405	Am <sup>654</sup>				R <sup>100</sup>
13823.93	2002	256	Am	13876	2001	853	Ad <sup>98</sup>
	2003	229	Am				R <sup>100</sup>
	2005	215	Am				R <sup>100</sup>
13825	2003	229	Am		2003	229	Am
13825.10	2003	229	Am & RN	13877	2001	853	Ad <sup>98</sup>
13826.1	2003	229	Am				R <sup>100</sup>
13826.15	2003	229	Am				Ad <sup>98</sup>
13826.62	2003	229	Am	13877.1	2002	1090	Ad
13826.7	2003	229	Am	13877.5	2001	853	Ad <sup>98</sup>
13828.2	2004	193	R <sup>571</sup>				R <sup>100</sup>
13830	2003	229	Am	13878	2001	853	Ad <sup>98</sup>
13832	2003	229	Am				R <sup>100</sup>
13833	2003	229	Am	13879	2001	853	Ad <sup>98</sup>
13835.10	2003	229	Ad(RN)				R <sup>100</sup>
13835.2	2003	229	Am		2003	229	Am
13835.6	2003	229	Am	13879.5	2001	853	Ad <sup>98</sup>
13835.7	2003	229	Am				R <sup>100</sup>
13836	2003	229	Am		2003	229	Am
13836.1	2003	229	Am	13879.7	2001	853	Ad <sup>98</sup>
13837	2003	229	Am				R <sup>100</sup>
	2004	840*	Am	13879.80	2003	75	Ad
13843	2003	229	Am	13879.81	2003	75	Ad
13844	2003	229	Am		2004	405	Am <sup>654</sup>
13846	2003	229	Am	13881	2003	229	Am
13847	2003	229	Am	Pt. 4, Title 6, Ch. 9.5, heading (Sec. 13885 et seq.)			
13847.2	2003	229	Am		2003	27	Am
13848	1999	427	S <sup>20</sup>	13885.1	2003	27	Am
	2000	654	S <sup>57</sup>	13887	2002	1090	Ad
13848.2	1999	427	S <sup>20</sup>	13887.2	2002	1090	Ad
	2000	654	S <sup>57</sup>	13887.3	2002	1090	Ad
	2001	556	Am	13887.4	2002	1090	Ad
13848.4	1999	427	S <sup>20</sup>	13892	2001	745*	R
	2000	654	S <sup>57</sup>	13894.5	2001	115	R
13848.6	1999	427	S <sup>20</sup>				
	2000	654	Am <sup>57</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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13894.6	2001	115	R	Pt. 4,			
13894.7	2001	115	R	Title 10.2,			
13894.8	2001	115	R	heading			
13894.9	2001	115	R	(Sec. 14125			
13897.2	2002	787	Am <sup>422</sup>	et seq.)	2002	664	Am <sup>431</sup>
	2003	229	Am	14125	2001	566	Ad & R <sup>37 18</sup>
13897.3	2003	229	Am	14127	2001	566	Ad & R <sup>37 18</sup>
13901	2003	229	Am	14129	2001	566	Ad & R <sup>37 18</sup>
13990	2005	239	Ad & R <sup>68</sup>	14140	2003	229	Am
	2005	240	Ad & R <sup>68</sup>	Pt. 4,			
14000	2000	653	S <sup>280</sup>	Title 10.5,			
	2003	621	S <sup>70 18</sup>	heading			
14001	2000	653	S <sup>280</sup>	(Sec. 14150			
	2003	621	S <sup>70 18</sup>	et seq.)	2001	854	Am & RN
14002	2000	653	S <sup>280</sup>	Pt. 4,			
	2003	621	S <sup>70 18</sup>	Title 10.6,			
14003	2000	653	S <sup>280</sup>	heading			
	2003	621	S <sup>70 18</sup>	(Sec. 14150			
14004	2000	653	S <sup>280</sup>	et seq.)	2001	854	Ad(RN)
	2003	621	S <sup>70 18</sup>	14154	2002	784	Am <sup>490</sup>
14005	2000	653	S <sup>280</sup>	Pt. 4,			
	2003	621	S <sup>70 18</sup>	Title 11.5,			
14006	2000	653	Am <sup>280</sup>	heading			
	2003	621	Am <sup>70 18</sup>	(Sec. 14170			
14021	2002	210	Am	et seq.)	2002	719 *	Am <sup>79 43</sup>
14022	2002	210	Am	14170	1999	564	Ad <sup>31</sup>
14023	2005	240	Am				R <sup>25</sup>
14025	2002	210	Am		2000	310 *	S <sup>191 5</sup>
14025.5	2002	210	Am		2001	845	S <sup>21 20</sup>
14026.5	2002	210	Am		2002	719 *	Am <sup>79 43</sup>
14029	2000	688	Am		2005	497 *	S <sup>319 38</sup>
14108	1999	727 *	Ad <sup>160</sup>	14171	1999	564	Ad <sup>31</sup>
14108.1	1999	727 *	Ad <sup>160</sup>				R <sup>25</sup>
14108.10	1999	727 *	Ad <sup>160</sup>		2000	310 *	S <sup>191 5</sup>
14108.11	1999	727 *	Ad <sup>160</sup>		2001	845	S <sup>21 20</sup>
14108.12	1999	727 *	Ad <sup>160</sup>		2002	719 *	Am <sup>79 43</sup>
14108.13	1999	727 *	Ad <sup>160</sup>		2005	497 *	Am <sup>319 38</sup>
14108.14	1999	727 *	Ad <sup>160</sup>	14172	1999	564	Ad <sup>31</sup>
14108.2	1999	727 *	Ad <sup>160</sup>				R <sup>25</sup>
14108.3	1999	727 *	Ad <sup>160</sup>		2000	310 *	Am <sup>191 5</sup>
14108.4	1999	727 *	Ad <sup>160</sup>		2001	845	S <sup>21 20</sup>
14108.5	1999	727 *	Ad <sup>160</sup>		2002	719 *	S <sup>79 43</sup>
14108.6	1999	727 *	Ad <sup>160</sup>		2003	229	Am
14108.7	1999	727 *	Ad <sup>160</sup>		2005	497 *	R
14108.8	1999	727 *	Ad <sup>160</sup>	14173	1999	564	Ad <sup>31</sup>
14108.9	1999	727 *	Ad <sup>160</sup>				R <sup>25</sup>
14109	1999	727 *	Ad & R <sup>38 160</sup>		2000	310 *	S <sup>191 5</sup>
14109.1	1999	727 *	Ad & R <sup>38 160</sup>		2001	845	S <sup>21 20</sup>
14109.2	1999	727 *	Ad & R <sup>38 160</sup>		2002	719 *	S <sup>79 43</sup>
14109.5	1999	727 *	Ad <sup>160</sup>		2005	497 *	Am <sup>319 38</sup>
14111	2003	229	Am	14174	1999	564	Ad <sup>31</sup>
14112	2003	229	Am				R <sup>25</sup>
14113	2001	115	R		2000	310 *	S <sup>191 5</sup>
14114	2001	115	Am		2001	845	S <sup>21 20</sup>
14117	2003	229	Am		2002	719 *	S <sup>79 43</sup>
14118	2003	229	Am		2005	497 *	R
14119	2001	115	Am				Ad(RN) <sup>319 38</sup>
	2003	229	Am	14174.3	2002	719 *	Ad <sup>79</sup>
14120	2003	229	Am				R <sup>80</sup>
14121	2003	229	Am		2005	497 *	Am & RN <sup>319 38</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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14175	1999	564	Ad <sup>31</sup> R <sup>25</sup>	Pt. 4, Title 13, Ch. 2, heading (Sec. 14304 et seq.)			
	2000	310*	Am <sup>191 5</sup>		2002	1000	Am
	2001	845	Am <sup>21 20</sup>		2002	1000	Am
	2002	719*	Am <sup>79 43</sup>				
	2005	497*	Am <sup>319 38</sup>				
14180	2003	18	Ad <sup>384</sup> R <sup>192</sup>	14304	2002	1000	Am
14181	2003	18	Ad <sup>384</sup> R <sup>192</sup>	Pt. 4, Title 13, Ch. 3, heading (Sec. 14306 et seq.)	2002	1000	Am
14182	2003	18	Ad <sup>384</sup> R <sup>192</sup>	14306	2002	1000	Am
14183	2003	18	Ad <sup>384</sup> R <sup>192</sup>	14307	2002	1000	Am
14202	2000	284	Am	14308	2002	1000	R & Ad
	2002	787	Am <sup>422</sup>	14309	2002	1000	R & Ad
14202.2	2000	420*	Am		2003	468	Am <sup>561</sup>
14203	2004	184*	Am	14310	2002	1000	R
14204	2005	10*	Am <sup>715 716</sup>	14311	2002	1000	R
	2005	GRP 1	S <sup>694</sup>	14312	2002	1000	R
14205	1999	579	Am	Pt. 4, Title 13, Ch. 5, heading (Sec. 14314 et seq.)	2002	1000	Ad(RN)
14206	1999	579	Am	Pt. 4, Title 13, Ch. 6, heading (Sec. 14314 et seq.)	2002	1000	Am & RN
14210	2004	193	Am <sup>571</sup>	14314	2002	1000	Am
14250	2000	822	Ad	14315	2002	1000	Am
	2001	467	Am		2004	644	Am
14251	2000	822	Ad & R <sup>43</sup>				
	2005	471	Am <sup>13</sup>				
Pt. 4, Title 13, heading (Sec. 14300 et seq.)	2002	1000	Am				
14300	2002	1000	Am				
14301	2002	1000	Am				
14303	2002	1000	Am				

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37	2001	893	Ad		2002	784	Am <sup>490</sup>
58	2004	888	Am	1822	2001	893	Am
104.5	1999	263	Ad	1826	2002	784	Am <sup>490</sup>
150	2000	17	R	1827	2000	17	Am
216	2005	238	Ad	1827.5	2002	784	Am <sup>490</sup>
221	2002	138	Am	1829	2001	893	Am
230	2002	138	Am	1835	2005	75*	Am <sup>80</sup>
249.5	2004	775	Ad	1851	2002	784	Am <sup>490</sup>
	2005	285	Am		2002	1008	Am
249.6	2004	775	Ad	1851.5	2002	1008	Am
	2005	285	Am	1861	2001	893	Am
249.7	2004	775	Ad	1863	2000	17	Am
249.8	2004	775	Ad		2001	893	Am
	2005	285	Am	1865	2002	221	Am
250	2002	138	Am	1871	2001	893	Am
451	2004	182	Am <sup>81 614</sup>	1873	2001	893	Am
452	2004	182	Am <sup>81 614</sup>	1874	2001	893	Am
825	1999	175	Ad	1891	2001	893	Am
850	2001	49	Ad	1895	2001	893	Am
851	2001	49	Ad	1900	2005	418	Am
852	2001	49	Ad	1901	2005	418	Am
853	2001	49	Ad	2104	2001	351	Am
854	2001	49	Ad	2105	1999	658	Am <sup>56</sup>
855	2001	49	Ad	2111.5	2000	565	Ad
856	2001	49	Ad		2001	893	Am
856.5	2001	417	Ad	2212	2001	893	Am
857	2001	49	Ad	2213	2001	893	Am
858	2001	49	Ad	2320.1	2001	359	Ad
	2004	183	Am <sup>571</sup>	2320.2	2001	359	Ad
859	2001	49	Ad	2321	2001	563	Am
1000	2002	1118	Am	2327	2001	563	Am
1004	2003	32	Am	2330	2001	359	Am
1063	1999	145	Am	2340	1999	424	Am
1214	1999	263	Ad		2001	176	Am
1218	1999	263	R	2341	1999	424	Am
1300	2001	417	Am		2002	1115	Am
1301	2001	417	Am		2005	302	Am
1302	1999	658	Am <sup>56</sup>	2342	1999	424	Am
1302.5	1999	658	Ad <sup>56</sup>		2001	176	Am
1303	2001	417	Am	2342.5	2001	176	Am
	2001	699	Am		2004	625	Am
1310	2000	688	Am	2343	2001	176	Am
1460	2001	893	Am		2005	75*	Am <sup>80</sup>
1513	2002	784	Am <sup>490</sup>	2344	2004	625	Ad
1513.1	2002	1008	Am	2351	2000	565	Am
	2003	62	Am <sup>519</sup>	2351.5	2005	418	Am
1513.2	2002	1115	Ad	2355	1999	658	Am <sup>56</sup>
1514.5	2004	574	Ad	2356	1999	658	Am <sup>56</sup>
1516.5	2003	251	Ad	2356.5	2003	32	Am
1601	2002	1118	Am	2357	1999	175	Am
1602	2004	301	Ad		2000	135	Am <sup>203</sup>
1610	2002	1118	Ad		2001	893	Am
1611	2002	1118	Ad	2359	2000	565	Am
1811	2000	17	Am		2001	893	Am
	2001	893	Am	2401	2000	565	Am
1812	2001	893	Am	2401.6	2000	565	Ad
1813	2000	17	Am	2403	2000	565	Am
	2001	159	Am <sup>305</sup>		2001	893	Am
1813.1	2001	893	Ad	2423	2001	893	Am
1820	2001	893	Am	2430	2001	893	Am
1821	2001	893	Am	2504	2001	893	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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2520	2001	49	R	2920.5	2002	644	Ad & R <sup>75</sup>
2521	2001	49	R	2942	1999	866	Am
2522	2001	49	R	2950	2000	813	Ad
2524	2001	49	R	2951	2000	813	Ad
2525	2001	49	R	2952	2000	813	Ad
2526	2001	49	R		2001	232	Am
2527	2001	49	R	2953	2000	813	Ad
2528	2001	49	R		2001	232	Am
2529	2001	49	R	2954	2000	813	Ad
2572	2001	893	Am	2955	2000	813	Ad
2580	1999	175	Am	3088	2004	520	Am
	2001	893	Am	3121	2003	32	Am
2614.5	2001	893	Am	3144	2003	32	Am
2619.5	2001	49	R				
2620	2000	565	Am	Div. 4,			
	2001	232	Am	Pt. 7,			
	2001	563	Am	heading			
2620.2	2001	359	Am	(Sec. 3200			
	2002	664	Am <sup>431</sup>	et seq.)	1999	658	Am <sup>56</sup>
2622	2001	893	Am	3200	1999	658	Am <sup>56</sup>
2629	2001	359	R	3201	1999	658	Am <sup>56</sup>
2651	2001	893	Am	3203	1999	658	Am <sup>56</sup>
2653	2001	893	Am	3204	1999	658	Am <sup>56</sup>
2662	2002	180	Ad	3206	1999	658	Am <sup>56</sup>
2681	2001	893	Am	3207	1999	658	Am <sup>56</sup>
2682	2001	893	Am	3208	1999	658	Am <sup>56</sup>
2687	2001	893	Am	3208.5	1999	658	Ad <sup>56</sup>
2700	2001	893	Am	3210	1999	658	Am <sup>56</sup>
2803	2001	893	Am	3211	1999	658	Am <sup>56</sup>
2805	2001	893	Am	3212	1999	658	Ad <sup>56</sup>
2850	1999	409	Ad	3412	2004	67	Am
	2001	176	Am	3413	2004	67	Am
	2003	629	Am	3600	2004	67	Am
	2004	548	Am (by Sec. 1	3601	2004	67	Am
			of Ch.)	3602	2004	67	Am
	2004	625	Am (by Sec. 4.5	3603	2004	67	Am
			of Ch.)	3604	2004	67	Am
2851	1999	409	Ad	3610	2004	67	Am
	2003	629	Am	3611	2004	67	Am
	2004	548	Am	3612	2004	67	Am
2852	1999	409	Ad	3613	2004	67	Ad
	2003	629	Am	3722	1999	658	Am <sup>56</sup>
2853	1999	409	Ad	4050	1999	658	Am <sup>56</sup>
	2003	629	Am	4100	1999	658	Am <sup>56</sup>
2854	1999	409	Ad	4121	1999	658	Am <sup>56</sup>
	2002	1115	Am	4122	1999	658	Am <sup>56</sup>
	2003	296	Am (by	4123	1999	658	Am <sup>56</sup>
			Sec. 25.5 of Ch.)		2001	230	Am
	2003	629	Am	4128	1999	658	Am <sup>56</sup>
	2004	548	Am		2000	999	Am
	2005	302	Am	4203	1999	658	Am <sup>56</sup>
2855	1999	409	Ad	4206	1999	658	Am <sup>56</sup>
	2003	629	Am	4260	1999	658	Am <sup>56</sup>
2856	1999	409	Ad	4265	1999	658	Am <sup>56</sup>
	2003	629	R	4401	2005	251	Am
2890	2001	563	Ad	4500	1999	658	Ad <sup>56</sup>
2891	2001	563	Ad	4501	1999	658	Ad <sup>56</sup>
2892	2001	563	Ad	4502	1999	658	Ad <sup>56</sup>
	2003	888	Am	4503	1999	658	Ad <sup>56</sup>
2893	2001	563	Ad	4504	1999	658	Ad <sup>56</sup>
2901	2001	232	Am	4505	1999	658	Ad <sup>56</sup>
				4520	1999	658	Ad <sup>56</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**PROBATE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4521	1999	658	Ad <sup>56</sup>	4684	1999	658	Ad <sup>56</sup>
4522	1999	658	Ad <sup>56</sup>	4685	1999	658	Ad <sup>56</sup>
4523	1999	658	Ad <sup>56</sup>	4686	1999	658	Ad <sup>56</sup>
4540	1999	658	Ad <sup>56</sup>	4687	1999	658	Ad <sup>56</sup>
4541	1999	658	Ad <sup>56</sup>	4688	1999	658	Ad <sup>56</sup>
4542	1999	658	Ad <sup>56</sup>	4689	1999	658	Ad <sup>56</sup>
4543	1999	658	Ad <sup>56</sup>	4690	1999	658	Ad <sup>56</sup>
4544	1999	658	Ad <sup>56</sup>	4695	1999	658	Ad <sup>56</sup>
4545	1999	658	Ad <sup>56</sup>	4696	1999	658	Ad <sup>56</sup>
4600	1999	658	R & Ad <sup>56</sup>	4697	1999	658	Ad <sup>56</sup>
4603	1999	658	R & Ad <sup>56</sup>	4698	1999	658	Ad <sup>56</sup>
4605	1999	658	Ad <sup>56</sup>	4700	1999	658	R & Ad <sup>56</sup>
4606	1999	658	R <sup>56</sup>	4701	1999	658	R & Ad <sup>56</sup>
4607	1999	658	Ad <sup>56</sup>	4702	1999	658	R <sup>56</sup>
4609	1999	658	R & Ad <sup>56</sup>	4703	1999	658	R <sup>56</sup>
	2001	230	Am	4704	1999	658	R <sup>56</sup>
4611	1999	658	Ad <sup>56</sup>	4711	1999	658	Ad <sup>56</sup>
4612	1999	658	R <sup>56</sup>		2001	230	Am
4613	1999	658	Ad <sup>56</sup>	4714	1999	658	Ad <sup>56</sup>
4615	1999	658	R & Ad <sup>56</sup>	4715	1999	658	Ad <sup>56</sup>
4617	1999	658	Ad <sup>56</sup>	4716	2001	329	Ad
4618	1999	658	R <sup>56</sup>		2001	893	Ad
4619	1999	658	Ad <sup>56</sup>		2004	882	Am (as ad by
4621	1999	658	R & Ad <sup>56</sup>				Stats. 2001,
4623	1999	658	Ad <sup>56</sup>				Ch. 329) & RN
4625	1999	658	Ad <sup>56</sup>	4717	2004	882	Ad(RN)
4627	1999	658	Ad <sup>56</sup>	4720	1999	658	R <sup>56</sup>
4629	1999	658	Ad <sup>56</sup>	4721	1999	658	R <sup>56</sup>
4631	1999	658	Ad <sup>56</sup>	4722	1999	658	R <sup>56</sup>
4633	1999	658	Ad <sup>56</sup>	4723	1999	658	R <sup>56</sup>
4635	1999	658	Ad <sup>56</sup>	4724	1999	658	R <sup>56</sup>
4637	1999	658	Ad <sup>56</sup>	4725	1999	658	R <sup>56</sup>
4639	1999	658	Ad <sup>56</sup>	4726	1999	658	R <sup>56</sup>
4641	1999	658	Ad <sup>56</sup>	4727	1999	658	R <sup>56</sup>
4643	1999	658	Ad <sup>56</sup>	4730	1999	658	Ad <sup>56</sup>
4650	1999	658	R & Ad <sup>56</sup>	4731	1999	658	Ad <sup>56</sup>
4651	1999	658	R & Ad <sup>56</sup>	4732	1999	658	Ad <sup>56</sup>
4652	1999	658	R & Ad <sup>56</sup>	4733	1999	658	Ad <sup>56</sup>
4653	1999	658	R & Ad <sup>56</sup>	4734	1999	658	Ad <sup>56</sup>
4654	1999	658	R & Ad <sup>56</sup>	4735	1999	658	Ad <sup>56</sup>
4655	1999	658	R & Ad <sup>56</sup>	4736	1999	658	Ad <sup>56</sup>
4656	1999	658	Ad <sup>56</sup>	4740	1999	658	Ad <sup>56</sup>
4657	1999	658	Ad <sup>56</sup>	4741	1999	658	Ad <sup>56</sup>
4658	1999	658	Ad <sup>56</sup>	4742	1999	658	Ad <sup>56</sup>
4659	1999	658	Ad <sup>56</sup>	4743	1999	658	Ad <sup>56</sup>
	2001	230	Am	4750	1999	658	R & Ad <sup>56</sup>
4660	1999	658	Ad <sup>56</sup>	4751	1999	658	R & Ad <sup>56</sup>
4665	1999	658	Ad <sup>56</sup>	4752	1999	658	R & Ad <sup>56</sup>
4670	1999	658	Ad <sup>56</sup>	4753	1999	658	R & Ad <sup>56</sup>
4671	1999	658	Ad <sup>56</sup>	4754	1999	658	Ad <sup>56</sup>
4672	1999	658	Ad <sup>56</sup>	4755	1999	658	Ad <sup>56</sup>
4673	1999	658	Ad <sup>56</sup>	4760	1999	658	Ad <sup>56</sup>
4674	1999	658	Ad <sup>56</sup>	4761	1999	658	Ad <sup>56</sup>
4675	1999	658	Ad <sup>56</sup>	4762	1999	658	Ad <sup>56</sup>
4676	1999	658	Ad <sup>56</sup>	4763	1999	658	Ad <sup>56</sup>
4677	1999	658	Ad <sup>56</sup>				
4678	1999	658	Ad <sup>56</sup>	Div. 4.7,			
4680	1999	658	Ad <sup>56</sup>	Pt. 3,			
4681	1999	658	Ad <sup>56</sup>	Ch. 3,			
4682	1999	658	Ad <sup>56</sup>	heading			
4683	1999	658	Ad <sup>56</sup>	(Sec. 4765			
				et seq.)	2001	230	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PROBATE CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4765	1999	658	Ad <sup>56</sup>	6103	2002	138	Am
4766	1999	658	Ad <sup>56</sup>	6122	2001	893	Am
	2001	230	Am		2002	664	Am <sup>431</sup>
4767	1999	658	Ad <sup>56</sup>	6122.1	2001	893	Ad
4768	1999	658	Ad <sup>56</sup>	6202	2001	417	R
4769	1999	658	Ad <sup>56</sup>	6205	2002	138	Am
	2001	230	Am	6240	2001	893	Am
4770	1999	658	R & Ad <sup>56</sup>		2003	32	Am
4771	1999	658	R & Ad <sup>56</sup>	6242	2004	183	Am <sup>571</sup>
4772	1999	658	R <sup>56</sup>	6327	2003	32	Am
4773	1999	658	R <sup>56</sup>	6401	2002	447	Am <sup>175</sup>
4774	1999	658	R <sup>56</sup>	6402	2002	447	Am <sup>175</sup>
4775	1999	658	R <sup>56</sup>	6409	2002	138	Am
4776	1999	658	R <sup>56</sup>	6453	2004	775	Am
4777	1999	658	R <sup>56</sup>	7200	1999	175	R
4778	1999	658	R <sup>56</sup>	7601	2004	888	Am
4779	1999	658	R <sup>56</sup>	7602	2004	888	Am
4780	1999	658	Ad <sup>56</sup>	7603	2004	888	Am
4781	1999	658	Ad <sup>56</sup>	7620	2004	888	Am
4782	1999	658	Ad <sup>56</sup>	7622	2004	888	Am
4783	1999	658	Ad <sup>56</sup>	7660	2004	888	Am
4784	1999	658	Ad <sup>56</sup>		2005	75*	Am <sup>80</sup>
4785	1999	658	Ad <sup>56</sup>	7661	2004	888	Am
4786	1999	658	Ad <sup>56</sup>	7666	2004	888	Am
4800	1999	658	R & Ad <sup>56</sup>	8461	2001	893	Am
	2004	882	Am	8462	2001	893	Am
4801	1999	658	R & Ad <sup>56</sup>	8465	2001	893	Am
4802	1999	658	R & Ad <sup>56</sup>	8852	2003	32	Am
4803	1999	658	R & Ad <sup>56</sup>	9053	1999	263	Am
4804	1999	658	R & Ad <sup>56</sup>	9100	1999	263	Am
4805	1999	658	R & Ad <sup>56</sup>	9201	1999	987*	Am
	2004	882	Am	9202	2005	238	Am
4806	1999	658	R <sup>56</sup>	9203	1999	987*	Am
	2005	434	Ad	9250	1999	263	Am
4900	1999	658	R <sup>56</sup>	9761	2003	32	Am
4901	1999	658	R <sup>56</sup>	9860	2001	49	R
4902	1999	658	R <sup>56</sup>	9861	2001	49	R
4903	1999	658	R <sup>56</sup>	9862	2001	49	R
4904	1999	658	R <sup>56</sup>	9864	2001	49	R
4905	1999	658	R <sup>56</sup>	9865	2001	49	R
4920	1999	658	R <sup>56</sup>	9866	2001	49	R
4921	1999	658	R <sup>56</sup>	9867	2001	49	R
4922	1999	658	R <sup>56</sup>	9868	2001	49	R
4923	1999	658	R <sup>56</sup>	9869	2001	49	R
4940	1999	658	R <sup>56</sup>	9884	2003	32	Am
4941	1999	658	R <sup>56</sup>	10151	2003	32	Am
4942	1999	658	R <sup>56</sup>	10531	1999	145	Am
4943	1999	658	R <sup>56</sup>	10534	2003	32	Am
4944	1999	658	R <sup>56</sup>	10800	2001	699	Am
4945	1999	658	R <sup>56</sup>	10804	2001	699	Am
4946	1999	658	R <sup>56</sup>	10810	2001	699	Am
4947	1999	658	R <sup>56</sup>	11444	2001	72	Am
5003	2001	417	Am	11603	2000	17	Am
5302	2001	417	Am	11604.5	2005	438	Ad
5501	2002	67	Am	11640	2002	138	Am
	2002	809	Am	11952	2003	32	Am
5600	2001	417	Ad	13201	2005	75*	Am <sup>80</sup>
5601	2001	417	Ad	13600	2002	733*	Am
5602	2001	417	Ad		2004	69*	Am
5603	2001	417	Ad	13601	2003	32	Am
5604	2001	417	Ad	15602	2004	75	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PROBATE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
15604	1999	424	Ad	16355	1999	145	Ad
	2001	351	Am	16356	1999	145	Ad
15688	2002	784	Am <sup>490</sup>	16357	1999	145	Ad
16004.5	2003	585	Ad	16358	1999	145	Ad
16060.5	2000	34	Am	16360	1999	145	Ad
16061.5	2000	34	Am	16361	1999	145	Ad
16061.7	2000	34	Am	16362	1999	145	Ad
	2000	592	Am	16363	1999	145	Ad
16061.8	2000	34	Am	16364	1999	145	Ad
	2000	592	Am	16365	1999	145	Ad
16061.9	2000	34	Ad	16366	1999	145	Ad
16062	2001	159	Am <sup>305</sup>	16367	1999	145	Ad
16249	2001	49	Am	16370	1999	145	Ad
16300	1999	145	R	16371	1999	145	Ad
16301	1999	145	R	16372	1999	145	Ad
16302	1999	145	R	16373	1999	145	Ad
16303	1999	145	R	16374	1999	145	Ad
16304	1999	145	R	16375	1999	145	Ad
16305	1999	145	R	16461	2004	538	Am
16306	1999	145	R	16500	2004	54	Ad
16307	1999	145	R	16501	2004	54	Ad
16308	1999	145	R	16502	2004	54	Ad
16309	1999	145	R	16503	2004	54	Ad
16310	1999	145	R	16504	2004	54	Ad
16311	1999	145	R	17200	1999	175	Am
16312	1999	145	R		2003	629	Am
16313	1999	145	R	17200.1	2001	49	R & Ad
16314	1999	145	R	17200.2	2001	49	R
16315	1999	145	R	17204	2004	334	Am
16320	1999	145	Ad	17351	1999	145	Am
16321	1999	145	Ad	18100.5	2004	136	Am
16322	1999	145	Ad	18105	2004	136	Ad
16323	1999	145	Ad	18106	2004	136	Ad
16324	1999	145	Ad	18107	2004	136	Ad
16325	1999	145	Ad	18108	2004	136	Ad
16326	1999	145	Ad	19054	2003	32	Am
16327	1999	145	Ad	19324	2001	72	Am
16328	1999	145	Ad	19403	2004	183	Am <sup>571</sup>
	2005	100	Am	20114.5	2004	183	Am <sup>571</sup>
16335	1999	145	Ad	21101	2002	138	Am
	2005	100	Am	21102	2002	138	Am
16336	1999	145	Ad	21103	2002	138	Am
	2005	100	Am	21104	2002	138	Am
16336.4	2005	100	Ad	21105	2002	138	Am
16336.5	2005	100	Ad	21106	2002	138	R
16336.6	2005	100	Ad	21107	2002	138	Am
16336.7	2005	100	Ad	21108	2002	138	Am
16337	1999	145	Ad	21109	2002	138	Am
	2004	54	Am	21110	2002	138	Am
16338	1999	145	Ad	21111	2001	417	Am
	2005	100	Am		2002	138	Am
16339	1999	145	Ad	21112	2002	138	Am
16340	1999	145	Ad	21113	2002	138	R
16341	1999	145	Ad	21114	2002	138	Am
16345	1999	145	Ad	21115	2002	138	Am
16346	1999	145	Ad	21116	2002	138	R
16347	1999	145	Ad	21117	2002	138	Am
16350	1999	145	Ad	21118	2002	138	Am
	2005	51 *	Am	21120	2002	138	Am
16351	1999	145	Ad	21121	2002	138	Am
16352	1999	145	Ad	21122	2002	138	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
21131	2002	138	Am	21306	2000	17	Am
21132	2002	138	R & Ad	21320	2000	17	Am
21133	2002	138	Am		2002	150	Am
21134	2002	138	Am		2004	183	Am <sup>571</sup>
21135	2002	138	Am	21350	2003	444	Am
21136	2002	138	R	21351	2002	412	Am
21137	2002	138	R	21401	2003	32	Am
21138	2002	138	R	21524	1999	145	Am
21139	2002	138	Am	21612	2003	32	Ad(RN)
21140	2002	138	Am	21623	2003	32	Am
21300	2002	150	Am	21700	2000	17	Ad
21305	2000	17	Ad	26112	2003	32	Am & RN
	2002	150	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC CONTRACT CODE**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1100.7	2001	832	Ad	10290.3	2003	266	Ad
1103	1999	972	Ad	10295	1999	457 *	Am
1104	1999	875	Ad		2000	36	Am
1601	2002	398	Ad		2000	402 *	Am (by Sec. 21 of Ch.) <sup>14</sup>
2002	2001	882	Ad				Am (by Sec. 21.5 of Ch.) <sup>25</sup>
	2002	951	Am	10295.1	2000	776 *	R
2056	2002	168	Am		2003	718	Ad
3400	2001	267	Am		2005	381	Am
	2003	233	Am	10295.3	2000	776 *	R
4104.5	2002	204	Am		2003	752	Ad
4107	1999	972	Am		2004	183	Am <sup>571</sup>
	2003	180	Am	10295.5	2000	776 *	Am
5100	2003	678	Ad	10296	2005	381	Am
5103	2005	270	Am	10298	2000	918	R & Ad
6106.5	2000	758	Ad	10299	2000	71 *	Ad
	2004	183	Am <sup>571</sup>		2000	127 *	Ad
	2005	22	Am <sup>647</sup>	Div. 2,			
6108	2000	891	Am	Pt. 2,			
	2003	711	Am	Ch. 2,			
	2005	22	Am <sup>647</sup>	Art. 3,			
	2005	381	Am	heading			
6610	2000	159	Ad	(Sec. 10300			
6611	2003	228 *	Ad	et seq.)	2000	776 *	Am
	2003	757	Am <sup>98</sup>	10300	2000	776 *	Am
			R <sup>100</sup>	10301	2000	918	Am
	2005	74 *	Am	10302	2000	918	Am
	2005	272	Am	10302.5	2000	776 *	Am
6615	2005	590	Ad	10302.6	2000	776 *	Am
7101	2001	166	Am	10303	2004	277	Am
7103	2000	760	Am	10304	2000	776 *	Am
9201	2002	315	Am	10306	2000	918	Am
9203	2000	126	Am	10307	2000	776 *	Am
10108	2000	528	Am	10308	2000	776 *	Am
10108.8	2004	227 *	Ad	10308.5	2000	776 *	Am
10109	2005	383	Am		2005	590	R
10111	2005	74 *	Ad	10309	2000	776 *	Am
10115.5	2005	74 *	Am & R <sup>75</sup>	10310	2000	776 *	Am
10115.9	2003	632	Ad	10311	2000	776 *	Am
10116	2001	882	Ad	10312	2000	776 *	Am
	2005	74 *	Am & R <sup>75</sup>	10313	2000	776 *	Am
10126	2000	292	Am		2003	402	Am
	2002	455	Am	10314	2000	776 *	Am
10129	2000	690	Ad	10315	2000	776 *	Am
	2001	159	Am <sup>305</sup>	10318	2000	776 *	Am
	2001	267	Am	10319	2000	776 *	Am
	2003	233	Am	10320	2000	776 *	Am
10222	2003	186 *	Am	10320.5	2000	776 *	Am
10233	2005	590	R	10321	2000	776 *	Am
10264	2002	965 *	Am		2000	938	Am
10265	2002	438	Am <sup>426</sup>	10324	2000	918	R
10286	2003	657	Ad	10325	2000	776 *	Am
10286.1	2003	657	Ad	10326	2000	776 *	Am
	2005	381	Am	10326.1	2003	559	Ad
Div. 2,				10327	2000	776 *	Am
Pt. 2,				10328	2000	776 *	Am
Ch. 2,				10330	2000	776 *	Am
heading				10331	2000	776 *	Am
(Sec. 10290				10332	2000	776 *	Am
et seq.)	2000	776 *	Am				
10290	2000	918	Am				
10290.1	2000	918	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Affected By				Affected By			
Section	Year	Chapter	Effect	Section	Year	Chapter	Effect
10332 (Cont.)				10377	2000	759	R
	2002	951	Am	10378	2000	759	R
10333	2000	776 *	Am	10379	2000	759	R
10334	2000	776 *	Am	10380	2000	759	R
Div. 2,				10381	2000	759	Am
Pt. 2,				10382	2000	759	R
Ch. 2,				10406	2002	408	Am
Art. 4,				10411	2005	22	Am <sup>647</sup>
heading				10426	2002	1097	Ad
(Sec. 10335				10430	2001	219	Am
et seq.)	2000	759	Am		2002	1122	Am <sup>175</sup>
10335	2000	759	Am		2003	699	Am (as am by
10335.5	2000	759	Ad				Sec. 1,
10335.7	2000	759	Ad(RN)				Stats. 2002,
10336	2000	759	Am				Ch. 1122)
10339	2000	759	Am	10507	2005	590	R
10340	2000	759	Am	10510.4	2003	699	Ad
10343	2000	759	R	10510.5	2003	699	Ad
10344	2000	759	Am	10510.6	2003	699	Ad
10344.1	1999	457 *	Am	10510.7	2003	699	Ad
	2000	759	Am	10510.8	2003	699	Ad
10344.3	2000	759	R	10510.9	2003	699	Ad
10345	2000	759	Am	10515	2002	1122	Ad <sup>175</sup>
10346	2000	759	Am		2003	699	Am
10348	2000	759	Am	10516	2002	1122	Ad <sup>175</sup>
10348.5	2000	759	Ad	10517	2002	1122	Ad <sup>175</sup>
10349	2000	759	Am	10518	2002	1122	Ad <sup>175</sup>
10350	2001	745 *	R		2003	699	Am
10351	2000	759	Am	10520	2002	1122	Ad <sup>175</sup>
10353	2000	759	Am	10521	2002	1122	Ad <sup>175</sup>
10354	2005	590	R	10522	2002	1122	Ad <sup>175</sup>
Div. 2,				10523	2002	1122	Ad <sup>175</sup>
Pt. 2,				10524	2002	1122	Ad <sup>175</sup>
Ch. 2,					2003	62	Am <sup>519</sup>
Art. 5,				10525	2002	1122	Ad <sup>175</sup>
heading				10526	2003	699	Ad
(Sec. 10355				10705	2001	219	Am
et seq.)	2000	759	R	10708	2005	318	Am
10355	2000	759	R	10710	2001	219	Am
10356	2000	759	R	10760	2001	219	Am
10357	2000	759	Am & RN		2004	417	Am
10358	2000	759	R	10780.5	2000	292	Ad
10359	2000	759	Am		2002	455	Am
	2002	953	Am	10830	2003	699	Ad
	2003	107	Am	10831	2003	699	Ad
	2005	74 *	Am & R <sup>75</sup>	10832	2003	699	Ad
10360	2000	759	R	10833	2003	699	Ad
10362	2000	759	R	10855	2005	590	R
10363	2000	759	R	10860	2004	303	Am
10364	2000	759	R		2005	590	R
10365	2000	759	R	Div. 2,			
10366	2000	759	R	Pt. 2,			
10367	2000	759	Am	Ch. 3,			
10369	2000	759	Am	heading			
10370	2000	759	Am	(Sec. 12100			
10371	2000	759	Am	et seq.)	2000	776 *	Am
10372	2000	759	R	12100	2000	918	Am
10373	2000	759	R	12100.5	2000	776 *	Am
10374	2000	759	R	12100.7	2000	776 *	Am
10375	2000	759	R	12101	2000	776 *	Am
10376	2000	759	R	12101.5	2000	918	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC CONTRACT CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
12101.5 (Cont.)	2004	802	Am	2002	363		Am
	2004	802	Am	2005	590		R & Ad
12101.7	2003	266	Ad	12207	2005	590	Ad
12102	2000	135	Am <sup>203</sup>	12209	2005	590	Ad
	2000	776*	Am	12210	2002	408	Am
	2004	277	Am		2005	590	R
12103	2000	776*	Am	12211	2005	590	Ad
12103.5	2005	556*	Ad	12213	2005	590	R
12104	2000	776*	Am	12215	2005	590	Ad
	2001	745*	R	12217	2005	590	Ad
	2005	556*	Ad	12225	2002	408	Am
12104.5	2005	556*	Ad		2005	590	R
12108	2000	776*	Am	12226	2005	590	R
12109	2000	776*	Am	12305	2002	363	Am
12110	2000	918	R	12305.5	1999	816	Am <sup>13</sup>
12111	2000	776*	R	12310	1999	816	Am <sup>13</sup>
12112	2000	776*	Am	12400	2002	575	Ad
12113	2000	776*	Am	12401	2002	575	Ad
12113.5	2000	776*	R	12401.5	2002	575	Ad
12120	2000	776*	Am	12402	2002	575	Ad
12125	2005	272	Am <sup>730</sup>	12403	2002	575	Ad
12126	2001	610	Am	12404	2002	575	Ad
	2005	272	Am <sup>730</sup>	19100	2002	438	Am <sup>426</sup>
12127	2005	272	S <sup>730</sup>	20101	1999	972	Ad
12127.5	2005	272	S <sup>730</sup>	20103.8	2000	292	Ad
12128	2001	610	Am		2002	455	Am
	2005	272	Am & R <sup>730</sup>		2003	62	Am <sup>519</sup>
12129	2001	610	Am <sup>730</sup>	20104.4	2004	182	Am <sup>81 614</sup>
	2005	272	Am <sup>730</sup>	20112	2004	739	Am
12130	2005	272	R	20118.2	2005	509	Ad
Div. 2,				20126	2005	383	Am
Pt. 2,				20133	1999	258	Am
Ch. 4,					2000	594	Ad & R <sup>43</sup>
heading					2005	350	Am (by Sec. 1
(Sec. 12150							of Ch.) <sup>111</sup>
et seq.)	2005	590	Am		2005	376	Am (by Sec. 1.5
12150	2005	590	R				of Ch.) <sup>111</sup>
12155	2005	590	R	20165	2005	383	Am
12156	1999	910	Ad	20175	2000	767	Am <sup>20</sup>
12157	2005	590	R	20175.1	2002	976*	Ad & R <sup>43</sup>
12158	2005	590	R	20175.2	2005	228	Ad & R <sup>111</sup>
12159	2005	590	R	20209.10	2000	541	Ad & R <sup>18</sup>
12160	2005	590	R		2004	196	S <sup>75</sup>
12161	2005	590	R	20209.11	2000	541	Ad & R <sup>18</sup>
12162	1999	816	Am <sup>13</sup>		2004	196	S <sup>75</sup>
	2005	590	R	20209.12	2000	541	Ad & R <sup>18</sup>
12162.5	2005	590	R		2004	196	Am
12163	2005	590	R				S <sup>75</sup>
12164	2005	590	R	20209.13	2000	541	Ad & R <sup>18</sup>
12168	2005	590	R		2004	196	Am
12169	2005	590	R				S <sup>75</sup>
12170	2000	740	S <sup>57</sup>	20209.14	2000	541	Ad & R <sup>18</sup>
	2005	590	R		2004	196	Am <sup>75</sup>
12171	2000	740	R	20209.5	2000	541	Ad & R <sup>18</sup>
12181	2005	590	R		2004	196	S <sup>75</sup>
12182	2005	590	R	20209.6	2000	541	Ad & R <sup>18</sup>
12185	2005	590	R		2004	196	S <sup>75</sup>
12200	2005	590	Am	20209.7	2000	541	Ad & R <sup>18</sup>
12201	2005	590	Ad		2001	159	Am <sup>305</sup>
12203	2005	590	Ad		2004	196	S <sup>75</sup>
12205	1999	816	Am <sup>13</sup>	20209.8	2000	541	Ad & R <sup>18</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC CONTRACT CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
20209.8 (Cont.)	2004	196	S <sup>75</sup>	20813	2001	176	Am
				20815	2001	15	Ad
20209.9	2000	541	Ad & R <sup>18</sup>	20815.1	2001	15	Ad
	2004	196	S <sup>75</sup>	20815.3	2001	15	Ad
20216	1999	101	Am	20815.5	2001	15	Ad
	2002	341	Am	20919	2003	889	Ad & R <sup>371</sup>
20217	1999	101	Ad	20919.1	2003	889	Ad & R <sup>371</sup>
20231	1999	1007	R	20919.10	2003	889	Ad & R <sup>371</sup>
20251	2004	651	Am	20919.11	2003	889	Ad & R <sup>371</sup>
Div. 2,				20919.12	2003	889	Ad & R <sup>371</sup>
Pt. 3,				20919.13	2003	889	Ad & R <sup>371</sup>
Ch. 1,				20919.14	2003	889	Ad & R <sup>371</sup>
Art. 16,				20919.15	2003	889	Ad & R <sup>371</sup>
heading				20919.2	2003	889	Ad & R <sup>371</sup>
(Sec. 20300				20919.3	2003	889	Ad & R <sup>371</sup>
et seq.)	1999	724	Am	20919.4	2003	889	Ad & R <sup>371</sup>
20300	1999	724	Am	20919.5	2003	889	Ad & R <sup>371</sup>
20301.5	1999	109	Ad	20919.6	2003	889	Ad & R <sup>371</sup>
	2000	596	Am	20919.7	2003	889	Ad & R <sup>371</sup>
20321	1999	1007	Am	20919.8	2003	889	Ad & R <sup>371</sup>
20340	2005	557*	Am	20919.9	2003	889	Ad & R <sup>371</sup>
20341	1999	1007	Am	21162	2001	847	Ad
	2005	557*	Am	21180	2004	108	Am
20351	2001	825	Am	21251	1999	779*	Am
	2003	594	Am	22010	2003	296	Am
20355	2002	341	Ad	22012	2003	296	Am
20355.1	2002	341	Ad	22017	2003	296	Am
20355.2	2002	341	Ad	22032	2001	176	Am
20355.3	2002	341	Ad	22034	2001	176	Am
20355.4	2002	341	Ad	22038	2003	296	Am
20355.5	2002	341	Ad	22150	2005	590	Ad
20355.6	2002	341	Ad	22151	2005	590	Ad
20355.7	2002	341	Ad	22152	2005	590	Ad
20676	2003	794	Ad	22153	2005	590	Ad
	2005	383	Am	22154	2005	590	Ad
20682	2005	249	R & Ad	22350	1999	784*	Ad
20682.5	2005	249	Ad	22351	1999	784*	Ad
20683	2005	249	Ad(RN)	22352	1999	784*	Ad
20685	2005	249	R	22353	1999	784*	Ad
20685.5	2005	249	Am & RN	22355	1999	784*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
532	2004	224	R	2804.6	2004	193	R <sup>571</sup>
538	2000	385	Ad		2004	224	R
	2003	610	Am	2813	2004	224	R
612.5	2004	193	Am <sup>571</sup>	3109	2003	240*	Am
615	2001	234	Ad	3110	2003	240*	Am
	2002	664	Am <sup>431</sup>	3111	2003	240*	Am
662	2000	514	Am	3203	2000	737	Am
	2004	865	Am	3205.2	2000	737	Am
665	2005	383	R	3206	2000	737	Am
674	2001	745*	R	3208.1	2000	737	Am
715	2004	723	Ad	3219.5	2000	737	Ad
733	2005	383	R	3226	2000	737	Am
2200.5	2003	240*	Ad	3236.5	2000	737	Am
2207	1999	869	Am		2003	240*	Am
	2003	794	Am	3237	2000	737	Am
	2005	383	Am		2004	433	Am
2621.9	1999	876	Am	3258	2004	433	Am
2694	1999	876	Am	3260	2005	336	Ad
2699.5	2003	240*	Am <sup>391</sup>	3261	2005	336	Ad
2705	2003	240*	Am <sup>391</sup>	3262	2005	336	Ad
2705.5	2003	240*	Am <sup>391</sup>	3263	2005	336	Ad
2706	2003	240*	Am <sup>391</sup>	3264	2005	336	Ad
2709.1	2003	240*	Am <sup>391</sup>	3265	2005	336	Ad
2715.5	1999	869	Ad <sup>157</sup>	3266	2005	336	Ad
			R <sup>156</sup>	3305	2004	183	Am <sup>571</sup>
	2000	135	Am <sup>203</sup>	3324	2004	183	Am <sup>571</sup>
	2004	173	Ad <sup>617</sup>	3343	2003	240*	Am
			R <sup>616</sup>	3352	2000	737	Am
2717	2003	794	Am	3357	2004	182	Am <sup>81 614</sup>
	2004	142	Am	3358	2003	240*	Am
2755	2004	183	Am <sup>571</sup>	3460	2000	343	Am
2770.6	2000	515	Ad	3470	2000	343	Am
2772.5	2000	515	Ad	3488	2004	193	R <sup>571</sup>
2772.6	2000	515	Ad	3719	2003	240*	Am
2773.2	1999	869	Ad <sup>157</sup>	3724.6	2003	240*	Am
	2000	87*	Am	3744	1999	223	Am
2773.3	2002	1154	Ad <sup>82</sup>		2000	737	Am
	2003	3*	S (as ad by Stats. 2002, Ch. 1154) <sup>540</sup>	3754.5	2003	240*	Am
				3769	2004	182	Am <sup>81 614</sup>
2773.5	2002	1154	Ad <sup>82</sup>	3770	2003	240*	Am
	2003	3*	S (as ad by Stats. 2002, Ch. 1154) <sup>540</sup>	3776	2003	240*	Am
				4114.5	2002	476	Ad
2774	2003	794	Am		2003	62	Am <sup>519</sup>
2774.6	1999	869	R	4121	2002	291	R
2795	2005	81*	Am	4123	2002	596	Ad
2796	2000	713	Am <sup>295</sup>		2003	62	Am <sup>519</sup>
			R <sup>34</sup>	4128.5	2004	951	R
2796.5	2000	713	Ad & R <sup>20</sup>	4136	1999	876	Am
	2002	1154	Am <sup>82</sup>	4138	2003	741	Ad
	2003	3*	S (as am by Stats. 2002, Ch. 1154) <sup>540</sup>		2004	219*	R
2797	2002	1154	Ad <sup>82</sup>	4139	2003	741	Ad
	2003	3*	S (as ad by Stats. 2002, Ch. 1154) <sup>540</sup>		2004	219*	R
				4140	2003	741	Ad
					2004	219*	R
				4140.5	2003	741	Ad
					2004	219*	R
				4140.7	2003	741	Ad
					2004	219*	R
	2005	383	R	4143	2005	408	Am
2802	2004	183	Am <sup>571</sup>	4144	2005	408	Am
	2004	193	R <sup>571</sup>	4147	2005	290	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4148	2005	290	Ad	4876	2002	221	R
4205	2004	153	R	5001.4	2000	385	Ad
4291	2004	720	Am		2003	610	Am
	2005	260	Am (by Sec. 3 of Ch.)	5001.5	2004	908	Am
	2005	346	Am (by Sec. 2.5 of Ch.)	5001.6	2002	953	Am
4299	2004	90	Am	5001.65	2000	385	Am
4376	2004	90	Am		2003	610	Am
4442.6	2005	278	Ad	5001.8	2004	908	Am
4464	2004	693	Am	5002.6	2000	782*	Am
	2005	278	Am	5003.1	2000	385	Am
4473	2004	193	R <sup>571</sup>		2003	610	Am
4475	2004	693	Am	5003.13	2005	383	Ad
	2005	278	Am	5003.15	2004	908	Am
4475.1	2005	278	Am	5003.18	2003	677	Ad
4475.5	2005	278	Am	5003.4	2000	542	Am
4476	2005	278	Am		2001	434	Am <sup>34</sup>
4480	2005	278	Am		2002	1038	S <sup>22</sup>
4514.3	2003	900	Am	5004.5	2001	877	Ad
4535	2005	383	R		2002	975	Am
4551.9	2003	816	Ad	5005.6	2002	953	Am
4554.5	1999	582	Am	5006.1	2002	565	Am
			R & Ad <sup>25</sup>		2003	240*	Am
4561.5	2005	383	Am	5006.42	2001	379	Ad
4561.6	2005	383	R	5006.49	1999	66*	Ad
4562.5	2004	193	Am <sup>571</sup>	5007.2	2000	173	Ad
4562.9	2004	153	Am	5010	2002	563	Am
4563.5	2004	153	R		2004	908	Am
	2004	193	R <sup>571</sup>	5011.5	2000	499	Am
4576.1	2002	171	Am	5015.6	2003	240*	Ad
4582.7	2001	639	Am (by Sec. 1 of Ch.)	5017	2001	745*	R
	2003	900	Am	5018.1	2000	993*	Ad & R <sup>18</sup>
4582.71	2003	900	Ad		2004	286	Am <sup>317</sup>
4582.75	2003	900	Am		2005	22	Am <sup>647</sup>
4584	2001	627	Am	5019.10	2002	966	Ad & R <sup>460</sup>
	2004	712*	Am		2004	286	S <sup>640 639</sup>
4601.1	1999	582	Ad	5019.11	2002	966	Ad & R <sup>460</sup>
	2002	762	Am		2004	286	Am <sup>640 639</sup>
4601.2	1999	582	Ad	5019.12	2002	966	Ad & R <sup>460</sup>
4601.3	1999	582	Ad		2004	286	S <sup>640 639</sup>
4601.4	1999	582	Ad	5019.13	2002	966	Ad & R <sup>460</sup>
4601.5	1999	582	Ad		2004	286	S <sup>640 639</sup>
4612	1999	582	Am	5019.14	2002	966	Ad & R <sup>460</sup>
4663	2004	153	Am		2004	286	S <sup>640 639</sup>
4750	2002	854*	Ad	5019.15	2002	966	Ad & R <sup>460</sup>
4750.1	2002	854*	Ad		2004	286	Am <sup>640 639</sup>
4750.2	2002	854*	Ad	5019.50	2000	385	Am
4750.3	2002	854*	Ad		2003	610	Am
4750.4	2002	854*	Ad	5019.53	2000	385	Am
4750.5	2002	854*	Ad	5019.56	2000	385	Am
4750.6	2002	854*	Ad		2003	610	Am
4750.7	2002	854*	Ad	5019.59	2000	385	Am
	2004	224	Am	5019.62	2000	385	Am
4790	2000	409	Am	5019.65	2000	385	Am
4792	2000	409	Am		2003	517	Am
4793	2000	409	Am	5019.71	2000	385	Am
4794	2000	409	Am	5019.74	2000	385	Am
4799.01	2000	409	Am	5019.80	2000	385	Ad
					2003	610	Am
				5027.1	2003	99	Ad
				5029.5	1999	759	Ad
				5045	2004	230*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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5045 (Cont.)	2004	702 *	Am		2002	563	Am
5046	2004	230 *	Am	5090.23	2001	227	S <sup>75</sup>
5056	2002	953	R		2002	563	Am
5072.3	2005	383	R	5090.24	2001	227	S <sup>75</sup>
5079.50	2004	183	Am <sup>571</sup>		2002	563	Am
5079.70	2004	230 *	Ad		2004	908	Am
5079.72	2004	230 *	Ad	5090.25	2001	227	S <sup>75</sup>
5079.74	2004	230 *	Ad		2002	563	R
5080.23	1999	66 *	Am	5090.30	2001	227	S <sup>75</sup>
	2000	993 *	Am	5090.31	2001	227	S <sup>75</sup>
5080.24	2001	243	Am	5090.32	2001	227	S <sup>75</sup>
5080.27	2002	329	R		2002	563	Am
5080.28	1999	66 *	Ad	5090.33	2001	227	S <sup>75</sup>
5080.29	2004	109	Ad		2002	563	R
5080.50	1999	733	Ad	5090.34	2001	227	S <sup>75</sup>
5080.51	1999	733	Ad		2002	563	Am
5080.52	1999	733	Ad	5090.35	2001	227	S <sup>75</sup>
5080.53	1999	733	Ad		2002	563	Am
5080.54	1999	733	Ad		2004	908	Am
5080.55	1999	733	Ad		2005	270	Am
	2002	953	R	5090.36	2001	227	S <sup>75</sup>
5080.56	1999	733	Ad		2002	563	Am
5090.01	2001	227	S <sup>75</sup>	5090.37	2002	563	Ad(RN)
	2002	563	Am		2003	62	Am <sup>519</sup>
5090.02	2001	227	S <sup>75</sup>	5090.38	2004	908	Ad(RN)
	2004	908	Am	5090.40	2001	227	S <sup>75</sup>
	2005	270	Am		2002	563	R
5090.03	2001	227	S <sup>75</sup>	Div. 3,			
5090.04	2001	227	S <sup>75</sup>	Ch. 1.25,			
5090.05	2001	227	S <sup>75</sup>	Art. 4,			
5090.06	2001	227	S <sup>75</sup>	heading			
	2002	563	Am	(Sec. 5090.41			
5090.07	2001	227	S <sup>75</sup>	et seq.)	2004	908	Am
5090.08	2001	227	S <sup>75</sup>	5090.41	2001	227	S <sup>75</sup>
5090.09	2001	227	S <sup>75</sup>	5090.43	2001	227	S <sup>75</sup>
	2004	908	Am		2002	563	Am
	2005	270	Am	Div. 5,			
5090.10	2001	227	S <sup>75</sup>	Ch. 1.25,			
5090.11	2001	227	S <sup>75</sup>	Art. 4.5,			
	2002	563	Am	heading			
5090.12	2001	227	S <sup>75</sup>	(Sec. 5090.44			
	2002	563	R & Ad	et seq.)	2002	563	Ad
5090.13	2001	227	S <sup>75</sup>	5090.44	2001	227	S <sup>75</sup>
	2002	563	R		2002	563	Am
5090.15	2001	227	S <sup>75</sup>	5090.45	2001	227	S <sup>75</sup>
	2002	563	Am		2002	563	Am & RN
	2004	908	Am	5090.46	2001	227	S <sup>75</sup>
	2004	909 *	Am (by Sec. 35		2004	908	Am & RN
			of Ch.) <sup>98</sup>	5090.47	2001	227	S <sup>75</sup>
			R <sup>100</sup>		2002	563	Am & RN
			Am <sup>300 317</sup>	Div. 5,			
5090.16	2001	227	S <sup>75</sup>	Ch. 1.25,			
5090.17	2001	227	S <sup>75</sup>	Art. 5,			
	2002	563	Am	heading			
5090.18	2001	227	S <sup>75</sup>	(Sec. 5090.50			
5090.19	2001	227	S <sup>75</sup>	et seq.)	2002	563	Am
	2002	563	Am	5090.50	2001	227	S <sup>75</sup>
5090.20	2001	227	S <sup>75</sup>		2002	563	Am
5090.21	2001	227	S <sup>75</sup>	5090.51	2001	159	Am <sup>305</sup>
5090.22	2001	227	S <sup>75</sup>		2001	227	S <sup>75</sup>
	2001	227	S <sup>75</sup>	5090.52	2001	227	S <sup>75</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
5090.52 (Cont.)	2002			5096.306	1999	461 *	Ad <sup>90</sup>
		563	R	5096.307	1999	461 *	Ad <sup>90</sup>
5090.53	2001	227	S <sup>75</sup>	5096.3075	1999	461 *	Ad <sup>90</sup>
	2002	563	Am	5096.308	1999	461 *	Ad <sup>90</sup>
	2004	908	Am	5096.309	1999	461 *	Ad <sup>90</sup>
5090.55	2001	227	S <sup>75</sup>	5096.310	1999	461 *	Ad <sup>82</sup>
	2002	563	R		1999	638 *	Ad <sup>110 90</sup>
5090.56	2001	227	S <sup>75</sup>	5096.320	1999	461 *	Ad <sup>90</sup>
	2002	563	R	5096.322	1999	461 *	Ad <sup>90</sup>
5090.60	2001	227	S <sup>75</sup>	5096.323	1999	461 *	Ad <sup>90</sup>
	2002	563	Am	5096.324	1999	461 *	Ad <sup>82</sup>
5090.61	2001	227	S <sup>75</sup>		1999	638 *	Ad <sup>110 90</sup>
	2002	563	Am	5096.331	1999	461 *	Ad <sup>90</sup>
5090.62	2001	227	S <sup>75</sup>	5096.332	1999	461 *	Ad <sup>90</sup>
	2002	563	R	5096.333	1999	461 *	Ad <sup>90</sup>
5090.63	2001	227	S <sup>75</sup>	5096.334	1999	461 *	Ad <sup>90</sup>
5090.64	2001	227	S <sup>75</sup>	5096.335	1999	461 *	Ad <sup>90</sup>
	2002	563	Am	5096.336	1999	461 *	Ad <sup>90</sup>
5090.65	2002	563	Ad(RN)	5096.337	1999	461 *	Ad <sup>82</sup>
5090.70	2001	227	Am <sup>75</sup>		1999	638 *	Ad <sup>110 90</sup>
5091.10	2001	278	Am	5096.338	1999	461 *	Ad <sup>90</sup>
5091.15	2001	278	Am	5096.339	1999	461 *	Ad <sup>82</sup>
5091.20	2002	292	Am		1999	638 *	Ad <sup>110 90</sup>
5091.25	2001	278	Am	5096.340	1999	461 *	Ad <sup>90</sup>
5093.52	2004	545	Am	5096.341	1999	461 *	Ad <sup>90</sup>
5093.54	1999	1016	Am	5096.342	1999	461 *	Ad <sup>90</sup>
	1999	1017	Am (as am by Stats. 1999, Ch. 1016) <sup>99</sup>	5096.343	1999	461 *	Ad <sup>90</sup>
				5096.344	1999	461 *	Ad <sup>82</sup>
					1999	638 *	Ad <sup>110 90</sup>
	2003	117	Am	5096.345	1999	461 *	Ad <sup>82</sup>
	2005	576	Am		1999	638 *	Ad <sup>110 90</sup>
5093.545	1999	1016	Am	5096.346	1999	461 *	Ad <sup>90</sup>
	1999	1017	Am (as am by Stats. 1999, Ch. 1016) <sup>105</sup>	5096.347	1999	461 *	Ad <sup>82</sup>
					1999	638 *	Ad <sup>110 90</sup>
	2003	117	Am	5096.348	1999	461 *	Ad <sup>82</sup>
	2005	576	Am		1999	638 *	Ad <sup>110 90</sup>
5093.55	2004	545	Am	5096.350	1999	461 *	Ad <sup>82</sup>
5093.56	2004	545	Am		1999	638 *	Ad <sup>110 90</sup>
5093.61	2004	545	Am	5096.351	1999	461 *	Ad <sup>90</sup>
5093.68	2004	545	Am (by Sec. 5 of Ch.)	5096.352	1999	461 *	Ad <sup>82</sup>
					1999	638 *	Ad <sup>110 90</sup>
	2004	722	Am (by Sec. 2 of Ch.)	5096.353	1999	461 *	Ad <sup>82</sup>
					1999	638 *	Ad <sup>110 90</sup>
5094.2	2001	745 *	Am	5096.354	1999	461 *	Ad <sup>90</sup>
5095	2001	877	Ad	5096.355	1999	461 *	Ad <sup>90</sup>
5095.1	2001	877	Ad	5096.356	1999	461 *	Ad <sup>82</sup>
5095.2	2001	877	Ad		1999	638 *	Ad <sup>110 90</sup>
	2002	664	Am <sup>431</sup>	5096.357	1999	461 *	Ad <sup>82</sup>
5095.3	2001	877	Ad		1999	638 *	Ad <sup>110 90</sup>
	2002	975	Am	5096.358	1999	461 *	Ad <sup>90</sup>
5095.4	2001	877	Ad	5096.360	1999	461 *	Ad <sup>82</sup>
	2002	975	Am		1999	638 *	Ad <sup>110 90</sup>
5095.5	2001	877	Ad	5096.361	1999	461 *	Ad <sup>90</sup>
	2002	975	Am	5096.362	1999	461 *	Ad <sup>82</sup>
5095.6	2002	975	Ad		1999	638 *	Ad <sup>110 90</sup>
5096.244	2001	745 *	Am	5096.363	1999	461 *	Ad <sup>90</sup>
5096.300	1999	461 *	Ad <sup>90</sup>	5096.364	1999	461 *	Ad <sup>90</sup>
5096.301	1999	461 *	Ad <sup>90</sup>	5096.365	1999	461 *	Ad <sup>90</sup>
5096.302	1999	461 *	Ad <sup>90</sup>	5096.366	1999	461 *	Ad <sup>90</sup>
5096.303	1999	461 *	Ad <sup>90</sup>	5096.367	1999	461 *	Ad <sup>90</sup>
				5096.367.5	1999	461 *	Ad <sup>90</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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5096.368	1999	461 *	Ad <sup>82</sup>	5096.689	2002	322 *	Ad
	1999	638 *	Ad <sup>110 90</sup>	5097.7	2001	879	Ad <sup>37 70</sup>
5096.369	1999	461 *	Ad <sup>90</sup>				R <sup>63</sup>
5096.370	1999	461 *	Ad <sup>90</sup>	5097.71	2001	879	Ad <sup>37 70</sup>
5096.371	1999	461 *	Ad <sup>90</sup>				R <sup>63</sup>
5096.372	1999	461 *	Ad <sup>90</sup>	5097.72	2001	879	Ad <sup>37 70</sup>
5096.400	1999	461 *	Ad				R <sup>63</sup>
5096.500	2004	708	Ad	Div. 5,			
5096.501	2004	708	Ad	Ch. 1.77,			
5096.511	2004	708	Ad	heading			
5096.512	2004	708	Ad	(Sec. 5097.993			
5096.513	2004	708	Ad	et seq.)	2004	286	Am
5096.514	2004	708	Ad	5097.993	2002	290 *	Ad
5096.515	2004	708	Ad		2004	286	Am & RN
5096.516	2004	708	Ad				& Ad(RN)
5096.600	2001	875 *	Ad <sup>353</sup>	5097.994	2002	290 *	Ad
5096.601	2001	875 *	Ad <sup>353</sup>		2004	286	Am & RN
5096.605	2001	875 *	Ad <sup>353</sup>				& Ad(RN)
5096.606	2001	875 *	Ad <sup>353</sup>	5097.995	2002	1155	Ad
5096.610	2001	875 *	Ad <sup>353</sup>		2004	286	Am & RN
5096.615	2001	875 *	Ad <sup>353</sup>	5097.996	2002	1155	Ad
5096.620	2001	875 *	Ad <sup>353</sup>		2004	286	Am & RN
5096.621	2001	875 *	Ad <sup>353</sup>	5097.997	2004	286	Ad(RN)
5096.624	2001	875 *	Ad <sup>353</sup>	5097.998	2004	286	Ad(RN)
5096.625	2001	875 *	Ad <sup>353</sup>	5164	2001	777	Am
5096.629	2001	875 *	Ad <sup>353</sup>		2004	184 *	Am
5096.633	2001	875 *	Ad <sup>353</sup>	5506.10	2003	296	Am
5096.650	2001	875 *	Ad <sup>353</sup>	5506.11	2000	755	Ad
5096.651	2001	875 *	Ad <sup>353</sup>	5506.12	2002	24	Ad
Div. 2,				5506.3	2003	296	Am
Ch. 1.696,				5506.5	2003	296	Am
Art. 5,				5514	2000	755	Am
heading					2002	24	Am
(Sec. 5096.652				5533.7	2002	24	Ad
et seq.)	2002	664	Am & RN <sup>431</sup>	5536	2005	700	Am
Div. 2,				5536.5	2005	700	Am
Ch. 1.696,				5539.4	2003	296	Am
Art. 5.5,				5539.9	2003	296	Am
heading				5540.1	2004	27 *	Ad
(Sec. 5096.652				5540.5	1999	321	Am
et seq.)	2002	664	Ad(RN) <sup>431</sup>		2002	23 *	Am
5096.652	2001	875 *	Ad <sup>353</sup>	5540.6	2002	23 *	Am
5096.665	2001	875 *	Ad <sup>353</sup>	5546	1999	321	Am
5096.666	2001	875 *	Ad <sup>353</sup>	5549	1999	135	Am
5096.667	2001	875 *	Ad <sup>353</sup>		2002	23 *	Am
5096.668	2001	875 *	Ad <sup>353</sup>	5557.2	2005	158	Am
5096.670	2001	875 *	Ad <sup>353</sup>	5560	2003	106	Am (by Sec. 1
5096.671	2001	875 *	Ad <sup>353</sup>				of Ch.)
5096.672	2001	875 *	Ad <sup>353</sup>		2003	449	Am (by
5096.673	2001	875 *	Ad <sup>353</sup>				Sec. 36.5 of Ch.)
5096.674	2001	875 *	Ad <sup>353</sup>	5563.5	2004	27 *	Am
5096.675	2001	875 *	Ad <sup>353</sup>	5626.3	2004	499 *	Ad
5096.676	2001	875 *	Ad <sup>353</sup>	5627	2002	1031 *	Am
5096.677	2001	875 *	Ad <sup>353</sup>		2003	240 *	Am
5096.678	2001	875 *	Ad <sup>353</sup>	5631	2001	745 *	Am
5096.679	2001	875 *	Ad <sup>353</sup>		2003	62	Am <sup>519</sup>
5096.681	2001	875 *	Ad <sup>353</sup>	5640	2001	876	Ad
5096.683	2001	875 *	Ad <sup>353</sup>	5641	2001	876	Ad
5096.686	2002	8	Ad & R <sup>38</sup>	5642	2001	876	Ad
5096.687	2002	322 *	Ad	5643	2001	876	Ad
5096.688	2002	322 *	Ad	5644	2001	876	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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5645	2001	876	Ad	5781.4	2001	15	R
5646	2001	876	Ad	5781.45	2001	15	R
5647	2001	876	Ad	5781.46	2001	15	R
5648	2001	876	Ad	5781.5	2001	15	R
5649	2001	876	Ad	5781.6	2001	15	R
5650	2001	876	Ad	5781.7	2001	15	R
5651	2001	876	Ad	5781.8	2001	15	R
5652	2001	876	Ad	5782	2001	15	R & Ad
5653	2001	876	Ad	5782.1	2001	15	R & Ad
5654	2001	876	Ad	5782.10	2001	15	R
5750	2004	230 *	Ad	5782.11	2001	15	R
5751	2004	230 *	Ad	5782.12	2001	15	R
5752	2004	230 *	Ad	5782.13	2001	15	R
5753	2004	230 *	Ad	5782.14	2001	15	R
5754	2004	230 *	Ad	5782.15	2001	15	R
5755	2004	230 *	Ad	5782.16	2001	15	R
5756	2004	230 *	Ad	5782.17	2001	15	R
5780	2001	15	R & Ad	5782.18	2001	15	R
5780.05	2001	15	R	5782.19	2001	15	R
5780.1	2001	15	R & Ad	5782.2	2001	15	R
5780.10	2001	15	R	5782.21	2001	15	R
5780.11	2001	15	R	5782.22	2001	15	R
5780.12	2001	15	R	5782.23	2001	15	R
5780.13	2001	15	R	5782.24	2001	15	R
5780.14	2001	15	R	5782.25	2001	15	R
5780.15	2001	15	R	5782.26	2001	15	R
5780.16	2001	15	R	5782.27	2001	15	R
5780.17	2001	15	R	5782.3	2001	15	R & Ad
	2001	745 *	R	5782.4	2001	15	R
5780.18	2001	15	R	5782.5	2001	15	R & Ad
5780.19	2001	15	R	5782.5.1	1999	96 *	Ad
5780.2	2001	15	R		2000	66	R
5780.20	2001	15	R	5782.6	2001	15	R
5780.21	2001	15	R	5782.65	2001	15	R
5780.3	2001	15	R & Ad	5782.7	2001	15	R & Ad
5780.30	2001	15	R	5782.7.1	2001	15	R
5780.4	2001	15	R	5782.7.2	2001	15	R
5780.5	2001	15	R & Ad	5782.8	2001	15	R
5780.6	2001	15	R	5782.9	2001	15	R
5780.7	2001	15	R & Ad	5783	2001	15	R & Ad
5780.8	2001	15	R	5783.1	2001	15	R & Ad
5780.9	2001	15	R & Ad	5783.11	2001	15	R & Ad
5781	2001	15	Ad	5783.12	2001	15	R
5781.1	2001	15	R & Ad	5783.13	2001	15	R & Ad
5781.10	2001	15	R	5783.3	2001	15	R & Ad
5781.12	2001	15	R	5783.5	2001	15	R & Ad
5781.13	2001	15	R	5783.6	2001	15	R
5781.14	2001	15	R	5783.7	2001	15	Ad
5781.2	2001	15	R	5783.9	2001	15	Ad
5781.20	2001	15	R	5784	2001	15	R & Ad
5781.21	2001	15	R	5784.1	2001	15	R
5781.22	2001	15	R				Ad <sup>82</sup>
5781.23	2001	15	R		2001	176	Ad
5781.24	2001	15	R		2003	863	Am
5781.25	2001	15	R	5784.10	2001	15	R
5781.26	2001	15	R	5784.11	2001	15	R & Ad
5781.3	2001	15	R	5784.12	2001	15	R
5781.31	2001	15	R	5784.13	2001	15	R & Ad
5781.32	2001	15	R	5784.14	2001	15	R
5781.33	2001	15	R	5784.15	2001	15	R & Ad
5781.34	2001	15	R		2005	700	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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5784.16	2001	15	R	5787.3	2001	15	Ad
5784.17	2001	15	R	5788	2001	15	R & Ad
5784.18	2001	15	R	5788.1	2001	15	R & Ad
5784.19	2001	15	R	5788.10	2001	15	R
5784.2	2001	15	R	5788.11	2001	15	R & Ad
5784.20	2001	15	R	5788.12	2001	15	R
5784.21	2001	15	R	5788.13	2001	15	R & Ad
5784.22	2001	15	R	5788.15	2001	15	Ad
5784.23	2001	15	R	5788.17	2001	15	Ad
5784.24	2001	15	R	5788.19	2001	15	Ad
5784.25	2001	15	R	5788.2	2001	15	R
5784.26	2001	15	R	5788.21	2001	15	Ad
5784.27	2001	15	R	5788.23	2001	15	Ad
5784.28	2001	15	R	5788.25	2001	15	Ad
5784.29	2001	15	R	5788.3	2001	15	R & Ad
5784.3	2001	15	R & Ad	5788.4	2001	15	R
5784.30	2001	15	R	5788.5	2001	15	R & Ad
5784.31	2001	15	R	5788.6	2001	15	R
5784.32	2001	15	R	5788.7	2001	15	R & Ad
5784.33	2001	15	R	5788.8	2001	15	R
5784.34	2001	15	R	5788.9	2001	15	R & Ad
5784.35	2001	15	R	5789	2001	15	Ad
5784.36	2001	15	R	5789.1	2001	15	Ad
5784.37	2001	15	R	5789.3	2001	15	Ad
5784.38	2001	15	R	5789.5	2001	15	Ad
5784.39	2001	15	R	5790	2001	15	Ad
5784.4	2001	15	R	5790.1	2001	15	Ad
5784.40	2000	66	Ad	5790.11	2001	15	Ad
	2001	15	R	5790.13	2001	15	Ad
5784.5	2001	15	R & Ad	5790.15	2001	15	Ad
5784.6	2001	15	R	5790.17	2001	15	Ad
5784.7	2001	15	R & Ad	5790.3	2001	15	Ad
5784.8	2001	15	R	5790.5	2001	15	Ad
5784.8a	2001	15	R	5790.7	2001	15	Ad
5784.9	2001	15	R & Ad	5790.9	2001	15	Ad
5785	2001	15	R & Ad	5791	2001	15	Ad
5785.1	2001	15	Ad	5791.1	2001	15	Ad
5785.3	2001	15	Ad		2002	76	Am
5785.5	2001	15	Ad	5791.3	2001	15	Ad
5786	2001	15	Ad	5791.5	2001	15	Ad
5786.1	2001	15	Ad	5791.7	2001	15	Ad
5786.11	2001	15	Ad	5808	2003	693	Ad
5786.13	2001	15	Ad	5808.1	2003	693	Ad
5786.15	2001	15	Ad	5808.2	2003	693	Ad
5786.17	2001	15	Ad	5811	2000	964	Am
5786.19	2001	15	Ad	5812	2000	964	Am
5786.21	2001	15	Ad	5813	2000	964	Am
5786.23	2001	15	Ad	5814	2000	964	Am
5786.25	2001	15	Ad	5815	2000	964	Am
5786.27	2001	15	Ad	5815.5	2000	964	Ad
5786.29	2001	15	Ad	5816	2000	964	Am
5786.3	2001	15	Ad	5817	2000	964	Am
5786.31	2001	15	Ad	5819	2004	230*	Ad
	2005	158	Am	5819.1	2004	230*	Ad
5786.5	2001	15	Ad	5819.2	2004	230*	Ad
5786.7	2001	15	Ad	5819.3	2004	230*	Ad
	2002	454	Am	5819.4	2004	230*	Ad
5786.9	2001	15	Ad	5819.5	2004	230*	Ad
	2005	158	Am	5819.6	2004	230*	Ad
5787	2001	15	Ad	5819.7	2004	230*	Ad
5787.1	2001	15	Ad	5819.8	2004	230*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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5825	2002	953	R	8819	2002	454	Am
5842.5	1999	104	Ad		2005	158	Am
6211	2001	745 *	Am	8850	2005	158	Ad
6217	2003	240 *	Am (as am by	8851	2005	158	Ad
			Sec. 18,	8852	2005	158	Ad
			Stats. 1998,	8853	2005	158	Ad
			Ch. 876) <sup>485</sup>	8854	2005	158	Ad
6217.1	2000	715	Am	8855	2005	158	Ad
	2001	449	Am	8856	2005	158	Ad
	2002	600	Am	8857	2005	158	Ad
6217.2	2003	734	Ad	8858	2005	158	Ad
6217.8	2005	81 *	Ad	8859	2005	158	Ad
	2005	521	Am	8860	2005	158	Ad
6226	2004	193	R <sup>571</sup>	8861	2005	158	Ad
	2004	286	R	8870	2005	158	Ad
6230	2001	745 *	Am	8871	2005	158	Ad
6231	2001	745 *	Am	8872	2005	158	Ad
6304	2005	701	Am	8873	2005	158	Ad
6307	2005	585 *	R & Ad	8874	2005	158	Ad
6307.1	2002	432	Ad	8875	2005	158	Ad
	2003	62	Am <sup>519</sup>	8876	2005	158	Ad
6331.5	2004	286	Am	8877	2005	158	Ad
6401.5	2005	701	Ad	8878	2005	158	Ad
6477	2001	745 *	Am	8879	2005	158	Ad
6916	2001	745 *	Am	8880	2005	158	Ad
8555	2003	131	Am	8890	2005	158	Ad
8601	2002	432	Am	8891	2005	158	Ad
8625	2002	432	Am	8892	2005	158	Ad
8750	2004	796	Am	8893	2005	158	Ad
8780	2002	512	Ad & R <sup>38</sup>	8894	2005	158	Ad
8781	2002	512	Ad & R <sup>38</sup>	8895	2005	158	Ad
8782	2002	512	Ad & R <sup>38</sup>	8896	2005	158	Ad
8783	2002	512	Ad & R <sup>38</sup>	8897	2005	158	Ad
8784	2002	512	Ad & R <sup>38</sup>	8898	2005	158	Ad
8785	2002	512	Ad & R <sup>38</sup>	8899	2005	158	Ad
8786	2002	512	Ad & R <sup>38</sup>	8900	2005	158	Ad
8787	2002	512	Ad & R <sup>38</sup>	8901	2005	158	Ad
8788	2002	512	Ad & R <sup>38</sup>	8902	2005	158	Ad
8789	2002	512	Ad & R <sup>38</sup>	9303	2005	700	Am
8801	2002	454	Am	9313	2005	158	Am
	2005	158	Am	9358	2003	811	Am
8802	2005	158	Am	9756	2001	745 *	R
8809	2005	158	Am	9977	2002	221	Am
8811	2002	454	R & Ad(RN)	10005	2001	398	Am
8812	2002	454	Am & RN & Ad	10200	1999	503	Am
8813	2002	454	R & Ad	10211	1999	503	Am
	2005	158	Am		2002	616	Am
8813.1	2002	454	R	10212	1999	503	Am
	2005	158	Ad		2002	616	Am
8813.2	2002	454	R	10216	1999	503	Am
	2005	158	Ad	10218	1999	83	Am <sup>30</sup>
8813.3	2005	158	Ad	10222	1999	503	Am
8815.1	2002	454	Am	10224	1999	503	Ad
	2005	158	Am	10230	1999	503	Am
8815.2	2002	454	Am		2002	616	Am
	2005	158	Am	10230.5	2002	616	Ad
8815.3	2002	454	Am	10231	1999	503	Am
8815.4	2002	454	R & Ad		2002	616	Am
	2005	158	Am	10231.5	1999	503	Ad
8815.5	2005	158	Ad	10233	2002	616	Am
8817	2002	454	Am	10234	1999	503	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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10234 (Cont.)	2002	616	Am	10331	2002	984	Ad
	2002	616	Am	10332	2002	984	Ad
10235	2002	616	Am	10334	2002	984	Ad
10235.5	1999	503	Ad	10335	2002	984	Ad
10236	1999	503	Am	10335.5	2002	983	Am (as ad by Stats. 2002, Ch. 984)
	2002	616	Am				
10237	2002	616	Am		2002	984	Ad
10239	1999	503	Am	10336	2002	984	Ad
	2002	616	Am	10337	2002	984	Ad
10240	1999	503	Am	10338	2002	984	Ad
	2002	616	Am	10339	2002	984	Ad
10241	1999	503	Am	10340	2002	984	Ad
	2002	616	Am	10341	2002	984	Ad
10242	1999	503	Am	10342	2002	984	Ad
10243	1999	503	Am	10343	2002	984	Ad
10244	2002	616	Am	10344	2002	984	Ad
10246	2002	616	Am	12200	2000	790	Ad & R <sup>75</sup>
10250	2002	616	Am	12210	2000	790	Ad & R <sup>75</sup>
10251	1999	503	Am	12211	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12220	2000	790	Ad & R <sup>75</sup>
10252	1999	503	Am	12230	2000	790	Ad & R <sup>75</sup>
	2001	234	Am	12231	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12240	2000	790	Ad & R <sup>75</sup>
10254	1999	503	Am	12241	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12242	2000	790	Ad & R <sup>75</sup>
10255	2002	616	Ad	12244	2000	790	Ad & R <sup>75</sup>
10260	2002	616	Am	12245	2000	790	Ad & R <sup>75</sup>
10260.5	1999	503	Ad	12246	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12247	2000	790	Ad & R <sup>75</sup>
10261	1999	503	Am	12248	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12249	2000	790	Ad & R <sup>75</sup>
10262	2002	616	Am	12249.5	2000	790	Ad & R <sup>75</sup>
10262.1	1999	503	Ad	12249.6	2000	790	Ad & R <sup>75</sup>
10262.2	2002	616	Ad	12250	2000	790	Ad & R <sup>75</sup>
10262.5	2002	616	Ad	12250.5	2000	790	Ad & R <sup>75</sup>
10263	2002	616	Am	12251	2000	790	Ad & R <sup>75</sup>
10264	2002	616	Am	12252	2000	790	Ad & R <sup>75</sup>
10265	2002	616	R	12260	2000	790	Ad & R <sup>75</sup>
10270	2002	616	Am	12262	2000	790	Ad & R <sup>75</sup>
10271	2002	616	Am	12263	2000	790	Ad & R <sup>75</sup>
10273	2002	616	Am	12264	2000	790	Ad & R <sup>75</sup>
10274	2002	616	Am	12275	2000	790	Ad & R <sup>75</sup>
10276	1999	503	Am	12276	2000	790	Ad & R <sup>75</sup>
	2002	616	Am	12290	2000	790	Ad & R <sup>75</sup>
10278	2002	983	Ad & R <sup>68, 37</sup>	12291	2000	790	Ad & R <sup>75</sup>
	2004	497*	R	13021	2002	221	R
10279	2002	983	Ad & R <sup>68, 37</sup>	13076	2000	146*	Am
	2004	497*	R	13232.3	2001	606*	Ad
10279.6	2002	983	Ad & R <sup>68, 37</sup>	14307	2001	760	Am
	2004	497*	R	14309	2001	760	Ad
10280	2002	983	Ad	14314	2001	745*	Am
10280.5	2002	983	Ad		2002	953	R
10281	2002	983	Ad	14315	2001	760	Am
10281.5	2002	983	Ad		2002	953	Am
10282	2002	983	Ad	14316	2002	953	Am
10283	2002	983	Ad	14403	2002	953	Am
10285	2002	983	Ad <sup>37</sup>	14420	1X 2001–02	8*	Ad & R <sup>37, 20</sup>
	2004	497*	R	14421	1X 2001–02	8*	Ad & R <sup>37, 20</sup>
10286	2002	983	Ad <sup>37</sup>	14422	1X 2001–02	8*	Ad & R <sup>37, 20</sup>
	2004	497*	R	14423	1X 2001–02	8*	Ad & R <sup>37, 20</sup>
10330	2002	984	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
14424	1X	2001-02	8 * Ad & R <sup>37 20</sup>		2003	753	Am
14425	1X	2001-02	8 * Ad & R <sup>37 20</sup>	14560.5	1999	815	Am
14504	1999	815	Am <sup>77</sup>		1999	817	Am
			R <sup>25</sup>	14561	1999	815	Am
			Ad <sup>1</sup>		1999	817	Am
	2000	731	Am		2000	731	Am
14509.3	2004	183	Am <sup>571</sup>		2003	753	Am
14509.4	2003	478	Am	14571	1999	815	Am
14513.4	1999	815	Am	14571.3	2001	874 *	Am
14513.5	2003	753	Ad	14571.8	1999	815	Am
14514	2000	731	Ad		2000	731	Am
14514.4.1	1999	815	Ad	14571.9	2000	731	R
14514.7	1999	815	Ad	14573	1999	815	Am
14515.1	2000	731	Ad	14573.5	1999	815	Am
14515.5	1999	815	Am	14573.51	2003	753	Am
14519.5	1999	815	Ad	14574	1999	815	Am
14525.5.1	1999	815	Ad		2005	202	Am
14528.1	2003	753	Am	14575	1999	1 *	R (as am by
14529.7	2000	731	Am				Sec. 26,
14530.1	2005	22	Am <sup>647</sup>				Stats. 1995,
14536	1999	815	Am				Ch. 624) & Ad
	2001	874 *	Am				R & Ad <sup>160</sup>
14537	2001	745 *	Am		1999	83	Am <sup>30</sup>
	2001	874 *	Am		1999	815	R (as ad by
14538	2001	874 *	Am				Sec. 3,
14539	2001	874 *	Am				Stats. 1999,
	2005	22	Am <sup>647</sup>				Ch. 1) & Ad
14539.5	2000	731	Ad		1999	817	R (as ad by
14541	2000	731	Am				Stats. 1999,
	2001	874 *	Am				Ch. 815) & Ad
14541.5	2000	731	Ad		2003	753	Am
14542	1999	815	R		2005	202	Am
14549	1999	815	Am	14575.1	2003	753	Am
	2003	753	Am	14575.2	2003	753	Ad
14549.1	1999	815	Ad & R <sup>78</sup>	14575.5	2003	753	Ad
	1999	817	R (as ad by	14576	2003	753	Ad & R <sup>75</sup>
			Stats. 1999,	14580	1999	815	Am
			Ch. 815) & Ad	14581	1999	1 *	Am
	2000	731	Am & R <sup>20</sup>		1999	815	Am (as am by
	2001	874 *	Am <sup>13</sup>				Sec. 4,
	2003	753	Am				Stats. 1999,
14549.5	1999	815	Am				Ch. 1)
			R & Ad <sup>25</sup>		1999	817	Am
	2003	753	Am		2000	731	Am
14549.6	1999	815	Am		2001	159	Am <sup>305</sup>
	2001	874 *	Am		2003	753	Am
	2003	753	Am		2004	183	Am <sup>571</sup>
14549.7	1999	815	Ad & R <sup>19</sup>		2005	582 *	Am
14550	1999	815	Am	14582	2003	753	Ad
	1999	817	Am	14585	1999	1 *	Ad & R <sup>40</sup>
14551	1999	815	Am		1999	815	Ad
	2005	22	Am <sup>647</sup>		2003	753	Am
14551.5	1999	815	R & Ad	14588	1999	815	Ad
	2000	731	Am	14588.1	1999	815	Ad
14552	2000	731	Am		2001	874 *	Am
14552.5	2003	753	Am	14588.2	1999	815	Ad
	2004	183	Am <sup>571</sup>		2001	874 *	Am
14552.51	2003	753	Am	14591	2000	731	Am
14553	2000	731	Am	14591.1	1999	815	Am
14555	2002	504	Ad		2000	731	Am
14560	1999	815	R & Ad	14591.2	2000	731	Am

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<i>Affected By</i>				<i>Affected By</i>			
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14591.2 (Cont.)	2001	874 *	Am	21083.2.5	2000	739 *	R (as ad by AB 2752) <sup>82</sup>
14591.4	2000	731	Am	21083.4	2004	732	Ad
14591.5	2002	784	Am <sup>490</sup>	21083.7	2000	387 *	Am
14591.6	2000	731	Ad	21083.8.1	2004	525	Am
	2001	874 *	Am	21083.9	2001	867	Am
14592	2000	731	R		2002	638	Am
14594.5	2000	731	Ad(RN)	21084.2	2004	63	R
14595	2000	731	Am & RN & Ad	21085	2002	1039	R
14595.4	2000	731	Ad	21085.7	2000	925	Ad & R <sup>68</sup>
14595.5	2000	731	Ad	21086	2004	689	Am
14596	2000	731	Ad	21087	2004	689	R
14597	2000	731	Ad	21090	2002	625 *	Am
14599	2000	731	Ad	21091	2002	1052	Am
Div. 12.2, heading (Sec. 15000 et seq.)	2001	656	Am		2003	695	Am
15025	2001	656	Ad		2005	267	Am
	2002	625 *	Am	21091.5	2001	534	Ad
15026	2001	656	Ad	21092	2003	742	Am
15027	2001	656	Ad	21092.2	2001	867	Am
15028	2001	656	Ad		2003	695	Am
15029	2001	656	Ad	21096	2002	438	Am <sup>426</sup>
16000	2005	693	Ad	21098	2002	638	Ad
16001	2005	693	Ad		2003	62	Am <sup>519</sup>
16002	2005	693	Ad	21104	2004	744	Am
16003	2005	693	Ad	21108	2004	525	Am
16004	2005	693	Ad	21151	2002	1121	Am
18017	2004	193	R <sup>571</sup>	21151.10	2000	925	Ad & R <sup>68</sup>
19524	2001	745 *	R	21151.4	2004	689	Am
	2001	874 *	R	21151.7	2002	1154	Am <sup>82</sup>
21061.0.5	2002	1039	Ad		2003	3 *	S (as am by Stats. 2002, Ch. 1154) <sup>540</sup>
	2003	62	Am & RN <sup>519</sup>	21151.8	2003	668	Am
	2003	742	Am	21151.9	2001	643	Am
	2005	22	Am & RN <sup>647</sup>	21152	2004	525	Am
21061.3	2003	62	Ad(RN) <sup>519</sup>	21152.1	2003	837	Ad
	2005	22	Ad(RN) <sup>647</sup>	21153	2004	744	Am
21064.3	2002	1039	Ad	21157.6	2004	684	Am
21065.3	2002	1039	Ad	21158.6	2001	701 *	Ad & R <sup>18</sup>
21066.5	2002	1154	R <sup>82</sup>		2002	625 *	Am
21070	2004	744	Ad		2002	664	Am <sup>431</sup>
21071	2002	1039	Ad		2002	1039	R
21072	2002	1039	Ad	21159.20	2002	1039	Ad
21080.10	2001	237	Am	21159.21	2002	1039	Ad
	2002	1039	Am		2003	742	Am
21080.14	2001	237	Am	21159.22	2002	1039	Ad
	2002	1039	R	21159.23	2002	1039	Ad
21080.29	2003	739	Ad	21159.24	2002	1039	Ad
21080.3	2004	744	Am		2004	684	Am
21080.35	2001	534	Ad		2004	744	Am
21080.4	2000	738	Am		2005	22	Am <sup>647</sup>
21080.5	2002	1121	Am	21159.25	2002	1039	Ad & R <sup>18</sup>
	2003	742	Am		2004	744	Am <sup>68</sup>
21081.7	2000	738	Am	21159.26	2002	1039	Ad
	2001	867	Am	21159.27	2002	1039	Ad
	2002	1039	R	21159.9	2000	716 *	Am
21082.1	2002	1052	Am		2002	1121	Am
21083	2002	1052	Am	21165	2005	267	Am
	2004	689	Am	21167	2004	744	Am
				21167.6	2002	1121	Am

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21167.6.5	2002	1121	Ad	25401.5	2001	773	Ad
	2004	522	Am	25401.6	2002	836	Ad
21167.7	2002	664	Am <sup>431</sup>		2003	666	Am
21178	1999	812	Ad & R <sup>20</sup>	25401.7	2001	773	Ad
21190.5	2004	540	Ad <sup>700</sup>	25402	2002	421	Am
21193	2004	540	Am	25402.5	1X 2001–02	7*	Am
21193.5	2004	540	Ad	25402.6	2001	905	Ad
22052	2001	R	R	25402.7	2001	905	Ad
22054	2004	286	R	25403.5	2001	745*	Am
25000.5	2000	288	Am		2002	664	Am <sup>431</sup>
	2001	912	Am	25403.8	2X 2001–02	6*	Ad
25008.5	1999	981	Am <sup>18</sup>	25406	2X 2001–02	17	Ad
25009	1999	581	Ad	25410	2000	536	S <sup>111</sup>
25141	2000	288	Ad	25410.5	2000	536	S <sup>111</sup>
25226	2004	227*	Ad		2002	601	Am
25300	2002	568	R & Ad	25410.6	2000	536	S <sup>111</sup>
25301	2002	568	R & Ad		2002	601	Am
25302	2002	568	R & Ad	25411	2000	536	S <sup>111</sup>
25302.5	2005	703	Ad		2002	601	Am
25303	2002	568	R & Ad	25412	2000	536	S <sup>111</sup>
25304	2002	568	R & Ad	25412.5	2000	536	S <sup>111</sup>
25305	1999	581	Am		2002	601	R
	2002	568	R & Ad	25413	2000	536	S <sup>111</sup>
25305.2	2005	579	Ad & R <sup>82</sup>		2002	601	Am
25305.5	2002	568	Ad	25414	2000	536	S <sup>111</sup>
25306	2002	568	R & Ad	25415	2000	536	S <sup>111</sup>
25307	2002	568	R & Ad		2002	601	Am
25307.5	2002	568	R		2X 2001–02	15*	Am
25308	2002	568	R	25416	2000	536	S <sup>111</sup>
25308.5	1999	581	Am		2002	601	Am
	2002	568	R	25417	2000	536	S <sup>111</sup>
25309	1999	581	Am	25417.5	2000	536	S <sup>111</sup>
	2002	568	R		2002	601	Am
25309.1	2002	568	R	25418	2000	536	S <sup>111</sup>
25309.2	2002	568	R	25419	2000	536	S <sup>111</sup>
25309.3	1999	581	Ad	25420	2000	536	S <sup>111</sup>
	2002	568	R	25421	2000	536	Am <sup>111</sup>
25310	2001	337	Am	25425	1X 2001–02	8*	Ad
	2002	568	R	25426	1X 2001–02	8*	Ad
25310.1	2002	568	R	25433	1X 2001–02	8*	Ad <sup>37</sup>
25310.2	2002	568	R	25433.5	1X 2001–02	8*	Ad <sup>37</sup>
25310.3	2002	568	R		2X 2001–02	9	Am
25310.4	2002	568	R	25434	1X 2001–02	8*	Ad <sup>37</sup>
25310.5	1999	812	Ad	25434.5	1X 2001–02	8*	Ad <sup>37</sup>
	2001	745*	R		2X 2001–02	9	Am
25320	2002	568	R & Ad	25435	1X 2001–02	8*	Ad <sup>37</sup>
25321	2002	568	R & Ad	25436	1X 2001–02	8*	Ad <sup>37</sup>
25322	2002	568	R & Ad	25440	2000	536	S <sup>111</sup>
25323	2002	568	R & Ad	25440.5	2000	536	S <sup>111</sup>
25324	2002	568	R	25441	2000	536	S <sup>111</sup>
	2004	692	Ad		2002	601	Am
25325	2002	568	R	25441.5	2000	536	S <sup>111</sup>
25326	2002	568	R		2002	601	R
25350	2000	288	Am	25442	2000	536	S <sup>111</sup>
25354	2000	288	Am	25442.5	2000	536	S <sup>111</sup>
	2003	692	Am	25442.7	2000	536	S <sup>111</sup>
25356	2000	288	Am		2002	601	Am
25364	2000	288	Am	25443	2000	536	S <sup>111</sup>
	2003	692	Am		2X 2001–02	15*	Am
25401.1	2002	568	R	25443.5	2000	536	S <sup>111</sup>
25401.2	2003	733	Am		2002	601	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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25445	2000	536	S <sup>111</sup>		2003	733	Am
	2002	601	Am	25620.3	2002	515	Am
25446	2000	536	S <sup>111</sup>	25620.5	2000	536	Am
	2002	601	Am		2002	515	Am
25447.2	2000	536	S <sup>111</sup>		2003	733	Am
	2002	601	R	25620.7	2002	515	Am
25448	2000	536	S <sup>111</sup>	25620.8	2000	536	Am
25448.1	2000	536	S <sup>111</sup>		2002	515	Am
25449	2000	536	S <sup>111</sup>	25620.9	2002	515	Ad & R <sup>207</sup>
25449.1	2000	536	S <sup>111</sup>	25625	2004	781*	R
	2002	601	Am	25626	2004	781*	R
25449.2	2000	536	S <sup>111</sup>	25627	2004	781*	R
25449.3	2000	536	S <sup>111</sup>	25628	2004	781*	R
	2002	601	Am	25630	2004	227*	Am
25449.4	2000	536	Am <sup>111</sup>	25648	2002	515	Am
25514	1X 2001-02	12*	Am	25648.4	2002	515	Am
25519	2000	1040	Am	25650	2000	1046	Ad
25519.5	1X 2001-02	12*	Ad & R <sup>19</sup>	25684	2002	515	Am
25520	1999	581	Am	25689	2004	193	R <sup>571</sup>
25521	1X 2001-02	12*	Am		2004	286	R
25523	1999	581	Am	25696	2000	1055*	Am
	2000	1040	Am		2004	225*	Am
	1X 2001-02	12*	Am	25698	2002	568	R
	2003	733	Am	25720	2000	936	Ad
25523.5	1999	581	R	25721	2000	936	Ad
25524	1999	581	Am	25722	2001	912	Ad
	2000	1040	R	25722.5	2003	737	Ad
25525	1999	581	Am	25723	2001	912	Ad
	2003	733	Am	25725	2005	580	Ad
25531	1X 2001-02	12*	Am	25726	2005	580	Ad
25534	2002	567	Am	25730	2000	1018	Ad
	2003	62	Am <sup>519</sup>	25740	2003	666	Ad
	2003	741	Am	25741	2003	666	Ad
25540.6	1999	581	Am	25742	2003	666	Ad
25541	1999	581	Am	25743	2003	666	Ad
25541.5	1999	581	Ad	25744	2003	666	Ad
25543	1999	581	Ad		2004	867*	Am
25550	2000	329*	Ad & R <sup>19</sup>	25745	2003	666	Ad
	2004	245	Ad & R <sup>75</sup>	25746	2003	666	Ad
25550.5	1X 2001-02	12*	Ad & R <sup>19</sup>	25747	2003	666	Ad
	2004	245	Ad & R <sup>75</sup>		2004	694	Am
25552	2000	329*	Ad & R <sup>217</sup>	25748	2003	666	Ad
	1X 2001-02	12*	Am		2004	781*	Am
25553	2000	329*	Ad	25749	2003	666	Ad
	2002	568	R	25750	2003	666	Ad
25555	2000	329*	Ad & R <sup>19</sup>	25751	2003	666	Ad
25604	2002	568	R		2004	781*	Am
25615	2000	1046	R	25770	2003	645	Ad
25619	2000	537	Ad & R <sup>43</sup>	25771	2003	645	Ad
	2X 2001-02	17	Am	25772	2003	645	Ad
25620	2002	515	Am	25773	2003	645	Ad
25620.1	2002	515	Am	25806	2003	741	Ad
25620.10	2000	537	Ad & R <sup>43</sup>	25920	2001	115	R
	2002	515	Ad	25921	2001	115	R
	2003	733	Am (as ad by Sec. 9, Stats. 2002, Ch. 515) & RN	25922	2001	115	R
				25923	2001	115	R
				25924	2001	115	R
				25925	2001	115	R
25620.11	2003	733	Ad(RN)	26003	1X 2001-02	8*	Am
25620.2	2000	1060	Am		2X 2001-02	9	Am
	2002	515	Am <sup>453</sup>	26011.5	1X 2001-02	8*	Am

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	Year	Chapter				Year	Chapter		
26011.6	1X	2001-02	8 *	Ad		2004	230 *	Am	
	2X	2001-02	9	Am	30945	2002	727	Ad	
26020		2004	227 *	Am	30946	2002	727	Ad	
26569.4		2000	262	Am	30947	2002	727	Ad	
26582		2005	158	Am		2003	493	Am	
26593		2000	506	Am	30948	2002	727	Ad	
26653.5		2000	262	Ad	30949	2002	727	Ad	
29411		2005	383	R	30950	2002	727	Ad	
29412		2005	383	R		2003	62	Am (as ad by	
29725		1999	422	Am				Stats. 1986,	
29736		2000	505	Am				Ch. 1079)	
29759		2000	505	R				& RN <sup>519</sup>	
29777		2004	193	R <sup>571</sup>		2003	493	Am (as ad by	
		2004	286	Am				Sec. 1,	
30166.5		2000	952	Ad				Stats. 2002,	
30237		2004	286	R				Ch. 727)	
30262		2003	420	Am	30960	2003	62	Ad(RN) <sup>519</sup>	
30301		2004	746	Am	30988	2000	983	Ad	
30301.2		2004	746	Am		2002	598	Am	
30301.5		2004	746	Am	30988.1	2000	983	Ad	
30310		2004	746	Am		2002	598	R	
		2005	22	Am <sup>647</sup>	30988.2	2000	983	Ad	
30312	2X	2003-04	1	Am		2002	598	R & Ad	
30353		2002	1104	Am	30988.3	2000	983	Ad	
30420		2000	343	Am		2002	598	R & Ad(RN)	
30512		2004	746	Am	30988.4	2000	983	Ad	
30512.1		2004	746	R		2002	598	Am & RN	
30514.1		2004	746	Am	31007	2002	664	Am <sup>431</sup>	
30519.2		2001	537 *	Ad <sup>372</sup>		2002	958	Am	
30521		2005	383	R	31008	2002	958	Am	
30604		2003	793	Am	31010	2002	958	Am	
30607.7		2003	285	Ad	31012	2004	224	Ad	
30609.5		1999	822	Ad	31013	2001	885 *	Am	
30610		2004	697	Am	31017	2002	958	Ad	
30610.3		2003	337	Am	31108	2001	745 *	Am	
		2004	183	Am <sup>571</sup>	31111	2002	958	Ad	
30610.9		1999	491	Ad	31112	2002	958	Ad	
30614		2002	297	Ad	31119	2001	885 *	Ad <sup>37</sup>	
30812		2002	235	Ad		2002	164	Am	
		2003	62	Am <sup>519</sup>		2003	62	Am <sup>519</sup>	
30901		2002	727	Ad	31120	2002	958	Ad	
30902		2002	727	Ad	31150.1	2002	958	Am	
30903		2002	727	Ad	31156	2002	958	Am	
30904		2002	727	Ad	31161	2005	331	Am	
30905		2002	727	Ad	31162	2005	331	Am	
30906		2002	727	Ad	31163	2001	745 *	Am	
		2004	714	Am		2005	331	Am	
30907		2002	727	Ad	31164	1999	639	Am	
30908		2002	727	Ad		2000	135	Am <sup>203</sup>	
30909		2002	727	Ad		2004	224	Am	
30910		2002	727	Ad	31165	2005	383	Ad	
30915		2002	727	Ad	31200	2002	958	Am	
30916		2002	727	Ad	31206	2002	958	Am	
30917		2002	727	Ad	31207	2002	958	Am	
30920		2004	714	Ad	31207.1	2002	958	Am	
30921		2004	714	Ad	Div. 21,				
30925		2002	727	Ad	Ch. 5.5,				
30930		2002	727	Ad	heading				
30935		2002	727	Ad	(Sec. 31220				
30940		2002	727	Ad	et seq.)	2003	492	Am	
		2003	493	Am	31220	2002	727	Ad	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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31220 (Cont.)	2003	492	Am		2002	3	Am
	2005	383	Am	32571	2000	428	Ad & R <sup>68</sup>
31251	2002	958	Am		2002	3	Am
31255.1	2002	958	Am	32572	2000	428	Ad & R <sup>68</sup>
31257	2002	958	Am	32573	2000	428	Ad & R <sup>68</sup>
31260	2002	958	Am	32574	2000	428	Ad & R <sup>68</sup>
31303	2002	958	Am	32574.5	2000	428	Ad & R <sup>68</sup>
31306	2000	1055*	Am		2002	3	R
	2004	225*	Am	32575	2000	428	Ad & R <sup>68</sup>
31307	2002	958	Am	32576	2000	428	Ad & R <sup>68</sup>
31310	2002	958	Am	32577	2000	428	Ad & R <sup>68</sup>
31316	2005	383	Ad	32578	2000	428	Ad & R <sup>68</sup>
31350	2002	958	Am	32579	2000	428	Ad & R <sup>68</sup>
31351	2002	958	Am	32580	2000	428	Ad & R <sup>68</sup>
31352	2002	958	Am	32600	1999	788	Ad
31352.5	2002	958	Am		1999	789	Ad
31353	2002	958	Am	32601	1999	788	Ad
31354	2002	958	Am		1999	789	Ad
31355	2002	958	Am	32602	1999	788	Ad
31400.1	2001	885*	Am		1999	789	Ad
31402.1	2002	518	Ad	32603	1999	788	Ad
31402.2	2002	518	Ad		2000	711	Am
	2003	337	Am	32604	1999	789	Ad
31402.3	2002	518	Ad	32605	1999	789	Ad
	2003	337	Am		2000	711	Am
31406	2002	958	Ad	32606	1999	789	Ad
31408	2001	446	Ad	32607	1999	789	Ad
31409	2001	446	Ad	32608	1999	789	Ad
32515	2000	507	Am	32609	1999	789	Ad
32550	2000	428	Ad & R <sup>68</sup>	32611	1999	789	Ad
32551	2000	428	Ad & R <sup>68</sup>	32612	1999	789	Ad
32553	2000	428	Ad & R <sup>68</sup>	32613	1999	789	Ad
	2002	3	Am	32614	1999	789	Ad
32555	2000	428	Ad & R <sup>68</sup>	32614.5	1999	789	Ad
	2002	3	Am	32615	1999	789	Ad
32556	2000	428	Ad & R <sup>68</sup>	32616	1999	789	Ad
	2002	3	Am	32620	1999	788	Ad
	2005	223	Am	32621	1999	788	Ad
32556.2	2002	975	Ad	Div. 22.9,			
32557	2000	428	Ad & R <sup>68</sup>	Ch. 1,			
	2005	223	Am	heading			
32558	2000	428	Ad & R <sup>68</sup>	(Sec. 32630			
32559	2000	428	Ad & R <sup>68</sup>	et seq.)	2004	183	Ad(RN) <sup>571</sup>
32560	2000	428	Ad & R <sup>68</sup>	Div. 22.9,			
	2005	223	Am	Art. 1,			
32561	2000	428	Ad & R <sup>68</sup>	heading			
32562	2000	428	Ad & R <sup>68</sup>	(Sec. 32630			
	2005	223	R	et seq.)	2004	183	Am & RN <sup>571</sup>
32565	2000	428	Ad & R <sup>68</sup>	32630	2002	574	Ad & R <sup>38</sup>
	2002	3	Am	32631	2002	574	Ad & R <sup>38</sup>
32565.5	2000	428	Ad & R <sup>68</sup>	32632	2002	574	Ad & R <sup>38</sup>
	2002	3	Am	Div. 22.9,			
32566	2000	428	Ad & R <sup>68</sup>	Ch. 2,			
32567	2000	428	Ad & R <sup>68</sup>	heading			
	2002	3	Am	(Sec. 32633			
32568	2000	428	Ad & R <sup>68</sup>	et seq.)	2004	183	Ad(RN) <sup>571</sup>
	2002	3	Am	Div. 22.9,			
32569	2000	428	Ad & R <sup>68</sup>	Art. 2,			
	2002	3	Am	heading			
32570	2000	428	Ad & R <sup>68</sup>	(Sec. 32633			
				et seq.)	2004	183	Am & RN <sup>571</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
32633	2002	574	Ad & R <sup>38</sup>	32658	2002	574	Ad <sup>468</sup> R <sup>232</sup>
32634	2002	574	Ad & R <sup>38</sup>	Div. 22.9, Ch. 5, heading (Sec. 32661 et seq.)	2004	183	Ad(RN) <sup>571</sup>
32635	2002	574	Ad <sup>468</sup> R <sup>232</sup>				
32636	2002	574	Ad & R <sup>38</sup>	Div. 22.9, Art. 5, heading (Sec. 32661 et seq.)	2004	183	Am & RN <sup>571</sup>
32637	2002	574	Ad & R <sup>38</sup>				
32638	2002	574	Ad & R <sup>38</sup>	32661	2002	574	Ad & R <sup>38</sup>
Div. 22.9, Ch. 3, heading (Sec. 32639 et seq.)	2004	183	Ad(RN) <sup>571</sup>	33001	1999	83	Am <sup>30</sup>
Div. 22.9, Art. 3, heading (Sec. 32639 et seq.)				2004	183	Am & RN <sup>571</sup>	33008
32639	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33200	2000	991	Am
32640	2002	574	Ad & R <sup>38</sup>	33200.1	2000	991	Ad
32641	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33204.4	1999	377	Ad
32642	2002	574	Ad & R <sup>38</sup>	33211.5	2002	595	Am
32643	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33211.6	2002	595	Am
32644	2002	574	Ad & R <sup>38</sup>	33213	1999	182	Am
32645	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33216	2000	991	R
32646	2003	92	Am	33300	2004	726	Ad
	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33301	2004	726	Ad
32647	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33302	2004	726	Ad
32648	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33320	2004	726	Ad
32649	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33321	2004	726	Ad
32650	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33322	2004	726	Ad
32651	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33323	2004	726	Ad
32652	2002	574	Ad & R <sup>38</sup>	33324	2004	726	Ad
32653	2002	574	Ad & R <sup>38</sup>	33325	2004	726	Ad
32654	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33326	2004	726	Ad
32655	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33327	2004	726	Ad
				33328	2004	726	Ad
32656	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33329	2004	726	Ad
				33330	2004	726	Ad
Div. 22.9, Ch. 4, heading (Sec. 32657 et seq.)	2004	183	Ad(RN) <sup>571</sup>	33331	2004	726	Ad
Div. 22.9, Art. 4, heading (Sec. 32657 et seq.)				33332	2004	726	Ad
32657	2002	574	Ad & R <sup>38</sup>	33333	2004	726	Ad
32658	2002	574	Ad <sup>468</sup> R <sup>232</sup>	33340	2004	726	Ad
				33341	2004	726	Ad
Div. 22.9, Ch. 4, heading (Sec. 32657 et seq.)	2004	183	Am & RN <sup>571</sup>	33342	2004	726	Ad
				33343	2004	726	Ad
32657	2002	574	Ad & R <sup>38</sup>	33344	2004	726	Ad
32658	2002	574	Ad & R <sup>38</sup>	33345	2004	726	Ad
				33346	2004	726	Ad
32659	2002	574	Ad & R <sup>38</sup>	33346.5	2004	726	Ad
				33347	2004	726	Ad
32660	2002	574	Ad & R <sup>38</sup>	33348	2004	726	Ad
				33349	2004	726	Ad
32661	2002	574	Ad & R <sup>38</sup>	33350	2004	726	Ad
				33351	2004	726	Ad
32662	2002	574	Ad & R <sup>38</sup>	33352	2004	726	Ad
				33352	2005	227	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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33353	2004	726	Ad	36994	2000	516	Ad
33354	2004	726	Ad	36995	2000	516	Ad
33355	2004	726	Ad	37000	2000	113 *	Ad
33356	2004	726	Ad	37001	2000	113 *	Ad
33500	1999	419	Am	37002	2000	113 *	Ad
33501	1999	419	Am		2000	900	Am (as ad by
33502	1999	419	Am				Stats. 2000,
33503	1999	419	Am				Ch. 113)
	2000	217	Am		2004	715	Am
33601	1999	419	Am	37005	2000	113 *	Ad
33700	1999	419	Am		2000	900	Am (as ad by
33702	1999	419	Am				Stats. 2000,
34000	2003	240 *	Am				Ch. 113)
35033.5	2002	1031 *	Ad & R <sup>19</sup>	37006	2000	113 *	Ad
35121	2003	296	Am		2000	900	Am (as ad by
35137	2004	69 *	Am				Stats. 2000,
35500	2004	719	Ad				Ch. 113)
35505	2004	719	Ad	37010	2000	113 *	Ad
35510	2004	719	Ad	37011	2000	113 *	Ad
35515	2004	719	Ad		2000	900	Am (as ad by
35550	2004	719	Ad				Stats. 2000,
35600	2004	719	Ad				Ch. 113)
35610	2004	719	Ad	37012	2000	113 *	Ad
35612	2004	719	Ad		2000	900	Am (as ad by
35615	2004	719	Ad				Stats. 2000,
35620	2004	719	Ad				Ch. 113)
35625	2004	719	Ad	37013	2000	113 *	Ad
35650	2004	719	Ad		2000	900	Am (as ad by
36300	2004	225 *	Am				Stats. 2000,
36600	2000	385	Ad				Ch. 113)
36601	2000	385	Ad	37014	2000	113 *	Ad
36602	2000	385	Ad	37015	2000	113 *	Ad
	2003	610	Am		2000	900	Am (as ad by
36620	2000	385	Ad				Stats. 2000,
	2003	610	Am				Ch. 113)
36700	2000	385	Ad	37016	2000	113 *	Ad
	2003	610	Am		2000	900	Am (as ad by
	2004	854	Am				Stats. 2000,
36710	2000	385	Ad				Ch. 113)
	2001	159	Am <sup>305</sup>	37020	2000	113 *	Ad
	2003	610	Am		2000	900	Am (as ad by
	2004	854	Am				Stats. 2000,
36711	2003	610	Ad				Ch. 113)
36725	2000	385	Ad	37021	2000	113 *	Ad
	2003	610	Am		2000	900	Am (as ad by
	2004	183	Am <sup>571</sup>				Stats. 2000,
36750	2000	385	Ad				Ch. 113)
36800	2000	385	Ad	37022	2000	113 *	Ad
36850	2000	385	Ad		2002	1033 *	Am
36870	2000	385	Ad		2004	226 *	Am
36900	2000	385	Ad	37023	2000	900	Ad
36970	2000	516	Ad	37024	2000	900	Ad
36971	2000	516	Ad	37025	2000	900	Ad
36972	2000	516	Ad	37030	2004	715	Ad
36973	2000	516	Ad	37031	2004	715	Ad
36979	2000	516	Ad	37032	2004	715	Ad
36980	2000	516	Ad	37034	2004	715	Ad
36990	2000	516	Ad	37035	2004	715	Ad
36991	2000	516	Ad	37036	2004	715	Ad
36992	2000	516	Ad	37038	2004	715	Ad
36993	2000	516	Ad	37040	2004	715	Ad

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
37042	2004	715	Ad		2004	225 *	Am
40000	2004	183	Am <sup>571</sup>	42022	2000	1055 *	Am
40106	1999	439	Am		2004	225 *	R
40117	2002	740	Ad	42023.1	1999	467	Ad <sup>98</sup>
40148	1999	764	Ad				R <sup>100</sup>
40183	1999	600	Am		2004	500	Am <sup>348 349</sup>
	2005	590	Am	42023.2	1999	467	Ad <sup>98</sup>
40184	1999	600	Am				R <sup>100</sup>
40190.5	2004	157	Ad		2004	500	Am <sup>348 349</sup>
40194	2002	740	Am	42023.3	1999	467	Ad <sup>98</sup>
40196.3	1999	764	Ad				R <sup>100</sup>
40201	2002	740	Am		2004	500	Am <sup>348 349</sup>
40409	2003	228 *	Ad	42023.4	1999	467	Ad <sup>98</sup>
	2003	757	R (as ad by Stats. 2003, Ch. 228)				R <sup>100</sup>
40432	2002	396 *	Am	42023.5	2004	500	Am <sup>348 349</sup>
40433	2003	228 *	Am		1999	467	Ad <sup>98</sup>
	2003	757	Am (as am by Stats. 2003, Ch. 228)				R <sup>100</sup>
40507	2003	62	Am <sup>519</sup>	42024	2004	500	Am <sup>348 349</sup>
	2003	665	Am	42100	2004	225 *	Am
	2005	22	Am <sup>647</sup>	42101	2005	695	Ad & R <sup>349</sup>
40507.1	2002	740	Am	42101.1	2005	695	Ad & R <sup>349</sup>
40511	1999	815	Ad	42101.2	2005	695	Ad & R <sup>349</sup>
40912	2000	740	Am	42101.3	2005	695	Ad & R <sup>349</sup>
	2002	1003	Am	42102	2005	74 *	Ad <sup>671</sup>
40973	1999	600	Am	42102.4	2005	695	Ad & R <sup>349</sup>
40974	2002	359	Am	42102.7	2005	695	Ad & R <sup>349</sup>
40977	2000	740	Ad	42103	2005	695	Ad & R <sup>349</sup>
41502	2004	157	Ad	42104	2005	695	Ad & R <sup>349</sup>
41512	2004	157	Ad	42104.1	2005	695	Ad & R <sup>349</sup>
41516	2003	526	Ad	42105	2005	695	Ad & R <sup>349</sup>
41701	2002	1003	Am	42106	2005	695	Ad & R <sup>349</sup>
41730	1999	600	Am	42107	2005	695	Ad & R <sup>349</sup>
41731	1999	600	Am	42167	2004	880	Am
41732	2004	183	Am <sup>571</sup>	42175.1	2001	656	Am
41770	2000	740	Am		2002	625 *	Am
41780	2000	740	Am		2002	626	Am
	2002	625 *	Am	42176	2001	656	R
41820.5	2002	625 *	Am & RN & Ad	42200	2005	590	R
41820.6	2002	625 *	Ad(RN)	42201	2005	590	R
41821	2000	740	Am	42202	2005	590	R
	2002	501	Am	42210	2005	590	R
41821.1	2000	740	Am	42211	2005	590	R
41821.2	1999	764	Ad	42212	2005	590	R
	2000	740	Am <sup>4</sup>	42213	2005	590	R
			R <sup>8</sup>	42214	2005	590	R
			Ad <sup>96</sup>	42215	2005	590	R
	2002	625 *	Am	42220	2005	590	R
41821.3	2002	993	Ad & R <sup>502</sup>	42221	2005	590	R
41821.5	2000	740	Am	42222	2005	590	R
41825	2000	740	Am	42240	2005	383	Am
41850	2000	740	Am	42291.5	2001	406	Am
	2002	501	Am	42301	2004	561	Am
42002	1999	467	Am		2005	666	Am
42005	2001	745 *	Am	42310	2004	561	Am
42010	1999	467	Am		2005	666	Am
42021	2000	1055 *	Am	42310.2	2004	561	Am

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<i>Affected By</i>				<i>Affected By</i>			
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42310.3	2004	561	R	42475.1	2003	526	Ad
	2005	666	Ad		2004	863 *	R
42321.5	2005	666	Ad	42475.2	2003	526	Ad
42322	2001	406	Am		2004	183	Am <sup>571</sup>
42324	2004	561	R		2004	863 *	Am <sup>691</sup>
42325	2004	561	Am	42475.3	2003	526	Ad
42326	2004	561	Am		2004	863 *	S <sup>691</sup>
42330	2004	183	Am <sup>571</sup>	42475.4	2003	526	Ad
42355	2004	619	Ad		2004	863 *	S <sup>691</sup>
42356	2004	619	Ad	42476	2003	526	Ad
42357	2004	619	Ad		2004	863 *	Am <sup>691</sup>
42360	2005	590	R	42476.5	2003	526	Ad
42361	2005	590	R		2004	863 *	Am <sup>691</sup>
42362	2005	590	R	42476.6	2003	526	Ad
42363	2005	590	R		2004	863 *	S <sup>691</sup>
42370	2005	590	R	42477	2003	526	Ad
42371	2005	590	R		2004	863 *	Am <sup>691</sup>
42372	2005	590	R	42478	2003	526	Ad
42451	2005	572	Ad		2004	863 *	Am <sup>691</sup>
42452	2005	572	Ad	42479	2003	526	Ad
42453	2005	572	Ad		2004	863 *	Am <sup>691</sup>
42454	2005	572	Ad	42480	2003	526	Ad
42456	2005	572	Ad		2004	863 *	S <sup>691</sup>
42460	2003	526	Ad		2005	381	Am
	2004	863 *	S <sup>691</sup>	42485	2003	526	Ad
42461	2003	526	Ad		2004	863 *	Am <sup>691</sup>
	2004	863 *	S <sup>691</sup>	42486	2004	863 *	Ad <sup>691</sup>
42463	2003	526	Ad	42490	2004	891	Ad
	2004	183	Am <sup>571</sup>	42490.1	2004	891	Ad
	2004	863 *	Am <sup>691</sup>	42493	2004	891	Ad
	2005	59 *	Am	42494	2004	891	Ad
42464	2003	526	Ad	42495	2004	891	Ad
	2004	84 *	Am	42496.4	2004	891	Ad
	2004	863 *	Am <sup>691</sup>	42498	2004	891	Ad
	2005	59 *	Am		2005	381	Am
42464.2	2003	526	Ad	42499	2004	891	Ad
	2004	863 *	R	42552	2004	193	R <sup>571</sup>
			Ad <sup>691</sup>	42553	2004	193	Am <sup>571</sup>
	2005	59 *	Am	42603	2001	926	Am
42464.4	2004	863 *	Ad <sup>691</sup>		2003	665	R
42464.6	2004	863 *	Ad <sup>691</sup>	42622	2003	665	Am
42464.8	2005	59 *	Ad	42630	2001	926	Ad
42465	2003	526	Ad	42635	2001	926	Ad
	2004	863 *	Am <sup>691</sup>	42638	2001	926	Ad
42465.1	2003	526	Ad	42640	2001	926	Ad
	2004	863 *	Am <sup>691</sup>	42641	2001	926	Ad
42465.2	2003	526	Ad	42642	2001	926	Ad
	2004	863 *	Am <sup>691</sup>	42645	2002	664	Am <sup>431</sup>
42465.3	2003	526	Ad		2003	665	Am
	2004	863 *	Am <sup>691</sup>	42646	2001	926	Ad
42472	2003	526	Ad	42647	2001	926	Ad
	2004	863 *	S <sup>691</sup>		2003	665	Am
42473	2003	526	Ad	42648	2004	879	Ad
	2004	863 *	S <sup>691</sup>	42648.1	2004	879	Ad
42474	2003	526	Ad	42648.2	2004	879	Ad
	2004	863 *	S <sup>691</sup>	42648.3	2004	879	Ad
42474.5	2003	526	Ad	42648.4	2004	879	Ad
	2004	863 *	S <sup>691</sup>	42648.5	2004	879	Ad
42475	2003	526	Ad	42648.6	2004	879	Ad
	2004	863 *	Am <sup>691</sup>		2005	22	Am <sup>647</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC RESOURCES CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
42648.7	2004	879	Ad	42911	2004	879	Am
42701	1999	816	Am	42912	2002	501	Ad
42703	2005	709	Ad	42920	1999	764	Ad
42776	2004	193	R <sup>571</sup>		2005	590	Am
42801.5	2000	838	Ad	42921	1999	764	Ad
42801.6	2000	838	Ad	42922	1999	764	Ad & R <sup>43</sup>
42801.7	2000	838	Ad	42923	1999	764	Ad & R <sup>43</sup>
42803.5	2000	838	Ad		2000	135	Am <sup>203</sup>
42805.5	2000	838	Ad		2001	159	Am <sup>305</sup>
42805.6	2000	838	Ad	42924	1999	764	Ad
42805.7	2000	838	Ad	42925	1999	764	Ad
42806.5	2000	838	Ad	42926	1999	764	Ad
	2002	625 *	Am	42927	1999	764	Ad & R <sup>43</sup>
42807	2000	838	Am	42928	1999	764	Ad & R <sup>43</sup>
	2005	404	Am	42950	2000	838	Am
42808	2000	838	Am		2002	625 *	Am
	2002	625 *	Am	42951	2000	838	Am
42814	2000	838	Ad		2002	625 *	Am
	2002	625 *	R	42952	2000	838	Am
42820	2005	404	Am	42953	2000	838	Am
42821	2005	404	Am	42954	2000	838	Am
42835	2002	625 *	Am		2002	625 *	Am
42842	2000	838	R	42955	2000	838	Am
42843	2000	838	R & Ad	42956	2000	838	Am
42845	2000	838	Am	42958	2000	838	Am
	2001	316	Am	42959	2000	838	R
42846.5	1999	292	Ad	42960	2000	838	Am
42847.5	2002	625 *	Ad	42961.5	2000	838	R & Ad
42849	2000	838	Am		2001	316	Am
42866	2000	838	R	42962	2000	838	Am
42871	2001	745 *	Am	42963	2000	838	Am
42872.5	2002	671	Ad <sup>196</sup>	43209.1	2001	424 *	Am <sup>364 13</sup>
			R <sup>100</sup>	43308	2000	343	Am
42873	2003	228 *	Am	43501.5	2003	823	Ad
42885	2000	838	Am <sup>13</sup>	44002	2004	448	Am
	2002	625 *	Am	44004	2003	823	Am
	2004	707	Am	44015	2004	448	Am
			R & Ad <sup>677</sup>	44103	2000	343	Am
42885.5	2000	838	Ad	44300	2004	448	Am
	2002	625 *	Am	44305	2004	448	Am
	2002	671	Am	44307	2004	448	Am
	2003	228 *	Am	44308	2004	448	Am
	2004	644	Am	44309	2004	448	Am
	2005	214	Am	44310	2004	448	Am
42886	1999	941	Am	45000	2004	183	Am <sup>571</sup>
	2001	251	Am	45002	2004	448	Ad
42886.1	1999	941	Ad	45005	2004	448	Am
	2001	251	Am	45010	2004	183	Am <sup>571</sup>
42889	2000	838	Am	45011	2003	823	Am
	2002	625 *	Am	45014	1999	892	Am
	2004	707	Am	45017	2004	448	Am
			R & Ad <sup>677</sup>	45022.5	2004	448	Ad
42889.1	1999	292	Ad	45030	2004	448	Am
	2000	838	Am	45032	2004	448	Am
	2004	644	R	45033	2004	448	Am
42889.3	2000	838	Ad	45041	2004	448	Am
	2002	625 *	Am	47200	2001	316	Am
42889.4	2000	838	Ad	48000	2004	863 *	Am
	2004	644	Am	48003	2003	742	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
48007	1999	600	Am R & Ad <sup>8</sup>	60006	2003	296	R
	2001	811	Am (as am by Sec. 6, Stats. 1999, Ch. 600) <sup>325</sup> R <sup>326</sup>	60007	2003	296	R
			Am (as ad by Sec. 7, Stats. 1999, Ch. 600) <sup>327</sup>	60020	2003	296	R
48007.5	2001	811	Ad	60025	2003	296	R
48020	1999	496	Am	60026	2003	296	R
48021	1999	496	Am	60028	2003	296	R
48022	2002	589	Ad	60029	2003	296	R
48022.5	2002	589	Ad	60030	2003	296	R
48023.5	2002	625 *	Ad	60031	2003	296	R
48028	1999	496	Am	60032	2003	296	R
48100	2000	838	Am	60033	2003	296	R
	2002	628	Am	60200	2003	296	R
48101	2002	628	Am	60201	2003	296	R
48102	2002	628	Am	60201.5	2003	296	R
48103	2002	628	Am	60202	2003	296	R
48104	2002	628	Am	60202.5	2003	296	R
48105	2002	628	Am	60203	2003	296	R
48106	2002	628	Am	60203.5	2003	296	R
48200	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60204	2003	296	R
48201	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60204.5	2003	296	R
48202	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60205	2003	296	R
48204	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60205.5	2003	296	R
48205	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60210	2003	296	R
48206	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60211	2003	296	R
48207	2002	587	Ad <sup>451</sup> R <sup>446</sup>	60212	2003	296	R
48600	2001	317	Am	60213	2003	296	R
48618.4	2001	317	Ad	60215	2003	296	R
48620.5	2001	317	Ad	60216	2003	296	R
48632	2001	317	Am	60217	2003	296	R
48645	2001	317	Ad	60220	2003	296	R
48660	2001	316	Am	60221	2003	296	R
48690	2001	500	Am	60222	2003	296	R
48691	2001	500	Am	60230	2003	296	R
48695	2001	115	R	60231	2003	296	R
49050	2003	296	Am	60240	2003	296	R
49120	2005	590	Am	60241	2003	296	R
49195	2003	296	Am	60242	2003	296	R
49300	2005	590	Am	60243	2003	296	R
50000	2004	183	Am <sup>571</sup>	60244	2003	296	R
60000	2003	296	R	60245	2003	296	R
60001	2003	296	R	60246	2003	296	R
60002	2003	296	R	60252	2003	296	R
60003	2003	296	R	60255	2003	296	R
60004	2003	296	R	60256	2003	296	R
60005	2003	296	R	71030	2002	405	Am
				71040	1999	65	Ad
					2001	745 *	Am
					2002	664	Am <sup>431</sup>
					2003	228 *	Am
				71045	1999	65	Ad & R <sup>5</sup>
				71046	1999	65	Ad & R <sup>5</sup>
				71047	1999	65	Ad & R <sup>5</sup>
				71064	2004	193	Am <sup>571</sup>
				Div. 34, Pt. 2, Ch. 3.5, heading (Sec. 71069 et seq.)	2005	22	Ad(RN) <sup>647</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC RESOURCES CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
Div. 34, Pt. 2, Ch. 4, heading (Sec. 71069 et seq.)	2005	22	Am (as ad by Stats. 2004, Ch. 644) & RN <sup>647</sup>	71204.7	2003	491	Ad & R <sup>38</sup>
				71204.9	2003	491	Ad & R <sup>38</sup>
				71205	1999	849	Ad & R <sup>19</sup>
					2003	491	Am <sup>38</sup>
				71206	1999	849	Ad & R <sup>19</sup>
					2003	491	Am <sup>38</sup>
				71207	1999	849	Ad & R <sup>19</sup>
					2003	491	Am <sup>38</sup>
				71210	1999	849	Ad & R <sup>19</sup>
					2003	491	R
71069	2004	644	Ad		2004	183	Am & R <sup>38</sup> Am <sup>571</sup>
71069.5	2004	644	Ad	71210.5	2003	491	Ad & R <sup>38</sup>
71070	2004	644	Ad	71211	1999	849	Ad & R <sup>19</sup>
71071	2004	644	Ad		2003	491	Am <sup>38</sup>
71073	2004	644	Ad	71212	1999	849	Ad & R <sup>19</sup>
71074	2004	644	Ad		2002	291	Am
71080	2003	664	Ad		2003	491	Am <sup>38</sup>
71081	2003	664	Ad	71213	1999	849	Ad & R <sup>19</sup>
71082	2003	664	Ad		2003	491	Am <sup>38</sup>
71100	2000	742	Ad <sup>281</sup>		2003	491	Am <sup>38</sup>
71101	2000	742	Ad <sup>281</sup>	Div. 36, Ch. 4, heading (Sec. 71215 et seq.)	2003	491	Am <sup>38</sup>
71102	2000	742	Ad <sup>281</sup>	71215	1999	849	Ad & R <sup>19</sup>
71103	2000	742	Ad <sup>281</sup>		2003	491	Am <sup>38</sup>
71104	2000	742	Ad <sup>281</sup>	Div. 36, Ch. 5, heading (Sec. 71216 et seq.)	2003	491	Am <sup>38</sup>
Div. 34, Pt. 3, heading (Sec. 71110 et seq.)	2001	765	Ad	71216	1999	849	Ad & R <sup>19</sup>
					2003	491	Am <sup>38</sup>
				71217	2003	491	Ad & R <sup>38</sup>
				71271	1999	849	Ad & R <sup>19</sup>
					2003	491	Am <sup>38</sup>
				71300	2003	665	Ad
				71301	2003	665	Ad
					2005	581	Am
				71302	2003	665	Ad
					2005	581	Am
				71303	2003	665	Ad
					2005	581	Am
				71304	2003	665	Ad
					2005	581	Am
				71305	2003	665	Ad
					2005	581	Am
71201	1999	849	Ad & R <sup>19</sup>	Div. 34, Pt. 3, heading (Sec. 72000 et seq.)	2001	765	R
	2003	491	Am <sup>38</sup>	72000	1999	690	Ad
71201.5	1999	849	Ad & R <sup>19</sup>		2000	728	Am
	2003	491	Am <sup>38</sup>		2001	765	Am & RN
71201.7	2003	491	Ad & R <sup>38</sup>	72001	1999	690	Ad
71202	1999	849	Ad & R <sup>19</sup>		2001	765	Am & RN
	2003	491	Am <sup>38</sup>	72001.5	2000	728	Ad
					2001	765	Am & RN
71203	1999	849	Ad & R <sup>19</sup>	72002	2000	728	Ad
	2003	491	Am <sup>38</sup>				
71204	1999	849	Ad & R <sup>19</sup>				
	2003	491	Am <sup>38</sup>				
71204.2	2003	491	Ad & R <sup>38</sup>				
71204.3	2003	491	Ad & R <sup>38</sup>				
71204.5	2003	491	Ad & R <sup>38</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
72002 (Cont.)	2001	765	Am & RN	72423	2005	588	Ad
72003	2000	728	Ad	72425	2004	764	Ad & R <sup>38</sup>
	2001	765	Am & RN	72430	2005	588	R & Ad
72004	2000	728	Ad		2003	488	Ad
	2001	765	Am & RN	2004	764	Am	
72300	2000	504	Ad & R <sup>95</sup>	2005	588	R & Ad <sup>232</sup>	
72301	2000	504	Ad & R <sup>95</sup>			R (as ad by	
72302	2000	504	Ad & R <sup>95</sup>	Sec. 7,		Stats. 2004,	
72303	2000	504	Ad & R <sup>95</sup>	Ch. 764)			
72304	2000	504	Ad & R <sup>95</sup>			Am (as am by	
72305	2000	504	Ad & R <sup>95</sup>			Sec. 6,	
Div. 38, heading (Sec. 72400 et seq.)	2005	588	Am	72440	2003	488	Stats. 2004,
	2003	488	Ad		2004	764	Am
72400	2004	764	Am	2005	588	R & Ad <sup>232</sup>	
	2005	588	R & Ad <sup>232</sup>			Sec. 8,	
			R (as ad by			Stats. 2004,	
			Sec. 1.5,			Ch. 764)	
			Stats. 2004,	72440.1	2005	588	Ad
			Ch. 764)	72441	2003	488	Ad
			Am (as am by		2005	588	Am
			Sec. 1,	72442	2003	488	Ad
			Stats. 2004,	72500	2003	494	Ad
			Ch. 764) <sup>13</sup>		2005	588	R
72401	2005	588	Ad & R <sup>38</sup>	72505	2003	494	Ad
72410	2003	488	Ad		2004	710	Am
	2003	742	Am (as ad by		2005	588	R
			Stats. 2003,	72520	2003	494	Ad
			Ch. 488)		2005	588	R
	2004	764	Am	72521	2003	494	Ad
	2005	588	Am		2004	710	Am
72420	2003	488	Ad		2005	588	R
	2005	588	Am	72525	2004	710	Ad
72420.1	2005	588	Ad & R <sup>38</sup>		2005	588	R
72420.2	2005	588	Ad	72530	2003	494	Ad
72421	2003	488	Ad		2004	710	Am
	2004	764	Am		2005	588	R
			R & Ad <sup>232</sup>	72540	2003	494	Ad
	2005	588	R (as am by		2005	588	R
			Sec. 3 and as ad	72541	2003	494	Ad
			by Sec. 4,		2005	588	R
			Stats. 2004,	72542	2003	494	Ad
			Ch. 764) & Ad		2005	588	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
3	1999	1005	R	280	1999	677	Ad
216	1X 2001–02	2*	Am		2001	118*	Am
218	2000	174	Am		2003	228*	Am <sup>550</sup>
218.3	1999	1005	Ad		2003	820	Am <sup>591</sup>
	2002	838	Am	280.5	2003	820	Ad
224.8	1999	1005	Ad		2004	183	Am <sup>571</sup>
247.1	2001	638	Ad	281	1999	677	Ad
248	1999	1005	Ad	305	1999	509	R & Ad
270	1999	677	Ad	307	1999	509	Am
	2001	118*	Am	308	1999	509	Am
	2001	903	Am	308.5	1999	1005	Am
			R & Ad <sup>80</sup>	309.1	1999	509	Am
	2004	216*	Am (as ad by Sec. 1 and as ad by Sec. 2, Stats. 2001, Ch. 903)				R & Ad <sup>34</sup>
				309.5	1999	1005	Am (as ad by Sec. 3, Stats. 1996, Ch. 856)
	2004	847*	Am (as ad by Sec. 1 and as ad by Sec. 2, Stats. 2001, Ch. 903)		2001	440	R (as ad by Sec. 4, Stats. 1996, Ch. 856)
							Am (as ad by Stats. 1999, Ch. 1005) <sup>13</sup>
	2005	73*	Am (as ad by Sec. 1 and Sec. 2, Stats. 2004, Ch. 847)		2002	1124*	Am
					2003	300	Am
270.1	2001	109*	Ad		2005	440	Am
	2002	61*	Am	309.6	1999	1005	Am
271	1999	677	Ad	309.7	2005	684	Am
273	1999	677	Ad	311	1999	1005	R (as ad by Sec. 2.5, Stats. 1998, Ch. 886)
274	1999	677	Ad				Am (as ad by Sec. 2, Stats. 1998, Ch. 886) <sup>13</sup>
	2001	118*	Am		2005	591	Am
275	1999	677	Ad	311.1	1999	67*	Ad
	2001	118*	Am	311.4	1999	327	Ad
	2001	903	Am	311.5	1999	784*	Am
			R & Ad <sup>80</sup>		2005	591	Am
	2004	767	Am (as ad by Sec. 4, Stats. 2001, Ch. 903)	314.5	1999	1005	Am
				321	2005	440	Am
276	1999	677	Ad	321.1	2003	228*	Ad
	2001	118*	Am	321.5	2005	440	R
	2001	903	Am	321.6	2005	372	Am
			R & Ad <sup>80</sup>	321.7	1999	322	Ad
	2004	767	Am (as ad by Sec. 6, Stats. 2001, Ch. 903)	322	2004	193	Am <sup>571</sup>
				322.5	2005	372	Ad
276.5	2001	903	Ad & R <sup>43</sup>	327	1999	700	Ad
	2004	767	Am <sup>317</sup>	328	1999	909	R & Ad
277	1999	677	Ad	328.1	1999	909	Ad
	2001	118*	Am	328.2	1999	909	Ad
278	1999	677	Ad	330	1X 2001–02	2*	Am
	2001	118*	Am	331	2002	664	Am <sup>431</sup>
	2002	61*	Am	331.1	2002	838	Ad
278.5	2002	61*	Ad	332.1	2000	328*	Ad
279	1999	677	Ad		2002	664	Am <sup>431</sup>
	2001	118*	Am		1X 2001–02	5*	Am
	2003	733	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
332.1 (Cont.)	1X 2001-02	6*	Am	353.5	1X 2001-02	12*	Ad
332.2	2002	664	Am (as ad by Sec. 2, Stats. 2001-02 (1st Ex. Sess.), Ch. 5 and Ch. 6) <sup>431</sup>	353.7	1X 2001-02	12*	Ad
	1X 2001-02	5*	Ad	353.9	1X 2001-02	12*	Ad
334	2003	62	Am <sup>519</sup>	355.1	2000	127*	Ad
335	1999	510	Am		1X 2001-02	4*	R
	2001	766	Am (as am by Sec. 1, Stats. 2001-02, (1st Ex. Sess.), Ch. 1)	359	1999	510	R & Ad
	1X 2001-02	1*	Am	360	2003	62	Am <sup>519</sup>
337	2X 2001-02	16	Am	360.5	1X 2001-02	4*	Ad
	1999	510	Am	362	2X 2001-02	19	Am
	2001	766	Am (as ad by Sec. 3, Stats. 2001-02 (1st Ex. Sess.), Ch. 1)		2003	62	Am <sup>519</sup>
338	1999	510	Am	366	2002	838	Am
339	1999	510	Am	366.1	2002	837	Ad
341.2	2001	766	Am (as am by Sec. 4, Stats. 2001-02 (1st Ex. Sess.), Ch. 1)	366.2	2002	838	Ad
	1X 2001-02	1*	R & Ad	366.5	1999	214	Am
341.5	1999	510	Ad		1X 2001-02	4*	Am
341.6	2X 2001-02	16	Ad & R <sup>387</sup>	367.3	2003	239*	Ad & R <sup>317</sup>
342	2X 2001-02	16	Ad & R <sup>387</sup>	367.7	1999	408	Ad
	2X 2001-02	19	R (as ad by Sec. 3, Stats. 2001-02 (2nd Ex. Sess.), Ch. 16)	368.5	2X 2001-02	7	Ad
345	2003	62	Am <sup>519</sup>	372	2000	329*	Am
345.5	2002	847	Ad		2004	183	Am <sup>571</sup>
346	2003	62	Am <sup>519</sup>	374	2004	183	Am <sup>571</sup>
349.5	2001	862	Ad	374.5	1999	909	Ad
350	2003	62	Am <sup>519</sup>	377	1X 2001-02	2*	Am
352	1X 2001-02	1*	Ad	377.1	2002	840*	Ad
352.5	1X 2001-02	1*	Ad	377.2	2003	108	Ad
352.7	2002	1097	Ad		2004	183	Am <sup>571</sup>
353.1	1X 2002-02	12*	Ad	379.5	2001	159	Ad(RN) <sup>305</sup>
353.11	1X 2001-02	12*	Ad		2003	894	Am
353.13	1X 2001-02	12*	Ad	379.6	2003	894	Ad
	2X 2001-02	15*	Am		2004	183	Am <sup>571</sup>
353.15	1X 2001-02	12*	Ad		2004	675*	Am
353.2	2002	515	Ad		2005	22	Am <sup>647</sup>
	2003	894	Am	379.7	2005	373	Ad & R <sup>724</sup>
	2004	183	Am <sup>571</sup>	380	2005	367	Ad
	2005	22	Am <sup>647</sup>	381	2000	1050	Am
353.3	1X 2001-02	12*	Ad		2000	1051	Am
					2002	515	Am
				381.1	2002	838	Ad
				381.5	1999	700	Ad
				382	2X 2001-02	11	Am
				382.1	2X 2001-02	11	Ad
					2005	662	Am
				383	2001	745*	Am
				383.5	2000	1050	Am
					2000	1051	Am
					2001	159	Am <sup>305</sup>
					2002	515	Am
					2003	666	R
					2003	733	Am
					2004	694	R
				383.6	2002	515	Ad
					2003	666	Am
				383.7	2003	666	R
				384	2005	91	Am
				384.1	2005	81*	Ad
				385	2000	1041	Am
				386	2X 2001-02	11	Ad
				387	2002	516	Ad
				390.1	2002	516	Ad
				393	2000	1040	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC UTILITIES CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
394	1999	1005	Am		2000	1051	Ad
	2002	838	Am		2002	515	R (as ad by
394.1	1999	1005	Am				Sec. 4,
394.2	1999	1005	Am				Stats. 2000,
394.25	1999	1005	Am				Ch. 1050)
	2000	1050	Am				Am (as ad by
	2000	1051	Am				Sec. 4,
	2002	515	Am				Stats. 2000,
	2002	838	Am				Ch. 1051)
	2003	62	Am <sup>519</sup>	399.8	2000	1050	Ad
	2003	666	Am		2000	1051	Ad
	2005	22	Am <sup>647</sup>		2001	770	Am (as ad by
394.3	1999	1005	Am				Stats. 2000,
394.4	1999	1005	Am				Ch. 1050 and
394.5	1999	1005	Am				Ch. 1051)
394.8	1999	1005	Am		2003	666	R (as am by
396	1999	1005	Am				Sec. 1,
	2004	183	Am <sup>571</sup>				Stats. 2001,
398.4	2003	62	Am <sup>519</sup>				Ch. 770)
398.5	2001	745*	Am				Am (as am by
399	2000	1050	Ad				Sec. 2,
	2000	1051	Ad				Stats. 2001,
399.1	2000	1050	Ad				Ch. 770)
	2000	1051	Ad	399.9	2000	1050	Ad
399.11	2002	516	Ad		2000	1051	Ad
	2004	694	Am	409	2002	1147	Am
399.12	2002	516	Ad	421	1999	1005	Am
	2004	183	Am <sup>571</sup>	422	2000	341	Am
	2004	694	Am	424	2000	341	Am
399.13	2002	516	Ad	426	1999	1005	Ad
	2004	694	Am	442	2004	193	R <sup>571</sup>
399.14	2002	516	Ad	445	2002	515	Am
	2003	731	Am		2003	666	R
	2004	694	Am		2003	733	Am
399.15	2000	329*	Ad		2004	694	R
	2001	159	Am & RN <sup>305</sup>	451.5	2004	759	Ad
	2002	516	Ad	454	1999	1005	Am
	2004	694	Am	454.1	2000	1040	Ad
399.16	2003	731	Ad		2000	1042	Ad
	2004	694	Am		2004	694	Am (as ad by
399.17	2005	50	Ad				Stats. 2000,
399.2	2000	1050	Ad				Ch. 1040) & RN
	2000	1051	Ad	454.2	1999	1005	Am
399.25	2002	516	Ad	454.5	1999	1005	R
399.3	2000	1050	Ad		2002	835*	Ad
	2000	1051	Ad		2002	850*	Ad
399.4	2000	1050	Ad		2005	366	R (as ad by
	2000	1051	Ad				Sec. 2,
399.6	2000	1050	Ad				Stats. 2002,
	2000	1051	Ad				Ch. 835)
	2001	774	Am				Am (as ad by
	2002	664	Am (as am by				Sec. 3,
			Sec. 1,				Stats. 2002,
			Stats. 2001,				Ch. 850)
			Ch. 774) <sup>431</sup>	454.55	2005	366	Ad
	2003	666	R (as ad by	454.56	2005	366	Ad
			Sec. 4,	454.6	2005	374	Ad
			Stats. 2000,	455.2	2002	1147	Ad <sup>37</sup>
			Ch. 1050)	457	1999	1005	R
399.7	2000	1050	Ad	458	1999	1005	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC UTILITIES CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
459	1999	1005	Am		2005	562	Ad
460	1999	1005	R	755	2005	426	Ad
461	1999	1005	R	761.3	2X 2001-02	19	Ad <sup>392</sup>
461.5	1999	1005	Am	763	1999	1005	Am
464	2004	694	Ad(RN)	763.1	1999	1005	R
486	1999	1005	Am	764	1999	1005	R
488	1999	1005	Am	765	1999	1005	R
491	1999	1005	Am	765.5	1999	1005	Am
493	1999	1005	Am	769	1999	1005	R
494	1999	1005	Am	769.5	1999	1005	R
495.7	2001	745 *	Am	780.5	2004	694	Am
496	1999	1005	R	785.2	2001	771	Ad
526	1999	1005	R	788	1999	1005	Am
527	1999	1005	Am	843	1999	991	Am <sup>96 114</sup>
530	1999	1005	Am	844	1999	991	Am <sup>96 114</sup>
556	1999	1005	Am	846.2	1999	683	Ad
557	1999	1005	R	848	2004	46 *	Ad
559	1999	1005	Am	848.1	2004	46 *	Ad
616.1	1999	774	Ad	848.2	2004	46 *	Ad
625	1999	774	Ad	848.3	2004	46 *	Ad
		2X 2001-02	14	848.4	2004	46 *	Ad
625.1	2002	39 *	Ad <sup>405</sup>	848.5	2004	46 *	Ad
			R <sup>406</sup>	848.6	2004	46 *	Ad
626	1999	774	Ad	848.7	2004	46 *	Ad
701.6	2004	193	Am <sup>571</sup>	848.8	2004	46 *	Ad
701.8	2004	613 *	Am	851	2005	370	Am
703	1999	1005	Am	853	1999	1005	Am
706	1999	1005	R		2005	370	Am
707	1999	1005	R	871.7	2000	943	Ad
709	2002	308	Am (by Sec. 1 of Ch.)	874	1999	1005	Am
	2002	674	Am (by Sec. 2 of Ch.)	882	1999	1005	Am
			Ad & R <sup>18</sup>	883	2000	943	Ad
709.3	2002	674	Ad & R <sup>18</sup>		2004	225 *	Am
709.7	1999	714	Ad	884	2002	308	Ad
728.5	1999	1005	Am		2003	531	Am
730	1999	1005	Am	884.5	2004	227 *	Ad <sup>80</sup>
731	1999	1005	R	890	2000	932	Ad
732	1999	1005	Am	891	2000	932	Ad
733	1999	1005	Am	892	2000	932	Ad
739	1X 2001-02	8 *	Am	892.1	2000	932	Ad
739.1	2X 2001-02	11	Am	892.2	2000	932	Ad
	2005	662	Am	893	2000	932	Ad
739.10	1X 2001-02	8 *	Ad	894	2000	932	Ad
739.11	1X 2001-02	8 *	Ad & R <sup>37 20</sup>	895	2000	932	Ad
739.3	2000	931	Am <sup>18</sup>		2005	98 *	Am
	2001	745 *	Am	896	2000	932	Ad
	2004	847 *	Am <sup>317</sup>	897	2000	932	Ad
739.4	1X 2001-02	11 *	Ad	898	2000	932	Ad
739.5	2004	728	Am	899	2000	932	Ad
739.9	1999	1005	R	900	2000	932	Ad
740.10	1X 2001-02	7 *	Ad	901	2005	91	Ad & R <sup>317</sup>
740.11	1X 2001-02	7 *	Ad	1002.3	2005	366	Ad
740.7	1X 2001-02	7 *	Ad	1201.1	1999	841	Ad
740.8	1999	1005	Am	1202	2000	263 *	Am
	2005	91	Am		2001	393	Am
740.9	1X 2001-02	7 *	Ad		2001	601 *	Am (by Sec. 1 of Ch.) <sup>191</sup>
743.3	2001	862	Ad				Am (by Sec. 1.5 of Ch.) <sup>8</sup>
746	1999	1005	R	1701.1	1999	1005	Am
747	1999	1005	R				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC UTILITIES CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
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1701.3	2004	183	Am <sup>571</sup>	2772	2001	447*	Am (as am by
1701.5	2003	452	Ad				Sec. 1,
1701.6	2003	452	Ad				Stats. 2001–02
1708.5	1999	568	Ad				(2nd Ex. Sess.),
1731	1X 2001–02	9	Am				Ch. 2)
	2004	46*	Am		2X 2001–02	2*	Am
	2004	855	Am	2774.5	2001	3*	Ad
1756	2000	953	R (as ad by		2001	822	Am
			Sec. 10.5,		2002	664	Am <sup>431</sup>
			Stats. 1998,	2774.6	2002	601	Ad
			Ch. 886) & Ad	2780	2004	639	Ad
1757	2000	953	R (as ad by	2780.1	2004	639	Ad
			Sec. 12.5,	2790	1999	700	Am
			Stats. 1998,		2X 2001–02	11	Am
			Ch. 886) & Ad	2826.5	2002	515	Ad
1757.1	2000	953	R (as ad by	2826.6	2002	515	Ad & R <sup>68</sup>
			Sec. 14.5,	2827	2000	1043	Am
			Stats. 1998,		2002	836	R (as ad by
			Ch. 886) & Ad				Sec. 12,
1758	2000	953	R (as ad by				Stats. 2001–02
			Sec. 15.5,				(1st Ex. Sess.),
			Stats. 1998,				Ch. 8)
			Ch. 886) & Ad				Am (as am by
1768	1X 2001–02	9	Ad				Sec. 11,
	2004	855	Am				Stats. 2001–02
1769	2004	46*	Ad & R <sup>68</sup>				(1st Ex. Sess.),
1794	2004	182	Am <sup>81 614</sup>				Ch. 8) <sup>13</sup>
1802	2003	300	Am		1X 2001–02	8*	Am
1802.3	2003	300	Ad				R & Ad <sup>34</sup>
1823	1999	1005	R		2005	105	Am
1824	1999	1005	R	2827.10	2003	661	Ad & R <sup>43</sup>
1904	1999	1005	Am		2005	22	Am <sup>647</sup>
2739	1999	1005	R		2005	562	Am (as ad by
2740	1999	1005	R				Sec. 2,
2741	1999	1005	R				Stats. 2003,
2742	1999	1005	R				Ch. 661) <sup>13</sup>
2743	1999	1005	R	2827.5	1X 2001–02	8*	Ad
2744	1999	1005	R	2827.7	2002	836	Am
2745	1999	1005	R		1X 2001–02	8*	Ad
2750	1999	1005	R	2827.8	2002	836	Ad
2751	1999	1005	R	2827.9	2002	845	Ad & R <sup>43</sup>
2752	1999	1005	R		2005	369	Am <sup>13</sup>
2753	1999	1005	R	2828	2004	790	Ad
2754	1999	1005	R		2005	22	Am <sup>647</sup>
2754.1	1999	1005	R	2851	1999	1005	R
2755	1999	1005	R	2875.5	2001	696	Ad
2756	1999	1005	R	2881	1999	1005	Am
2757	1999	1005	R		2001	109*	Am
2758	1999	1005	R		2002	143	Am
2759	1999	1005	R		2005	453	Am
2761	1999	1005	R	2881.01	2001	109*	R
2762	1999	1005	R	2881.1	1999	1005	Am
2763	1999	1005	R	2881.2	2001	109*	Am
2764	1999	1005	R		2001	159	Am <sup>305</sup>
2765	1999	1005	R	2881.4	2002	61*	Ad
2766	1999	1005	R	2882	1999	1005	R
2767	1999	1005	R	2882.5	1999	1005	R
2768	1999	1005	R	2889.4	1999	384	Ad
2769	1999	1005	R	2889.8	1999	1005	Am
2769.5	1999	1005	R				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC UTILITIES CODE—Continued**

Section	Affected By		Effect	Section	Affected By		Effect
	Year	Chapter			Year	Chapter	
2890	1999	1005	Am (as ad by Sec. 2 and Sec. 3, Stats. 1998, Ch. 1041)	3366	1X 2001–02	10	Ad
				3367	1X 2001–02	10	Ad
				3367.5	1X 2001–02	10	Ad
				3368	1X 2001–02	10	Ad
				3369	1X 2001–02	10	Ad
	2000	931	Am (as am by Sec. 65.5, Stats. 1999, Ch. 1005) <sup>4,5</sup>	3369.5	1X 2001–02	10	Ad
			Am (as am by Sec. 65.7, Stats. 1999, Ch. 1005) <sup>6</sup>	3370	1X 2001–02	10	Ad
				3380.1	1X 2001–02	10	Ad
				3380.2	1X 2001–02	10	Ad
				3381	1X 2001–02	10	Ad
				3382	1X 2001–02	10	Ad
				3383	1X 2001–02	10	Ad
				3384	1X 2001–02	10	Ad
2890.1	2000	931	Ad	3950	1999	1005	Ad
2890.2	2002	286	Ad	4006	1999	1005	Am
	2003	333	Am	4007	1999	1005	Am
	2005	511	Am	4021	1999	1005	Am
2891	2003	533	Am	4458	1999	1005	Am
2891.1	2004	753	Am	5001.5	1999	1005	Am
	2005	495	Am	5002	1999	1005	Am
2892	2000	981	R & Ad	5003.2	1999	1005	Am
	2005	21	Am		2005	74*	Am
2892.5	2002	255	Ad	5009	1999	1005	Am
2894	1999	256	Am	5012	1999	1005	Am
2898	2003	565	Ad & R <sup>75</sup>	5102	1999	1005	Am
3250	2002	839	Ad		2003	646	Am
3251	2002	839	Ad	5109	1999	1005	Am
3252	2002	839	Ad	5111	2003	646	Am
3255	2002	839	Ad	5112	1999	1005	Am
3300	1X 2001–02	10	Ad	5113	1999	1005	Am
3301	1X 2001–02	10	Ad	5133	1999	1005	Am
3302	1X 2001–02	10	Ad		2003	646	Am
3304	1X 2001–02	10	Ad	5135	1999	1005	Am
3310	1X 2001–02	10	Ad	5137	1999	1005	Ad
3320	1X 2001–02	10	Ad	5142	2003	646	Ad
3325	1X 2001–02	10	Ad	5143	2003	646	Ad
3326	1X 2001–02	10	Ad	5191	1999	1005	Am
3327	1X 2001–02	10	Ad	5195	1999	1005	R
3328	1X 2001–02	10	Ad	5243	2003	646	Ad
3330	1X 2001–02	10	Ad	5244	2003	646	Ad
3340	2002	1124*	Am	5244.5	2003	646	Ad
	1X 2001–02	10	Ad	5259.5	1999	1005	Am
3341	1X 2001–02	10	Ad	5285.6	1999	1006	Am
3341.1	1X 2001–02	10	Ad	5311	2003	646	Am
3341.2	1X 2001–02	10	Ad	5316	2003	646	Am
3341.5	1X 2001–02	10	Ad	5317.5	2003	646	Ad
3342	1X 2001–02	10	Ad	5326	1999	1005	Am
3343	1X 2001–02	10	Ad	5328	1999	1005	Am
3344	1X 2001–02	10	Ad	5329	1999	1005	Am
3345	1X 2001–02	10	Ad	5331	1999	1005	Am
3346	1X 2001–02	10	Ad	5363	1999	1005	Ad
3347	1X 2001–02	10	Ad	5371.2	1999	1005	Am
3350	2002	664	Am <sup>431</sup>	5371.4	2004	193	Am <sup>571</sup>
	1X 2001–02	10	Ad		2004	603	Am
3351	1X 2001–02	10	Ad	5381.5	2004	603	Ad
3352	1X 2001–02	10	Ad	5385.6	2004	193	Am <sup>571</sup>
3353	1X 2001–02	10	Ad	5386.5	2003	658	Ad
3354	1X 2001–02	10	Ad	5388	2004	193	R <sup>571</sup>
3355	1X 2001–02	10	Ad	5411.5	2002	784	Am <sup>490</sup>
3356	1X 2001–02	10	Ad		2003	62	Am <sup>519</sup>
3365	1X 2001–02	10	Ad		2004	603	Am

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
5412.2	2004	603	Am	11652	2X 2001–02	18	Am (by Sec. 1 of Ch.)
5413.5	2004	603	Am	11825	2002	221	Am
5500	2004	881 *	Am & R <sup>317</sup>	11908	2005	700	Am
			Am <sup>301</sup>	11908.1	2005	700	Am
5501	2004	881 *	Am & R <sup>317</sup>	11908.2	2005	700	Am
			Am <sup>301</sup>	11910	2004	118	Am
5513	2004	881 *	Ad & R <sup>317</sup>	12702.5	2000	146 *	Ad
7000	2002	655	Ad		2001	159	Am <sup>305</sup>
	2003	62	Am <sup>519</sup>	12751	1999	55	Am
7001	2002	655	Ad	12751.3	2001	665	Ad & R <sup>75</sup>
7002	2002	655	Ad	12751.5	1999	55	Ad & R <sup>20</sup>
7003	2002	655	Ad	12772	2005	158	Am
7004	2002	655	Ad	12816	2002	221	Am
7005	2002	655	Ad	13801	2005	347	Am
7531.5	1999	1005	Am	14051	2005	347	Am
7532	1999	1005	R	15702	2002	221	Am
7532.5	1999	1005	R	15703	2002	221	Am
7604	2000	263 *	Am	15704	2002	221	Am
	2001	601 *	Am		2003	62	Am <sup>519</sup>
7661	2004	125 *	Ad	15705	2002	221	Am
	2005	684	Am	15706	2002	221	Am
7672	2004	644	Am	15794	2002	221	Am
7678	2000	263 *	Am	15796	2002	221	Am
7711	1999	1005	Am	15842	2002	221	Am
	2004	644	Am	15956	2002	221	Am
7712	2004	644	Am	15961.5	2003	296	Am
7814	2003	149	Am	16002	2005	700	Am
7902	1999	1005	R	16044	2005	158	Ad
7902.5	1999	1005	R	16402.5	2000	146 *	Ad
7910	2002	183	Ad	16486	2005	158	Am
7912	2003	446	Ad	16489	2005	158	Am
7934	1999	809 *	Ad	16490	2004	930 *	Ad & R <sup>68</sup>
7935	1999	809 *	Ad	16574	2001	606 *	Am
7936	1999	809 *	Ad	16580	2001	606 *	Ad
7937	1999	809 *	Ad	19000	2000	772	Ad & R <sup>111</sup>
7938	1999	809 *	Ad	19001	2000	772	Ad & R <sup>111</sup>
7939	1999	809 *	Ad	19002	2000	772	Ad & R <sup>111</sup>
7940	1999	809 *	Ad	19010	2000	772	Ad & R <sup>111</sup>
7943	2000	907	Ad	19012	2000	772	Ad & R <sup>111</sup>
	2001	159	Am <sup>305</sup>	19014	2000	772	Ad & R <sup>111</sup>
8303	2004	193	R <sup>571</sup>		2003	296	Am
9201	2003	733	R	19020	2000	772	Ad & R <sup>111</sup>
9202	1999	1005	Am	19022	2000	772	Ad & R <sup>111</sup>
	2003	733	R	19024	2000	772	Ad & R <sup>111</sup>
9203	2003	733	R	19026	2000	772	Ad & R <sup>111</sup>
9601	2004	646	Am	19030	2000	772	Ad & R <sup>111</sup>
9607	2000	1041	Ad <sup>82</sup>	19032	2000	772	Ad & R <sup>111</sup>
	2000	1042	Ad	19050	2000	772	Ad & R <sup>111</sup>
9608	2000	1042	Ad	19052	2000	772	Ad & R <sup>111</sup>
	2001	159	Am <sup>305</sup>	19054	2000	772	Ad & R <sup>111</sup>
9610	2000	1042	Ad	19060	2000	772	Ad & R <sup>111</sup>
	2001	159	Am <sup>305</sup>	21019	2002	758	Am
9611	2000	1042	Ad	21020	2001	534	Ad
9612	2000	1042	Ad	21414	1999	1000	R
9613	2X 2001–02	16	Ad & R <sup>387</sup>	21501	2003	525	R
9614	2001	862	Ad	21502	2003	525	R
9615	2005	366	Ad	21502.1	2003	525	R
9620	2005	367	Ad	21503	2000	860	R
10004.5	2000	146 *	Ad	21602	2002	438	Am <sup>426</sup>
11534	2004	118	Am				

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21602 (Cont.)	2003	525	Am	28746	2002	221	Am
	2003	525	R	27747	2002	221	Am
21604	2003	525	R	28747.4	2002	221	Am
21606	2000	860	R	28748.8	1999	724	Am
21632	2000	860	Am	28750.4	2002	221	Am
21661.5	2004	521	Am	28767.3	2001	745 *	Am
	2005	22	Am <sup>647</sup>	28850	2004	788	Am
21661.6	2001	534	Am	29010.3	1999	624	Ad
21670	2000	506	Am	29031.1	2002	970	Ad <sup>414</sup>
	2003	351	Am				R <sup>80</sup>
21670.1	2002	438	Am <sup>426</sup>		2005	536 *	Am <sup>284 111</sup>
	2004	183	Am <sup>571</sup>	29034	2005	536 *	Am
21670.2	2002	438	Am <sup>426</sup>	29035.5	2002	280	Ad
21670.3	2001	946	Ad	29664	2002	221	Am
	2004	615	Am	29714	2002	221	Am
21670.4	2002	438	Am <sup>426</sup>	30630.5	2000	145 *	Am
21671.5	2002	438	Am <sup>426</sup>	30750	2004	788	Am
21674	2002	438	Am <sup>426</sup>	31405	2002	221	Am
21674.5	2002	438	Am <sup>426</sup>	31411	2002	221	Am
	2004	615	Am	33021	2004	590	Ad
21674.7	2002	438	Am <sup>426</sup>	50033	2002	221	Am
	2003	351	Am	50039	2002	221	Am
21675	2002	438	Am <sup>426</sup>	50120	2004	788	Am
	2002	971	Am	70033	2002	221	Am
	2004	615	Am	70121	2004	788	Am
21675.1	2002	438	Am <sup>426</sup>	90300	2004	788	Am
	2004	615	Am		2005	22	Am <sup>647</sup>
21676	2002	438	Am <sup>426</sup>	90773	2002	221	Am
	2003	351	Am	90933	2002	221	Am
21676.5	2002	438	Am <sup>426</sup>	95163	2002	221	Am
	2003	351	Am	95194	2002	221	Am
21677	2003	351	Am	95650	2004	788	Am
21678	2003	351	Am	98005	2001	597	Am
21679	2002	438	Am <sup>426</sup>	98043	2002	221	Am
21679.5	2002	438	Am <sup>426</sup>	98100	2002	221	Am
21681	2002	438	Am <sup>426</sup>	98161	2004	788	Am
21683.1	2002	754 *	Am	99159	2003	845	Ad
21687	1999	105	Am	99162	2002	314	Ad
21702	2002	438	Am <sup>426</sup>	99163	2003	141	Ad
	2003	525	Am	99164	2003	564	Ad
21704	2003	525	Am	99165	2002	602	Ad
21706	2005	270	Am	99170	2002	650	Ad
21707	2003	525	Am	99210.1	2004	615	Ad
22002	2000	191	Am	99233.5	2002	743	Am
22002.5	2000	191	Ad	99246	2003	354	Am
	2000	1056	R (as ad by Stats. 2000, Ch. 191)	99268.17	2003	354	Ad R & Ad <sup>100</sup>
22003	2003	627	Am	99310.6	2002	445 *	Ad
22407	2005	700	Am		2005	76 *	Am
22411	2005	158	Ad	99312.7	2000	787	Am
22553	2000	191	Am	99314	2000	632	Am
22553.2	2000	1056	Ad		2004	615	Am
	2004	118	Am	99314.1	2000	632	Ad
22555	2000	191	Am		2004	615	Am
22702	2000	191	Am	99314.2	2000	632	Ad
25051	2004	788	Am	99314.3	2000	632	Am
26405	2002	221	Am	99314.5	2002	201	Am
26654	2002	221	Am	99314.6	2003	354	Am
27405	2002	221	Am	99315.5	1999	278	Ad <sup>62</sup>
27424	2002	221	Am				R <sup>22</sup>
				99315.7	1999	1007	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC UTILITIES CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
99315.8	2000	860	Ad	100022	2001	217	Ad
99315.95	2002	736	Ad	100115.5	2000	784	Ad
99317.1	2001	597	Am	100130.5	1999	624	Ad
99317.10	2001	597	Am	100160.1	2001	217	Ad
99317.2	2001	597	R	100161	2001	217	Am
99317.8	2001	597	Am	100164	2001	217	Am
99317.9	2001	597	Am	100170	2001	217	Am
99318.1	2001	597	Am	100303	2004	788	Am
99318.4	2001	597	R	100500	2003	296	Am
99319	2001	597	Am	100600	2003	727	Ad
99400.7	1999	729	Ad	100601	2003	727	Ad
	2000	655	Am		2004	645	Am
99420	2002	270	Ad	100601.5	2003	727	Ad
99560	2003	833	Ad		2004	645	Am
99560.1	2003	833	Ad	100602	2003	727	Ad
99560.2	2003	833	Ad	100602.10	2003	727	Ad
99560.3	2003	833	Ad		2004	645	Am
99561	2003	833	Ad	100602.11	2003	727	Ad
99561.1	2003	833	Ad	100602.12	2003	727	Ad
99561.2	2003	833	Ad	100602.13	2003	727	Ad
99561.3	2003	833	Ad		2004	645	Am
99562	2003	833	Ad	100602.14	2003	727	Ad
99563	2003	833	Ad	100602.2	2003	727	Ad
99563.1	2003	833	Ad		2004	645	R
99563.2	2003	833	Ad	100602.3	2003	727	Ad
99563.3	2003	833	Ad		2004	645	R
99563.4	2003	833	Ad	100602.4	2003	727	Ad
99563.5	2003	833	Ad		2004	645	Am
99563.6	2003	833	Ad	100602.5	2003	727	Ad
99563.7	2003	833	Ad		2004	645	R
99563.8	2003	833	Ad	100602.6	2003	727	Ad
99564	2003	833	Ad		2004	645	R
99564.1	2003	833	Ad	100602.7	2003	727	Ad
99564.2	2003	833	Ad		2004	645	R
99564.3	2003	833	Ad	100602.8	2003	727	Ad
99564.4	2003	833	Ad		2004	645	Am
99564.5	2003	833	Ad	100602.9	2003	727	Ad
99565	2003	833	Ad	100603	2003	727	Ad
99566	2003	833	Ad		2004	645	Am
99566.1	2003	833	Ad	100604	2003	727	Ad
99566.2	2003	833	Ad	100605	2003	727	Ad
99566.3	2003	833	Ad		2004	645	Am
99567	2003	833	Ad	100606	2003	727	Ad
99568	2003	833	Ad	100607	2003	727	Ad
99569	2003	833	Ad	100608	2003	727	Ad
99570	2003	833	Ad	100609	2003	727	Ad
99570.1	2003	833	Ad	100610	2003	727	Ad
99570.2	2003	833	Ad	100611	2003	727	Ad
99570.3	2003	833	Ad	100612	2003	727	Ad
99570.4	2003	833	Ad	100613	2003	727	Ad
99620	2004	193	Am <sup>571</sup>		2004	645	Am
99621	2004	193	R <sup>571</sup>	100614	2003	727	Ad
					2004	645	Am
Div. 10,				100615	2003	727	Ad
Pt. 12,				100616	2003	727	Ad
heading					2004	645	Am
(Sec. 100000				100617	2003	727	Ad
et seq.)	1999	724	Am	100618	2003	727	Ad
100000	1999	724	Am	100619	2003	727	Ad
100001.5	2001	217	Ad	101170	2002	221	Am
100002	1999	724	Ad	101285	2002	221	Am
100011	1999	724	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**PUBLIC UTILITIES CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
101286	2002	221	Am	105085	2002	341	Ad
101287	2002	221	Am	105086	2002	341	Ad
101295	2002	221	Am	105087	2002	341	Ad
101343	2004	788	Am	105095	2002	341	Ad
102015	2003	525	Am	105096	2002	341	Ad
	2004	620	Am	105097	2002	341	Ad
102024	2004	620	Ad	105098	2002	341	Ad
102025	2004	620	Ad	105099	2002	341	Ad
102026	2004	620	Ad	105100	2002	341	Ad
102027	2004	620	Ad	105101	2002	341	Ad
102028	2004	620	Ad	105102	2002	341	Ad
102100	2004	620	R	105103	2002	341	Ad
102100.1	2004	620	Ad	105104	2002	341	Ad
102100.2	2004	620	Ad	105105	2002	341	Ad
102100.3	2004	620	Ad	105115	2002	341	Ad
102100.4	2004	620	Ad	105125	2002	341	Ad
102100.5	2004	620	Ad	105126	2002	341	Ad
102100.6	2004	620	Ad	105140	2002	341	Ad
102100.7	2004	620	Ad	105141	2002	341	Ad
102100.8	2004	620	Ad	105142	2002	341	Ad
102100.9	2004	620	Ad	105143	2002	341	Ad
102222	1999	1007	Am	105150	2002	341	Ad
102223	1999	1007	Ad	105151	2002	341	Ad
102240.5	2001	280	Ad	105152	2002	341	Ad
102402	2004	788	Am	105153	2002	341	Ad
103113	1999	724	Am	105154	2002	341	Ad
103240.5	1999	624	Ad	105155	2002	341	Ad
103403	2004	788	Am	105160	2002	341	Ad
105000	2002	341	Ad	105161	2002	341	Ad
105001	2002	341	Ad	105170	2002	341	Ad
105002	2002	341	Ad	105171	2002	341	Ad
105003	2002	341	Ad	105172	2002	341	Ad
105004	2002	341	Ad	105180	2002	341	Ad
105010	2002	341	Ad	105181	2002	341	Ad
105011	2002	341	Ad	105200	2002	341	Ad
105012	2002	341	Ad	105201	2002	341	Ad
105020	2002	341	Ad	105202	2002	341	Ad
105021	2002	341	Ad	105203	2002	341	Ad
105022	2002	341	Ad	105204	2002	341	Ad
105023	2002	341	Ad	105205	2002	341	Ad
105030	2002	341	Ad	105206	2002	341	Ad
105031	2002	341	Ad	105207	2002	341	Ad
105032	2002	341	Ad	105208	2002	341	Ad
105040	2002	341	Ad	105209	2002	341	Ad
105041	2002	341	Ad	105210	2002	341	Ad
105042	2002	341	Ad	105211	2002	341	Ad
105043	2002	341	Ad	105212	2002	341	Ad
105044	2002	341	Ad	105213	2002	341	Ad
105050	2002	341	Ad	105220	2002	341	Ad
105051	2002	341	Ad	105221	2002	341	Ad
105052	2002	341	Ad	105230	2002	341	Ad
105060	2002	341	Ad	105231	2002	341	Ad
105061	2002	341	Ad	105232	2002	341	Ad
105062	2002	341	Ad	105233	2002	341	Ad
105070	2002	341	Ad	105240	2002	341	Ad
105071	2002	341	Ad	105241	2002	341	Ad
105072	2002	341	Ad	105250	2002	341	Ad
105073	2002	341	Ad	105251	2002	341	Ad
105074	2002	341	Ad	105260	2002	341	Ad
105075	2002	341	Ad	105261	2002	341	Ad
105076	2002	341	Ad	105262	2002	341	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC UTILITIES CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
105280	2002	341	Ad	120353	2005	557 *	R
105281	2002	341	Ad	120354	2001	297	Ad
105282	2002	341	Ad	120355	2005	557 *	Am
105283	2002	341	Ad	120400	2005	557 *	Am
105284	2002	341	Ad	120450	2000	1035	Am
105285	2002	341	Ad	120451	2000	1035	Am
105286	2002	341	Ad	120452	2005	557 *	Am
105287	2002	341	Ad	120504	2004	788	Am
105288	2002	341	Ad	120508	2003	202	Am
105300	2002	341	Ad		2005	557 *	Am
105301	2002	341	Ad	120509	2003	202	Ad
105302	2002	341	Ad	120521	2003	202	Am
105303	2002	341	Ad	120523	2003	845	Ad
	2003	296	Am	120540	2005	557 *	Am
105304	2002	341	Ad	120550	2004	615	Am
105305	2002	341	Ad	120630	2005	557 *	Am
105306	2002	341	Ad	120631	2005	557 *	Am
105307	2002	341	Ad	Div. 11.5,			
105308	2002	341	Ad	heading			
105309	2002	341	Ad	(Sec. 125000			
105310	2002	341	Ad	et seq.)	2005	150	Am
105330	2002	341	Ad	125000	2005	150	Am
105331	2002	341	Ad	125001	2005	150	Am
105332	2002	341	Ad	125002	2005	150	Am
105333	2002	341	Ad	125050	2005	150	Am
105334	2002	341	Ad	125052	2005	150	Am
105335	2002	341	Ad	125105	2005	150	Am
105336	2002	341	Ad	125200	2005	150	Am
105337	2002	341	Ad	125201	2005	150	Am
120050	2004	615	Am	125202	2005	150	Am
120050.2	2003	594	Am	125220	2005	150	Am
120051	2003	594	Am	125222	2005	150	Am
120051.1	2003	594	Ad	125223	2001	825	Am
120051.6	2003	594	Am	125226	2005	150	Am
120054	2003	594	Am	125227	2005	150	Am
120100	2005	557 *	Am	125240	2005	150	Am
120102.5	1999	729	Am	125241	2005	150	Am
120105	2004	615	Am	125260	2005	150	Am
	2005	557 *	Am	125300	2005	150	R
120105.5	2004	615	Am	125301	2005	150	R
120202	2005	557 *	R & Ad	125350	2005	150	Am
120220	2005	557 *	Am	125351	2005	150	Am
120220.5	2005	557 *	Ad	125352	2005	150	Am
120222	2000	1035	Am	125400	2005	150	Am
	2001	825	Am	125450	2005	150	Ad
	2005	557 *	R & Ad	125500	2005	150	Ad
120224.1	2004	615	Am	125522	2005	150	Am
	2005	557 *	Am	125523	2004	788	Am
120224.3	2005	557 *	Am	125524	2005	150	Am
120224.4	2005	557 *	Am	125525	2005	150	Am
120260	2005	557 *	Am	125526	2005	150	Am
120262	2005	557 *	R	125527	2005	150	Am
120264	2005	557 *	Am	125540	2005	150	Am
120265	1999	729	Am	125541	2005	150	Am
	2001	297	R	125550	2003	845	Am
120300	2005	557 *	Am		2005	150	Am
120301	2005	557 *	Am	125551	2005	150	Am
120302	2005	557 *	Am	125552	2005	150	Am
120350	2005	557 *	R & Ad	125560	2005	150	Am
120351	2005	557 *	Am	125561	2005	150	Am
120352	2005	557 *	Am	125600	2005	150	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC UTILITIES CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
125700	2003	594	Ad	132334	2001	297	Ad
	2005	150	Am	132350	2002	743	Ad
125701	2003	594	Ad	132350.1	2002	743	Ad
	2005	150	Am	132350.2	2002	743	Ad
125702	2003	594	Ad	132351	2002	743	Ad
	2005	150	Am	132351.1	2002	743	Ad
125703	2003	594	Ad	132351.2	2002	743	Ad
	2005	150	Am	132351.3	2002	743	Ad
125704	2003	594	Ad	132351.4	2002	743	Ad
125705	2003	594	Ad	132351.5	2002	743	Ad
	2005	150	Am	132351.6	2002	743	Ad
125706	2003	594	Ad	132352	2002	743	Ad
125707	2003	594	Ad		2005	158	Am
	2005	150	Am	132352.1	2002	743	Ad
125708	2003	594	Ad	132352.2	2002	341	Ad
	2005	150	Am	132352.3	2002	743	Ad
125709	2003	594	Ad	132352.4	2002	743	Ad
	2005	150	Am	132352.5	2002	743	Ad
125710	2003	594	Ad	132352.6	2002	743	Ad
	2005	150	Am		2003	508	Am
125711	2003	594	Ad	132353	2002	743	Ad
	2005	150	Am	132353.1	2002	743	Ad
125712	2003	594	Ad	132353.2	2002	743	Ad
	2005	150	Am		2003	62	Am <sup>519</sup>
125713	2003	594	Ad	132353.3	2002	743	Ad
	2005	150	Am	132353.4	2002	743	Ad
125714	2003	594	Ad	132354	2002	743	Ad
	2005	150	Am	132354.1	2002	743	Ad
125715	2003	594	Ad	132354.2	2002	743	Ad
	2005	150	Am	132354.3	2002	743	Ad
125716	2003	594	Ad	132354.4	2002	743	Ad
	2005	150	Am	132354.5	2002	743	Ad
130051.12	2000	1080	Am	132354.6	2002	743	Ad
	2002	938	Am	132355	2002	743	Ad
130051.24	2000	1080	Ad	132355.1	2002	743	Ad
130052	2004	469	Am	132355.2	2002	743	Ad
130054.1	2004	432 *	Am	132355.3	2002	743	Ad
	2005	22	Am <sup>647</sup>	132355.4	2002	743	Ad
130109	2004	69 *	Am	132360	2003	508	Ad
130110	2000	1080	Am	132360.1	2003	508	Ad
130232	1999	1007	Am	132360.2	2003	508	Ad
130240	2002	688	Am	132360.3	2003	508	Ad
130241.5	2000	526	Ad & R <sup>19</sup>	132360.4	2003	508	Ad
130265	2001	512 *	Am	132360.5	2003	508	Ad
130292	2001	745 *	Am	132362	2003	62	Ad(RN) <sup>519</sup>
130350.5	2003	785	Ad	132364	2003	62	Ad(RN) <sup>519</sup>
130630	2005	22	Am <sup>647</sup>	132370	2002	743	Ad
131010	2005	83	Am	132370.1	2002	743	Ad
131100	2005	83	Am	132370.10	2002	743	Ad
131103	2005	83	Am	132370.2	2002	743	Ad
131241	2005	83	Am	132370.3	2002	743	Ad
131268	1999	724	Am	132370.4	2002	743	Ad
131269	2004	69 *	Am	132370.5	2002	743	Ad
131285	2005	83	Am		2003	62	Am <sup>519</sup>
132320	2001	297	Ad	132370.6	2002	743	Ad
132322	2001	297	Ad		2003	62	Am <sup>519</sup>
132324	2001	297	Ad	132370.7	2002	743	Ad
132326	2001	297	Ad	132370.8	2002	743	Ad
132328	2001	297	Ad	132370.9	2002	743	Ad
132330	2001	297	Ad	132372	2002	743	Ad
132332	2001	297	Ad	132372.1	2002	743	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## PUBLIC UTILITIES CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
132372.2	2002	743	Ad		2002	664	Am <sup>431</sup>
132372.3	2002	743	Ad		2002	978*	Am
132372.4	2002	743	Ad		2005	158	Am
132410	2001	745*	Am	170020	2001	946	Ad
132600	2003	827	Ad	170022	2001	946	Ad
132605	2003	827	Ad	170024	2001	946	Ad
132610	2003	827	Ad		2002	978*	Am
132615	2003	827	Ad	170026	2001	946	Ad
132620	2003	827	Ad		2002	978*	Am
132625	2003	827	Ad	170028	2002	978*	Ad
132632	2002	743	Ad	170030	2001	946	Ad
	2003	62	Am & RN <sup>519</sup>	170032	2001	946	Ad
132634	2002	743	Ad	170034	2001	946	Ad
	2003	62	Am & RN <sup>519</sup>	170038	2001	946	Ad
132635	2003	827	Ad		2002	978*	Am
132640	2003	827	Ad	170040	2001	946	Ad
132645	2003	827	Ad	170041	2005	158	Ad
132650	2003	827	Ad	170042	2001	946	Ad
140109	2004	69*	Am		2002	978*	Am
142001	2001	474	Am		2004	677	Am
142050	2001	474	Am		2005	22	Am <sup>647</sup>
142051	2005	248	Am		2005	158	Am
142052	2001	474	Am	170044	2001	946	Ad
142105	2005	248	Am	170046	2001	946	Ad
142110	2001	474	R	170048	2001	946	Ad
142200	2001	474	Am		2002	978*	Am
142201	2001	474	Am	170050	2001	946	Ad
142250	2001	474	Am	170052	2001	946	Ad
142251	2001	474	Am		2002	978*	Am
142254	2001	474	Am	170054	2001	946	Ad
142255	2001	474	R & Ad	170056	2001	946	Ad
142256	2001	474	R & Ad		2002	978*	Am
142257	2001	474	Am	170058	2001	946	Ad
142258	2001	474	Am		2002	978*	Am
142259	2001	474	R & Ad	170058.5	2001	946	Ad
142260	2001	474	Am		2002	978*	R
	2005	248	Am	170059	2001	946	Ad
142263	2001	474	R & Ad		2002	978*	R
	2005	248	Am	170060	2001	946	Ad
161026	2002	168	R		2002	978*	R & Ad
170000	2001	946	Ad	170062	2001	946	Ad
170002	2001	946	Ad		2002	978*	Am
170004	2001	946	Ad		2005	158	Am
	2002	978*	Am	170064	2001	946	Ad
170006	2001	946	Ad		2002	978*	Am
	2002	978*	Am	170066	2001	946	Ad
	2005	158	Am		2002	978*	R & Ad
170010	2001	946	Ad	170068	2001	946	Ad
	2002	978*	Am		2002	978*	Am
	2005	158	R	170070	2001	946	Ad
170012	2001	946	Ad		2002	978*	Am
	2002	978*	Am	170072	2001	946	Ad
	2005	158	R		2002	978*	Am
170014	2001	946	Ad	170074	2001	946	Ad
	2005	158	R	170076	2001	946	Ad
170016	2001	946	Ad		2002	978*	Am
	2002	664	Am <sup>431</sup>	170078	2001	946	Ad
	2002	978*	Am		2002	978*	Am
	2004	589	Am	170080	2001	946	Ad
	2005	158	Am		2002	978*	R
170018	2001	946	Ad	170082	2001	946	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**PUBLIC UTILITIES CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
170082 (Cont.)	2002	978 *	Am	180204	2003	129	Am
170084	2001	946	Ad	185020	2000	791	Am
	2002	978 *	Am		2002	696	Am (by Sec. 1 of Ch.)
	2005	158	Am	185032	2000	791	Am
180050	2000	408	Am	185034	2002	696	Am
180051	1999	1007	Am	185038	2002	696	Ad
180201	2003	129	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
38	2003	569	Ad		2002	214	Am
51	2000	647	Am	96.1	2001	381	Am
53	2000	272	Am (by Sec. 1 of Ch.)		2003	62	Am <sup>519</sup>
62	2002	775	Am	96.18	1999	824*	Ad
	2005	416*	Am	96.19	2000	604	Ad
62.1	2001	772	Am	96.27	1999	567	Ad
	2002	664	Am <sup>431</sup>	96.52	1999	567	Ad
	2002	775	Am	96.6	1999	184	Am
62.2	1999	603*	Am		2002	500	Am
	2002	775	Am	96.81	2004	211*	Ad <sup>622</sup>
63.1	1999	941	Am	97.2	1999	34	Am
	2001	613	Am		1999	78*	Am <sup>101</sup>
	2002	775	Am		1999	464	Am (as am by Stats. 1999, Ch. 78)
	2004	227*	Am		1999	643	Am <sup>82</sup>
	2004	889*	Am		1999	646	Am (as am by Stats. 1999, Ch. 78)
	2005	264	Am		2000	611	Am
64	1999	83	Am <sup>30</sup>		1999	78*	Am
66	1999	941	Am		1999	646	Am (as am by Stats. 1999, Ch. 78)
69.4	1999	941	Ad	97.3	2000	611	Am
	2003	471	Am		1999	78*	Am
	2004	354*	Am		1999	646	Am (as am by Stats. 1999, Ch. 78)
	2005	22	Am <sup>647</sup>		1999	649	Am (as am by Stats. 1999, Ch. 78)
69.5	2000	417	Am		2000	611	Am
	2000	693*	Am (by Sec. 1 of Ch.) <sup>14</sup>		2001	159	Am <sup>305</sup>
			Am (by Sec. 1.5 of Ch.) <sup>25</sup>	97.31	2004	211*	Am <sup>622</sup>
	2001	613	Am	97.313	2004	183	Am <sup>571</sup>
	2002	775	Am	97.39	1999	567	Ad
	2005	264	Am	97.43	1999	84*	Ad <sup>29</sup>
70	1999	352*	Am	97.45	2003	552	Ad
	2001	330*	Am	97.46	2003	757	Ad
72	2003	604	Am	97.68	2003	162*	Ad
	2004	194	Am		2003	757	Am
73	2005	193*	Am <sup>38</sup>		2004	211*	Am <sup>622</sup>
74	1999	200*	Am		5X 2003–04	2*	R & Ad <sup>435</sup>
74.5	1999	504	Am <sup>13</sup>	97.70	2004	211*	Ad <sup>622</sup>
	2001	330*	Am		2004	610*	Am (as ad by Sec. 21, Stats. 2004, Ch. 211)
74.7	2003	471	Ad		2004	211*	Ad <sup>622</sup>
75.11	2000	646	Am	97.71	2004	211*	Am (as ad by Sec. 22, Stats. 2004, Ch. 211)
	2000	647	Am		2004	610*	Am (as ad by Sec. 22, Stats. 2004, Ch. 211)
	2001	159	Am <sup>305</sup>		2004	211*	Ad <sup>622</sup>
	2001	407	Am	97.72	2004	211*	Ad <sup>622</sup>
	2003	471	Am		2004	610*	Am (as ad by Sec. 23, Stats. 2004, Ch. 211)
75.12	2005	264	Am		2004	610*	Am (as ad by Sec. 23, Stats. 2004, Ch. 211)
75.21	2000	646	Am	97.73	2004	211*	Ad <sup>622</sup>
	2000	647	Am		2004	610*	Am (as ad by Sec. 24, Stats. 2004, Ch. 211)
	2001	159	Am <sup>305</sup>		2005	602	Am
	2003	316	Am	97.74	2004	211*	Ad <sup>622</sup>
75.23	2005	264	Ad				
75.30	2003	471	R				
75.31	2000	647	Am				
	2001	744	Am				
	2003	471	Am				
75.5	2000	406*	Am				
75.51	1999	941	Am				
	2002	775	Am				
75.55	2002	775	Am				
95.31	2000	602	Am				
95.35	2001	521	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
97.74 (Cont.)	2004	610 *	R	205.5	2000	1085 *	Am (by Sec. 1 of Ch., as am by
97.75	2004	211 *	Ad <sup>622</sup>				Sec. 17,
97.76	2004	211 *	Ad <sup>622</sup>				Stats. 1996,
	2005	74 *	Am				Ch. 1087)
97.77	2004	211 *	Ad <sup>622</sup>		2000	1086 *	R (as am by
98	2000	171	Am (by Sec. 1 of Ch.)				Sec. 17,
	2000	419	Am (by Sec. 1.5 of Ch.)				Stats. 1996,
98.02	1999	550 *	Am <sup>1</sup>				Ch. 1087)
	2000	171	Am				Am (by Sec. 1.5 of Ch., as am by
	2004	211 *	Am <sup>622</sup>				Sec. 16.5,
99	1999	550 *	Am <sup>1</sup>				Stats. 1996,
	2000	761	Am		2001	407	Ch. 1087) <sup>13</sup>
	2004	355	Am		2003	278 *	Am
	2005	189	Am		2004	544 *	Am
100	2004	640	Am	211	1999	291 *	Am
100.4	2000	611	Ad	213.7	2003	471	Am
100.7	1999	611	Ad	214	1999	927 *	Am <sup>121</sup>
100.9	2002	57	Ad		2000	601 *	Am
107.4	2004	853	Ad		2001	159	Am <sup>305</sup>
155	2003	471	Am		2003	471	Am
155.20	2004	183	Am <sup>571</sup>		2004	354 *	Am
168.5	1999	941	Ad		2005	22	Am <sup>647</sup>
170	2001	407	Am	214.01	2003	471	Am
Div. 1,					2004	354 *	Am
Pt. 1,				214.02	2001	533 *	Am <sup>322</sup>
Ch. 2.6,					2004	354 *	Am
heading				214.14	2004	354 *	Am
(Sec. 172				214.15	1999	927 *	Ad <sup>121</sup>
et seq.)	2002	775	Am	214.5	2004	354 *	Am
172	2002	775	Am	214.8	2003	471	Am
172.1	2002	775	Am		2004	354 *	Am
181	2002	775	Am	217	2004	200	Am
194	2002	775	Am		2005	22	Am <sup>647</sup>
	2003	471	Am	217.1	2004	200	Am
194.2	1999	387 *	Am	218	2003	471	Am
194.4	1999	387 *	Am		2004	792 *	Am
194.5	1999	387 *	Am		2005	622 *	Am (by Sec. 5 of Ch.)
194.6	1999	387 *	R		2005	623 *	Am (by Sec. 5.5 of Ch.)
195.1	1999	387 *	Am				Am (by Sec. 4.5 of Ch.)
195.100	2005	622 *	Ad		2005	624 *	Am (by Sec. 4.5 of Ch.)
195.83	1999	165 *	Ad	218.1	2004	200	R
195.84	1999	165 *	Ad	220.5	2003	604	Am
195.85	1999	165 *	Ad		2004	200	Am
195.86	2001	158 *	Ad	225	2000	861 *	Ad
195.87	2001	158 *	Ad		2001	826	Am
195.88	2001	158 *	Ad		2000	647	Am
195.89	2004	772 *	Ad		2000	601 *	Ad
195.90	2004	772 *	Ad	227	2003	471	Am
195.91	2004	772 *	Ad	230	2000	609 *	Ad
195.92	2005	623 *	Ad	231	2001	609 *	Ad
195.93	2005	623 *	Ad	236.5	2001	609 *	Ad
195.94	2005	623 *	Ad	237	1999	941	Ad
195.95	2005	624 *	Ad		2000	135	Am <sup>203</sup>
195.96	2005	624 *	Ad		2000	601 *	Am
195.97	2005	624 *	Ad		2002	775	Am
195.98	2005	622 *	Ad	241	2001	161 *	Am
195.99	2005	622 *	Ad	254	2002	775	Am
197	2002	775	Am	254.5	1999	927 *	Am <sup>121</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
254.5 (Cont.)	2002			423.8	2002	616	Am
	2002	214	Am	426	2002	616	Am
	2003	471	Am		2003	62	Am <sup>519</sup>
254.6	2003	471	Ad	439.2	2003	471	Am
256.6	2003	604	Ad	441	1999	334	Am
256.7	2003	604	Ad		2002	775	Am
257	2002	214	Am		2003	316	Am
259.13	2002	775	Ad		2005	699*	Am <sup>751</sup>
259.5	2003	471	Am	441.5	2002	775	Am
259.7	2003	471	Am	442	2003	316	Am
270	2002	214	Am	463	1999	334	Am
	2002	775	Am	465	2002	214	Am
271	2002	214	Am	469	2000	613	Am
	2002	775	Am		2001	238	Am
	2003	316	Am		2005	264	Am
272	2003	471	Am	480.4	2002	775	Am
276	2000	922*	R & Ad	482	2002	775	Am
	2000	1085*	R & Ad	531.1	2002	775	Am
	2002	775	Am	531.2	1999	941	Am
276.1	2000	1085*	Ad	531.8	1999	941	Am
	2002	775	Am		2003	604	Am
276.2	2000	922*	Ad	531.9	2002	775	Ad
	2000	1085*	Ad	532	2000	646	Am
	2002	775	R (as ad by		2000	647	Am
			Sec. 3,		2001	613	Am
			Stats. 2000,		2003	471	Am
			Ch. 922)	533	2003	604	Am
			Am (as ad by		2004	200	Am
			Sec. 6,	534	2000	647	Am
			Stats. 2000,		2001	744	Am
			Ch. 1085)		2003	471	Am
276.3	2000	922*	Ad		2005	264	Am
	2000	1085*	Ad	602	1999	941	Am
	2002	775	R (as ad by	606	2001	613	Am
			Sec. 4,	620.5	2002	775	R
			Stats. 2000,	674	2000	647	Am
			Ch. 922)	721.5	2002	57	Ad
			Am (as ad by	731	2000	646	Am
			Sec. 7,		2000	647	Am
			Stats. 2000,	732	2000	646	Am
			Ch. 1085)		2000	647	Am
276.5	2003	604	Ad	733	2000	646	Am
279	2003	278*	Am		2000	647	Am
327.1	2002	214	Ad	746	2000	646	Am
	2004	194	Am		2000	647	Am
327.5	2005	281	Ad	748	2000	646	Am
401.10	2000	607	Am <sup>111</sup>		2000	647	Am
401.15	1999	83	Am <sup>30</sup>	749	2000	646	Am
401.16	2002	299	Ad		2000	647	Am
401.17	2005	699*	Ad		2001	744	Am
401.9	2003	471	R	755	2002	775	Am
402.1	2002	616	Am		2005	264	Am
402.9	1999	941	Am	756	2002	664	Am <sup>431</sup>
402.95	2004	786	Ad		2002	775	Am
408	2000	647	Am		2005	264	Am
	2002	759	Am	758	2000	646	Am
	2003	62	Am <sup>519</sup>		2000	647	Am
408.2	2005	264	Am	759	2000	646	Am
421.5	2002	616	Am		2000	647	Am
423	2003	471	Am	760	2000	116	Am
423.4	2002	616	Am	830	2001	407	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**REVENUE AND TAXATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
830.1	2001	407	Am	2823	2005	281	Am
833	2001	407	Am	2910.1	1999	941	Am
995.2	1999	83	Am <sup>30</sup>	2921.5	2002	269	Am
998	2003	62	Am <sup>519</sup>		2003	62	Am <sup>519</sup>
	2004	697	Am	3101	2001	121	Am
1153.5	2005	699*	Ad & R <sup>752</sup>	3102	2001	121	Am
1603	2001	238	Am	3351	2002	723	Am
	2002	775	Am		2004	407	Am
1604	2004	768	Am	3361	2004	923	Am (by Sec. 1
1605	2000	647	Am				of Ch.)
	2001	744	Am		2004	944	Am (by Sec. 1.5
1606	2001	407	Am				of Ch.)
1609.5	2003	471	Am	3362	2004	923	Am (by Sec. 2
1610.8	2003	199	Am				of Ch.)
	2003	604	Am (as am by		2004	944	Am (by Sec. 2.5
			Stats. 2003,				of Ch.)
			Ch. 199)	3371	2002	723	Am
1612	2003	199	R		2003	199	Am
1612.5	1999	941	Ad	3437	1999	941	Am
1612.7	1999	941	Ad	3440	1999	941	R
1613	2003	199	R	3450	2004	194	R
1614	2003	199	Am	3451	2004	194	Am
1622.6	1999	941	Am	3453	2004	194	R
1623.1	2004	407	Am	3454	2004	194	R
1624	1999	941	Am	3456	2004	194	Am
	1999	942	Am	3457	2004	194	R
	2004	407	Am	3691	2004	923	Am (by Sec. 3
1624.01	1999	942	Am				of Ch.)
1624.02	1999	942	Am		2004	944	Am (by Sec. 3.5
1624.05	1999	941	Am				of Ch.)
	1999	942	Am	3691.2	2004	923	Am (by Sec. 4
	2004	407	Am				of Ch.)
1624.1	2004	407	Am		2004	944	Am (by Sec. 4.5
1624.3	1999	941	Ad				of Ch.)
1636.2	1999	941	Ad	3691.6	2004	183	Am <sup>571</sup>
1636.5	1999	941	Ad	3692	1999	941	Am
1641.5	2005	264	Ad		2001	121	Am
1841	2003	471	Am		2003	199	Am
2187	2002	206	Am		2004	407	Am
2188.7	2005	281	Am	3692.1	2004	194	Ad
2188.8	2004	697	Am	3692.2	2004	194	Ad
2188.9	2004	697	Am	3692.3	2004	194	Ad
2189.5	2001	121	Am	3692.4	2004	923	Ad
2189.6	2001	121	Am		2005	595	Am
2237.3	2004	193	R <sup>571</sup>	3693	2004	194	Am
2287	2003	296	R	3693.1	2004	194	Am
2327	2004	193	R <sup>571</sup>		2005	264	Am
2503.1	2004	194	Am	3695	2004	194	Am
2503.2	2004	194	Am	3695.4	2000	606	Am
2504	2004	194	Am	3695.5	2000	606	Am
2508	2004	194	Am	3698.5	2003	199	Am
	2005	22	Am <sup>647</sup>	3698.7	2003	199	Am
2511.6	2002	775	Am	3698.8	2001	121	Ad
2512	1999	941	Am	3700	2000	606	Am
	2000	135	Am <sup>203</sup>	3701	2004	194	Am
	2001	86	Am	3702	2004	194	Am
2514	2004	227*	Am	3704	2004	194	Am
2610.5	1999	941	Am	3704.7	2004	194	Am
2613	1999	941	Am	3706.1	2004	407	Am
	2000	135	Am <sup>203</sup>		2005	264	Am
2782	2004	407	Am	3707	2004	194	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
3710	2004	194	Am	6027	2003	702	Ad
3716	2004	194	Am	6028	2003	702	Ad
3717.5	2004	194	R	6029	2003	702	Ad
3772.5	1999	83	Am <sup>30</sup>	6030	2003	702	Ad
3791	2004	944	Am	6031	2003	702	Ad
3791.3	2004	944	Am	6051.45	2001	156*	Ad
3791.4	2000	606	Am	6051.5	1X 2003–04	13	Ad <sup>447</sup>
3792	2004	944	Am		5X 2003–04	2*	R <sup>435</sup>
3793.1	2000	606	Am				Ad <sup>447 435</sup>
	2001	121	Am	6051.6	1X 2003–04	13	Ad
3793.5	2000	606	R	6055	2000	600	Am
3793.6	2000	606	R	6066	2000	256	Am
3794.2	2000	606	R		2000	923	Am
3794.3	2003	199	Ad	6066.3	1999	908	Ad & R <sup>19</sup>
3795	2000	606	Am		2003	471	Am <sup>13</sup>
3795.5	2000	606	Am	6066.4	1999	908	Ad & R <sup>19</sup>
	2002	269	Am		2003	471	Am <sup>13</sup>
3807.3	2000	606	R	6077	2004	183	Am <sup>571</sup>
3807.5	2000	606	R	6201.45	2001	156*	Ad
3811	2004	407	Am	6201.5	1X 2003–04	13	Ad <sup>447</sup>
	2005	22	Am <sup>647</sup>		5X 2003–04	2*	R <sup>435</sup>
4112	2003	199	Am				Ad <sup>447 435</sup>
4217	2004	923	Am (by Sec. 6 of Ch.)	6201.6	1X 2003–04	13	Ad
	2004	944	Am (by Sec. 8.5 of Ch.)	6203	1999	865	Am
					2000	617*	Am (by Sec. 1 of Ch.)
4222.5	1999	941	Am	6203.5	2000	600	Am
4672	2004	407	Am	6245.5	2000	923	Ad
4672.1	2004	407	Am	6248	2004	226*	Am <sup>624</sup>
4672.3	2003	199	Ad				R & Ad <sup>485</sup>
4675	2003	199	Am	6261	2000	32*	R
4837.5	1999	941	Am	6262	2000	32*	R
4911	2001	121	Am	6263	2000	32*	Am
4911.1	2001	121	Am	6275	2000	861*	Am
4985	1999	941	Am	6285	2000	861*	Am
4986	2004	407	Am	6291	2000	861*	Am
4986.3	1999	550*	Am	6293	2000	861*	Am
4986.6	2004	888	Am	6353	2001	156*	Am
5098	2003	471	R	6356.5	2001	156*	Ad
5098.5	2003	471	R	6356.6	2001	156*	Ad
5104	2003	199	Am	6357.1	2001	156*	Ad
5108	1999	274	Am <sup>20</sup>	6358	1999	289*	Am <sup>64</sup>
5180	2004	200	R	6358.5	2001	156*	Ad
5365	2004	200	Am	6361.1	2004	183	Am <sup>571</sup>
5801	2002	775	Am	6363.3	2001	383	Am <sup>75</sup>
5802	2002	775	Am	6363.8	2003	721*	Ad <sup>64</sup>
5803	2002	775	Am	6364	1999	758*	Am <sup>64</sup>
5811	2002	775	Am	6366	2000	256	Am
5812	2002	775	Am		2000	923	Am
5813	2002	775	Am	6366.1	2000	256	Am
5814	2001	407	Am		2000	923	Am
5831	2002	775	Am	6367	2000	861*	Am
6010.30	1999	799*	Ad <sup>64</sup>	6368.8	2001	592*	Ad & R <sup>19</sup>
6010.40	1999	361*	Ad		2003	597*	Am <sup>22 317</sup>
6011	2000	923	Am	6368.9	2003	597*	Ad <sup>592</sup>
	2002	593*	Am	6369	2001	706*	Am (by Sec. 1 of Ch.)
6012	2000	923	Am				Ad <sup>64</sup>
	2002	593*	Am	6378.1	2000	107*	R <sup>80</sup>
6012.3	2005	128	Ad <sup>485</sup>				R & Ad <sup>579</sup>
6025	2003	702	Ad	6385	2003	712*	R & Ad
6026	2003	702	Ad				R & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
6388.5	2001	826	Am		2001	429 *	Am <sup>64</sup>
6451.5	2003	605	Ad	6480.7	2001	429 *	Am <sup>64</sup>
	2004	527	R	6480.8	2001	429 *	R <sup>64</sup>
6452	1999	865	Am	6480.9	2004	527	Ad(RN)
	2000	256	Am	6487	2003	718	Am
	2000	923	Am	6487.06	2003	697	Ad & R <sup>43</sup>
6452.1	2003	718	Ad <sup>575</sup>		2005	308	Am <sup>68</sup>
6454	1999	865	Am	6487.3	2003	718	Ad <sup>576</sup>
6456	2000	1052	Am	6592	1999	865	Am
6459	2003	605	Am <sup>82</sup>		2000	1052	Am
	2004	527	Am		2004	226 *	Am
6471	1999	484	Am (as ad by Stats. 1985, Ch. 106)	6593.5	2001	251	Am
	2000	135	Am <sup>203</sup>	6703	1999	991	Am <sup>96 114</sup>
6471.4	2001	429 *	Am <sup>64</sup>	6704	2000	1052	Ad
6472	1999	484	Am	6736	2003	296	Am
	2000	135	Am <sup>203</sup>	6737	2003	296	Am
6477	1999	484	Am (as ad by Sec. 5, Stats. 1983, Ch. 337)	6738	2003	296	Am
				6832	2000	1052	Am
6479.3	1999	865	Am	6832.5	1999	929	Ad
	2005	74 *	Am	6832.6	2000	1052	Ad
	2005	519 *	Am (as am by Sec. 68, Stats. 2005, Ch. 74) R & Ad <sup>80</sup>	6902.2	2003	606	Am
			6902.4	1999	929	Ad	
			6909	2000	32 *	Ad	
			7056.6	2000	1052	Ad	
			7057	2004	353	R	
			7063	1999	443	Ad & R <sup>18</sup>	
			7070	2004	226 *	R & Ad	
			7071	2004	226 *	R & Ad	
			7072	2004	226 *	R & Ad	
6479.31	1999	865	Ad	7073	2004	226 *	R & Ad
	2000	256	Am	7074	2004	226 *	R & Ad
	2000	923	Am		2005	398 *	Am
6480	2001	429 *	Am <sup>64</sup>	7075	2004	226 *	R & Ad
6480.1	1999	865	Am	7076	2003	87	Ad & R <sup>317</sup>
	2000	256	Am		2004	226 *	Ad
	2001	429 *	Am <sup>64</sup>	7076.1	2000	1052	S <sup>20</sup>
	2004	527	Am		2003	87	Ad & R <sup>317</sup>
6480.10	2001	429 *	R <sup>64</sup>	7076.2	2000	1052	S <sup>20</sup>
6480.11	2001	429 *	R <sup>64</sup>		2003	87	Ad & R <sup>317</sup>
6480.12	2001	429 *	R <sup>64</sup>	7076.3	2000	1052	S <sup>20</sup>
6480.13	2001	429 *	R <sup>64</sup>		2003	87	Ad & R <sup>317</sup>
6480.14	2001	429 *	R <sup>64</sup>	7076.4	2000	1052	S <sup>20</sup>
6480.15	2001	429 *	R <sup>64</sup>		2003	87	Ad & R <sup>317</sup>
6480.16	1999	865	Am	7076.5	2000	1052	S <sup>20</sup>
	2001	429 *	R <sup>64</sup>		2003	87	Ad & R <sup>317</sup>
6480.17	2001	429 *	R <sup>64</sup>	7076.6	2000	1052	S <sup>20</sup>
6480.18	2001	429 *	R <sup>64</sup>	7076.7	2000	1052	Am <sup>20</sup>
6480.19	2001	429 *	R <sup>64</sup>	7077	2004	226 *	Ad
6480.2	2001	429 *	Am <sup>64</sup>	7078	2004	226 *	Ad
6480.20	2001	429 *	R <sup>64</sup>	7081	2001	670	Am
6480.21	2001	429 *	R <sup>64</sup>	7091	2000	1052	Am
6480.22	2001	429 *	R <sup>64</sup>	7093.5	2000	923	Am
6480.23	2001	429 *	R <sup>64</sup>		2003	605	Am
6480.3	2001	429 *	Am <sup>64</sup>	7093.6	2002	152	Ad
	2002	446 *	Ad <sup>409</sup>	7093.8	2002	488 *	Ad <sup>462</sup>
	2004	527	Am (as ad by Stats. 2002, Ch. 446) & RN				R <sup>434</sup>
				7096	2001	543	Am <sup>370</sup>
6480.4	2001	429 *	Am <sup>64</sup>	7099.1	2000	438	Ad & R <sup>18</sup>
6480.5	2001	429 *	R <sup>64</sup>		2004	412	Am <sup>317</sup>
6480.6	1999	865	Am	7101	2003	718	Am
				7101.3	1X 2003–04	13	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7102	2000	91 *	Am R & Ad <sup>195</sup>	7285.91	2003	709	Ad
	2001	113 *	Am (as ad by Sec. 11, Stats. 2000, Ch. 91)	7285.92	2003	709	Ad
				7286.24	2002	331	Ad
					2003	62	Am <sup>519</sup>
	2003	224 *	Am	7286.28	2002	338	Ad
	2004	212 *	Am	7286.43	2001	285 *	Ad
	2005	76 *	Am	7286.44	2002	346	Ad
7104	2000	91 *	Ad <sup>196</sup> R <sup>100</sup>	7286.47	2002	119	Ad
	2000	656 *	Am <sup>227</sup>	7286.56	1999	110	Ad
	2001	113 *	Am <sup>302</sup>	Div. 2, Pt. 1.7, Ch. 2.98, heading (Sec. 7286.75 et seq.)			
7104.1	2003	716	Ad	Div. 2, Pt. 1.7, Ch. 2.985, heading (Sec. 7286.75 et seq.)			
7105	2003	224 *	Ad		2003	62	Am & RN <sup>519</sup>
	2004	212 *	Am				
	2005	22	Am <sup>647</sup>				
7106	2004	212 *	Ad				
7107	2005	76 *	Ad				
7202	1X 2003–04	13	Am				
	5X 2003–04	2 *	R & Ad <sup>435</sup>		2003	62	Ad(RN) <sup>519</sup>
7203	1X 2003–04	13	Am	7286.75	2001	263	Ad
	5X 2003–04	2 *	R & Ad <sup>435</sup>	7286.80	2000	264 *	Ad
7203.1	2004	211 *	Am <sup>622</sup>		2001	292	Am
	2004	610 *	Am (as am by Sec. 29.5, Stats. 2004, Ch. 211)	7286.90	2005	682	Ad
				7288.3	2001	251	Am
				7290	2002	330	Ad
	1X 2003–04	13	Ad	7301	2000	1053	R & Ad <sup>8</sup>
	5X 2003–04	2 *	R & Ad <sup>435</sup>	7302	2000	1053	R & Ad <sup>8</sup>
7204.03	2005	391	Am <sup>69</sup>	7303	2000	1053	R & Ad <sup>8</sup>
7205	2005	391	Am <sup>69</sup>	7304	2000	1053	R & Ad <sup>8</sup>
7205.1	2002	775	Am	7305	2000	1053	R & Ad <sup>8</sup>
7232	1999	1005	Am (by Sec. 96 of Ch.)	7305.5	2000	1053	R <sup>8</sup>
	1999	1007	Am (by Sec. 12 of Ch.)	7306	2000	1053	R & Ad <sup>8</sup>
				7307	2000	1053	R & Ad <sup>8</sup>
7235	2000	973	Am	7308	2000	1053	R & Ad <sup>8</sup>
7236	2000	973	Am	7309	2000	1053	R & Ad <sup>8</sup>
	2002	805 *	Am <sup>175</sup>	7310	2000	1053	R & Ad <sup>8</sup>
	2004	518	Am	7311	2000	1053	R & Ad <sup>8</sup>
7251.1	2003	709	Am	7312	2000	1053	R & Ad <sup>8</sup>
7251.3	2003	709	R	7313	2000	1053	R & Ad <sup>8</sup>
7251.4	2003	709	R	7314	2000	1053	R & Ad <sup>8</sup>
7252.10	2001	474	Ad	7315	2000	1053	R & Ad <sup>8</sup>
7262.7	2003	605	R	7316	2000	1053	R & Ad <sup>8</sup>
7273	1999	865	Am	7317	2000	1053	Ad <sup>8</sup>
	2001	745 *	Am	7318	2000	1053	Ad <sup>8</sup>
7280	2003	62	Am <sup>519</sup>	7319	2000	1053	Ad <sup>8</sup>
	2004	697	Am (by Sec. 22 of Ch.)	7320	2000	1053	Ad <sup>8</sup>
					2001	429 *	Am <sup>64</sup>
	2004	936	Am (by Sec. 1.5 of Ch.)	7321	2000	1053	Ad <sup>8</sup>
				7322	2000	1053	Ad <sup>8</sup>
7283.5	2004	936	Ad	7323	2000	1053	Ad <sup>8</sup>
7283.51	2004	936	Ad	7324	2000	1053	Ad <sup>8</sup>
7285	2001	251	Am	7325	2000	1053	Ad <sup>8</sup>
	2003	709	Am	7326	2000	1053	Ad <sup>8</sup>
7285.5	1999	643	Am		2001	429 *	Am <sup>64</sup>
	2001	251	Am		2003	605	Am
	2003	709	Am	7327	2000	1053	Ad <sup>8</sup>
7285.9	2003	709	Am	7328	2000	1053	Ad <sup>8</sup>
	2003	709	Am	7329	2000	1053	Ad <sup>8</sup>
	2003	709	Ad	7330	2000	1053	Ad <sup>8</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7330 (Cont.)	2001	429*	Am <sup>64</sup>	7394	2000	1053	Ad <sup>8</sup>
7331	2000	1053	Ad <sup>8</sup>	7395	2000	1053	R & Ad <sup>8</sup>
7332	2000	1053	Ad <sup>8</sup>	7396	2000	1053	R & Ad <sup>8</sup>
7333	2000	1053	Ad <sup>8</sup>	7397	2000	1053	Ad <sup>8</sup>
7334	2000	1053	Ad <sup>8</sup>	7398	2000	1053	Ad <sup>8</sup>
7335	2000	1053	Ad <sup>8</sup>	7401	2000	1053	R & Ad <sup>8</sup>
7336	2000	1053	Ad <sup>8</sup>	7402	2000	1053	Ad <sup>8</sup>
7337	2000	1053	Ad <sup>8</sup>	7403	2000	1053	Ad <sup>8</sup>
	2001	429*	Am <sup>64</sup>	7403.1	2000	1053	Ad <sup>8</sup>
7338	2000	1053	Ad <sup>8</sup>	7403.2	2000	1053	Ad <sup>8</sup>
7339	2000	1053	Ad <sup>8</sup>		2002	459	Am
7340	2000	1053	Ad <sup>8</sup>	7404	2000	1053	Ad <sup>8</sup>
7341	2000	1053	Ad <sup>8</sup>		2001	429*	Am <sup>64</sup>
7342	2000	1053	Ad <sup>8</sup>	7405	2000	1053	Ad <sup>8</sup>
7343	2000	1053	Ad <sup>8</sup>		2001	429*	Am <sup>64</sup>
	2001	429*	Am <sup>64</sup>	7406	2000	1053	R <sup>8</sup>
7344	2000	1053	Ad <sup>8</sup>	7408	2000	1053	R <sup>8</sup>
	2001	429*	Am <sup>64</sup>	7409	2000	1053	R <sup>8</sup>
7345	2001	429*	Ad <sup>64</sup>	7451	2000	1053	R & Ad <sup>8</sup>
7351	2000	1053	R <sup>8</sup>	7452	2000	1053	R & Ad <sup>8</sup>
7351.5	2000	1053	R <sup>8</sup>	7453	2000	1053	Ad <sup>8</sup>
7352	2000	1053	R <sup>8</sup>		2001	429*	Am <sup>64</sup>
7353	2000	1053	R <sup>8</sup>	7457	2000	1053	R <sup>8</sup>
7354	1999	865	Am	7460	2000	1053	Ad <sup>8</sup>
	2000	1053	R <sup>8</sup>	7470	2000	1053	Ad <sup>8</sup>
7355	2000	1053	R <sup>8</sup>	7481	2000	1053	R <sup>8</sup>
7356	2000	1053	R <sup>8</sup>	7482	2000	1053	R <sup>8</sup>
7357	2000	1053	R <sup>8</sup>	7483	2000	1053	R <sup>8</sup>
7360	2000	1053	Ad <sup>8</sup>	7484	2000	1053	R <sup>8</sup>
7361	2000	1053	Ad <sup>8</sup>	7485	2000	1053	R <sup>8</sup>
7362	2000	1053	Ad <sup>8</sup>	7486	2000	1053	R & Ad <sup>8</sup>
7363	2000	1053	Ad <sup>8</sup>		2001	429*	R & Ad <sup>64</sup>
7364	2000	1053	Ad <sup>8</sup>	7487	2000	1053	R & Ad <sup>8</sup>
	2001	429*	Am <sup>64</sup>		2001	429*	R & Ad <sup>64</sup>
7365	2000	1053	Ad <sup>8</sup>	7491	2000	1053	R & Ad <sup>8</sup>
7366	2000	1053	Ad <sup>8</sup>	7492	2000	1053	R & Ad <sup>8</sup>
7367	2000	1053	Ad <sup>8</sup>	7493	2000	1053	R & Ad <sup>8</sup>
7368	2000	1053	Ad <sup>8</sup>	7505	2000	1053	Ad <sup>8</sup>
7369	2000	1053	Ad <sup>8</sup>	7506	2000	1053	R & Ad <sup>8</sup>
7370	2000	1053	R & Ad <sup>8</sup>	7506.5	2000	1053	R <sup>8</sup>
7371	2000	1053	R & Ad <sup>8</sup>	7507	2000	1053	R & Ad <sup>8</sup>
7372	2000	1053	R <sup>8</sup>	7508	2000	1053	R & Ad <sup>8</sup>
	2001	429*	Ad <sup>64</sup>	7509	2000	1053	Ad <sup>8</sup>
7373	2000	1053	R <sup>8</sup>	7510	2000	1053	Ad <sup>8</sup>
	2001	429*	Ad <sup>64</sup>	7511	2000	1053	Ad <sup>8</sup>
7374	2000	1053	R <sup>8</sup>	7520	2000	1053	Ad <sup>8</sup>
7375	2000	1053	R <sup>8</sup>	7651	2000	1053	R & Ad <sup>8</sup>
7376	2000	1053	R <sup>8</sup>		2002	459	Am
7380	2000	1053	R <sup>8</sup>	7652	2000	1053	R & Ad <sup>8</sup>
7381	2000	1053	R <sup>8</sup>		2001	429*	R <sup>64</sup>
7382	2000	1053	R <sup>8</sup>	7652.5	2000	1053	R & Ad <sup>8</sup>
7385	2000	1053	Ad <sup>8</sup>		2002	459	Am
7386	2000	1053	Ad <sup>8</sup>	7652.7	2000	1053	Ad <sup>8</sup>
7387	2000	1053	Ad <sup>8</sup>		2002	459	Am
7388	2000	1053	Ad <sup>8</sup>	7653	2000	1053	R & Ad <sup>8</sup>
7389	2000	1053	Ad <sup>8</sup>		2001	429*	Am <sup>64</sup>
7390	2000	1053	R & Ad <sup>8</sup>	7654	2000	1053	Ad <sup>8</sup>
7391	2000	1053	R & Ad <sup>8</sup>		2001	429*	R <sup>64</sup>
7392	2000	1053	Ad <sup>8</sup>	7655	2000	923	Am
7393	2000	1053	Ad <sup>8</sup>		2000	1053	R & Ad <sup>8</sup>
					2001	251	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
7656	2000	1053	R & Ad <sup>8</sup>	7711	2000	1053	R & Ad <sup>8</sup>
7657	2000	923	Am (by Sec. 8 of Ch.)	7711.5	2000	1053	R & Ad <sup>8</sup>
	2000	1052	Am (by Sec. 8.5 of Ch.)	7712	2000	1053	R & Ad <sup>8</sup>
	2000	1053	R & Ad <sup>8</sup>	7713	2000	1053	R & Ad <sup>8</sup>
	2001	251	Am (by Sec. 9 of Ch.)	7714	2000	1053	R & Ad <sup>8</sup>
	2001	429*	Am <sup>64</sup>	7715	2000	1053	R & Ad <sup>8</sup>
7657.1	2000	1053	R & Ad <sup>8</sup>	7716	2000	1053	R & Ad <sup>8</sup>
7658	2000	923	Am	7726	2000	1053	R & Ad <sup>8</sup>
	2000	1053	R & Ad <sup>8</sup>	7727	2000	1053	R & Ad <sup>8</sup>
	2001	251	Am		2001	429*	Am <sup>64</sup>
7658.1	1999	929	Ad	7728	2000	1053	R & Ad <sup>8</sup>
	2000	1053	R & Ad <sup>8</sup>	7729	2000	1053	R & Ad <sup>8</sup>
	2001	251	Am	7730	2000	1053	R & Ad <sup>8</sup>
7658.5	2000	1053	R & Ad <sup>8</sup>	7731	2000	1053	R & Ad <sup>8</sup>
7659	2000	1053	R & Ad <sup>8</sup>	7732	2000	1053	R & Ad <sup>8</sup>
7659.1	2000	1053	R & Ad <sup>8</sup>	7851	2000	1053	Am <sup>8</sup>
7659.2	2000	923	Am	7855	1999	991	Am <sup>96 114</sup>
	2000	1053	R & Ad <sup>8</sup>		2000	1053	Am (as am by Stats. 1998, Ch. 609 and Stats. 1999, Ch. 991) <sup>8</sup>
	2001	251	Am				
7659.3	2000	1053	R & Ad <sup>8</sup>	7861	2000	1053	Am <sup>8</sup>
7659.4	2000	1053	R & Ad <sup>8</sup>	7863	2000	1053	Am <sup>8</sup>
7659.5	2000	1053	R & Ad <sup>8</sup>	7865	2000	1053	Am <sup>8</sup>
7659.6	2000	1053	R & Ad <sup>8</sup>	7891	2000	1053	Am <sup>8</sup>
7659.7	2000	1053	R & Ad <sup>8</sup>	7892	2000	1053	Am <sup>8</sup>
7659.8	2000	1053	R & Ad <sup>8</sup>	7893	2000	1053	Am <sup>8</sup>
7659.9	2000	923	Ad	7895	2000	1053	Am <sup>8</sup>
	2001	251	Ad	7931	2000	1053	Am <sup>8</sup>
	2005	519*	Am <sup>80</sup>	7934	2000	1053	Am <sup>8</sup>
7659.91	2000	923	Ad	7956	2000	1053	Am <sup>8</sup>
	2001	251	Ad	7958	2000	1053	Am <sup>8</sup>
7659.92	2000	923	Ad	8101	1999	865	Am <sup>8</sup>
	2001	251	Ad		2000	1053	Am <sup>8</sup>
7659.93	2001	429*	Ad <sup>64</sup>		2001	429*	Am <sup>64</sup>
7660	2000	1053	R & Ad <sup>8</sup>	8102	2003	697	Am
7661	2000	1053	R & Ad <sup>8</sup>	8103	2000	1053	Am <sup>8</sup>
7662	2000	1053	R & Ad <sup>8</sup>		2003	697	Am
7663	2000	1053	R & Ad <sup>8</sup>	8104	2003	697	Am
7670	2000	1053	R & Ad <sup>8</sup>	8105	2003	605	Am
7671	2000	1053	R & Ad <sup>8</sup>	8106	2000	1053	Am <sup>8</sup>
7672	2000	1053	R & Ad <sup>8</sup>	8106.1	2000	1053	Am <sup>8</sup>
7673	2000	1053	R & Ad <sup>8</sup>	8106.5	2000	1053	Am <sup>8</sup>
7674	2000	1053	R & Ad <sup>8</sup>	8106.7	1999	865	Ad
7675	2000	1053	R & Ad <sup>8</sup>		2000	1053	R <sup>8</sup>
7675.1	2000	1053	R & Ad <sup>8</sup>	8106.8	2001	429*	Ad <sup>64</sup>
7676	2000	1053	R & Ad <sup>8</sup>	8126	2000	1053	Am <sup>8</sup>
7698	2000	1053	R & Ad <sup>8</sup>		2001	429*	Am <sup>64</sup>
7699	2000	1053	R & Ad <sup>8</sup>	8127.6	1999	865	Ad
7700	2000	1053	R & Ad <sup>8</sup>		2000	1053	R <sup>8</sup>
7700.5	2000	1053	R & Ad <sup>8</sup>	8128	2000	1053	Am <sup>8</sup>
7701	2000	1053	R & Ad <sup>8</sup>	8128.1	2000	1052	Ad
7702	2000	1053	R & Ad <sup>8</sup>	8130	2000	1053	Am <sup>8</sup>
7703	2000	1053	R & Ad <sup>8</sup>	8146	2000	1053	Am <sup>8</sup>
7704	2000	1053	R & Ad <sup>8</sup>	8150	2000	1053	Am <sup>8</sup>
7705	2000	1053	R & Ad <sup>8</sup>	8152	2000	1053	Am <sup>8</sup>
7706	2000	1053	R & Ad <sup>8</sup>	8174	1999	929	Ad
7707	2000	1053	R & Ad <sup>8</sup>	8253	2000	1053	Am <sup>8</sup>
7710	2000	1053	R & Ad <sup>8</sup>	8257	2000	1052	Ad
7710.5	2000	1053	R & Ad <sup>8</sup>	8262	1999	929	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
8263	2000	1053	Am <sup>8</sup>	9407	2005	519 *	Am <sup>80</sup>
8269	1999	929	Am	9411	2005	519 *	Am <sup>80</sup>
	2000	1052	Am	9420	2005	519 *	Am <sup>80</sup>
8270	2000	1053	Am <sup>8</sup>	9432	2005	519 *	Am <sup>80</sup>
8301	2000	1053	R & Ad <sup>8</sup>	10752	2000	861 *	Am
8302	2000	1053	R & Ad <sup>8</sup>		2001	826	Am (as am by
8303	2000	1053	R & Ad <sup>8</sup>				Sec. 6.8,
8304	2000	1053	R & Ad <sup>8</sup>				Stats. 2000,
8305	2000	1053	R <sup>8</sup>				Ch. 861)
8306	2000	1053	R <sup>8</sup>		2004	211 *	Am <sup>622</sup>
8351	2000	1053	Am <sup>8</sup>	10752.1	2004	211 *	Am <sup>622</sup>
8352	2004	227 *	Am	10753	1999	724	Am (as am by
8352.1	2000	1053	Am <sup>8</sup>				Sec. 139,
8352.4	2000	1053	Am <sup>8</sup>				Stats. 1997,
8352.8	2002	563	Am				Ch. 17) <sup>24</sup>
	2004	908	Am				Am (as am by
8401	2000	1053	R & Ad <sup>8</sup>				Sec. 140,
8402	2000	1053	R & Ad <sup>8</sup>				Stats. 1997,
8403	2000	1053	R & Ad <sup>8</sup>				Ch. 17) <sup>25</sup>
8404	2000	1053	R & Ad <sup>8</sup>		2000	596	R (as am by
8405	2000	1053	R & Ad <sup>8</sup>				Sec. 15,
8406	2000	1053	Ad <sup>8</sup>				Stats. 1999,
8502	2000	1053	Am <sup>8</sup>				Ch. 724)
8503	1999	724	Am				Am (as am by
	2002	161	Am				Sec. 14,
8504	1999	724	Am				Stats. 1999
8752	2002	459	Am				Ch. 724) <sup>13</sup>
8760	2000	923	Ad		2003	594	Am
	2005	519 *	Am <sup>80</sup>	10753.1	2000	861 *	Am
8761	2000	923	Ad		2001	744	R (as am by
8762	2000	923	Ad				Sec. 160,
8763	2002	459	Ad				Stats. 1992,
8876	2000	923	Am				Ch. 427 and as
8877	1999	941	Am				am by Sec. 7,
	2000	923	Am (by Sec. 13				Stats. 2000,
			of Ch.)				Ch. 861)
	2000	1052	Am (by		2001	826	Am (as am by
			Sec. 13.5 of Ch.)				Sec. 7,
	2000	923	Am				Stats. 2000,
8878	2001	251	Am				Ch. 861) <sup>82</sup>
8878.5	1999	929	Ad	10753.2	2000	861 *	Am
	2001	251	Am		2004	211 *	Am <sup>36 622</sup>
8957	1999	991	Am <sup>96 114</sup>	10753.5	2002	528	Am
8958	2000	1052	Ad	10753.7	2003	594	Am
9033	1999	929	Ad	10753.8	2004	211 *	R <sup>622</sup>
	2000	1052	Am	10753.9	2000	861 *	Am
9033.5	2000	1052	Ad		2001	744	R (as ad by
9152.1	2000	1052	Ad				Sec. 3,
9184	1999	929	Ad				Stats. 1991,
9255.2	2000	1052	Ad				Ch. 474 and as
9262	1999	929	Am				am by Sec. 9,
9269	1999	929	Am				Stats. 2000,
	2000	1052	Am				Ch. 861)
9271	2003	605	Am		2001	826	Am (as am by
9272.1	1999	929	Ad				Sec. 9,
9274	2001	543	Am <sup>370</sup>				Stats. 2000,
9275	1999	929	Am				Ch. 861) <sup>82</sup>
9278	2002	152	Ad	10754	1999	74 *	Am
9405	2004	183	Am <sup>571</sup>		2001	5 *	Am <sup>96</sup>
	2005	519 *	Am <sup>80</sup>		2003	231	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
10754 (Cont.)	2004	24 *	Am	11453	2000	1052	Ad
	2004	37 *	Am	11553.5	2000	1052	Ad
	2004	211 *	Am & R <sup>18 622</sup>	11597	2000	1052	Am
10754.1	1999	76 *	Ad	11656	2000	1052	Ad
10754.11	2004	211 *	Ad <sup>391 622</sup>	11657	2000	1052	Ad
	2004	610 *	Am (as ad by Sec. 35, Stats. 2004, Ch. 211)	11925	1999	75	Am
				12206	2000	3 *	Am
					2001	668 *	Am
					2005	501	Am
10754.2	2000	91 *	Ad	12208	1999	808	Ad
	2000	106 *	Ad	12209	1999	821 *	Ad & R <sup>145</sup>
	2000	107 *	Am (as ad by Stats. 2000, Ch. 106)		2001	535 *	Am <sup>325</sup>
					2002	664	Am <sup>431</sup>
	2001	5 *	R (as ad by Sec. 12, Stats. 2000, Ch. 91) <sup>96</sup>	12210	2000	614	Ad
				12253.5	2005	312	R
				12491	2005	231	Am
				12493	2005	231	Am
				12494	2005	231	Am
				12495	2005	231	Am
				12636.5	2005	231	Am
				13304	2000	363 *	Am
				13402	2000	363 *	Am
				13404	2000	363 *	Am
10759.5	2002	566 *	Am <sup>317 297</sup>	13404	2000	363 *	Am
10781.1	1999	911	Ad	13405	2000	363 *	Am
10902	2003	719	Am	13550	2000	363 *	Am <sup>25</sup>
10903	2000	107 *	Ad	13551	2000	363 *	R <sup>25</sup>
	2001	5 *	Am <sup>96</sup>		2003	221	Ad
	1X 2003–04	2 *	R	13552	2003	221	Ad
11000	2004	37 *	Am	13563	2000	363 *	Am <sup>25</sup>
	2004	211 *	R <sup>622</sup>		2002	1124 *	Am
11001.5	2003	225 *	Am		2003	697	Am
	2004	37 *	Am <sup>607</sup>	16760	2000	363 *	Am <sup>25</sup>
	2004	211 *	Am <sup>36 622</sup>	16870	2000	363 *	Am <sup>25</sup>
	2004	610 *	Am (as am by Sec. 37, Stats. 2004, Ch. 211)	16871	2000	363 *	R <sup>25</sup>
				17013	1999	987 *	R
11003	2004	211 *	Am <sup>622</sup>	17015.5	2001	920	Ad <sup>383</sup>
11005	1999	550 *	Am <sup>1</sup>	17020.11	2003	185	Am <sup>440</sup>
	2004	211 *	R & Ad <sup>622</sup>	17020.5	2003	185	Am <sup>440</sup>
	2004	610 *	Am (as ad by Sec. 40, Stats. 2004, Ch. 211)	17021.7	2001	893	Ad
				17024.5	2002	34 *	Am
					2002	35 *	Am
					2003	486	Am
					2005	691 *	Am
11005.7	2004	211 *	R <sup>622</sup>	17037	2001	543	Am <sup>370</sup>
11006	2000	861 *	Ad	17039	1999	930 *	Am
	2003	471	Am		2000	75 *	Am
	2003	471	Am		2001	920	Am
11253	1999	929	Ad		2002	34 *	Am
	2000	1052	Am		2002	35 *	Am
11253.5	2000	1052	Ad	17039.1	2000	113 *	Ad
11254	1999	929	Ad	17041	2001	920	Am <sup>383</sup>
11273	2001	407	Am		2003	62	Am <sup>519</sup>
	2002	664	Am <sup>431</sup>		2004	13 *	Am
11316	2005	264	Am		2005	22	Am <sup>647</sup>
11336	2005	264	Am	17043	2004		
11338	2001	407	Am		Initiative (Prop. 63 adopted Nov. 2, 2004)		Ad <sup>712</sup>
11339	2001	407	Am				
11409	1999	929	Ad	17049	2004	354 *	Ad
	2001	251	Am		2005	349	Am
11452	1999	991	Am <sup>96 114</sup>				

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.



**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
17052.12	1999	77 *	Am	17072	2003	185	Am <sup>440</sup>
	2000	103 *	Am (by Sec. 1 of Ch.)		2004	552 *	Am
17052.17	2000	107 *	Am	17073	2005	691 *	Am
	2002	34 *	Am		1999	987 *	Am
17052.18	2002	35 *	Am	2002	664	Am <sup>431</sup>	
	2001	650 *	Am <sup>371</sup>	2X 2001–02	5 *	Am	
17052.2	2001	650 *	Am <sup>371</sup>	17074	1999	987 *	Am
	2000	75 *	Ad	17075	1999	987 *	Am
17052.6	2000	603	Am (as ad by Stats. 2000, Ch. 75) <sup>268</sup>	17076	1999	987 *	Am
	2002	487	Am	2004	354 *	Am	
17052.6	2002	488 *	Am	17077	1999	987 *	Am
	2003	62	Am <sup>519</sup>	2005	691 *	Am	
17052.6	2004	226 *	Am	17077.5	1999	987 *	R
	2000	114 *	Ad	17083	1999	987 *	Am
17052.6	2002	757 *	Am (by Sec. 1 of Ch.) <sup>383</sup>	17084	1999	987 *	R
	2002	824 *	Am (by Sec. 1.5 of Ch.) <sup>336</sup>	17085	1999	987 *	Am
17052.6	2003	62	Am <sup>519</sup>	2002	34 *	Am <sup>404</sup>	
	2004	13 *	Am	2002	35 *	Am <sup>404</sup>	
17052.6	2005	22	Am <sup>647</sup>	2005	691 *	Am	
	2005	691 *	Am	17085.5	1999	987 *	R
17053.14	2000	311 *	Am	17085.7	1999	931 *	Ad
	2000	113 *	Ad	17087	1999	987 *	Am
17053.30	2004	226 *	Am	17088.5	2003	185	R <sup>440</sup>
	2002	487	Am	17088.6	2003	185	R <sup>440</sup>
17053.37	1999	987 *	Am <sup>134</sup>	17131	2002	690 *	Am
17053.45	2000	864	Am	2002	807 *	Am	
17053.46	1999	58	Am	2005	691 *	Am	
17053.47	2000	864	Am	17131.1	2002	701	Ad
	2000	865	Am	17131.2	2004	402	Ad
17053.49	1999	987 *	Am <sup>136</sup>	17131.4	2005	691 *	Ad
17053.5	1999	931 *	Am <sup>6</sup>	17131.5	2005	691 *	Ad
17053.57	2001	535 *	Am <sup>371</sup>	17131.6	2005	691 *	Ad
	2002	664	Am <sup>431</sup>	17131.8	2002	807 *	Ad
17053.62	2005	691 *	Ad & R <sup>489</sup>	2005	691 *	R	
17053.74	2004	225 *	Am	17132	2002	34 *	Ad
17053.80	2000	105 *	Ad & R <sup>199</sup>	2002	35 *	Ad	
	2000	107 *	Ad & R <sup>199</sup>	17132.4	2004	547	Ad
17053.84	2002	487	Am	17132.5	1999	987 *	R
	2X 2001–02	12 *	Ad & R <sup>337</sup>	2002	690 *	Ad(RN)	
17054	2003	185	Am <sup>440</sup>	2002	807 *	Ad(RN)	
17054.5	1999	987 *	Am	2004	552 *	Am	
17055	2001	920	Am <sup>383</sup>	2005	691 *	Am	
17058	2000	3 *	Am	17132.6	2002	34 *	Ad
	2001	668 *	Am	2002	35 *	Ad	
17062	2005	501	Am	2002	690 *	Am (as am by Sec. 20, Stats. 1998, Ch. 322) & RN	
	2001	543	Am <sup>370</sup>	2002	807 *	Am (as am by Sec. 20, Stats. 1998, Ch. 322 and as ad by Sec. 9, Stats. 2002, Ch. 35) & RN	
17062.3	2001	920	Am <sup>383</sup>	2004	183	Am <sup>371</sup>	
	2002	34 *	Am	17132.7	2002	807 *	Ad(RN)
17062.3	2002	35 *	Am	17134.5	1999	987 *	R
	2003	62	Am <sup>519</sup>	17136.5	2004	261 *	Ad
17063	2002	34 *	Ad	2005	691 *	R	
	2001	920	Am	17137	2002	807 *	Ad
17063	2002	34 *	Am				
	2002	35 *	Am				
17071	1999	987 *	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
17137 (Cont.)	2005	691 *	R	2004	772 *	Am	
17138	2001	212 *	Am	2005	622 *	Am (by Sec. 6 of Ch.)	
17138.1	2002	843 *	Ad	2005	623 *	Am (by Sec. 6.5 of Ch.)	
17139	1999	987 *	R	2005	624 *	Am (by Sec. 5.5 of Ch.)	
17139.5	2000	31 *	Ad				
17139.6	2005	691 *	Ad	17208.1	2X 2001–02	5 * Ad	
17140	1999	987 *	Am	17215.1	2005	691 * Ad	
	2002	34 *	Am <sup>398 404</sup>	17215.4	2005	691 * Ad	
	2002	35 *	Am <sup>398 404</sup>	17218	1999	987 * R	
17140.3	2005	691 *	Am	17220	2005	691 * Am	
	1999	987 *	Am	17250	1999	987 * Am	
	2002	34 *	Am <sup>404</sup>	2005	691 *	Am	
	2002	35 *	Am <sup>404</sup>	17250.5	2005	691 * Am	
	2005	691 *	Am	17251.5	2002	34 * R	
17140.5	2003	185	Am <sup>440</sup>		2002	35 * R	
	2004	388 *	R & Ad	17255	2005	691 * Am	
17142.5	1999	987 *	Am	17255.5	2005	691 * Ad & R <sup>317</sup>	
17143	1999	987 *	Am	17256	2005	691 * Am	
17144	1999	987 *	Am	17268	1999	987 * Am	
	2002	34 *	Am	17270	1999	987 * Am	
	2002	35 *	Am	17270.5	2002	34 * R	
	2005	691 *	Am		2002	35 * R	
17144.5	2002	34 *	Ad <sup>404</sup>	17271	2002	34 * R	
	2002	35 *	Ad <sup>404</sup>		2002	35 * R	
	2004	552 *	R (as ad by Sec. 13, Stats. 2002, Ch. 34) Am (as ad by Sec. 13, Stats. 2002, Ch. 35)	17273	1999	117 * Am	
	2005	691 *	R		1999	146 * Am	
17151	2000	107 *	Am	17274	1999	987 * Am	
17152	2004	552 *	Am	17275.5	2002	34 * Am	
	2005	691 *	Am		2002	35 * Am	
17155.5	2000	685 *	Ad	17275.6	1999	83 Am <sup>30</sup>	
17156	1999	619 *	Ad <sup>106</sup>		1999	987 * R	
17156.5	1999	471 *	Ad	17276	2000	104 * Am	
17157	2000	630	Ad		2000	107 * Am	
17160.5	2004	552 *	Ad <sup>650</sup>	2000	862	Am <sup>262</sup>	
	2005	691 *	R	2001	543	Am <sup>370</sup>	
17201.4	2005	691 *	Ad	2001	623 *	Am	
17201.5	2005	691 *	Ad	2002	488 *	Am	
17201.6	2005	691 *	Ad	17276.1	2001	623 * Am	
17202.5	2004	552 *	Ad	17276.3	2002	488 * Am	
	2005	691 *	R	17276.5	1999	987 * Am	
17204	2005	691 *	Am <sup>769</sup>	17276.7	2001	623 * Ad	
			R <sup>80</sup>		2002	524 Am	
17204.7	2005	691 *	Ad	17279.4	2005	691 * Am	
17205	2002	34 *	Ad <sup>404</sup>	17279.5	2000	862 Am <sup>262</sup>	
	2002	35 *	Ad <sup>404</sup>		2002	34 * R	
	2005	691 *	R (as ad by Sec. 14, Stats. 2002, Ch. 34 and Ch. 35)		2002	35 * R	
17206	2005	5 *	Ad	17287	1999	987 * Am	
17207	1999	165 *	Am	17301	2001	920 Am <sup>383</sup>	
	2001	618 *	Am	17301.3	2001	920 Ad <sup>383</sup>	
					2004	13 * Am	
				17301.4	2001	920 Ad <sup>383</sup>	
				17301.5	2001	920 Ad <sup>383</sup>	
					2004	13 * Am	
				17302	2001	920 R <sup>383</sup>	
				17303	2001	920	
				17304	2001	920 Ad <sup>383</sup>	
				17306	2001	920 Ad <sup>383</sup>	
				17307	2001	920 Ad <sup>383</sup>	
				17310	2001	920 R <sup>383</sup>	
				17330	1999	987 * R	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
17501	2002	34 *	Am <sup>404</sup>		2004	416	Am <sup>643</sup>
	2002	35 *	Am <sup>404</sup>	17942	2001	391 *	Am <sup>363</sup>
	2002	807 *	Am		2002	664	Am <sup>431</sup>
	2005	691 *	Am	17943	2001	391 *	R & Ad
17501.5	2002	30 *	Ad	17945	2004	416	Am
17501.7	2002	30 *	Ad	17948	2002	169	Am
17507.6	1999	8 *	Am <sup>6</sup>	17951	2001	920	Am <sup>383</sup>
17509	2003	185	Am <sup>440</sup>		2004	62	Am
17510	2003	185	Am <sup>440</sup>	17952	2001	920	Am <sup>383</sup>
17551	1999	987 *	Am	17952.5	2001	920	Am <sup>383</sup>
	2002	34 *	Am <sup>404</sup>		2003	62	Am <sup>519</sup>
	2002	35 *	Am <sup>404</sup>	17953	2001	920	Am <sup>383</sup>
	2002	807 *	Am	17954	2001	920	Am <sup>383</sup>
	2005	691 *	Am	17955	2001	920	Am <sup>383</sup>
17551.5	1999	987 *	R	18001	2002	374	Am
17552	1999	987 *	Am	18006	2003	185	Am <sup>440</sup>
17552.3	2002	34 *	Ad <sup>399</sup>	18035.6	2005	691 *	Ad
	2002	35 *	Ad <sup>399</sup>	18036.5	2003	185	Am <sup>440</sup>
17553	1999	987 *	Am	18036.6	2005	691 *	Ad
17554	2001	920	R <sup>383</sup>	18037	2003	185	Am <sup>440</sup>
17560	2002	34 *	Am	18037.3	2003	185	R <sup>440</sup>
	2002	35 *	Am	18037.5	2003	185	R <sup>440</sup>
	2002	807 *	Am	18038	2003	185	Am <sup>440</sup>
17563	1999	987 *	R	18038.5	2002	34 *	Am <sup>402</sup>
17563.5	2002	34 *	Ad		2002	35 *	Am <sup>402</sup>
	2002	35 *	Ad	18039	2003	185	Am <sup>440</sup>
17570	2002	34 *	Am	18043	2003	185	R <sup>440</sup>
	2002	35 *	Am	18044	2003	185	R (as ad by
17639	1999	987 *	Am				Sec. 27,
17640	1999	987 *	Am				Stats. 1996,
17651	1999	987 *	Am				Ch. 954) <sup>440</sup>
17671	1999	987 *	Am	18152.5	1999	69 *	Am
17681.6	2005	691 *	Ad	18155.5	2003	185	Am <sup>440</sup>
17731	2002	690 *	Am	18171	2003	185	Am <sup>440</sup>
	2002	807 *	Am	18171.5	2003	185	Am <sup>440</sup>
	2003	268	Am	18177	2003	185	Am <sup>440</sup>
	2004	552 *	Am	18181	2005	691 *	Ad
	2005	691 *	Am	18405	2000	862	Am <sup>262</sup>
17731.5	2002	34 *	Am <sup>400</sup>		2004	193	Am <sup>571</sup>
	2002	35 *	Am <sup>400</sup>	18405.1	2003	633 *	Ad
17732	1999	987 *	Am	18407	2003	654	Ad <sup>594</sup>
17733	2003	268	Am <sup>498</sup>		2003	656	Ad <sup>594</sup>
	2005	691 *	Am		2004	183	Am (as ad by
17734	2001	920	Am <sup>383</sup>				Stats. 2003,
17734.6	2005	691 *	Ad				Ch. 654 and
17751	2002	34 *	Am <sup>401</sup>				Ch. 656) <sup>571</sup>
	2002	35 *	Am <sup>401</sup>	18408	2000	863	Ad(RN)
17760	2005	691 *	Ad	18409	2000	863	Ad(RN)
17851	1999	987 *	Am		2003	228 *	Am
17852	1999	987 *	R	18415	2000	862	Am <sup>262</sup>
17853	1999	987 *	Am	18417	2001	543	Am <sup>370</sup>
17854	2001	920	Am <sup>383</sup>	18501	1999	196	Am <sup>47</sup>
17856	2003	185	Am <sup>440</sup>	18503	2000	863	Am & RN
17857	1999	987 *	Am	18504	2000	863	R
17859	1999	987 *	R	18505	2000	862	Am <sup>262</sup>
17860	1999	987 *	R		2000	863	Am
17935	1999	987 *	Am	18505.3	2000	863	Ad
	2000	647	Am	18505.6	2000	863	Ad(RN)
	2001	920	Am	18507	2000	863	R
17941	2002	169	Am	18508	2000	863	Am
	2003	633 *	Am	18510	2001	164 *	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## REVENUE AND TAXATION CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
18510 (Cont.)	2003	718	Ad <sup>577</sup>	2002	488*		Am
18511	2005	308	Ad & R <sup>68</sup>	2004	528		Am
18521	1999	605	Am	18663	2002	488*	Am
18528	2000	863	Am	18665	2001	191	Am
18531.5	2000	863	Ad	18668	2000	862	Am <sup>262</sup>
18532	2000	863	Am		2002	488*	Am
18533	1999	931*	Am		2004	528	Am
	2003	370	Am	18670	2005	349	Am
			R & Ad <sup>301</sup>	18671	1999	991	Am <sup>96 114</sup>
	2004	353	Am (as am by Sec. 1 and as ad by Sec. 2, Stats. 2003, Ch. 370)	18673	1999	931*	Ad
				18701	2000	577	Ad & R <sup>252</sup>
				18702	2000	577	Ad & R <sup>252</sup>
					2004	410	Am
18534	1999	931*	Am	18703	2000	577	Ad & R <sup>252</sup>
18535	2002	807*	Am	18704	2000	577	Ad & R <sup>252</sup>
18547	2000	863	Am & RN	18705	2004	546	Ad & R <sup>641</sup>
18552	2000	863	Am & RN	18706	2004	546	Ad & R <sup>641</sup>
18571	2004	552*	Am		2005	22	Am <sup>647</sup>
	2005	691*	Am	18707	2004	546	Ad & R <sup>641</sup>
18572	2002	690*	R & Ad	18708	2004	546	Ad & R <sup>641</sup>
	2002	807*	R & Ad	18709	2004	546	Ad & R <sup>641</sup>
	2005	691*	Am	18711	1999	987*	Am
18601	1999	987*	Am		2002	647	Ad & R <sup>469</sup>
	2000	862	Am <sup>262</sup>	18712	2002	647	Ad & R <sup>469</sup>
18604	1999	987*	Am	18713	2002	647	Ad & R <sup>469</sup>
18605	1999	987*	R		2003	62	Am <sup>519</sup>
18621.7	2000	1084	Ad	18714	2002	647	Ad & R <sup>469</sup>
18621.9	2003	228*	Ad	18715	2002	647	Ad & R <sup>469</sup>
	2003	455	Am (as ad by Stats. 2003, Ch. 228)	18716	2002	647	Ad & R <sup>469</sup>
					2003	62	Am <sup>519</sup>
18622	1999	987*	Am	18721	1999	228	S <sup>60</sup>
18624	1999	931*	Am		1999	987*	Am
18628	2000	863	Ad(RN)		2003	376	S <sup>503</sup>
	2003	654	Am	18722	1999	228	S <sup>60</sup>
	2003	656	Am		2003	376	S <sup>503</sup>
	2005	691*	Am		1999	228	S <sup>60</sup>
18631	2000	863	Am	18723	1999	228	S <sup>60</sup>
18631.7	2005	74*	Ad		2003	376	S <sup>503</sup>
18633	2000	863	Am		2004	633	Am <sup>698</sup>
	2005	691*	Am	18724	1999	228	Am <sup>60</sup>
18633.5	2000	862	Am <sup>262</sup>		2003	376	Am <sup>503</sup>
	2000	863	Am	18741	1999	987*	Am
	2001	543	Am <sup>370</sup>		2002	594	Ad & R <sup>486</sup>
	2005	264	Am	18742	2002	594	Ad & R <sup>486</sup>
18635.5	2000	863	Ad	18743	2002	594	Ad & R <sup>486</sup>
18636	2000	863	R	18744	2002	594	Ad & R <sup>486</sup>
18637	2000	863	R	18761	1999	315	S <sup>65</sup>
18638	2000	863	R		2004	370	Am <sup>664</sup>
18639	2000	863	Am	18762	1999	315	S <sup>65</sup>
18641	2000	863	R		2004	370	S <sup>664</sup>
18643	2000	863	R	18763	1999	315	S <sup>65</sup>
18645	2000	863	R		1999	987*	Am
18647	2000	863	R		2004	370	S <sup>664</sup>
18648	2003	654	R & Ad	18764	1999	315	S <sup>65</sup>
	2003	656	R & Ad		2004	370	S <sup>664</sup>
	2005	22	Am <sup>647</sup>	18765	1999	315	S <sup>65</sup>
	2005	691*	Am		2004	370	S <sup>664</sup>
18662	1999	987*	Am	18766	1999	315	Am <sup>65</sup>
					2004	370	Am <sup>664</sup>
				18782	1999	987*	Am
				18791	2002	484	S <sup>466</sup>
				18792	2002	484	S <sup>466</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
18793	1999	987*	Am	18841	1999	987*	Am
	2002	484	S <sup>466</sup>		2003	460	Ad <sup>586</sup>
18794	2002	484	S <sup>466</sup>	18842	2003	460	Ad <sup>586</sup>
18795	2002	484	Am <sup>466</sup>	18843	2003	460	Ad <sup>586</sup>
18796	2002	484	Am <sup>466</sup>	18844	2003	460	Ad <sup>586</sup>
18801	1999	987*	Am	18845	2004	562	Ad & R <sup>701</sup>
	1999	988	Am <sup>43</sup>	18845.1	2004	562	Ad & R <sup>701</sup>
	2005	161	S <sup>111 643</sup>	18845.2	2004	562	Ad & R <sup>701</sup>
18802	1999	988	S <sup>43</sup>	18845.3	2004	562	Ad & R <sup>701</sup>
	2005	161	S <sup>111 643</sup>	18846	2005	160	Ad & R <sup>728</sup>
18803	1999	988	Am <sup>43</sup>	18846.1	2005	160	Ad & R <sup>728</sup>
	2003	189	Am	18846.2	2005	160	Ad & R <sup>728</sup>
	2005	161	S <sup>111 643</sup>	18846.3	2005	160	Ad & R <sup>728</sup>
18804	1999	988	Am <sup>43</sup>	18847	2005	697	Ad & R <sup>729</sup>
	2000	854	Am	18847.1	2005	697	Ad & R <sup>729</sup>
	2005	161	Am <sup>111 643</sup>	18847.2	2005	697	Ad & R <sup>729</sup>
18805	1999	215	Ad & R <sup>58</sup>	18847.3	2005	697	Ad & R <sup>729</sup>
	2005	161	S <sup>111 643</sup>	18851	1999	987*	Am
18806	1999	215	Ad & R <sup>58</sup>		2003	317	S <sup>553</sup>
	2005	161	S <sup>111 643</sup>	18852	2003	317	S <sup>553</sup>
18807	1999	215	Ad & R <sup>58</sup>	18853	2003	317	S <sup>553</sup>
	2001	274*	Am	18854	2003	317	S <sup>553</sup>
	2005	161	S <sup>111 643</sup>	18855	2003	317	Am <sup>553</sup>
18808	1999	215	Ad & R <sup>58</sup>	18861	1999	398	Ad & R <sup>72</sup>
	2000	854	Am	18862	1999	398	Ad & R <sup>72</sup>
	2005	161	Am <sup>111 643</sup>	18863	1999	398	Ad & R <sup>72</sup>
18812	1999	987*	Am	18864	1999	398	Ad & R <sup>72</sup>
18821	1999	987*	Am	18865	1999	398	Ad & R <sup>72</sup>
	1999	989	S <sup>152</sup>	18871	1999	987*	Am
18822	1999	989	S <sup>152</sup>		2003	170	Am
18823	1999	989	S <sup>152</sup>	19005	1999	203	Am
18824	1999	989	Am <sup>152</sup>	19006	2002	374	Am
18825	2005	143	Ad & R <sup>721</sup>		2003	62	Am <sup>519</sup>
18826	2005	143	Ad & R <sup>721</sup>	19008	1999	931*	Am
18827	2005	143	Ad & R <sup>721</sup>		2005	211*	Am
18828	2005	143	Ad & R <sup>721</sup>		2005	691*	Am <sup>82</sup>
18829	2005	143	Ad & R <sup>721</sup>	19011	2000	862	Am <sup>262</sup>
18830	2005	143	Ad & R <sup>721</sup>	19022	2003	185	R <sup>440</sup>
18831	2000	818	Ad & R <sup>231</sup>	19023	1999	987*	Am
	2002	620	R		2003	185	Am <sup>440</sup>
			Ad & R <sup>491</sup>	19024	2003	185	R <sup>440</sup>
	2003	62	Am <sup>519</sup>	19025	2000	862	Am <sup>262</sup>
18832	2000	818	Ad & R <sup>231</sup>	19026	2000	862	Am <sup>262</sup>
	2002	620	R	19027	2000	862	Am <sup>262</sup>
			Ad & R <sup>491</sup>	19033	2000	414	Am
18833	2000	818	Ad & R <sup>231</sup>	19034	1999	931*	Am
	2002	620	R	19041	1999	931*	Am
			Ad & R <sup>491</sup>	19041.5	1999	463	Ad
18834	2000	818	Ad & R <sup>231</sup>		2005	691*	Am
	2002	620	R	19043	2001	191	Am
			Ad & R <sup>491</sup>	19043.5	2001	191	Ad
18835	2000	818	Ad & R <sup>231</sup>	19045	1999	931*	Am
	2002	620	R	19052	1999	931*	R <sup>6</sup>
			Ad & R <sup>491</sup>		2000	647	Ad
18836	2001	455	Ad & R <sup>318</sup>		2002	374	Am
	2002	664	Am <sup>431</sup>	19053	1999	987*	R
18837	2001	455	Ad & R <sup>318</sup>	19057	1999	83	Am <sup>30</sup>
18838	2001	455	Ad & R <sup>318</sup>	19059	1999	987*	Am
	2002	135	Am	19060	1999	987*	Am
18839	2001	455	Ad & R <sup>318</sup>	19062	2003	185	R <sup>440</sup>
18840	2001	455	Ad & R <sup>318</sup>	19064	1999	931*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>			
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	
19067	1999	931 *	Am	19141	2002	34 *	Am	
19081	2000	862	Am <sup>262</sup>	19141.2	2000	35 *	Am	
19082	2000	862	Am <sup>262</sup>	19141.6	2000	862	Am <sup>262</sup>	
19084	1999	931 *	Am		1999	83	Am <sup>30</sup>	
19089	1999	987 *	Am		2000	862	Am <sup>262</sup>	
19101	2000	863	Am	19142	2000	862	Am <sup>262</sup>	
19102	2000	863	R		2005	242 *	Am	
19103	2000	863	R	19144	2000	862	Am <sup>262</sup>	
19104	1999	203	Am	19145	1999	987 *	Am	
	2000	183	Am (as am by Stats. 1999, Ch. 203)		2000	862	Am <sup>262</sup>	
	2000	862	Am <sup>262</sup>	19147	2000	862	Am <sup>262</sup>	
	2000	863	Am (as am by Stats. 2000, Ch. 183)		2001	4 *	Am	
	2001	543	Am <sup>370</sup>	19148	2000	862	Am <sup>262</sup>	
	2003	455	Am	19150	2000	862	Am <sup>262</sup>	
19105	2000	863	Am	19151	1999	987 *	Am	
19106	1999	987 *	Am	19164	2000	862	Am <sup>262</sup>	
	2000	863	R		2003	654	Am	
19109	1999	931 *	Am		2003	656	Am	
	2002	690 *	Am		2004	183	Am <sup>571</sup>	
	2002	807 *	Am		2004	226 *	Am	
19111	2000	863	R		2005	22	Am <sup>647</sup>	
19115	2000	863	R		2005	691 *	Am	
19116	1999	931 *	Am	19164.1	2001	410	Ad	
	2003	654	Am <sup>593</sup>	19164.5	2005	691 *	Ad	
	2003	656	Am <sup>593</sup>	19166	2003	654	Am	
	2005	691 *	Am		2003	656	Am	
19117	1999	931 *	Ad		2005	691 *	Am	
19120	2000	863	Ad	19167	2005	658	Am	
	2003	455	Am	19170	2003	228 *	Ad	
19131	2004	13 *	Am		2004	267 *	R & Ad <sup>19</sup>	
19134	2000	862	Am <sup>262</sup>	19173	2003	654	Am	
19135	2000	862	Am <sup>262</sup>		2003	656	Am	
19136	2000	862	Am <sup>262</sup>		2005	691 *	Am	
	2002	34 *	Am	19177	2003	654	Am	
	2002	35 *	Am		2003	656	Am	
	2003	268	Am		2005	691 *	Am	
	2005	242 *	Am	19179	2003	654	Am	
19136.11	2004	13 *	Ad		2003	656	Am	
	2005	242 *	R		2004	183	Am <sup>571</sup>	
19136.12	2005	691 *	Ad		2005	691 *	Am	
19136.3	2000	862	Am <sup>262</sup>	19180	2002	374	Am	
	2005	242 *	R	19182	2003	185	Am <sup>440</sup>	
19136.4	2005	242 *	R		2005	691 *	Am	
19136.6	2000	862	Am <sup>262</sup>	19183	2000	863	Am	
	2005	242 *	R		2002	488 *	Am	
19136.7	2005	349	Ad		2005	74 *	Am	
19136.8	2002	34 *	Ad	19184	2005	691 *	Am	
	2002	35 *	Ad	19187	1999	931 *	Ad	
	2002	488 *	Am	19191	2000	862	Am <sup>262</sup>	
	2005	242 *	R (as ad by Sec. 30, Stats. 2002, Ch. 34 and as am by Sec. 6, Stats. 2002, Ch. 488)		2001	543	Am <sup>370</sup>	
					2004	354 *	Am	
					19192	2000	862	Am <sup>262</sup>
						2001	543	Am <sup>370</sup>
						2004	354 *	Am
					19193	2000	862	Am <sup>262</sup>
					19194	2000	862	Am <sup>262</sup>
						2004	354 *	Am
					19225	1999	348	Ad
					19226	1999	931 *	Ad
					19236	1999	931 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
19236 (Cont.)	2000	647	Am	19322.1	2001	920	Ad
19255	2005	398 *	Ad	19323	1999	931 *	Am
19264	2004	193	Am <sup>571</sup>	19347	1999	605	Am
19270	2004	806	Ad & R <sup>702</sup>	19354	2002	374	Am
19271	1999	83	Am <sup>30</sup>	19363	2000	862	Am <sup>262</sup>
	1999	478	Am	19364	2000	862	Am <sup>262</sup>
	1999	480	Am (as am by Stats. 1999, Ch. 478)	19365	2000	862	Am <sup>262</sup>
	2001	111 *	Am		2002	34 *	Am
	2001	651	Am		2002	35 *	Am
	2003	225 *	Am	19368	2000	863	Ad
	2004	806	R <sup>702</sup>		2003	455	Am
19271.5	1999	478	R	19378	2001	543	Am <sup>370</sup>
19271.6	1999	980	Am <sup>96</sup>	19384	1999	605	Am
	2000	808 *	Am (as ad(RN) by Stats. 1998, Ch. 322 and as am by Stats. 1999, Ch. 980)	19411	1999	987 *	Am
	2003	225 *	Am		2000	415	Am
	2004	339	Am		2003	455	Am
	2004	806	R <sup>702</sup>	19442	2002	258	Am
19272	1999	480	Am	19443	1999	931 *	Ad
	1999	980	Am (by Sec. 17.5 of Ch.)		2001	543	Am <sup>370</sup>
	2000	808 *	Am	19444	2002	488 *	Ad <sup>462</sup> R <sup>434</sup>
	2001	111 *	Am	19503	2000	862	Am <sup>262</sup>
	2004	806	R <sup>702</sup>	19504	1999	931 *	Am
	2004	806	R <sup>702</sup>		2003	654	Am
19272	1999	480	Am		2003	656	Am
	1999	980	Am (by Sec. 17.5 of Ch.)	19504.5	1999	931 *	Ad
	2000	808 *	Am	19504.7	1999	931 *	Ad
	2001	111 *	Am	19520	2003	455	Ad
	2004	806	R <sup>702</sup>	19521	2002	34 *	Am
19273	1999	980	Am		2002	35 *	Am
	2004	806	R <sup>702</sup>		2002	1124 *	Am (as am by Sec. 33, Stats. 2002, Ch. 35)
19274	2000	808 *	Am		2002	1127 *	Am
	2004	806	R <sup>702</sup>	19523.5	2005	74 *	Ad
19275	1999	480	Ad	19524	2000	863	Am & RN
	2000	808 *	Am	19529	2005	428	Ad
	2004	806	R <sup>702</sup>	19533	1999	478	Am
19276	2004	806	Ad & R <sup>702</sup>	19542.3	1999	931 *	Ad
19280	1999	344 *	Am	19546.5	1999	931 *	Ad
	2000	545	Am	19548	1999	478	Am
	2000	940	Am <sup>20</sup>	19550	2000	940	Ad
	2002	487	S <sup>13</sup>		2005	349	Am
	2004	380	Am <sup>13</sup>	19551.1	2001	915	Ad & R <sup>352</sup>
19281	2000	940	S <sup>20</sup>		2002	664	Am <sup>431</sup>
	2002	487	S <sup>13</sup>	19556	1999	67 *	R
	2004	380	S <sup>13</sup>		2001	920	Ad
19282	2000	940	S <sup>20</sup>	19559	2002	690 *	Ad
	2002	487	S <sup>13</sup>		2002	807 *	Ad
	2004	380	S <sup>13</sup>		2005	691 *	R (as ad by Sec. 7, Stats. 2002, Ch. 690)
19283	2000	940	Am <sup>20</sup>				Am (as ad by Sec. 16, Stats. 2002, Ch. 807)
	2002	487	Am <sup>13</sup>	19560	2004	715	Ad
	2002	776	Am <sup>43</sup>	19565	2000	862	Am <sup>262</sup>
	2004	380	Am <sup>13</sup>	19570	2002	694	Ad
19306	1999	614	Am				
	2001	543	Am <sup>370</sup>				
19311	1999	987 *	Am				
	2001	543	Am <sup>370</sup>				
	2002	807 *	Am				
19316	2002	807 *	Ad				

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## REVENUE AND TAXATION CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19582.5	2004	844	Ad				Am (as ad by
19584	2003	412	Ad				Sec. 13,
19590	2004	226 *	Ad				Stats. 2003,
19591	2004	226 *	Ad				Ch. 656)
19592	2004	226 *	Ad	19773	2003	654	Ad <sup>594</sup>
19602	2004				2003	656	Ad <sup>594</sup>
	Initiative				2005	691 *	R (as ad by
	(Prop. 63						Sec. 13,
	adopted						Stats. 2003,
	Nov. 2, 2004)		Am <sup>712</sup>				Ch. 654 and
19602.5	2004						Ch. 656)
	Initiative			19774	2003	654	Ad
	(Prop. 63				2003	656	Ad
	adopted				2005	691 *	R (as ad by
	Nov. 2, 2004)		Ad <sup>712</sup>				Sec. 13,
19604	2001	543	Am <sup>370</sup>				Stats. 2003,
19607	2001	543	Am <sup>370</sup>				Ch. 654)
19701	2005	74 *	Am				Am (as ad by
19705	1999	931 *	Am				Sec. 13,
	2001	543	Am <sup>370</sup>				Stats. 2003,
	2001	854	Am (by				Ch. 656)
			Sec. 65.5 of Ch.)	19777	2003	654	Ad
19707	2002	784	Am <sup>490</sup>		2003	656	Ad
19715	2003	654	Am		2004	183	Am (as ad by
	2003	656	Am				Stats. 2003,
19717	1999	931 *	Am				Ch. 654 and
19720	2004	163	Am				Ch. 656) <sup>571</sup>
19721	2004	163	Am		2005	691 *	R (as am by
19730	2004	226 *	Ad				Sec. 330,
19731	2004	226 *	Ad				Stats. 2004,
19732	2004	226 *	Ad				Ch. 183)
	2005	398 *	Am				Am (as am by
19733	2004	226 *	Ad				Sec. 331,
	2005	398 *	Am				Stats. 2004,
19734	2004	226 *	Ad				Ch. 183)
19735	2004	226 *	Ad	19777.5	2004	226 *	Ad
19736	2004	226 *	Ad		2005	398 *	Am
19737	2004	226 *	Ad	19778	2003	654	Ad
	2005	398 *	R		2003	656	Ad
19738	2004	226 *	Ad	20503	2002	374	Am
	2005	398 *	Am		2003	62	Am <sup>519</sup>
19751	2003	654	Ad	20505	2002	374	Am
	2003	656	Ad	20508.1	1999	928	Ad
19752	2003	654	Ad	20514	2002	374	Am
	2003	656	Ad	20543	2000	60 *	Am
19753	2003	654	Ad		2001	156 *	Am
	2003	656	Ad		2001	266 *	Am (as am by
19753.2	2001	826	Am (as am by				Sec. 8,
			Sec. 8,				Stats. 2001,
			Stats. 2000,				Ch. 156)
			Ch. 861)	20544	2002	664	Am <sup>431</sup>
19754	2003	654	Ad		2000	60 *	Am
	2003	656	Ad		2001	156 *	Am
19755	2003	654	Ad		2001	266 *	Am (as am by
	2003	656	Ad				Sec. 9,
19772	2003	654	Ad <sup>594</sup>				Stats. 2001,
	2003	656	Ad <sup>594</sup>				Ch. 156)
	2005	691 *	R (as ad by	20561	2002	399	Am
			Sec. 13,	20563	2000	60 *	Am
			Stats. 2003,		2002	374	Am
			Ch. 654)		2003	62	Am <sup>519</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
20583	2004	407	Am	23114	2000	862	Am <sup>262</sup>
	2005	22	Am <sup>647</sup>		2003	455	Am
	2005	264	Am (as am by Sec. 188, Stats. 2005, Ch. 22)	23151	2000	862	Am
				23151.1	2000	862	Am
				23151.2	2000	862	Am <sup>262</sup>
				23153	1999	64 *	Am
20583.1	1999	928	Ad		1999	987 *	Am (as am by Stats. 1999, Ch. 64)
20584	2004	829	Am		2000	862	Am
20602	2004	829	Am	23181	2000	862	Am
20642	2002	374	Am	23182	2001	543	Am <sup>370</sup>
20645	2002	374	Am	23183	2000	862	Am
21002	2001	670	Am	23183.1	2000	862	Am
21006	2001	543	Am <sup>370</sup>	23183.2	2000	862	Am <sup>262</sup>
21007	2000	414	Am	23186	2000	862	Am <sup>262</sup>
21013	1999	931 *	Am (by Sec. 34 of Ch.)	23188	2000	415	Am
21015.5	1999	348	Ad	23221	1999	64 *	Am
21015.6	2001	669	Ad				R & Ad <sup>25</sup>
	2002	664	Am <sup>431</sup>		1999	987 *	Am (as am by Sec. 2, Stats. 1999, Ch. 64)
21016	1999	931 *	Am				Am <sup>262</sup>
21018	2005	349	Am	23253	2000	862	Am
21026	2000	862	Am <sup>262</sup>	23281	2000	862	Am
21027	2001	543	Am <sup>370</sup>	23282	2000	862	Am
21028	2000	438	Ad & R <sup>18</sup>	23301	2000	862	Am <sup>262</sup>
	2003	654	Am	23304.1	2000	862	Am <sup>262</sup>
	2003	656	Am	23305.1	2000	862	Am <sup>262</sup>
	2004	412	Am <sup>317</sup>	23305.5	1999	249	Am <sup>61</sup>
Div. 2, Pt. 11, heading (Sec. 23001 et seq.)	2001	543	Am <sup>370</sup>	23331	2002	390	Am
23001	2001	543	Am <sup>370</sup>		2004	193	Am <sup>571</sup>
23036	2000	862	Am <sup>262</sup>	23334	2002	390	Am
	2001	920	Am	23335	1999	987 *	Am
	2003	185	Am <sup>440</sup>	23361	2000	862	Am <sup>262</sup>
	2004	183	Am <sup>571</sup>	23362	2000	862	Am <sup>262</sup>
23036.1	2000	113 *	Ad	23453	2001	920	Am
23038.5	1999	83	Am <sup>30</sup>	23455	2000	862	Am <sup>262</sup>
	2002	34 *	Am	23456	2000	862	Am <sup>262</sup>
	2002	35 *	Am		2002	34 *	Am
23040.1	2000	4 *	Am <sup>173</sup>		2002	35 *	Am
	2001	543	Am <sup>370</sup>	23456.5	2002	34 *	Ad
23041	2000	862	Am <sup>262</sup>		2002	35 *	Ad
	2003	633 *	Am	23457	2000	862	Am <sup>262</sup>
23042	2000	862	Am		2002	34 *	Am
23043	1999	987 *	R		2002	35 *	Am
23043.5	2003	185	Am <sup>440</sup>		2002	488 *	Am (as am by Sec. 37, Stats. 2002, Ch. 35)
23051.5	2000	862	Am <sup>262</sup>				Am <sup>262</sup>
	2003	486	Am	23604	2000	862	Am <sup>262</sup>
	2005	691 *	Am	23608	2000	862	Am <sup>262</sup>
23051.7	2001	543	Am <sup>370</sup>	23608.2	2000	311 *	Am
23055	2001	543	Am <sup>370</sup>		2000	862	Am <sup>262</sup>
23058	2000	862	Am <sup>262</sup>		2001	543	Am <sup>370</sup>
Div. 2, Pt. 11, Ch. 2, heading (Sec. 23101 et seq.)	2001	543	Am <sup>370</sup>	23608.3	2000	862	Am <sup>262</sup>
23104	2000	862	Am <sup>262</sup>	23609	1999	77 *	Am
					2000	103 *	Am (by Sec. 3 of Ch.)
					2000	107 *	Am
					2000	862	Am <sup>262</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
23609 (Cont.)	2001	543	Am <sup>370</sup>	23701h	2003	633 *	Am
	2002	34 *	Am	23701i	2000	252	R & Ad
	2002	35 *	Am	23701j	2000	252	R & Ad
23610	2000	862	Am <sup>262</sup>	23701l	2000	252	R & Ad
23610.5	1999	83	Am <sup>30</sup>	23701n	2000	252	R & Ad
	2000	3 *	Am		2000	862	Am <sup>262</sup>
	2000	862	Am <sup>262</sup>	23701q	1999	987 *	R
	2001	543	Am <sup>370</sup>	23701s	2000	252	R & Ad
	2001	668 *	Am <sup>330</sup>		2000	862	Am <sup>262</sup>
	2005	501	Am		2002	34 *	Am <sup>404</sup>
23612.2	1999	987 *	Am		2002	35 *	Am <sup>404</sup>
	2000	862	Am <sup>262</sup>		2005	691 *	Am
23617	2000	862	Am <sup>262</sup>	23701t	1999	83	Am <sup>30</sup>
	2001	650 *	Am <sup>371</sup>		2003	62	Am <sup>519</sup>
23617.5	2000	862	Am <sup>262</sup>	23701w	2004	552 *	Am <sup>651</sup>
	2001	650 *	Am <sup>371</sup>		2005	691 *	Am
23621	2000	862	Am <sup>262</sup>	23701x	2003	633 *	Am
23622.7	1999	987 *	Am	23701y	1999	675 *	Ad
	2000	862	Am <sup>262</sup>	23702	2000	252	R & Ad
	2004	225 *	Am	23703	2000	862	Am <sup>262</sup>
23622.8	1999	58	Am	23703.5	2004	552 *	Ad
	2000	862	Am <sup>262</sup>		2005	691 *	Am
	2000	864	Am	23704	1999	83	Am <sup>30</sup>
	2000	865	Am		2000	252	R & Ad
	2001	159	Am <sup>305</sup>		2000	862	Am <sup>262</sup>
	2001	543	Am <sup>370</sup>	23704.3	2000	252	R & Ad
23624	2000	862	Am <sup>262</sup>	23704.4	2000	252	R & Ad
23630	2000	113 *	Ad	23704.5	1999	987 *	Am
	2001	543	Am <sup>370</sup>		2000	252	R & Ad
	2004	226 *	Am	23704.6	1999	987 *	Am
23633	2000	862	Am <sup>262</sup>		2000	252	R & Ad
23634	2000	862	Am <sup>262</sup>	23705	2002	34 *	Am <sup>404</sup>
23636	2000	862	Am <sup>262</sup>		2002	35 *	Am <sup>404</sup>
23637	2000	862	Am <sup>262</sup>		2005	691 *	Am
	2002	487	Am	23711	2002	34 *	Am <sup>404</sup>
23642	2000	862	Am <sup>262</sup>		2002	35 *	Am <sup>404</sup>
23645	1999	987 *	Am <sup>135</sup>		2005	691 *	Am
	2000	862	Am <sup>262</sup>	23711.5	2003	455	Ad(RN)
	2001	543	Am <sup>370</sup>	23712	2002	34 *	Am <sup>404</sup>
23646	2000	862	Am <sup>262</sup>		2002	35 *	Am <sup>404</sup>
	2000	864	Am		2004	552 *	Am <sup>652</sup>
	2001	159	Am <sup>305</sup>		2005	691 *	Am
	2001	543	Am <sup>370</sup>	23731	1999	987 *	Am
23649	1999	987 *	Am <sup>136</sup>		2000	862	Am <sup>262</sup>
	2000	862	Am <sup>262</sup>	23735	2000	862	Am <sup>262</sup>
	2001	543	Am <sup>370</sup>	23736.1	1999	987 *	Am
23657	2000	862	Am <sup>262</sup>		2004	183	Am <sup>571</sup>
	2001	535 *	Am <sup>371</sup>	23736.3	2000	862	Am <sup>262</sup>
23662	2005	691 *	Ad & R <sup>489</sup>	23736.4	2000	862	Am <sup>262</sup>
23666	2000	862	Am <sup>262</sup>	23737	2000	862	Am <sup>262</sup>
23684	2002	487	Am	23740	1999	987 *	Am
	2002	664	Am <sup>431</sup>		2000	252	R & Ad
	2X 2001–02	12 *	Ad & R <sup>337</sup>	23771	2000	862	Am <sup>262</sup>
23701a	2000	862	Am <sup>262</sup>	23772	2000	252	Am
23701b	2000	252	R & Ad		2000	862	Am <sup>262</sup>
23701c	1999	987 *	Am		2001	543	Am <sup>370</sup>
	2000	252	R & Ad		2003	185	Am <sup>440</sup>
23701e	2000	252	R & Ad	23774	2000	862	Am <sup>262</sup>
23701f	2000	252	R & Ad	23775	2000	862	Am <sup>262</sup>
23701g	2000	252	R & Ad	23776	1999	987 *	Am
				23777	1999	987 *	Am

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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23777 (Cont.)	2000	862	Am <sup>262</sup>	2000	862		Am <sup>262</sup>
	1999	987*	Am	2001	618*		Am
23778	2000	862	Am <sup>262</sup>	2004	772*		Am
23800	2003	268	Am	2005	622*		Am (by Sec. 7 of Ch.)
23800.5	2003	268	Am	2005	623*		Am (by Sec. 7.5 of Ch.)
23801	2000	862	Am <sup>262</sup>	2005	624*		Am (by Sec. 6.5 of Ch.)
	2002	34*	Am				
	2002	35*	Am	24348	2000	862	Am <sup>262</sup>
	2002	807*	Am		2002	488*	Am <sup>463</sup>
	2003	268	Am	24348.5	2005	264	R
23802	2000	863	Am	24349	2000	862	Am <sup>262</sup>
	2002	34*	Am		2005	691*	Am
	2002	35*	Am	24351	2000	862	Am <sup>262</sup>
	2003	268	Am	24354.1	2000	862	Am <sup>262</sup>
	2004	353	Am	24355.3	2005	691*	Ad
23802.5	2000	862	Am <sup>262</sup>	24355.4	2005	691*	Ad
	2003	268	Am	24355.5	2000	862	Am <sup>262</sup>
23803	2000	862	Am <sup>262</sup>	24356	2000	862	Am <sup>262</sup>
	2003	268	Am		2005	691*	Am
23804	2003	268	Am	24356.4	2005	691*	Ad & R <sup>317</sup>
23804.5	2000	862	Am <sup>262</sup>	24356.5	2000	862	Am <sup>262</sup>
	2003	268	R		2005	691*	R
23806	2000	862	Am <sup>262</sup>	24356.6	2000	862	Am <sup>262</sup>
23809	2003	185	Am <sup>440</sup>	24356.7	2000	862	Am <sup>262</sup>
	2003	268	Am	24356.8	2000	862	Am <sup>262</sup>
	2004	782*	Am <sup>383</sup>	24357	2000	862	Am <sup>262</sup>
23810	2000	863	R		2002	34*	Am
23811	2000	862	Am <sup>262</sup>		2002	35*	Am
	2002	34*	Am		2005	5*	Am
	2002	35*	Am	24357.2	2000	862	Am <sup>262</sup>
	2003	268	Am	24357.6	1999	987*	Am
24273	2000	862	Am <sup>262</sup>	24357.7	2000	862	Am <sup>262</sup>
24273.5	2000	862	Am <sup>262</sup>	24357.9	2000	862	Am <sup>262</sup>
24275	2000	862	Am <sup>262</sup>		2002	34*	Am
24276	2000	862	Am <sup>262</sup>		2002	35*	Am
24306	1999	987*	Am	24358	2000	862	Am <sup>262</sup>
	2000	862	Am <sup>262</sup>	24360	2000	862	Am <sup>262</sup>
	2002	34*	Am <sup>398 404</sup>	24361	2000	862	Am <sup>262</sup>
	2002	35*	Am <sup>398 404</sup>	24362	2000	862	Am <sup>262</sup>
	2005	691*	Am	24363	2000	862	Am <sup>262</sup>
24307	2000	862	Am <sup>262</sup>	24364	2000	862	Am <sup>262</sup>
	2002	34*	Am	24369.4	2005	691*	Am
	2002	35*	Am	24377	2000	862	Am <sup>262</sup>
24308	2000	862	Am <sup>262</sup>	24383	2000	862	Am <sup>262</sup>
24308.1	2002	843*	Ad	24402	2000	862	Am <sup>262</sup>
24322	2000	862	Am <sup>262</sup>	24404	2000	862	Am <sup>262</sup>
24324	2000	862	Am <sup>262</sup>	24406.6	2005	691*	Ad
24328	2003	455	Am & RN	24407	2005	691*	Am
24343.3	2000	862	Am <sup>262</sup>	24409	2000	862	Am <sup>262</sup>
24343.5	2000	862	Am <sup>262</sup>	24410	1999	987*	Am (by Sec. 97 of Ch.) <sup>137</sup>
24343.7	2000	862	Am <sup>262</sup>		2000	862	Am <sup>262</sup>
	2002	34*	Am		2004	868*	R & Ad
	2002	35*	Am	24415	2000	862	Am <sup>262</sup>
24344	2000	862	Am <sup>262</sup>	24416	2000	104*	Am
24344.5	2000	862	Am <sup>262</sup>		2000	107*	Am
24344.7	2000	862	Am <sup>262</sup>		2000	862	Am <sup>262</sup>
24345	2000	862	Am <sup>262</sup>		2001	543	Am <sup>370</sup>
24346	2000	862	Am <sup>262</sup>		2001	623*	Am
24347	2000	862	Am <sup>262</sup>				
24347.5	1999	165*	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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24416 (Cont.)	2002	488 *	Am	24685.5	2002	34 *	Ad
24416.1	2001	623 *	Am		2002	35 *	Ad
24416.2	1999	83	Am <sup>30</sup>	24690	2000	862	Am <sup>262</sup>
	1999	987 *	Am	24692	2000	862	Am <sup>262</sup>
	2000	862	Am <sup>262</sup>	24694	2005	691 *	Ad
24416.3	2002	488 *	Am	24710	2000	862	Am <sup>262</sup>
24416.4	2000	862	Am <sup>262</sup>		2002	34 *	Am
24416.5	1999	987 *	Am		2002	35 *	Am
	2000	862	Am <sup>262</sup>	24831.6	2005	691 *	Ad
24416.6	2000	862	Am <sup>262</sup>	24871	2000	862	Am <sup>262</sup>
24416.7	2001	623 *	Ad		2003	655	Am <sup>578</sup>
24424	2000	862	Am <sup>262</sup>	24871.5	2000	862	Am <sup>262</sup>
	2002	34 *	R & Ad		2003	185	R <sup>440</sup>
	2002	35 *	R & Ad	24872	2001	4 *	Am
24425	2000	862	Am <sup>262</sup>		2005	691 *	Am
	2004	868 *	Am	24872.4	2000	862	Am <sup>262</sup>
24434	2000	862	Am <sup>262</sup>		2003	185	Am <sup>440</sup>
24436.1	2000	862	Am <sup>262</sup>	24872.5	2000	862	Am <sup>262</sup>
24436.5	1999	987 *	Am		2003	185	R <sup>440</sup>
	2000	862	Am <sup>262</sup>	24872.6	2001	4 *	Ad
24438	2000	862	Am <sup>262</sup>	24872.7	2000	862	Am <sup>262</sup>
24442.5	2000	862	Am <sup>262</sup>	24900	2004	868 *	Ad
24443	2002	34 *	Am	24905.5	2000	862	Am <sup>262</sup>
	2002	35 *	Am	24916	2000	862	Am <sup>262</sup>
24448	2000	862	Am <sup>262</sup>	24918	2000	862	Am <sup>262</sup>
24449	2002	488 *	Am	24942	2002	34 *	Am
24453	2001	543	Am <sup>370</sup>		2002	35 *	Am
24465	2004	868 *	Ad	24943	2000	862	Am <sup>262</sup>
24472	2001	543	Am <sup>370</sup>	24944	2000	862	Am <sup>262</sup>
24473	2002	1108 *	Ad	24945	2000	862	Am <sup>262</sup>
24601	2002	807 *	Am	24946	2000	862	Am <sup>262</sup>
	2005	691 *	Am	24949.1	2000	862	Am (as am by
24602	2000	862	Am <sup>262</sup>				Sec. 98,
24611	2000	862	Am <sup>262</sup>				Stats. 1998,
24631	2000	862	Am		2002	34 *	Ch. 322) <sup>262</sup>
24632	2000	862	Am <sup>262</sup>				R (as am by
24633	2000	862	Am <sup>262</sup>				Sec. 98,
24633.5	2000	862	Am <sup>262</sup>				Stats. 1998,
24634	2000	862	Am <sup>262</sup>				Ch. 332)
24636	2000	862	Am <sup>262</sup>				Am (as ad by
24637	2000	862	Am <sup>262</sup>				Stats. 1961,
24654	2000	862	Am <sup>262</sup>		2002	35 *	Ch. 846) <sup>403</sup>
	2004	782 *	Am				R (as am by
	2005	691 *	Am				Sec. 98,
24661.3	2002	34 *	Ad <sup>399</sup>				Stats. 1998,
	2002	35 *	Ad <sup>399</sup>				Ch. 322)
24661.5	2005	691 *	Am				Am (as ad by
24661.6	2005	691 *	Ad				Stats. 1961,
24667	2000	862	Am <sup>262</sup>				Ch. 846) <sup>403</sup>
	2002	34 *	Am		2005	691 *	Am
	2002	35 *	Am	24949.3	2005	691 *	Am
	2002	807 *	Am	24952	2000	862	Am <sup>262</sup>
24673.2	2000	862	Am <sup>262</sup>	24954	2000	862	Am <sup>262</sup>
24674	2000	862	Am <sup>262</sup>	24955	2000	862	Am <sup>262</sup>
24675	2000	862	Am <sup>262</sup>	24956	2000	862	Am <sup>262</sup>
24676	2000	862	Am <sup>262</sup>	24990.4	2000	862	Am <sup>262</sup>
24676.5	2000	862	Am <sup>262</sup>	24990.7	2000	862	Am <sup>262</sup>
24677	2000	862	Am <sup>262</sup>	24991	2003	185	Am <sup>440</sup>
24678	2000	862	Am <sup>262</sup>	24994	2000	862	Am <sup>262</sup>
24685	2000	862	Am <sup>262</sup>		2002	487	R
				25101.3	2000	862	Am <sup>262</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**REVENUE AND TAXATION CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
25105	2000	862	Am <sup>262</sup>		2002	459	Am
25106	1999	987*	Am		2003	867	Am
25108	2000	862	Am <sup>262</sup>				R & Ad <sup>100</sup>
25110	2000	862	Am <sup>262</sup>	30182	2002	459	Am
	2004	182	Am <sup>81 614</sup>		2003	867	Am
25111	2000	862	Am <sup>262</sup>				R & Ad <sup>100</sup>
	2003	633*	Am	30183	2002	459	Am
	2003	657	Am <sup>82</sup>	30186	2002	459	Am
25111.1	2000	862	Am <sup>262</sup>	30187	2002	459	Am
25112	2000	862	Am <sup>262</sup>	30188	1999	941	Am
25113	2003	633*	Ad		2002	459	Am
	2003	657	Ad	30190	2000	923	Ad
25114	1999	987*	Am (by Sec. 102 of Ch.)		2005	519*	Am <sup>80</sup>
				30191	2000	923	Ad
25116	2003	633*	Ad	30192	2000	923	Ad
25124	2000	862	Am <sup>262</sup>	30193	2002	459	Ad
25129	2000	862	Am <sup>262</sup>	30210	2003	890	Ad & R <sup>38</sup>
25131	2000	862	Am <sup>262</sup>	30211	2003	890	Ad & R <sup>38</sup>
25132	2000	862	Am <sup>262</sup>		2004	82*	Am
25134	2000	862	Am <sup>262</sup>	30212	2003	890	Ad & R <sup>38</sup>
25141	2000	862	Am <sup>262</sup>	30213	2003	890	Ad & R <sup>38</sup>
30005.5	2001	426*	Am	30214	2003	890	Ad & R <sup>38</sup>
30014	2001	251	Am	30215	2003	890	Ad & R <sup>38</sup>
30016	2001	251	Am	30216	2003	890	Ad & R <sup>38</sup>
30018	2002	1124*	Ad	30281	2000	923	Am
30019	2003	890	Ad	30282	2000	923	Am (by Sec. 18 of Ch.)
30101.7	2002	686	Ad		2000	1052	Am (by Sec. 23.5 of Ch.)
	2003	603	Am				
30103.5	1999	941	Am	30283	2000	923	Am
30104	2001	251	Am		2005	519*	Am <sup>80</sup>
30108	2001	251	Am	30283.5	1999	929	Ad
30122	2005	14*	Am <sup>642</sup>		2001	251	Am
30123	2001	426*	Am	30315	1999	991	Am <sup>96 114</sup>
Div. 2, Pt. 13, Ch. 2, Art. 3, heading (Sec. 30131 et seq.)	1999	126*	Am	30316	2000	1052	Ad
30131	1999	126*	Am	30354	1999	929	Ad
30131.2	2001	426*	Am		2000	1052	Am
30131.3	1999	126*	Am	30354.5	2000	1052	Ad
30131.4	1999	126*	Am	30355	2003	890	Ad & R <sup>38</sup>
30142	2003	867	Am	30356	2003	890	Ad & R <sup>38</sup>
			R & Ad <sup>100</sup>	30357	2003	890	Ad & R <sup>38</sup>
30162	2002	881	Am	30358	2003	890	Ad & R <sup>38</sup>
			R & Ad <sup>63</sup>	30359	2003	890	Ad & R <sup>38</sup>
30163	1999	935*	Am	30361.5	2005	512	Ad
	2000	18*	Am	30362.1	2000	1052	Ad
30165.1	2003	890	Ad	30384	1999	929	Ad
30166.1	2003	890	Ad	30435	2003	890	Ad & R <sup>38</sup>
30168	2003	867	Am	30436	1999	935*	Am
			R & Ad <sup>100</sup>		1999	941	Am
30176.1	2001	251	Am		2003	890	Am
30176.2	2001	426*	Ad	30437	2004	82*	Am
30177	2001	426*	Am	30449	2003	890	Am
30177.5	2003	890	Ad	30455.5	2000	1052	Ad
30178.2	2001	426*	Am	30458.2	1999	929	Am
30180	2005	519*	Am <sup>80</sup>	30458.3	2004	634	Am
30181	2001	251	Am	30458.9	1999	929	Am
					2000	1052	Am
				30459.1	2003	605	Am
				30459.2A	1999	929	Ad
				30459.4	2001	543	Am <sup>370</sup>
				30459.5	1999	929	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
30459.8	2004	634	Ad	38504	1999	929	Ad
30461.6	2002	274	Am		2000	1052	Am
30462	2004	227*	Am	38504.5	2000	1052	Ad
30463	2001	251	R	38505	1999	929	Ad
30471	2003	890	Am	38602.5	2000	1052	Ad
30473.5	2003	890	Am	38621	1999	929	Am
30474	2003	890	Am	38624	1999	929	Ad
30474.1	2003	890	Ad & R <sup>38</sup>	38631	1999	941	Am
30474.5	2002	687	Ad <sup>413</sup>	38707	2000	1052	Ad
30481	2003	890	Am	38708	2000	1052	Ad
30482	2003	890	Ad	38907	2005	519*	R <sup>80</sup>
32101	2005	157	Am	40016	2002	1033*	Am
32177.5	2000	609*	Ad <sup>238</sup>		2002	1124*	Am
32251	2002	459	Am	40061	2002	459	Am
32252	2000	923	Am	40063	2002	459	Am
32254	2000	923	R	40067	2000	923	Ad
32255	2000	923	Am (by Sec. 23 of Ch.)		2005	519*	Am <sup>80</sup>
	2000	1052	Am (by Sec. 30.5 of Ch.)	40068	2000	923	Ad
	2001	251	Am	40069	2000	923	Ad
32256	2000	923	Am		2002	459	Ad
32256.5	1999	929	Ad	40101	2000	923	Am
	2001	251	Am	40102	2000	923	Am (by Sec. 31 of Ch.)
32260	2000	923	Ad		2000	1052	Am (by Sec. 41.5 of Ch.)
	2005	519*	Am <sup>80</sup>	40103	2000	923	Am
32261	2000	923	Ad	40103.5	1999	929	Ad
32262	2000	923	Ad		2001	251	Am
32263	2002	459	Ad	40112.1	2000	1052	Ad
32292	2000	923	R	40155	1999	991	Am <sup>96 114</sup>
32311	2000	923	Am	40156	2000	1052	Ad
32387	1999	991	Am <sup>96 114</sup>	40167	1999	929	Ad
32387.5	2000	1052	Ad		2000	1052	Am
32389	1999	929	Ad	40167.5	2000	1052	Ad
	2000	1052	Am	40176	2000	1052	Ad
32389.5	2000	1052	Ad	40202	1999	929	Am
32402	2001	543	Am <sup>370</sup>	40209	1999	929	Am
	2002	664	Am <sup>431</sup>		2000	1052	Am
32402.1	2000	1052	Ad	40211	2003	605	Am
32432	1999	929	Ad	40212.5	1999	929	Ad
32455.5	2000	1052	Ad	40214	2001	543	Am <sup>370</sup>
32462	1999	929	Am	40215	1999	929	Am
32469	1999	929	Am	41020	2001	638	Am
	2000	1052	Am	41052	2002	459	Am
32471	2003	605	Am	41060	2000	923	Ad
32472.1	1999	929	Ad		2005	519*	Am <sup>80</sup>
32474	2001	543	Am <sup>370</sup>	41061	2000	923	Ad
32475	1999	929	Am	41062	2000	923	Ad
38061	2000	619	Ad & R <sup>19</sup>	41063	2002	459	Ad
38062	2000	619	Ad & R <sup>19</sup>	41095	2000	923	Am
38063	2000	619	Ad & R <sup>19</sup>	41096	2000	923	Am (by Sec. 36 of Ch.)
38064	2000	619	Ad & R <sup>19</sup>		2000	1052	Am (by Sec. 49.5 of Ch.)
38065	2000	619	Ad & R <sup>19</sup>				
38066	2000	619	Ad & R <sup>19</sup>				
38067	2000	619	Ad & R <sup>19</sup>	41097	2000	923	Am
38203.5	2005	519*	R <sup>80</sup>	41097.5	1999	929	Ad
38452	2000	1052	Am		2001	251	Am
38455	1999	929	Ad	41101.1	2000	1052	Ad
	2001	251	Am	41123.5	1999	991	Am <sup>96 114</sup>
38503	1999	991	Am <sup>96 114</sup>	41123.6	2000	1052	Ad
38503.5	2000	1052	Ad	41127.6	1999	929	Ad

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
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41127.6 (Cont.)	2000			44003	2000	110*	Ad & R <sup>19</sup>
		1052	Am		2003	491	S <sup>38</sup>
41127.7	2000	1052	Ad	44004	2000	110*	Ad & R <sup>19</sup>
41132	2000	1052	Ad		2003	491	S <sup>38</sup>
41136	1999	83	Am <sup>30</sup>	44005	2000	110*	Ad & R <sup>19</sup>
41162	1999	929	Am		2003	491	Am <sup>38</sup>
41169	1999	929	Am	44006	2000	110*	Ad & R <sup>19</sup>
	2000	1052	Am		2001	159	Am <sup>305</sup>
41171	2003	605	Am		2003	491	S <sup>38</sup>
41172.5	1999	929	Ad	44007	2000	110*	Ad & R <sup>19</sup>
41174	2001	543	Am <sup>370</sup>		2003	491	Am <sup>38</sup>
41175	1999	929	Am	44008	2000	110*	Ad & R <sup>19</sup>
43010.1	1999	941	Am		2003	491	Am <sup>38</sup>
43011.1	1999	941	Am	45151	2002	459	Am
43151	2002	459	Am	45153	2000	923	Am
43152.12	2000	923	Am		2001	159	Am <sup>305</sup>
43152.13	2002	459	Am	45154	2000	923	R
43152.14	2002	459	Am	45155	2000	923	Am (by Sec. 49 of Ch.)
	2004	527	Am		2000	1052	Am (by Sec. 64.5 of Ch.)
43152.15	2000	923	Am				
43152.6	2002	459	Am	45156	2000	923	Am
43152.7	2002	459	Am	45156.5	1999	929	Ad
43152.9	2001	251	Am		2000	923	Am
	2002	459	Am		2001	251	Am
43155	2000	923	Am	45160	2000	923	Ad
43156	2000	923	R		2005	519*	Am <sup>80</sup>
43157	2000	923	Am (by Sec. 43 of Ch.)	45161	2000	923	Ad
	2000	1052	Am (by Sec. 56.5 of Ch.)	45162	2000	923	Ad
43158	2000	923	Am	45163	2002	459	Ad
43158.5	1999	929	Ad	45351	2004	527	Am
	2001	251	Am	45605	1999	991	Am <sup>96 114</sup>
43170	2000	923	Ad	45605.5	2000	1052	Ad
	2005	519*	Am <sup>80</sup>	45609	1999	929	Ad
43171	2000	923	Ad		2000	1052	Am
43172	2000	923	Ad	45609.5	2000	1052	Ad
43173	2002	459	Ad		2001	543	Am <sup>370</sup>
43201	2004	527	Am	45652.1	2000	1052	Ad
43350	2004	527	Am	45752	1999	929	Ad
43444.2	1999	991	Am <sup>96 114</sup>	45855.5	2000	1052	Ad
43444.3	2000	1052	Ad	45858	1999	929	Am
43448	1999	929	Ad	45865	1999	929	Am
	2000	1052	Am		2000	1052	Am
43448.5	2000	1052	Ad	45867	2003	605	Am
43452.1	2000	1052	Ad	45868.5	1999	929	Ad
43484	1999	929	Ad	45870	2001	543	Am <sup>370</sup>
43506	2000	1052	Ad	45871	1999	929	Am
43513	1999	929	Am	46016	2004	796	Am
43520	1999	929	Am	46018	2004	796	Am
	2000	1052	Am	46027	2004	796	Am
43522	2003	605	Am	46151	2002	459	Am
43523.5	1999	929	Ad	46154	2000	923	Am
43525	2001	543	Am <sup>370</sup>	46154.1	2000	923	Ad
43526	1999	929	Am	46155	2000	923	R
44000	2000	110*	Ad & R <sup>19</sup>	46156	2000	923	Am (by Sec. 56 of Ch.)
	2003	491	Am <sup>38</sup>		2000	1052	Am (by Sec. 72.5 of Ch.)
44001	2000	110*	Ad & R <sup>19</sup>		2004	527	Am
	2003	491	S <sup>38</sup>	46157	2000	923	Am
44002	2000	110*	Ad & R <sup>19</sup>	46157.5	1999	929	Ad
	2003	491	S <sup>38</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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46157.5 (Cont.)	2001	251	Am	55040	2002	459	Ad
46160	2000	923	Ad	55042	2000	923	Am
	2005	519*	Am <sup>80</sup>	55043	2000	923	R
46161	2000	923	Ad	55044	2000	923	Am (by Sec. 69 of Ch.)
46162	2000	923	Ad		2000	1052	Am (by Sec. 89.5 of Ch.)
46163	2002	459	Ad				
46301	2004	527	Am	55046	1999	929	Ad
46406	1999	991	Am <sup>96 114</sup>		2000	923	Am
46407	2000	1052	Ad		2001	251	Am
46464	1999	929	Ad	55046.5	2002	152	Ad
	2000	1052	Am	55050	2000	923	Ad
46464.5	2000	1052	Ad		2005	519*	Am <sup>80</sup>
46502	2001	543	Am <sup>370</sup>	55051	2000	923	Ad
46502.1	2000	1052	Ad	55052	2000	923	Ad
46544	1999	929	Ad	55053	2001	543	Ad
46606	2000	1052	Ad	55061	2004	527	Am
46613	1999	929	Am	55101	2004	527	Am
46620	1999	929	Am	55205	1999	991	Am <sup>96 114</sup>
	2000	1052	Am	55205.5	2000	1052	Ad
46622	2003	605	Am	55209	1999	929	Ad
	2004	183	Am <sup>571</sup>		2000	1052	Am
46623.5	1999	929	Ad	55209.5	2000	1052	Ad
46625	2001	543	Am <sup>370</sup>	55222	2001	543	Am <sup>370</sup>
46626	1999	929	Am	55222.1	2000	1052	Ad
50109	2002	459	Am	55262	1999	929	Ad
50112	2000	923	Am	55305	2000	1052	Ad
50112.1	2000	923	R	55323	1999	929	Am
50112.10	2002	459	Ad	55330	1999	929	Am
50112.2	1999	929	Am		2000	1052	Am
	2000	923	Am (by Sec. 62 of Ch.)	55332	2003	605	Am
	2000	1052	Am (by Sec. 80.5 of Ch.)	55333.5	1999	929	Ad
50112.3	2000	923	Am	55335	2001	543	Am <sup>370</sup>
50112.4	1999	929	Ad	55336	1999	929	Am
	2000	923	Am	55337	2004	183	Am <sup>571</sup>
	2001	251	Am	60012	2000	1053	Am <sup>8</sup>
50112.7	2000	923	Ad	60015	2001	429*	Am <sup>64</sup>
	2005	519*	Am <sup>80</sup>	60022	2001	429*	Am (by Sec. 39 of Ch.) <sup>64</sup>
50112.8	2000	923	Ad		2X 2001–02	8*	Am (by Sec. 2 of Ch.)
50112.9	2000	923	Ad				R & Ad <sup>100</sup>
50120.1	2004	527	Am		2003	605	Am (as ad by Sec. 3, Stats. 2001–02 (2nd Ex. Sess.), Ch. 8)
50136	1999	991	Am <sup>96 114</sup>				Am <sup>5</sup>
50136.5	2000	1052	Ad	60023	2000	1053	Am (as am by Stats. 2000, Ch. 1053) <sup>100</sup>
50138.6	1999	929	Ad		2X 2001–02	8*	R & Ad <sup>100</sup>
	2000	1052	Am				
50138.7	2000	1052	Ad	60025	2001	429*	Ad <sup>64</sup>
50140	2001	543	Am <sup>370</sup>	60027	2001	429*	Am <sup>64</sup>
50140.1	2000	1052	Ad	60034	2001	429*	Am <sup>64</sup>
50150.5	1999	929	Ad	60043	2005	519*	Am <sup>80</sup>
50155.5	2000	1052	Ad	60047	2001	429*	Ad <sup>64</sup>
50156.11	2003	605	Am	60047.1	2001	429*	Ad <sup>64</sup>
50156.14	2001	543	Am <sup>370</sup>	60048	2001	429*	Ad <sup>64</sup>
50156.15	1999	929	Am	60048.1	2001	429*	Ad <sup>64</sup>
50156.17	1999	929	Ad	60049	2001	429*	Ad <sup>64</sup>
50156.18	2002	152	Ad				
50156.2	1999	929	Am				
50156.9	1999	929	Am				
	2000	1052	Am				
50159	1999	941	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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60049.1	2001	429 *	Ad <sup>64</sup>	60361.5	2001	429 *	Ad <sup>64</sup>
60052	2001	429 *	Am <sup>64</sup>		2003	62	Am <sup>519</sup>
60056	2001	429 *	Am <sup>64</sup>	60401	2001	429 *	Am <sup>64</sup>
60057	2001	429 *	Am <sup>64</sup>		2003	62	Am <sup>519</sup>
60058	2001	429 *	Am <sup>64</sup>	60407	1999	991	Am <sup>96 114</sup>
60063	2001	429 *	Ad <sup>64</sup>	60408	2000	1052	Ad
60064	2001	429 *	Ad <sup>64</sup>	60493	1999	929	Ad
60101	2001	429 *	Am <sup>64</sup>		2000	1052	Am
60105	2001	429 *	Am <sup>64</sup>	60493.5	2000	1052	Ad
60106.2	2001	429 *	Am <sup>64</sup>	60501	2001	429 *	Am <sup>64</sup>
60106.3	2001	429 *	Am <sup>64</sup>		2003	316	Am
60107	2001	429 *	Am <sup>64</sup>	60503.1	2001	429 *	Am <sup>64</sup>
	2002	459	Am	60503.2	2001	429 *	Am <sup>64</sup>
60135	2001	429 *	Ad <sup>64</sup>	60505.5	2002	459	Ad
60161	2001	429 *	Am <sup>64</sup>	60507	2003	605	Am
60163	2001	429 *	Am <sup>64</sup>	60508.4	2001	429 *	Ad <sup>64</sup>
60181	2001	429 *	Am <sup>64</sup>	60521	2001	429 *	Am <sup>64</sup>
60201	2002	459	Am	60522.1	2000	1052	Ad
60202	2002	459	Am	60564	1999	929	Ad
60203	2001	429 *	R <sup>64</sup>	60603	2005	519 *	Am <sup>80</sup>
60204	2002	459	Am	60604	2003	605	Am
60204.5	2001	429 *	Ad <sup>64</sup>	60605	2001	429 *	Am <sup>64</sup>
60205	2002	459	Am	60606	2003	605	Am
60205.5	2002	459	Am	60609.5	2000	1052	Ad
60206	2001	429 *	Am <sup>64</sup>	60623	1999	929	Am
60207	2000	923	Am	60630	1999	929	Am
60209	2000	923	Am (by Sec. 74 of Ch.)		2000	1052	Am
	2000	1052	Am (by Sec. 96.5 of Ch.)	60632.1	1999	929	Ad
60211	2000	923	Am	60633.1	1999	929	Ad
	2001	429 *	Am <sup>64</sup>		2001	543	Am <sup>370</sup>
60212	1999	929	Ad	60633.2	1999	929	Ad
	2001	251	Am	60636	2003	605	Am
60250	2000	923	Ad	65001	2001	343	S <sup>36 341</sup>
	2005	519 *	Am <sup>80</sup>	65002	2001	343	S <sup>36 341</sup>
60251	2000	923	Ad	65003	2001	343	S <sup>36 341</sup>
60252	2000	923	Ad	65004	1999	83	Am <sup>30</sup>
60253	2001	429 *	Ad <sup>64</sup>		2000	618	Am <sup>82</sup>
60360	2001	429 *	Am <sup>64</sup>		2001	343	Am <sup>36</sup>
							R <sup>341</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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72.1	1999	559	Ad	179.7	2002	805 *	R
	2003	525	Am	179.8	2002	805 *	R
91.5	2003	489	Am	180.10	2003	525	R
91.6	2003	489	Ad	182.2	2005	71 *	Ad <sup>707</sup>
94	2004	274	Am	182.5	2003	715	Am
97	1999	169 *	Am <sup>19</sup>	182.6	1999	783 *	Am
	2000	446	Am		2000	91 *	Am
	2001	481	Am		2001	512 *	Am
	2002	378	Am	182.7	1999	783 *	Am
97.1	2003	729	Ad & R <sup>43</sup>		2000	91 *	Am
100	2001	745 *	Am		2001	512 *	Am (by Sec. 4 of Ch.)
100.21	2004	615	Am				
101.10	2001	864	Ad & R <sup>75</sup>		2001	597	Am (by Sec. 18.5 of Ch.)
101.11	2002	100 *	Ad				
101.12	2004	238	Ad	182.8	2000	91 *	Ad
101.7	2002	576	Am		2001	512 *	Am
104.12	2000	860	Am		2001	597	Am
104.18	1999	724	Am	183	2002	445 *	Am
104.19	2003	228 *	Ad		2005	76 *	Am
104.7	2004	183	Am <sup>571</sup>	183.1	2000	91 *	Ad
118.7	2003	503	Ad	183.3	2001	597	R
121	2002	530	Ad		2002	445 *	Ad
136.1	2002	239	Ad	188.10	2002	445 *	Am (as ad by Sec. 4, Stats. 1997, Ch. 327)
136.5	2002	239	Am				
140.3	2000	127 *	Ad				
	2005	270	Am				
143	2002	688	Am		2002	805 *	Am (as ad by Sec. 4, Stats. 1997, Ch. 327)
147	2001	759	Ad				
149.1	1999	481	Am <sup>5</sup>				
	2001	275	Am <sup>13</sup>				
149.4	2004	418	Ad		2003	715	Am (as am by Stats. 1998, Ch. 596) & RN
149.5	2004	418	Ad				
149.6	2004	418	Ad				
150	2002	438	Am <sup>426</sup>				
154	2005	77	Am				
154.1	2001	758	Ad				
155.8	2004	193	R <sup>571</sup>		2005	76 *	Am
156	2005	589	Ad	188.11	2003	715	Ad(RN)
156.1	2005	589	Ad	188.15	1999	628	Ad
156.2	2005	589	Ad	188.3	2003	715	Am
156.3	2005	589	Ad	188.4	2003	715	Am
156.4	2005	589	Ad		2005	71 *	Am
163	2004	212 *	Am	188.5	2001	907	Am
164.14	2003	598	Am		2003	525	Am
164.16	2002	438	Am <sup>426</sup>		2005	71 *	Am
164.19	2003	598	Am	188.51	2001	907	Ad
164.56	1999	739	Am	188.53	2003	715	Ad
164.6	2000	91 *	Am	188.6	2001	597	R
	2003	525	Am		2005	71 *	Ad <sup>763</sup>
	2004	212 *	Am		2005	375 *	Ad
170	2002	438	Am <sup>426</sup>	188.8	2001	815	Am
172	2001	597	R		2003	594	Am
179	2002	805 *	R & Ad	216	2002	438	Am <sup>426</sup>
179.1	2002	805 *	R & Ad	216.5	2002	656	Ad
179.2	2002	805 *	R & Ad		2003	62	Am <sup>519</sup>
179.3	2002	805 *	R & Ad	217	1999	378 *	Ad <sup>70</sup>
179.4	2002	805 *	R				R <sup>63</sup>
179.5	2002	805 *	R		2000	340	Am <sup>54</sup>
179.6	2002	805 *	R		2004	795	Am <sup>38</sup>

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217.2	1999	378 *	Ad <sup>70</sup> R <sup>63</sup>		2003	177	R (as ad by Sec. 21 and as am by Sec. 22, Stats. 2001, Ch. 597) & Ad
	2000	340	Am <sup>54</sup>				
217.4	1999	378 *	Ad <sup>70</sup> R <sup>63</sup>				
	2000	340	Am <sup>54</sup>	325	2001	825	Am
217.6	1999	378 *	Ad <sup>70</sup> R <sup>63</sup>	339	2000	596	Am
	2000	340	Am <sup>54</sup>		2003	525	Am
	2004	795	Ad & R <sup>38</sup>		2004	399	Am
217.7	2004	795	Ad & R <sup>38</sup>	344	1999	724	Am
217.8	1999	378 *	Ad <sup>70</sup> R <sup>63</sup>	354	1999	99 *	Am
	2000	340	R		2003	525	Am
	2004	795	Ad & R <sup>38</sup>	366	1999	724	Am
217.9	2004	795	Ad & R <sup>38</sup>		2002	248	Am (by Sec. 1 of Ch.)
229.10	2003	451	S <sup>57</sup>		2002	251	Am (by Sec. 1.5 of Ch.)
229.18	2003	451	S <sup>57</sup>				
229.19	2003	451	S <sup>57</sup>	373	2003	525	Am
229.20	2003	451	S <sup>57</sup>	374	2005	594	Am
229.25	2003	451	S <sup>57</sup>	379	2004	386 *	Am
229.26	2003	451	S <sup>57</sup>	383	1999	724	Am
229.27	2003	451	S <sup>57</sup>	384	2003	5 *	Am
229.275	2003	451	S <sup>57</sup>	390	2002	27 *	Am
229.28	2003	451	S <sup>57</sup>		2003	62	Am <sup>519</sup>
229.281	2003	451	S <sup>57</sup>		2003	525	Am
229.282	2003	451	S <sup>57</sup>	391	2003	525	Am
229.285	2003	451	S <sup>57</sup>	391.1	2003	525	R
229.286	2003	451	S <sup>57</sup>	391.3	1999	724	Ad
229.29	2003	451	S <sup>57</sup>		1999	1007	Ad
229.30	2003	451	S <sup>57</sup>		2003	525	R (as ad by Sec. 22, Stats. 1999, Ch. 724 and as ad by Sec. 12.5, Stats. 1999, Ch. 1007)
229.31	2003	451	S <sup>57</sup>				
229.35	2003	451	S <sup>57</sup>				
229.40	2003	451	R				
253.1	1999	724	Am				
253.2	2001	136 *	Am				
253.7	1999	724	Am				
261	2005	77	Am	401	1999	559	Am
262	2005	77	Am	401.1	2003	525	R
262.5	2005	77	Am	407	2003	525	Am
263.3	2005	101	Am	407.1	2003	525	R
284	2002	965 *	Ad	410	2000	270	Am
301	2001	757	Am		2003	525	Am
301.5	2001	825	Ad	411	2003	525	Am
302	2001	825	Am		2005	594	Am
	2003	594	Am	411.5	2003	525	R
	2004	650	Am	426	2001	757	Am
318	1999	724	Am		2003	525	Am
319	1999	172	Am <sup>48</sup> R <sup>49</sup>	442	1999	724	Am
			Ad <sup>50</sup>	444	1999	99 *	Am & R <sup>41</sup>
	2001	597	Am (as ad by Sec. 1, Stats. 1999, Ch. 172) <sup>377</sup>	460	1999	172	Am
			Am (as ad by Sec. 2, Stats. 1999, Ch. 172) <sup>378</sup>		2003	525	Am
				464	2004	396	Am
				470	2004	650	Am
				509	2000	523	Am
					2003	525	R
				517.1	1999	1007	Ad
				527	2000	787	Am
					2004	650	Am

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527 (Cont.)				2121	2001	597	Am
	2005	22	Am <sup>647</sup>	2154	2003	107	Am
559	1999	724	Am	2157	2005	77	R & Ad
560	2004	325	Am	2158	2005	77	R
574	1999	724	R	2182	2000	91*	Ad
603	1999	724	Ad(RN)		2000	656*	Am
625	2000	538	Am		2002	445*	Am
630	1999	724	Am & RN	2182.1	2000	91*	Ad
635	1999	724	Am		2000	656*	Am
	2001	739	Am <sup>350</sup>		2002	445*	Am
673	2001	152	Am	2196	2004	941	Ad
722	2003	182	Am	2196.1	2004	941	Ad
723	2003	182	Am		2005	187	Am
727	2003	182	Am	2331	1999	663	Am
730.5	2001	284	Am				R & Ad <sup>8</sup>
	2002	664	Am <sup>431</sup>		2001	600	R (as ad by
760	1999	546*	Am				Sec. 2,
820	2003	525	Am				Stats. 1999,
891.5	1999	262	Ad				Ch. 663)
894.6	2000	833	Ad				Am (as am by
894.7	2000	833	Ad				Sec. 1,
894.8	2000	833	Ad				Stats. 1999,
909	2002	221	Am				Ch. 663) <sup>18</sup>
1162.6	1999	269	Ad				Ad <sup>63</sup>
1179.6	2000	179	Ad		2004	392	Am (as am by
1181	2002	221	Am				Sec. 1,
1186	2002	221	Am				Stats. 2001,
1483	2003	182	Am				Ch. 600) <sup>68</sup>
1484	2003	182	Am				Am (as ad by
1485	2003	182	Am				Sec. 3,
1487	2003	182	Am				Stats. 2001,
1488	2003	182	Am				Ch. 600) <sup>69</sup>
1488.5	2003	182	Ad	2333	1999	663	Am
1730	2004	615	Am				R & Ad <sup>8</sup>
1950	2000	155	S <sup>57</sup>		2001	600	R (as ad by
1951	2000	155	S <sup>57</sup>				Sec. 4,
1953	2000	155	S <sup>57</sup>				Stats. 1999,
	2004	615	Am				Ch. 663)
1955	2000	155	S <sup>57</sup>				Am (as am by
1957	2000	155	S <sup>57</sup>				Sec. 3,
1959	2000	155	S <sup>57</sup>				Stats. 1999,
1961	2000	155	S <sup>57</sup>				Ch. 663) <sup>18</sup>
1963	2004	422	Ad & R <sup>317</sup>				Ad <sup>63</sup>
1963.1	2004	422	Ad & R <sup>317</sup>		2004	392	Am (as am by
1963.2	2004	422	Ad & R <sup>317</sup>				Sec. 4,
1963.3	2004	422	Ad & R <sup>317</sup>				Stats. 2001,
1963.4	2004	422	Ad & R <sup>317</sup>				Ch. 600) <sup>68</sup>
1963.5	2004	422	Ad & R <sup>317</sup>				Am (as ad by
1963.6	2004	422	Ad & R <sup>317</sup>				Sec. 6,
1963.7	2004	422	Ad & R <sup>317</sup>				Stats. 2001,
1963.8	2004	422	Ad & R <sup>317</sup>				Ch. 600) <sup>69</sup>
1965	2000	155	S <sup>57</sup>	2333.5	1999	663	Ad & R <sup>5</sup>
	2001	745*	R		2001	600	Am <sup>18</sup>
1967	2000	155	R		2004	392	Am <sup>68</sup>
1970	2003	675	Ad	2401	2002	805*	Am
1975	2003	675	Ad	2454	2005	716	Am
2104	1999	724	Am	2456	2005	298	Am
2105.1	2001	597	R	2458	2005	298	Am
2106	2000	834	Am	2551	1999	262	Am
2108	2001	597	Am	2551.6	2003	374	Ad
2110	2001	176	Am	2557	2002	441	Am

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2557 (Cont.)	2003	374	Am	3112.5	2002	221	Am
2558	2003	374	Am	3114	2002	221	Am
2560	2000	513	S <sup>57</sup>	3114.5	2004	183	Am <sup>571</sup>
2560.5	2000	513	Am <sup>57</sup>	5026	2002	221	Am
	2002	578 *	Am	5060	2003	194	Am
	2004	638	Am	5070	2003	194	Am
2561	2000	513	S <sup>57</sup>	5101	2004	183	Am <sup>571</sup>
2561.3	2000	513	Am <sup>57</sup>	5101.6	2003	194	Am
	2002	578 *	Am	5108	2003	194	Am
2561.5	2000	513	Am <sup>57</sup>	5108.1	2003	194	R
	2002	578 *	Am	5108.2	2003	194	R
	2004	638	Am	5132	2003	194	Am
2562	2000	513	Am <sup>57</sup>	5132.1	2003	194	Ad
	2002	578 *	Am & RN	5132.2	2003	194	Ad
2562.1	2002	578 *	Ad(RN)	5132.3	2003	194	Ad
	2004	638	Am	5132.4	2003	194	Ad
2562.2	2002	578 *	Ad <sup>313</sup>	5220	2003	194	R
2562.3	2000	513	Am <sup>57</sup>	5221	2003	194	R
	2004	638	Am	5222	2003	194	R
2562.5	2000	513	Am <sup>57</sup>	5302.5	2003	194	Am
2563	2000	513	Am <sup>57</sup>	5303	2003	194	Am
2563.5	2000	513	R	5361	2003	194	Am
2564	2000	513	Am	5419	2002	784	Am <sup>490</sup>
2564.5	2000	513	R	6619	2002	784	Am <sup>490</sup>
2565	2000	513	Ad	6621	2002	784	Am <sup>490</sup>
	2004	638	Am	6622	2002	784	Am <sup>490</sup>
2601	1999	47 *	R <sup>22</sup>	6623	2002	784	Am <sup>490</sup>
2602	1999	47 *	R <sup>22</sup>	8266	2002	784	Am <sup>490</sup>
2602.5	1999	47 *	Ad & R <sup>19</sup>	8314	2000	787	Am
2602.7	1999	47 *	Ad & R <sup>19</sup>	8653	2002	221	Am
2704	2002	697	Ad <sup>501</sup>	8833	2004	183	Am <sup>571</sup>
2704.01	2002	697	Ad <sup>501</sup>	9019	2002	221	Am
2704.04	2002	697	Ad <sup>501</sup>	10100.2	2004	183	Am <sup>571</sup>
2704.05	2002	697	Ad <sup>501</sup>	10301	2003	194	Am
2704.06	2002	697	Ad <sup>501</sup>	10310	2003	194	R
2704.07	2002	697	Ad <sup>501</sup>	10310.2	2003	194	R
2704.08	2002	697	Ad <sup>501</sup>	10311	2003	194	R
2704.09	2002	697	Ad <sup>501</sup>	10311.1	2003	194	Am
2704.095	2002	697	Ad <sup>501</sup>	10353	2003	194	Am
2704.10	2002	697	Ad <sup>501</sup>	10366	2003	194	Am
2704.11	2002	697	Ad <sup>501</sup>	10550	2000	253	Ad
2704.12	2002	697	Ad <sup>501</sup>	10555	2000	253	Ad
2704.13	2002	697	Ad <sup>501</sup>	11302	2000	262	Am
	2004	71 *	Am (as ad by Sec. 2, Stats. 2002, Ch. 697)	11302	2002	221	Am
2704.14	2002	697	Ad <sup>501</sup>	11303	2000	262	Am
2704.15	2002	697	Ad <sup>501</sup>	11307	2000	262	Am
2704.16	2002	697	Ad <sup>501</sup>	11308	2000	262	Am
	2004	71 *	Am (as ad by Sec. 2, Stats. 2002, Ch. 697)	11501	2000	262	Am
2704.17	2002	697	Ad <sup>501</sup>	11502	2000	262	Am
2704.18	2002	697	Ad <sup>501</sup>	18070	2000	262	Am
2704.19	2002	697	Ad <sup>501</sup>	18074	2000	262	Am
2704.20	2002	697	Ad <sup>501</sup>	18075	2000	262	Am
2704.21	2002	697	Ad <sup>501</sup>	18076	2000	262	Am
3111	2002	221	Am	18343	2000	262	Am
				18362	2000	262	Am
				18363	2000	262	R
				18663	2000	262	Am
				19090	2002	221	Am
				19092	2002	221	Am
				19093	2002	221	Am
				19094	2002	221	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**STREETS AND HIGHWAYS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
22090	2000	262	Am	30220	2003	715	R
22092	2000	262	Am	30221	2003	715	R
22096	2000	262	Am	30222	2003	715	R
22525	2000	262	Am	30223	2003	715	R
22525.5	2000	262	R	30224	2003	715	R
22556	2000	262	Am	30225	2003	715	R
22588	2000	262	Am	30226	2003	715	R
22589	2000	262	R	30227	2003	715	R
22590	2000	262	R	30229	2003	715	R
22593	2000	262	Am	30231	2003	715	R
22624	2000	262	Am	30232	2003	715	R
22626	2000	262	Am	30233	2003	715	R
22629	2000	262	Am	30234	2003	715	R
22630.5	2000	262	Am	30235	2003	715	R
25206	2002	221	Am	30236	2003	715	R
27044	2002	221	Am	30237	2003	715	R
27045	2002	221	Am	30238	2003	715	R
27046	2002	221	Am	30239	2003	715	R
27047	2002	221	Am	30240	2003	715	R
27048	2002	221	Am	30241	2003	715	R
27062	2002	221	Am	30242	2003	715	R
27063	2002	221	Am	30243	2003	715	R
27080	2002	221	Am	30350	2003	715	R
27082	2002	221	Am	30351	2003	715	R
27100	2002	221	Am	30352	2003	715	R
27102	2002	221	Am	30353	2003	715	R
27109	2002	221	Am	30354	2003	715	R
27123	2002	221	Am	30354.5	2003	715	R
27322	2002	221	Am	30355	2003	715	R
	2003	62	Am <sup>519</sup>	30356	2003	715	R
27512	2003	845	Ad	30357	2003	715	R
30101	2003	715	Am	30358	2003	715	R
30101.8	2003	715	Am	30600	2003	715	Am
30102.5	2003	715	R & Ad	30601	2003	715	Am
30113	2003	715	Am	30603	2003	715	R
30200	2003	715	R	30604	2003	715	Am
30201	2003	715	R	30605	2003	715	R
30201.5	2003	715	R	30606	2003	715	Am
30202	2003	715	R	30608.2	2003	715	R
30203	2003	715	R	30750	2003	715	Am
30204	2003	715	R	30751	2003	715	Am
30204.1	2003	715	R	30752	2003	715	R
30204.2	2003	715	R	30753	2003	715	R
30204.3	2003	715	R	30754	2003	715	R
30204.4	2003	715	R	30755	2003	715	R
30204.5	2003	715	R	30756	2003	715	R
30205	2003	715	R	30757	2003	715	R
30206	2003	715	R	30760	2003	715	Am
30207	2003	715	R	30761	2003	715	Am
30208	2003	715	R	30762	2003	715	R
30209	2003	715	R	30762.5	2003	715	R
30210	2003	715	R	30763	2003	715	R
30211	2003	715	R	30764	2003	715	R
30212	2003	715	R	30764.5	2003	715	R
30213	2003	715	R	30765	2003	715	R
30214	2003	715	R	30766	2003	715	R
30215	2003	715	R	30767	2003	715	R
30216	2003	715	R	30791	2003	715	Am
30217	2003	715	R	30791.7	2003	715	R
30218	2003	715	R	30792	2003	715	R
30219	2003	715	R	30792.2	2003	715	R

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
30793	2003	715	R	30960	2003	715	Am
30794	2003	715	R	30961	2001	745 *	Am
30795	2003	715	R		2003	715	Am
30796.10	1999	729	Am		2005	71 *	Am
30796.7	1999	729	Am	30961.1	2005	71 *	Ad <sup>763</sup>
30796.9	2001	745 *	Am		2005	375 *	Ad
30865	2003	149	Am	31000	2003	715	Am
30881	2003	715	Ad	31010	2001	907	Am <sup>374</sup>
30884	2003	715	Am		2003	715	Am
30885	2003	715	Am		2005	71 *	Am <sup>13 704</sup>
30886	2003	715	R	31011	2005	71 *	Ad
	2005	71 *	Ad	31020	2005	71 *	R & Ad
30887	2003	715	Am	31021	2005	71 *	Ad
30888	2003	715	R	31050	2001	907	R
30889	2003	715	R	31070	2001	907	Ad
30889.3	2003	715	Am	31070.5	2001	907	Ad
30890	2003	715	R & Ad	31070.7	2001	907	Ad
30891	2003	715	Am	31071	2001	907	Ad
30894	2003	715	Am		2002	805 *	Am
30895	2001	745 *	R		2003	715	Am
30896	2003	715	R		2004	183	Am <sup>571</sup>
30910	2003	715	Am	31071.3	2001	907	Ad
30910.5	2003	715	Ad	31071.5	2001	907	Ad
30911	2003	715	R & Ad	31072	2001	907	Ad
30912	2003	715	Am	31073	2001	907	Ad
	2005	71 *	Am	32657	2002	130 *	Am
30913	2003	715	Am	35469.6	2001	636	Am
30914	2003	715	R & Ad	36601	2003	763	Am
	2004	650	Am	36603.5	2003	763	Ad
	2005	522	Am	36605	2001	88	R
30914.5	2003	715	Ad	36606	2003	763	Am
	2004	650	Am	36614.5	2001	88	Ad
	2005	522	Am	36615	1999	871	Am
30915	2003	715	Am	36621	1999	871	Am
30916	2003	715	Am		2003	763	Am
30917	2003	715	R & Ad	36622	2001	88	Am
30918	2003	715	Am		2003	763	Am
30919	2003	715	Am	36623	1999	871	Am
30920	2003	715	Am		2003	763	Am
30921	2003	715	R & Ad	36624	1999	871	R & Ad(RN)
30922	2003	715	Ad	36625	1999	871	R & Ad
30950	2003	715	Am		2003	763	Am
30950.1	2003	715	Am	36626	1999	871	Am & RN & Ad
30950.2	2003	715	Am	36626.5	1999	871	R
	2005	71 *	Am	36626.6	1999	871	R
30950.3	2001	745 *	Am	36626.7	1999	871	R
	2003	715	Am	36627	1999	871	R & Ad
30950.4	2003	715	Am		2003	763	Am
30951	2003	715	R & Ad	36628	2003	763	Am
30952.05	2005	71 *	Ad	36628.5	2003	763	Ad
30952.1	2005	71 *	Ad <sup>763</sup>	36629	2003	763	Am
	2005	375 *	Ad	36631	1999	871	Am
30952.2	2005	71 *	Ad <sup>763</sup>		2001	88	R & Ad
	2005	375 *	Ad		2003	763	Am
30952.3	2005	71 *	Ad <sup>763</sup>	36632	2001	88	R & Ad
	2005	375 *	Ad		2003	763	Am
30953	2003	715	Am	36633	1999	871	Am
	2005	71 *	Am		2001	88	R & Ad
30954	2005	71 *	Ad	36634	2001	88	R & Ad
30956	2003	715	R	36635	1999	871	Am
30958	2003	715	Am		2001	88	R & Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**STREETS AND HIGHWAYS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
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36636	2001	88	R & Ad	36711	2004	526	Ad
36637	2001	88	Ad	36712	2004	526	Ad
	2003	763	Am	36713	2004	526	Ad
36640	2001	88	R	36714	2004	526	Ad
	2003	763	Ad	36715	2004	526	Ad
36641	1999	871	Am	36716	2004	526	Ad
	2001	88	R	36717	2004	526	Ad
36642	1999	871	Am	36718	2004	526	Ad
	2001	88	R	36719	2004	526	Ad
36643	2001	88	R	36720	2004	526	Ad
36650	1999	871	Am	36721	2004	526	Ad
	2001	88	R & Ad	36722	2004	526	Ad
	2003	763	Am	36730	2004	526	Ad
36651	1999	871	Am	36731	2004	526	Ad
	2001	88	R & Ad	36732	2004	526	Ad
36660	2001	88	Ad	36733	2004	526	Ad
	2003	763	Am	2005	22	Am <sup>647</sup>	
36670	2001	88	Ad	36734	2004	526	Ad
	2003	763	Am	36735	2004	526	Ad
36671	2001	88	Ad	36736	2004	526	Ad
	2003	763	Am	36737	2004	526	Ad
36700	2004	526	Ad	2005	22	Am <sup>647</sup>	
36701	2004	526	Ad	36740	2004	526	Ad
36702	2004	526	Ad	36741	2004	526	Ad
36703	2004	526	Ad	36742	2004	526	Ad
36704	2004	526	Ad	36743	2004	526	Ad
36705	2004	526	Ad	36744	2004	526	Ad
	2005	22	Am <sup>647</sup>	36745	2004	526	Ad
36710	2004	526	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
125.4	2001	255	Am <sup>309</sup>	1086	2001	255	Am <sup>309</sup>
131	2003	673	Am <sup>713</sup>	1087	2002	29	Am
135	2001	255	Am <sup>309</sup>	1088	1999	144	Am
140.5	2003	797	Am <sup>559</sup>	1088.7	2001	745*	R
301	2002	859	Am	1088.8	1999	478	Ad <sup>56</sup>
	2002	GRP 1	S <sup>536</sup>		1999	480	Am (as ad by
301.5	2005	152	R				Stats. 1999,
305	2002	29	Am		2000	808*	Ch. 478) <sup>25</sup>
320.5	2002	29	Am				
328	2002	29	R	1095	1999	83	Am <sup>30</sup>
329	1999	306	Am <sup>43</sup>		2002	744	Am
	2001	180	Am		2003	789	Am
	2002	29	Am	1110	2001	159	Am <sup>305</sup>
	2004	685	Am <sup>13</sup>	1119	2001	255	Ad <sup>309</sup>
335	2002	1042	Ad	1128	2002	29	Am
	2004	225*	Am	1128.1	2001	255	Am <sup>309</sup>
336	2004	827	Ad	1141.1	2001	255	Am <sup>309</sup>
411	2002	29	Am	1141.5	2002	29	R
	2003	62	Am <sup>519</sup>	1142	2004	808	Am
605	2001	255	Am <sup>309</sup>	1143	2003	797	Am <sup>559</sup>
	2005	152	Am	1145	2004	827	Ad
605.5	2002	29	R	1150	2005	152	R
633	2002	29	Am	1151	2005	152	R
634.5	2000	365	Am	1152	2005	152	R
	2001	255	Am <sup>309</sup>	1153	2005	152	R
	2003	183	Am	1154	2005	152	R
	2005	152	Am	1155	2005	152	R
682	2005	152	Am	1156	2005	152	R
684	2005	152	Am	1157	2005	152	R
708	2005	152	Am	1177.5	2002	29	Am
708.5	2005	152	Am	1185	1999	987*	Am
709	2001	255	Am <sup>309</sup>	1222	2001	409	Am
710	2001	255	Am <sup>309</sup>		2002	1022*	Am
710.6	2001	255	Am <sup>309</sup>		2005	152	Am
710.7	2002	878	Ad	1231	2004	828	Am
710.8	2002	878	Ad	1252.3	1999	9*	Ad & R <sup>7</sup>
	2003	841	Am		1999	147*	Am
802	2001	255	Am <sup>309</sup>	1253.3	2001	255	Am <sup>309</sup>
803	2001	255	Am <sup>309</sup>	1253.8	2001	409	R & Ad
804	2001	255	Ad <sup>309</sup>	1253.9	2002	1022*	Ad
828	2005	152	Am	1255.7	2000	808*	Am
832	2002	29	Am	1256	2001	893	Am
931.5	2002	29	Am	1256.2	2004	788	Am
976.5	2004	827	Am	1256.3	2005	152	Am
976.6	2001	111*	Am <sup>13</sup>	1256.4	2005	152	Ad(RN)
976.7	2003	673	Ad <sup>713</sup>	1256.5	2005	152	Am & RN
976.8	2004	827	Am				& Ad(RN)
977	2004	827	Am	1256.7	2005	152	Am & RN
982	2004	827	Am	1265.1	2001	409	Ad
984	2002	901	Am <sup>476</sup>		2002	1022*	Am
	2003	797	Am (as am by		2004	776	Am
			Sec. 1,	1266	2000	299	S <sup>18</sup>
			Stats. 2002,		2004	800	S <sup>38</sup>
			Ch. 901) <sup>559</sup>	1267	2000	299	S <sup>18</sup>
1025	2005	152	Am		2004	800	S <sup>38</sup>
1030	2001	893	Am	1268	2000	299	S <sup>18</sup>
1032	2001	893	Am		2004	800	S <sup>38</sup>
1036	2004	827	Am	1269	2000	299	Am <sup>18</sup>
1052	2004	827	Am		2004	800	S <sup>38</sup>
	2005	22	Am <sup>647</sup>	1270	2000	299	S <sup>18</sup>
1061	2004	827	Ad		2004	800	S <sup>38</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1271	2000	299	Am <sup>18</sup>				
	2004	800	S <sup>38</sup>	2613	2004	183	Am <sup>571</sup>
1271.5	2000	299	Ad & R <sup>18</sup>		2002	901	Am <sup>476</sup>
	2004	800	S <sup>38</sup>		2003	797	Am (as am by Sec. 3, Stats. 2002, Ch. 901) <sup>559</sup>
1272	2000	299	S <sup>18</sup>				
	2004	800	S <sup>38</sup>	2629.5	2002	701	Ad
1272.5	2000	299	S <sup>18</sup>		2004	402	Am
	2004	800	S <sup>38</sup>	2630	2000	808*	Am
1273	2000	299	S <sup>18</sup>	2655	1999	973	Am
	2004	800	S <sup>38</sup>	2656	2003	797	Am <sup>559</sup>
1274	2000	299	S <sup>18</sup>	2676	2003	797	Am <sup>559</sup>
	2004	800	S <sup>38</sup>	2679	2003	797	Am <sup>559</sup>
1274.05	2000	299	S <sup>18</sup>	2705.1	2001	893	Am
	2001	745*	R	2707.5	2002	403	Am
1274.10	2000	299	Am <sup>18</sup>		2003	797	Am <sup>559</sup>
	2004	800	Am <sup>38</sup>	2708	2002	901	Am <sup>476</sup>
1275	2001	409	Am		2003	797	Am (as am by Sec. 4, Stats. 2002, Ch. 901) <sup>559</sup>
1279.1	1999	9*	Ad & R <sup>7</sup>				
1280	2001	409	Am	2708.1	2003	797	Am <sup>559</sup>
	3X 2001-02	4	Am	2709	2003	797	Am <sup>559</sup>
1281.5	1999	558*	Ad & R <sup>130</sup>	2714	2003	797	Am <sup>559</sup>
1301	2005	152	R	2781	2005	152	Am
1302	2005	152	R	3012	2003	797	Am <sup>559</sup>
1303	2005	152	R	3253	2003	797	Am <sup>559</sup>
1304	2005	152	R	3254	2002	52	Am
1305	2005	152	R		2002	901	Am <sup>476</sup>
1306	2005	152	R		2003	797	Am (as am by Sec. 5, Stats. 2002, Ch. 901) <sup>559</sup>
1307	2005	152	R				
1308	2005	152	R	3254.5	2005	152	Am
1327	2001	409	Am	3255	2002	52	Am
1451	2005	152	Am	3260	2002	52	Am
1587	2004	227*	Am	3260.5	2002	52	Ad
	2004	702*	R	3261	2002	52	Am
1598	2004	193	R <sup>571</sup>	3262	2002	52	Am
1610	2000	491	S <sup>57</sup>	3263	2002	52	Am
1611	2000	491	S <sup>57</sup>				
	2003	225*	Am	Div. 1, Pt. 2, Ch. 7, heading (Sec. 3300 et seq.)			
1611.5	1999	147*	Am		2003	797	Am <sup>559</sup>
	2000	108*	Am	3300	2002	901	Ad <sup>476</sup>
	2000	491	S <sup>57</sup>		2003	797	Am <sup>559</sup>
	2001	111*	Am	3301	2002	901	Ad <sup>476</sup>
	2002	1022*	Am		2003	797	Am <sup>559</sup>
	2003	225*	Am	3302	2002	901	Ad <sup>476</sup>
	2004	229*	Am		2003	797	Am <sup>559</sup>
	2005	78*	Am	3302.1	2003	797	Ad <sup>559</sup>
1611.6	2000	491	R	3303	2002	901	Ad <sup>476</sup>
1612	2000	491	R		2003	797	Am <sup>559</sup>
1735.1	2001	255	Am <sup>309</sup>	3303.1	2003	797	Ad <sup>559</sup>
1755	1999	991	Am <sup>96 114</sup>	3304	2002	901	Ad <sup>476</sup>
1815	2002	784	Am <sup>490</sup>	3305	2002	901	Ad <sup>476</sup>
2051	2005	152	Am		2003	797	Am <sup>559</sup>
2061	2005	152	Am		2004	183	Am <sup>571</sup>
2101.6	2004	827	Ad		2003	797	Ad <sup>559</sup>
2116	2002	901	Am <sup>476</sup>	3306	2003	797	Ad <sup>559</sup>
2601	2002	901	Am <sup>476</sup>				
	2003	797	Am (as am by Sec. 2, Stats. 2002, Ch. 901) <sup>559</sup>				
2606	2002	29	Am				
2610	2002	52	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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5000	2005	152	R	9617	2000	108 *	Ad
5001	2005	152	R	9618	2X 2001–02	17	Ad
5001.5	2005	152	R	9619	2005	74 *	Ad
5002	2005	152	R	9700	2002	1022 *	R
5003	2005	152	R		2003	628	Ad
5004	2005	152	R	9701	2002	1022 *	R
5004.1	2005	152	R		2003	628	Ad
5005	2005	152	R	9702	2002	1022 *	R
5006	2005	152	R		2003	628	Ad
5007	2001	745 *	Am	9703	2002	1022 *	R
	2005	152	R	9704	2002	1022 *	R
5007.5	2005	152	R	9800	1999	829	Ad <sup>107</sup>
5008	2005	152	R	9801	1999	829	Ad <sup>107</sup>
5009	2005	152	R	9802	1999	829	Ad <sup>107</sup>
5010	2005	152	R	9802.5	1999	829	Ad <sup>107</sup>
5011	2005	152	R	9803	1999	829	Ad <sup>107</sup>
5013	2005	152	R	9805	1999	829	Ad <sup>107</sup>
5014	2005	152	R	9806	1999	829	Ad <sup>107</sup>
5015	2005	152	R	9807	1999	829	Ad <sup>107</sup>
5016	2005	152	R	9808	1999	829	Ad <sup>107</sup>
5017	2005	152	R	9809	1999	829	Ad <sup>107</sup>
5018	2005	152	R	9809.5	1999	829	Ad <sup>107</sup>
5019	2005	152	R	9900	2000	313	Ad
5020	2005	152	R	9901	2000	313	Ad
5021	2005	152	R	9902	2000	313	Ad
5022	2005	152	R	9903	2000	313	Ad
5023	2005	152	R	9904	2000	313	Ad
5200	2005	152	R	9905	2000	313	Ad
5201	2005	152	R	9907	2000	313	Ad
5202	2001	745 *	R	9908	2000	313	Ad
5300	2005	152	R	9910	2002	541	Ad
5301	2005	152	R	9912	2002	541	Ad
5302	2005	152	R	10000	2005	152	R
5303	2005	152	R	10001	2005	152	R
5304	2005	152	R	10002	2005	152	R
5305	2005	152	R	10003	1999	551	Am
5306	2005	152	R		2005	152	R
5307	2005	152	R	10004	2005	152	R
5308	2005	152	R	10005	2005	152	R
5309	2005	152	R	10006	1999	551	Ad
5310	2005	152	R		2005	152	R
5311	2005	152	R	10200	2000	491	Am <sup>57</sup>
5312	2005	152	R		2003	844	Am
5313	2005	152	R		2004	183	Am <sup>571</sup>
9003	2005	152	Am		2004	225 *	Am
9106	2005	152	R	10201	2000	491	Am <sup>57</sup>
9603	2002	1022 *	R		2003	844	Am
9604	2002	1022 *	Am	10201.5	2000	108 *	Ad
	2005	152	Am		2000	491	S <sup>57</sup>
9605	2005	152	Am	10202	2000	491	R & Ad
9608	2002	1022 *	Am	10202.5	2000	491	Ad
	2005	152	Am		2004	225 *	Am
9611	2002	1022 *	R	10203	2000	491	Am <sup>57</sup>
9614	2000	299	Am	10204	2000	491	Am <sup>57</sup>
	2001	745 *	R	10205	2000	491	Am <sup>57</sup>
9615	2002	1022 *	Am		2001	111 *	Am
	2005	152	Am		2003	844	Am
9616	2001	745 *	Am		2004	225 *	Am
9616.1	2001	745 *	Am	10206	2000	491	Am <sup>57</sup>
	2005	152	Am		2001	111 *	Am
9616.5	2001	745 *	R		2004	225 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## UNEMPLOYMENT INSURANCE CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
10206.5	2000	491	R	11024	2000	108 *	Ad
10207	2000	491	Am <sup>57</sup>	12000	2005	152	R
10208	2000	491	S <sup>57</sup>	12001	2005	152	R
10209	2000	491	S <sup>57</sup>	12002	2005	152	R
10210	2000	491	S <sup>57</sup>	12003	2005	152	R
10211	2000	491	S <sup>57</sup>	12005	2005	152	R
10212	2000	491	R	12006	2005	152	R
10212.1	2000	491	R	12007	2005	152	R
10212.2	2000	491	S <sup>57</sup>	12009	2005	152	R
	2001	111 *	Am	12010	2005	152	R
	2005	152	Am	12112	2000	1055 *	Am
10213	2000	491	S <sup>57</sup>		2004	225 *	Am
10213.5	2000	491	S <sup>57</sup>	12151	2000	1055 *	Am
	2004	225 *	R		2004	225 *	Am
10214	2000	491	S <sup>57</sup>	13002	2005	152	Am
10214.5	2000	491	R & Ad	13003	2002	29	Am
	2001	111 *	Am	13009.5	1999	144	Ad
10214.6	2000	491	R	13019	2000	438	Ad & R <sup>18</sup>
10214.7	2000	491	S <sup>57</sup>		2004	412	Am <sup>317</sup>
10214.9	2005	593	Ad	13021	1999	144	Am
10215	2000	491	S <sup>57</sup>		2005	152	Am
10217	2000	491	S <sup>57</sup>	13021.5	2002	29	Am
10218	2000	491	R	13028	1999	144	Am
10218.5	2000	491	R		2002	29	Am
10521	2002	1022 *	Am	13043	2002	488 *	Am
	2005	152	R	13050	1999	144	Am
10522	2001	745 *	R		2002	29	Am
10523	2005	152	R	13052.5	2002	29	Am
10524	2005	152	R	14000	2001	111 *	Ad
10525	2000	1055 *	Am	14002	2001	111 *	Ad
	2004	225 *	Am	14003	2003	225 *	Ad
	2005	152	R	14004	2003	225 *	Ad
10527	2005	152	R	15001	2005	152	Am
10529	2000	108 *	Ad	15005	2005	152	Am
	2004	225 *	Am	15037	2001	745 *	Am
10531	2005	208	R		2005	208	Am
10532	2001	745 *	Am	15037.1	2000	491	Am
	2005	208	R	15051	2002	1142	Am
10533	2003	225 *	Am		2003	62	Am <sup>519</sup>
	2005	208	Am	15076	2000	1055 *	Am
11000	2005	152	Am		2004	225 *	Am
11001	2005	152	Am	15076.5	2000	1055 *	Am
11002	2005	152	Am		2001	745 *	Am
11003	2005	152	Am		2002	664	Am <sup>431</sup>
11004	2005	152	Am		2004	225 *	Am
11005	2004	193	R <sup>571</sup>	15077	2000	1055 *	Am
11010	2004	225 *	Am		2004	225 *	Am
	2005	152	R	15079	2000	299	Am
11011	2004	193	Am <sup>571</sup>	17002	2001	745 *	Am
	2004	225 *	Am	18000	2002	1088	Ad
	2005	152	R	18002	2002	1088	Ad
11012	2005	152	R	18004	2002	1088	Ad
11013	2005	152	R	18006	2002	1088	Ad
11014	2005	152	R	18008	2002	1088	Ad
11020	2000	108 *	Ad	18010	2002	1088	Ad
11022	2000	108 *	Ad	18012	2002	1088	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

VEHICLE CODE

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
28	1999	1007	Am		2004	404	Am (as am by
111	2002	205	Am				Sec. 4 and as ad
	2003	252	Am				by Sec. 5,
221	1999	316	Am				Stats. 2002,
246	1999	1007	Am				Ch. 979)
259	2004	107	Ad	468	2000	861 *	Ad
260	2000	861 *	Am	473	2005	323	Ad
	2003	222	Am	505.2	2000	1035	Am
285	2001	539	Am		2005	148	Am
	2004	836	Am	521.5	2002	670	Ad
	2005	270	Am (as am by	543.5	2002	670	Ad
			Sec. 1,	544	2003	451	Am
			Stats. 2004,	545	2004	404	Am
			Ch. 836)	545.1	2001	739	Am <sup>350</sup>
286	2001	460	Am	593	2002	670	Ad
	2001	539	Am (by Sec. 2.5	615	1999	456	Am
			of Ch.)	626	2001	457	Am
	2002	664	Am <sup>431</sup>	627	2000	45	Am
	2002	758	Am (by Sec. 3	635	2000	566	Am
			of Ch.)	666	1999	1008	Am
	2004	836	Am		2001	826	R
288	2000	861 *	Ad	670.5	2002	670	Ad
289	2000	861 *	Ad	671	2002	670	Am
296	2001	539	Am	672	2001	539	Am
	2004	836	Am		2002	664	Am <sup>431</sup>
297	2001	539	Am		2004	836	Am
313	2002	979	Ad <sup>506</sup>	1651	2003	594	Am
			R <sup>69</sup>	1653.5	2003	326	Am
314	2004	615	Ad		3X 2003–04	1 *	Am (as am by
322	2000	308	Am				Stats. 2003,
331	2001	539	Am				Ch. 326) <sup>22</sup>
331.1	2001	539	Am	1655	2000	1035	Am
	2004	836	Am		2004	615	Am
331.2	2001	539	Am	1656	2002	805 *	Am
	2004	836	Am	1656.2	2000	375	Am
350	2000	861 *	Ad(RN)		2000	787	Am
375	2004	198	Am		2002	766	Am
385.5	1999	140	Ad	1656.3	2001	300	Am
	2004	422	Am	1660	2001	460	Am
390	2000	861 *	Am & RN	1661	1999	22 *	Am
407.5	1999	722	Ad		2002	805 *	Am
	1999	724	Ad	1666	2000	135	Am <sup>203</sup>
	2002	979	Am <sup>506</sup>		2000	833	Am
			R & Ad <sup>69</sup>	1666.1	2005	485	Ad
	2004	755	Am (as am by	1666.5	2001	300	Ad
			Sec. 2 and as ad	1672	2001	740	Am
			by Sec. 3,		2003	405	Am
			Stats. 2002,	1673	2000	31 *	Ad
			Ch. 979)	1673.2	2000	31 *	Ad
415	2003	703	Am	1673.4	2000	31 *	Ad
	2004	404	Am	1673.5	2000	31 *	Ad
426	2000	135	Am <sup>203</sup>	1673.6	2000	31 *	Ad
	2003	703	Am	1673.7	2000	31 *	Ad
	2004	836	Am	1674	2000	985	Ad
431	2002	670	Am	1674.2	2000	985	Ad & R <sup>20</sup>
462	2004	404	Am	1674.4	2000	985	Ad
465	1999	1008	Am	1674.6	2000	985	Ad
467	2002	979	Am <sup>506</sup>	1675	2001	739	Am <sup>350</sup>
			R & Ad <sup>69</sup>	1677	2001	739	Am <sup>350</sup>

NOTE: Superior numbers appear as a separate section at the end of the Statutory Record.

## VEHICLE CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1678	2003	719	Ad	2256	2001	162	Am
1679	2005	660	Ad	2266	2001	786	Ad
1680	1999	880	R	2402.6	2002	610	Am
	2001	857	Ad & R <sup>20</sup>	2407.5	2001	710	Ad & R <sup>20</sup>
1685	2001	127*	Ad	2408.5	2000	1035	Ad & R <sup>19</sup>
	2003	719	Am	2418.5	2004	404	Am
	2004	615	Am	2421.5	2003	374	Am
1685.1	2004	615	Ad & R <sup>38</sup>	2425	2001	127*	Ad & R <sup>20</sup>
1800	2003	594	Am	2429	1999	557*	Ad
1801.1	2005	61	Am	2429.3	2001	658*	Ad
1803	1999	22*	Am (as am by Sec. 4, Stats. 1998, Ch. 756) <sup>16</sup>	2429.5	1999	556*	Ad
	1999	722	Am	2430.1	2003	374	Am
	1999	723	Am	2430.2	2003	374	Am
	2000	787	Am	2430.3	2001	127*	Am
	2004	551	Am <sup>676</sup>	2432	2001	127*	Am
	2005	571	Am (as am by Sec. 2, Stats. 2004, Ch. 551)	2432.3	2004	184*	Am
1803.4	1999	22*	Am	2435	2003	374	Am
1803.5	2004	952	Am (by Sec. 1.2 of Ch.) <sup>676</sup>	2436	2003	374	Am
1806	1999	885	Am	2437	2003	374	R
1807	2005	571	Am	2438	2003	374	R
1808	1999	489	Am	2439	2003	374	R
	2001	473	Am <sup>369</sup>	2440	2003	374	R
	2002	545	Am <sup>422</sup>	2478	1999	83	Am <sup>30</sup>
	2004	550	Am	2503	1999	1008	Am
1808.1	2000	1035	Am	2575	2004	193	R <sup>571</sup>
	2002	418	Am	2800	1999	724	Am
1808.21	2000	1008	Am	2800.1	2004	952	Am <sup>676</sup>
	2001	854	Am	2800.3	2005	485	Am
	2003	720	Am	2802.5	2001	115	R
1808.22	2003	649	Am	2805	2000	688	Am
			R & Ad <sup>100</sup>	2806	2003	292	Am
1808.24	1999	880	Ad	2810	1999	83	Am <sup>30</sup>
1808.25	2001	676	Am <sup>19</sup>	2813.5	2004	183	Am <sup>571</sup>
	2003	410	Am <sup>13</sup>	2814.1	2003	482	Ad
1808.4	2001	363*	Am	2900	2000	181	Am
	2001	486	Am (by Sec. 1 of Ch.)	2911	2005	485	Ad
	2001	809	Am (by Sec. 3 of Ch.)	2930	1999	610	S <sup>57</sup>
	2002	1*	Am	2931	1999	610	S <sup>57</sup>
1808.47	1999	880	Am	2932	1999	610	S <sup>57</sup>
1810	1999	489	Am	2933	1999	610	S <sup>57</sup>
	2002	805*	Am	2934	1999	610	S <sup>57</sup>
	2003	594	Am	2935	1999	610	S <sup>57</sup>
1810.3	2004	336*	Ad	2936	1999	610	Am <sup>57</sup>
1810.5	2003	127	Am		2001	745*	R
1810.7	2001	745*	Am	2937	1999	610	R
	2002	805*	Am	2938	1999	610	R
	2003	594	Am	3001	2003	703	Am
1816	2003	149	Am	3003	2003	703	Am
1825	2000	524	Ad	3010	2000	637	Am
2250	2005	270	Am	3014	2003	451	Am
				3015	2003	451	Am
				3050.1	2000	637	Am
					2003	451	Am
					2004	182	Am <sup>81 614</sup>
				3050.2	2003	451	Am
				3050.3	2003	451	Am
				3050.4	2003	451	Am
				3050.6	2003	451	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**VEHICLE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
3050.7	2003	451	Am		2001	826	Am (as am by
3051	2000	637	Am				Sec. 18,
	2003	703	Am				Stats. 2000,
3052	2003	451	Am				Ch. 861)
3062	2003	451	Am	4004.7	2001	539	Ad
3066	2003	451	Am	4023	1999	140	Ad
	2003	703	Am (by Sec. 7	4150.1	2000	861 *	Am
			of Ch.)		2001	826	Am (as am by
3067	2003	451	Am				Sec. 19,
3069.1	2003	703	Ad				Stats. 2000,
3070	2003	703	Ad				Ch. 861)
3071	2003	703	Ad	4152.5	2000	1035	Am
3072	2003	703	Ad	4154	1999	557 *	Ad
	2004	183	Am <sup>571</sup>	4161	2001	94	Am
3072.5	2003	703	Ad	4451	2000	1035	Am
3073	2003	703	Ad	4452	2001	826	Am
3074	2003	703	Ad	4453	2000	566	Am
3075	2003	703	Ad		2003	451	Am
3076	2003	703	Ad	4453.2	1999	557 *	Ad
3077	2003	703	Ad	4453.5	2003	151	Am
3078	2003	703	Ad	4453.6	2003	292	Am
3079	2003	703	Ad	4454	1999	106	Am
4000	2000	861 *	Am	4456	2003	594	Am
4000.1	2002	127	Am	4458	2000	861 *	Am
	2004	230 *	Am		2001	826	Am (as am by
	2004	701	Am <sup>82</sup>				Sec. 20,
	2004	702 *	Am				Stats. 2000,
	2004	704	Am <sup>705</sup>				Ch. 861)
	2005	22	Am (as am by	4460	2003	292	Am
			Sec. 3,	4461	2000	524	Am
			Stats. 2004,	4461.3	2003	555	Ad
			Ch. 704) <sup>647</sup>	4461.5	2000	215	Ad
4000.11	2001	465 *	Ad <sup>368</sup>	4463	2000	524	Am
			R <sup>8</sup>	4463.3	2000	215	Ad
4000.2	2004	701	Am <sup>82</sup>	4466	1999	83	Am <sup>30</sup>
	2004	704	Am <sup>705</sup>		2003	594	Am
4000.37	1999	880	R & Ad		2004	430	Am
	2000	455	Am (by Sec. 1				R & Ad <sup>69</sup>
			of Ch.)		2005	22	Am (as am by
	2000	1035	Am (by Sec. 6.5				Sec. 1,
			of Ch.)				Stats. 2004,
	2001	159	Am <sup>305</sup>				Ch. 430) <sup>647</sup>
	2005	435	Am	4467	2002	80	Ad
4000.38	1999	880	Ad		2003	153	Am
	2004	920	Am & R <sup>43</sup>		2005	60	Am
			Ad <sup>80</sup>	4601	2005	270	Am
	2005	435	Am (as ad by	4601.1	2001	868	Ad
			Sec. 3,	4604	2003	719	Am
			Stats. 2004,	4604.5	1999	724	Am <sup>13</sup>
			Ch. 920)		2002	805 *	Am
4000.39	2005	76 *	Ad & R <sup>75</sup>	4750	1999	880	Am
4000.6	2000	861 *	Ad	4750.1	2002	693	Ad
	2001	825	Am (by Sec. 7.5	4750.2	2004	193	R <sup>571</sup>
			of Ch.)	4750.4	2004	193	Am <sup>571</sup>
	2001	826	Am (by Sec. 8.5	4751	2000	1035	Am
			of Ch.)	4764.1	2001	115	R
	2004	615	Am	4764.2	2000	787	R
4004	2000	861 *	Am		2001	115	R <sup>82</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## VEHICLE CODE—Continued

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
4764.3	2001	115	R		2003	594	R
4764.4	2001	115	R	5101	2000	163	Am
4852	2000	163	Am		2000	859	Am (by Sec. 3 of Ch.)
	2000	859	Am		2000	861 *	Am (by Sec. 28.5 of Ch.) <sup>293</sup>
5000	2000	861 *	Am		2001	826	Am (as am by Sec. 28.5, Stats. 2000, Ch. 861)
5002.7	1999	724	Am				
	2000	860	Am	5101.2	1999	988	Am
5004.6	2003	594	R		2003	594	Am
5007	2000	524	Am	5101.3	1999	612	Am
	2004	363	Am <sup>79</sup>	5101.4	1999	612	Am
			R <sup>80</sup>	5101.8	1999	612	Am
			Ad <sup>81</sup>		2004	201	Am
	2004	404	Am <sup>79</sup>	5103	2000	163	Am
			R <sup>80</sup>		2000	859	Am (by Sec. 4 of Ch.)
			Ad <sup>81</sup>		2000	861 *	Am (by Sec. 29.5 of Ch.) <sup>293</sup>
5007.5	2004	404	Ad	5106	2000	861 *	Am
5011	2000	861 *	Am		2004	540	Am
	2001	826	Am	5108	2000	861 *	Am
5011.5	2004	193	Am <sup>571</sup>		2004	540	Am
5014	2000	861 *	Am	5112	2004	540	Ad
	2003	719	Am	5200	2003	594	Am
5014.1	2000	861 *	Ad	5201	1999	1007	Am
	2001	825	Am (by Sec. 8.5 of Ch.)		2003	594	Am (by Sec. 28 of Ch.)
	2001	826	Am (by Sec. 14.5 of Ch.)		2003	626	Am (by Sec. 2 of Ch.)
5015	2000	861 *	Am		2004	650	Am
5016	2000	861 *	Am	5204	2000	135	Am <sup>203</sup>
5017	2000	861 *	Am		2000	861 *	Am
	2001	825	Am (by Sec. 8.9 of Ch.)	5205.5	1999	330	Ad & R <sup>68</sup>
	2001	826	Am (by Sec. 15.5 of Ch.)		2000	686	Am
	2002	664	Am <sup>451</sup>		2003	715	Am
5023	2001	745 *	Am		2004	725	Am
5036	2003	719	Am		2005	22	Am <sup>647</sup>
5060	2000	163	Am	5301	2000	861 *	Am
	2003	185	Am <sup>440</sup>		2001	826	Am (as am by Sec. 33, Stats. 2000, Ch. 861)
5061	2000	859	Ad		2004	615	Am
5066	2002	38 *	Ad	5302	2000	861 *	Am
	2003	719	Am	5305	2000	861 *	Am
5067	2004	230 *	Am	5505	2002	670	Am (by Sec. 7 of Ch.) <sup>13</sup>
5068	2001	201	Am <sup>21</sup>	5506	2002	670	Ad
			R <sup>34</sup>	5600	2000	1035	Am
	2002	664	Am (as ad by Sec. 2, Stats. 2001, Ch. 201) <sup>451</sup>	5604.5	2000	455	Ad
	2003	62	Am <sup>519</sup>	5751.5	2002	127	Am
	2003	594	Am		2004	650	Am
5070	2000	651	Ad	5753	2003	151	Am
	2003	594	R	5900	2000	1035	Am
5071	2003	594	R				
5071.1	2000	422	Ad				
	2003	594	R				
5073	1999	594	Ad				
	2003	594	R				
5074	2004	393	Am				
5080	2000	372	Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**VEHICLE CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
5902	2000	861 *	Am	9250.2	2004	707	Am
	2001	826	Am (as am by Sec. 36, Stats. 2000, Ch. 861)				R & Ad <sup>677</sup>
5907	2003	235	Am	9250.5	2004	931	Ad
							9250.7
6700	2003	594	Am	9250.8	2001	175	Am
6700.2	2000	30	Am				2001
6700.2	2001	825	Am	9250.8	2002	664	Am <sup>431</sup>
							2000
6701	1999	100	Am	9250.8	2001	826	Am (as am by Sec. 42, Stats. 2000, Ch. 861)
6851	2000	861 *	R				2003
6851.5	2000	861 *	R	9252	2003	719	Am
8000	2000	861 *	Am	9254	2003	719	Am
8054	2000	861 *	Am	9255	1999	1007	Am
8057	2002	758	Am	9255.2	2002	670	Am <sup>13</sup>
8058	2001	539	Ad				9258
8201	2002	758	Am	9259.3	2001	539	Ad
				9101	2003	594	Am
9102.5	2003	719	Am	9260	2000	861 *	Am
9104.5	1999	911	Ad	9261	2000	861 *	Am
9107	2003	594	Am	9261	2003	719	Am
9250	2003	719	Am				9265
9250.10	2000	861 *	Am	9270	2004	430	Am
				2001	826	Am (as am by Sec. 43, Stats. 2000, Ch. 861)	9400
9250.11	1999	36 *	R	9400	2000	973	Am (by Sec. 3 of Ch.) <sup>291</sup>
							Ad & R <sup>18</sup>
9250.13	2003	476	Am <sup>38</sup>	9400.1	2001	826	Am
							2000
9250.13	2001	826	Am (as am by Sec. 44, Stats. 2000, Ch. 861)	9400.1	2001	825	Am (by Sec. 10.5 of Ch.)
							2003
9250.14	2004	183	Am <sup>571</sup>	9400.3	2001	826	Ad
							1999
9250.14	2000	861 *	Am (by Sec. 45 of Ch.)	9400.3	2004	183	Am <sup>571</sup>
							2000
9250.14	2001	826	Am (as am by Sec. 5.5, Stats. 2000, Ch. 1064)	9400.3	2005	22	Am <sup>647</sup>
							2001
9250.15	2001	514	Am <sup>38</sup>	9406	2000	861 *	Am
							2001
9250.16	2003	483	Ad	9407	2001	826	Am
9250.19	2000	861 *	Am	9408	2000	861 *	Am
							2001
9250.19	2001	826	Am (as am by Sec. 46, Stats. 2000, Ch. 861)	9410	2001	825	Am
							2002
9250.19	2003	62	Am <sup>519</sup>	9410	2001	825	Am
							2005

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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9552	2002	805 *	Am	11214	2003	518	R & Ad
9553	1999	22 *	Am <sup>16</sup>	11219	2000	642	Am
	2002	805 *	Am		2000	833	Ad
9553.5	2002	758	Ad	11219.3	2000	833	Ad
9554	2002	805 *	Am	11222	2001	739	Am <sup>350</sup>
	2003	62	Am <sup>519</sup>	11301.5	2002	784	Am <sup>490</sup>
	2003	719	Am	11400	2005	148	Am
9554.2	2000	861 *	Ad	11402	2004	430	Am
9554.5	2002	805 *	Am	11405	2005	148	Am
9560	2004	188	Ad	11406	2004	430	Am
9564	1999	316	Am		2005	148	Am
9700	2001	826	Am	11515	2002	826	Am
9702	2003	719	Am		2003	719	Am
9706	2001	826	Am	11515.2	2003	719	Am
9805	2002	784	Am <sup>490</sup>		2004	183	Am <sup>571</sup>
9806	2002	784	Am <sup>490</sup>	11519	2003	594	Ad
9853	2005	473	Am	11568	2002	826	Ad <sup>82</sup>
9860	2005	473	Am	11614	1999	83	Am <sup>30</sup>
9861	2005	473	Am		2000	773	Am
9862.5	2001	825	Am				R & Ad <sup>96</sup>
9863	2005	473	Am		2002	947	Am
9872.1	2002	784	Am <sup>490</sup>	11614.1	2002	947	Ad
9951	2003	427	Ad		2003	62	Am <sup>519</sup>
	2004	183	Am <sup>571</sup>	11700.3	2002	407	Ad
9955	2005	323	Ad	11701	2002	758	Am
9980	2000	135	Am <sup>203</sup>		2003	62	Am <sup>519</sup>
10751	2002	784	Am <sup>490</sup>		2004	836	Am
10904	2000	867	Ad	11704.5	1999	230	Am
11101	2002	774 *	Am <sup>70</sup>		2000	221	Am
			R <sup>63</sup>		2001	93	Am
			Ad <sup>513</sup>		2004	836	Am
	2004	587	R (as ad by	11705.5	2004	615	R
			Sec. 2.5,	11709.2	2005	128	Am <sup>485</sup>
			Stats. 2002,	11709.3	2001	441	Ad
			Ch. 774)	11710	2002	303	Am
			Am (as am by		2004	836	Am
			Sec. 2,	11710.1	2002	1110	Ad
			Stats. 2002,	11710.2	2002	784	Am <sup>490</sup>
			Ch. 774) <sup>36 13</sup>	11711.3	2002	407	Ad
11102	2000	243	Am		2003	62	Am <sup>519</sup>
11102.1	2002	784	Am <sup>490</sup>	11713	2002	947	Am
11102.5	2000	243	Am	11713.1	1999	230	Am
11104	2000	243	Am		2000	566	Am (by Sec. 5
	2003	768	Am				of Ch.)
11110	2000	243	Am		2000	773	Am (by Sec. 4
11113	2000	642	Am				of Ch.) <sup>96</sup>
11113.3	2000	833	Ad		2001	441	Am
11200	2001	457	Am		2002	947	Am
11202.5	1999	282	Am	11713.10	1999	140	Ad
	2000	243	Am	11713.11	1999	672	Am
11203	2002	784	Am <sup>490</sup>	11713.14	1999	672	Ad
11204	2003	594	Am	11713.16	2002	947	Ad
11205	2003	518	Am (as am by	11713.17	2004	365	Ad
			Sec. 455.5,	11713.18	2005	128	Ad <sup>485</sup>
			Stats. 1998,	11713.19	2005	128	Ad <sup>485</sup>
			Ch. 931)	11713.20	2005	128	Ad <sup>485</sup>
11205.2	2003	518	Ad	11713.21	2005	128	Ad <sup>485</sup>
	2004	615	Am	11713.3	2000	566	Am (by Sec. 6
11205.4	2004	665	Ad				of Ch.)
11208	2001	457	Am		2000	789	Am (by Sec. 2.5
11212	2001	739	Am <sup>350</sup>				of Ch.)

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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	Year	Chapter	Effect		Year	Chapter	Effect
11715	2001	739	Am <sup>350</sup>	12802.5	1999	22 *	Am <sup>16</sup>
11722	2002	303	Am	12804.10	2001	658 *	Ad
11723	2004	836	Am	12804.15	2001	658 *	Ad
11729	1999	672	Am	12804.9	1999	722	Am (as am by
11730	2000	1035	Am				Sec. 54.5 and
11738	2000	1035	Am				Sec. 55,
11740	2002	407	Ad				Stats. 1998,
11803	2002	758	Am				Ch. 877)
12110	2000	641	Am		2000	1035	R (as am by
12500	2004	755	Am				Sec. 4,
12502	2002	103 *	Am				Stats. 1999,
12505	2004	952	Am <sup>676</sup>				Ch. 722)
12509	2000	1035	Am				Am (as am by
	2001	825	Am				Sec. 3,
	2002	418	Am				Stats. 1999,
	2002	758	Am (by				Ch. 722)
			Sec. 11.5 of Ch.)				R & Ad <sup>22</sup>
	2003	62	Am <sup>519</sup>		2001	658 *	Am (as am by
	2003	768	Am				Sec. 16 and as
	2004	183	Am <sup>571</sup>				ad by Sec. 16.5,
	2004	755	Am				Stats. 2000,
	2005	22	Am <sup>647</sup>				Ch. 1035)
12512	2000	596	Ad		2004	755	Am (by Sec. 5
12514	2000	1035	Am				of Ch.)
12517	2004	952	Am <sup>676</sup>		2004	952	Am (by Sec. 6.3
	2005	199	R (as am by				of Ch.) <sup>675</sup>
			Sec. 8,				R <sup>80</sup>
			Stats. 1996,				Ad <sup>676</sup>
			Ch. 440)		2005	199	Am (as ad by
			Am (as am by				Stats. 2004,
			Sec. 4,				Ch. 952)
			Stats. 2004,	12805	2000	985	Am
			Ch. 952)	12808	2000	135	Am <sup>203</sup>
12517.1	2002	766	Am		2000	985	Am
12517.3	1999	229 *	Am				R & Ad <sup>192</sup>
12517.4	2004	952	Am <sup>676</sup>	12810	2000	675	Am (by Sec. 1
12517.5	1999	1007	Am				of Ch.)
	2002	664	Am <sup>431</sup>		2000	1035	Am (by
12660	2003	768	Am				Sec. 18.1 of Ch.)
12800	2003	326	Am		2002	758	Am
	3X 2003-04	1 *	Am (as am by		2004	650	Am
			Stats. 2003,		2005	571	Am
			Ch. 326) <sup>22</sup>	12810.5	2003	451	Am
12800.5	1999	489	Am	12811	1999	1008	Am (as ad by
12800.7	1999	1008	Am				Sec. 7,
12801	2003	326	Am				Stats. 1998,
	3X 2003-04	1 *	Am (as am by				Ch. 887)
			Stats. 2003,		2001	740	Am (by Sec. 5
			Ch. 326) <sup>22</sup>				of Ch., as am by
12801.2	2003	326	Ad				Sec. 5,
	3X 2003-04	1 *	R (as ad by				Stats. 1999,
			Stats. 2003,				Ch. 1008) <sup>328</sup>
			Ch. 326) <sup>22</sup>				Am (by Sec. 5.5
12801.5	2003	326	Am				of Ch., as am by
	3X 2003-04	1 *	Am (as am by				Sec. 5,
			Stats. 2003,				Stats. 1999,
			Ch. 326) <sup>22</sup>				Ch. 1008) <sup>324</sup>
12801.9	2003	326	Ad		2002	664	Am (as am by
	3X 2003-04	1 *	R (as ad by				Sec. 5,
			Stats. 2003,				Stats. 2001,
			Ch. 326) <sup>22</sup>				Ch. 740) <sup>431</sup>

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<i>Affected By</i>				<i>Affected By</i>			
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12811 (Cont.)				13105	2003	149	Am
	2003	405	R (as am by Sec. 218, Stats. 2002, Ch. 664)	13106	1999	22*	Am <sup>16</sup>
			Am (as am by Sec. 5.5, Stats. 2001, Ch. 740)		2002	805*	Am
				13202.4	2001	854	Am
				13210	2000	642	Ad
				13350	1999	22*	Am <sup>16</sup>
					2002	545	Am <sup>422</sup>
				13350.5	1999	22*	Am <sup>16</sup>
				13351.8	2000	642	Ad
	2004	615	Am	13351.85	2000	641	Ad
	2005	665	Am <sup>485</sup>		1999	22*	Am <sup>16</sup>
12814	2000	985	Am	13352	2002	545	Am <sup>422</sup>
			R & Ad <sup>192</sup>		2003	149	Am
	2003	594	Am (as am by Sec. 10 and as ad by Sec. 11, Stats. 2000, Ch. 985)		2004	550	Am (by Sec. 4 of Ch.)
12814.1	2000	985	Ad & R <sup>5</sup>		2004	551	Am (by Sec. 3 of Ch.) <sup>676</sup>
12814.5	2003	326	Am		2004	595	Am (by Sec. 1.4 of Ch.) <sup>675</sup>
	2003	719	Am				R <sup>80</sup>
12814.6	2000	1035	Am				Ad (by Sec. 1.5 of Ch.) <sup>676</sup>
	2002	418	Am		2005	22	Am (as ad by Stats. 2004, Ch. 595) <sup>647</sup>
	2002	758	Am (by Sec. 13.5 of Ch.)				
	2003	768	Am		2005	646	Am (as ad by Sec. 1.5, Stats. 2004, Ch. 595)
	2005	337	Am (by Sec. 1 of Ch.)				
12814.7	2002	418	Ad	13352.2	2004	403	Ad
12814.8	1999	206	Ad & R <sup>19</sup>	13352.3	2003	149	Am
12815	1999	1008	Am	13352.4	1999	22*	Am (as am by Stats. 1998, Ch. 756) <sup>16</sup>
	2000	135	Am <sup>203</sup>				Am <sup>422</sup>
12818	2000	985	Am		2002	545	Am <sup>675</sup>
			R & Ad <sup>192</sup>		2004	551	R <sup>80</sup>
12950	2003	819	Am				Ad <sup>676</sup>
12950.5	2003	819	Ad				
13000	1999	1008	Am	13352.5	1999	22*	Am (as ad by Sec. 7, Stats. 1998, Ch. 756) <sup>16</sup>
	2003	326	Am				Am <sup>422</sup>
13000.1	2000	787	Ad		2002	545	Am
13003	1999	1008	Am		2003	705	Am
13005	2001	740	Am (by Sec. 6 of Ch., as ad by Sec. 9, Stats. 1998, Ch. 887) <sup>328</sup>		2004	403	Am (by Sec. 2 of Ch.)
			Am (by Sec. 6.5 of Ch., as ad by Sec. 9, Stats. 1998, Ch. 887) <sup>324</sup>		2004	551	Am (by Sec. 6.3 of Ch.) <sup>675</sup>
							R <sup>80</sup>
							Ad <sup>676</sup>
	2003	405	R (as am by Sec. 6, Stats. 2001, Ch. 740)	13352.6	2000	1063	Ad
			Am (as am by Sec. 6.5, Stats. 2001, Ch. 740)		2004	403	Am (by Sec. 3 of Ch.)
					2004	550	Am (by Sec. 5.5 of Ch.)
				13353	2001	473	Am <sup>369</sup>
					2004	550	Am (by Sec. 6 of Ch.)
13005.5	1999	489	Am		2004	551	Am (by Sec. 7 of Ch.) <sup>676</sup>
13102	1999	724	Am				

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13353 (Cont.)				13372	2005	66	Am
	2004	952	Am (by Sec. 7.1 of Ch.) <sup>675</sup>	13373	2005	66	Am
			R <sup>80</sup>	13374	2005	66	Am
			Ad (by Sec. 7.5 of Ch.) <sup>676</sup>	13376	2005	66	Am
			Am <sup>742</sup>	13377	2000	135	Am <sup>203</sup>
	2005	279	Am <sup>369</sup>		2002	787	Am <sup>422</sup>
13353.1	2001	473	Am		2004	184*	Am
	2004	550	Am	13378	2005	66	Am
13353.2	1999	22*	Am (as am by Sec. 3.12, Stats. 1998, Ch. 118) <sup>16</sup>	13386	1999	22*	Ad(RN) <sup>16</sup>
			Am <sup>369</sup>		2000	1064*	Am
			Ad <sup>676</sup>		2001	473	Am <sup>369</sup>
13353.3	2001	473	Am <sup>369</sup>		2002	545	Am <sup>422</sup>
	2002	545	Am <sup>422</sup>	13551.1	1999	1008	R
	2004	550	Am (by Sec. 8 of Ch.)	13803	2000	985	Ad & R <sup>111</sup>
			Am (by Sec. 8.3 of Ch.) <sup>675</sup>	13954	2004	551	Am <sup>676</sup>
	2004	551	R <sup>80</sup>	14100	2001	658*	Am
			Ad <sup>676</sup>	14104.5	1999	724	Am
13353.4	2002	545	Am <sup>422</sup>	14105	1999	724	Am
	2004	952	Am <sup>676</sup>	14105.5	1999	724	Am
13353.45	2002	545	Am <sup>422</sup>	14112	2004	193	Am <sup>571</sup>
13353.5	2002	545	Am <sup>422</sup>	14601	2000	1064*	Am
	2004	551	Am <sup>676</sup>		2003	468	Am <sup>561</sup>
13353.6	2004	952	Am <sup>675</sup>		2004	908	Am
			R <sup>80</sup>	14601.1	2000	1064*	Am
13353.7	2004	550	Am (by Sec. 9 of Ch.)		2004	908	Am
	2004	551	Am (by Sec. 10 of Ch.) <sup>676</sup>	14601.10	1999	877	Ad & R <sup>19</sup>
	2004	952	Am (by Sec. 10.1 of Ch.) <sup>675</sup>	14601.2	1999	22*	Am (as am by Sec. 10, Stats. 1998, Ch. 756) <sup>16</sup>
			R <sup>80</sup>				Am (by Sec. 13 of Ch.) <sup>676</sup>
			Ad (by Sec. 10.5 of Ch.) <sup>676</sup>		2004	908	Am (by Sec. 16.3 of Ch.) <sup>675</sup>
13353.8	2003	254	Am				R <sup>80</sup>
	2004	550	Am				Ad <sup>676</sup>
13354	2004	551	Am <sup>675</sup>	14601.3	2005	279	Am <sup>742</sup>
			R <sup>80</sup>		1999	22*	Am <sup>16</sup>
13355	2003	149	Am		2004	908	Am
13366.5	2004	952	Ad <sup>676</sup>	14601.4	2000	1064*	Am
13369	2002	766	Am		2004	908	Am
	2004	801	Am (by Sec. 1 of Ch.)	14601.5	2000	1064*	Am
			Am (by Sec. 12.3 of Ch.) <sup>675</sup>		2004	908	Am (by Sec. 19 of Ch.)
	2004	952	R <sup>80</sup>		2004	952	Am (by Sec. 13.3 of Ch.) <sup>675</sup>
			Ad <sup>676</sup>				R <sup>80</sup>
			Am (as ad by Sec. 12.5, Stats. 2004, Ch. 952)	14601.9	1999	122	Ad & R <sup>19</sup>
			Am		2000	401	Am
			Am		2004	594*	Ad & R <sup>68</sup>
			Am	14602.1	2001	745*	Am
			Am		2005	485	Am
			Am	14602.6	2001	480	Am (by Sec. 1 of Ch.)
13370	2003	594	Am				Am (by Sec. 2.5 of Ch.)
	2004	615	Am		2001	554	Am (by Sec. 2.5 of Ch.)
	2005	66	Am				Am
13371	2005	66	Am		2002	402	Am

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14602.6 (Cont.)	2002	664	Am <sup>431</sup>	15312.1	2004	952	Am <sup>676</sup>
	2005	646	Am (by Sec. 2 of Ch.)	15320	1999	724	Ad <sup>676</sup>
14602.7	2001	554	Am	15325	2004	952	Ad <sup>676</sup>
	2002	402	Am	15600	2001	855	Ad
	2002	664	Am <sup>431</sup>	15602	2001	855	Ad
14602.8	2005	656	Ad	15603	2001	855	Ad
14607.6	2005	75*	Am <sup>80</sup>	15620	2001	855	Ad
14900	2000	787	Am		2002	664	Am <sup>431</sup>
	2002	805*	Am	15630	2001	855	Ad
	2003	719	Am	15632	2001	855	Ad
14900.1	2000	787	Am	16000	2001	84*	Am
	2001	739	Am <sup>350</sup>		2001	739	Am <sup>350</sup>
	2002	805*	Am		2002	766	Am
	2003	719	Am	16000.1	2003	594	Am
14901	2003	719	Am		2002	766	Am
14902	2003	719	Am	16002	2001	84*	Am
	2004	212*	Am	16020	1999	880	R (as ad by Sec. 5, Stats. 1996, Ch. 1126)
14905	2002	805*	Am				Am (as am by Sec. 10, Stats. 1997, Ch. 652) <sup>13</sup>
14907	2002	805*	Ad		2000	1035	Am
14908	1999	1008	R		2001	825	Am
15210	2001	504	Am		2005	706	Am
	2003	222	Am	16020.1	1999	794	Ad
	2003	594	Am		2000	135	Am <sup>203</sup>
	2004	952	Am <sup>676</sup>		2000	1035	Am
15240	2001	504	Am		2002	666	Am
15242	2001	298	Am		2005	435	Am
	2002	774*	Am	16020.2	1999	807	Ad
	2005	226	Am		2000	1035	Am
15250	2004	801	Am		2002	666	Am
	2005	22	Am <sup>647</sup>		2005	435	Am
15250.5	2001	739	R <sup>350</sup>	16021	2000	1035	Am
15250.7	2003	594	Am		2003	594	Am
15255	2001	739	R <sup>350</sup>	16025	1999	880	Am <sup>13</sup>
15275	1999	224	Am	16028	1999	880	Am <sup>13</sup>
	2004	801	Am		2001	825	Am
	2005	22	Am <sup>647</sup>	16029	1999	880	Am <sup>13</sup>
15275.1	2004	952	Ad <sup>676</sup>	16030	1999	880	Am <sup>13</sup>
	2005	199	Am	16033	1999	880	Am <sup>13</sup>
15278	1999	224	Am	Div. 7, Ch. 1, Art. 3, heading (Sec. 16050 et seq.)	2001	739	Am <sup>350</sup>
	2002	758	Am	16050	2001	739	Am <sup>350</sup>
	2004	952	Am <sup>676</sup>	16051	2001	739	Am <sup>350</sup>
15300	1999	724	Am	16052	2001	739	Am <sup>350</sup>
	2001	504	Am	16054	1999	183	Am
	2004	952	Am <sup>676</sup>		2001	739	Am <sup>350</sup>
15302	1999	724	Am	16054.2	2000	1035	Am
	2001	504	Am		2001	739	Am <sup>350</sup>
	2002	664	Am <sup>431</sup>	16055	2001	739	Am <sup>350</sup>
	2002	787	Am <sup>422</sup>	16056	2000	1035	Am
	2004	952	Am <sup>676</sup>				
15304	2004	952	Am <sup>676</sup>				
15306	2004	952	Am <sup>676</sup>				
15308	2004	952	Am <sup>676</sup>				
15309	1999	724	Ad				
15310	1999	1008	R				
15311	1999	724	Ad				
	2004	952	Am <sup>676</sup>				
15311.1	2004	952	Ad <sup>676</sup>				
15312	2001	504	Ad				

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16056.1	2000	1035	Ad & R <sup>19</sup>	21115.5	2003	16	Ad & R <sup>43</sup>
	2002	742	Am <sup>75</sup>		2005	26	Am <sup>75</sup>
	2005	435	Am	21200.5	1999	22*	Am
16058	2004	920	Ad	21211	1999	1007	Am
16058.1	2004	948	Ad		2001	127*	Am
	2005	706	Am	21212	2002	475	Am
16070	1999	880	R (as ad by Sec. 11, Stats. 1996, Ch. 1126)	21220	1999	722	Ad
			Am (as am by Sec. 10, Stats. 1996, Ch. 1126) <sup>13</sup>	21220.5	1999	722	Ad
			Am <sup>350</sup>	21221	1999	722	Ad
	2001	739	R (as ad by Sec. 13, Stats. 1996, Ch. 1126)	21221.5	1999	722	Ad
	1999	880	Am (as am by Sec. 12, Stats. 1996, Ch. 1126) <sup>13</sup>		2000	287	Am <sup>216</sup>
			Am <sup>676</sup>	21223	1999	722	Ad
16071	1999	880	R (as ad by Sec. 13, Stats. 1996, Ch. 1126)	21224	1999	722	Ad
			Am (as am by Sec. 12, Stats. 1996, Ch. 1126) <sup>13</sup>	21225	1999	722	Ad
			Am <sup>676</sup>		2004	755	Am
16073	2004	952	Am <sup>676</sup>	21226	2004	755	Ad
16075	2002	766	Am	21227	1999	722	Ad
16076	2003	451	Am	21228	1999	722	Ad
16251	2002	766	Am		2003	62	Am <sup>519</sup>
16370	2001	44	Am	21229	1999	722	Ad
16370.5	2003	594	Am	21230	1999	722	Ad
16373	2001	44	Am	21235	1999	722	Ad
16376	2001	44	Am		2004	755	Am
16377	2002	766	Am	21250	1999	140	Ad
16379	2001	44	Am		2004	422	Am
16430	2002	766	Am	21251	1999	140	Ad
16431	2003	594	Am		2004	422	Am
	2004	952	Am <sup>676</sup>	21252	1999	140	Ad
16434	2002	766	Am	21253	1999	140	Ad
16457	1999	880	R (as ad by Sec. 15, Stats. 1996, Ch. 1126)	21254	1999	140	Ad
			Am (as am by Sec. 14, Stats. 1996, Ch. 1126) <sup>13</sup>	21260	1999	140	Ad
			Am <sup>676</sup>		2004	422	Am
16560	1999	1007	Am	21266	1999	140	Ad
17004.7	2005	485	Am <sup>424</sup> R <sup>69</sup> Ad <sup>562</sup>	21280	2002	979	Ad <sup>506</sup> R <sup>69</sup>
			Am	21280.5	2002	979	Ad <sup>506</sup> R <sup>69</sup>
20001	1999	854*	Am	21281	2002	979	Ad <sup>506</sup> R <sup>69</sup>
20002	1999	421	Am	21282	2002	979	Ad <sup>506</sup> R <sup>69</sup>
	2001	825	Am	21283	2002	979	Ad <sup>506</sup> R <sup>69</sup>
21051	2000	135	Am <sup>203</sup>	21370.1	2004	193	R <sup>571</sup>
21059	1999	1007	Am	21376	2001	300	Ad
21100.4	1999	724	R	21401	2004	227*	Am
	2003	658	Ad		2004	889*	Am
21104	2002	177	Am	21450	1999	277	Am
21107.9	2002	284	Ad		2005	126*	Ad
21115	1999	140	Am	21453	2001	14	Am
21115.1	1999	140	Am	21455.5	2001	496	Am
					2003	511	Am
				21455.6	2000	833	Am
					2000	860	Am
					2003	511	Am
				21455.7	2001	496	Ad
					2003	511	Am
				21456.2	1999	277	Ad & R <sup>18</sup>
					2005	126*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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21456.3	1999	277	Ad & R <sup>18</sup>	22500	2002	640	Am
	2005	126*	Ad	22507	2001	223	Am
21461	2004	203	Am	22507.5	2004	404	Am
21464	2004	338	Am		2004	518	Am
	2004	391	Am	22511	2002	640	Ad
21655.12	1999	168	Ad <sup>4</sup>	22511.1	2002	640	Ad
			R <sup>8</sup>	22511.5	2004	404	Am
	2000	63*	Am	22511.55	2000	524	Am
21655.16	2000	337	Ad <sup>222</sup>		2001	708	Am
			R <sup>34</sup>		2003	555	Am
21655.3	2003	62	Am <sup>519</sup>		2004	404	Am
21655.5	2002	277	Am	22511.56	2000	135	Am <sup>203</sup>
21655.9	1999	330	Ad & R <sup>68</sup>		2004	363	Am
	2004	725	Am	22511.57	2004	363	Am
21716	2000	155	R (as am by Sec. 4, Stats. 1997, Ch. 536) Am (as am by Sec. 3, Stats. 1997, Ch. 536) <sup>13</sup>	22511.57	2004	404	Am
				22511.59	2000	524	Am
					2001	708	Am
					2003	555	Am
					2004	404	Am
21720	2005	323	Ad	22511.8	2004	404	Am
21721	2005	323	Ad	22511.85	2000	215	Ad
21752	2000	596	Am	22522	1999	1007	Am
21753	1999	724	Am	22526	2001	504	Am
21800	2X 2001–02	6*	Am		2005	716	Am
21810	1999	482	Ad & R <sup>20</sup>	22651	1999	22*	Am (as am by Sec. 11.5, Stats. 1998, Ch. 118) <sup>16</sup>
	2002	937	Am <sup>19</sup>				
21949	2000	833	Ad	22651.05	2004	371	Ad
21950	2000	833	Am	22651.10	2005	159	Ad <sup>635</sup> R <sup>232</sup>
21950.5	2000	833	Ad	22652	2004	404	Am
21956	2000	833	Am	22656	2002	438	Am <sup>426</sup>
21960	1999	722	Am	22658	1999	1007	Am (by Sec. 23 of Ch.)
	2004	615	Am				
21970	2000	833	Ad		2003	212	Am
21971	2000	833	Ad	22658.1	2001	854	Am
22100	2004	183	Am <sup>571</sup>	22658.2	2004	404	Am
22110	1999	1008	Am	22670	2004	650	Am
22112	1999	647*	Am	22710	2001	175	Am
	2002	397	Am		2002	500	Am (as am by Stats. 2001, Ch. 175)
22348	2004	300	Am				
22349	1999	724	Am		2004	650	Am
22352	2000	521	Am (as am by Sec. 1 and as ad by Sec. 2, Stats. 1997, Ch. 421)	22850.5	1999	456	Am
					2001	554	Am
					2002	402	Am
22353	2002	186	Ad	22851	2001	127*	Am
22358.4	2005	279	Am <sup>742</sup>	22851.10	2004	650	Am
22406	1999	724	Am	22851.2	2004	650	Am
	2000	787	Am	22851.3	2003	67	Am
22406.1	2000	787	Ad	22851.4	2004	650	Am
	2004	952	Am <sup>676</sup>	22851.6	2004	650	Am
22411	1999	722	Ad	22851.8	2004	650	Am
22451	2000	1035	Am	22852	2004	650	Am
22452	2001	504	Am	22854.5	2003	622	Ad
22454	1999	647*	Am	22855	2003	292	Am
22456	2000	344	Ad	23103	2001	739	Am <sup>350</sup>
				23109	2004	595	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
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23109 (Cont.)	2005	475	Am	23226	1999	723	Am
23109.2	2002	411 *	Am R & Ad <sup>100</sup>	23235	1999	22 *	Am (as am by Sec. 19, Stats. 1998, Ch. 756) & RN <sup>16</sup>
	2003	62	Am (as am by Sec. 2, Stats. 2002, Ch. 411) <sup>519</sup>	Div. 11, Ch. 12, Art. 4.5, heading (Sec. 23246 et seq.)	1999	22 *	R <sup>16</sup>
	2003	468	Am (as am by Sec. 2, Stats. 2002, Ch. 411) <sup>561</sup>	23246	1999	22 *	Am (as am by Sec. 21, Stats. 1998, Ch. 756) & RN <sup>16</sup>
23113	1999	421	Am				
23114	2002	673	Am				
	2004	518	Am				
23115	2001	279	Am				
23116	2000	308	Am				
23125	2004	505	Ad	23247	1999	22 *	Am (as am by Sec. 22, Stats. 1998, Ch. 756) <sup>16</sup>
23130	2001	92	R				
23130.5	2001	92	R				
23157	1999	22 *	Am & RN <sup>16</sup>				
23158	2004	14 *	Am	23249	2003	468	S <sup>57 561</sup>
23160	1999	22 *	Am (as am by Sec. 11, Stats. 1998, Ch. 756) & RN <sup>16</sup>	2001	473	Am <sup>369</sup>	
				2002	545	Am <sup>422</sup>	
				2003	468	Am <sup>561</sup>	
				23249.1	2003	468	R <sup>561</sup>
				23249.52	1999	22 *	Am & RN <sup>16</sup>
23161	1999	22 *	Am (as am by Sec. 12, Stats. 1998, Ch. 756) & RN <sup>16</sup>	23249.53	1999	22 *	Am & RN <sup>16</sup>
				23249.54	1999	22 *	Am (as am by Sec. 6 and as ad by Sec. 7, Stats. 1998, Ch. 656) & RN <sup>16</sup>
23166	1999	22 *	Am (as am by Sec. 13.5, Stats. 1998, Ch. 756) & RN <sup>16</sup>	23249.55	1999	22 *	Am & RN <sup>16</sup>
				23330	1999	722	Am
23186	1999	22 *	Am (as am by Sec. 15, Stats. 1998, Ch. 756) & RN <sup>16</sup>	23502	2000	1063	R & Ad
					2004	550	Am
				23504	2000	1063	R
				23506	2000	1063	R
				23508	2000	1063	R
23198	1999	22 *	R	23520	2003	149	Am
				23521	2002	545	Am <sup>422</sup>
					2003	149	Am
23203	1999	22 *	Am (as am by Sec. 17, Stats. 1998, Ch. 756) & RN <sup>16</sup>		2004	551	Am <sup>676</sup>
				23522	1999	22 *	R <sup>16</sup>
				23524	1999	22 *	R <sup>16</sup>
				23536	1999	22 *	Ad(RN) <sup>16</sup>
23204	1999	22 *	Am (as am by Sec. 19, Stats. 1998, Ch. 756) & RN <sup>16</sup>		2002	545	Am <sup>422</sup>
					2004	551	Am <sup>676</sup>
				23538	1999	22 *	Ad(RN) <sup>16</sup>
					2002	545	Am <sup>422</sup>
					2004	403	Am (by Sec. 4 of Ch.)
23217	2004	550	Am		2004	551	Am (by Sec. 16.3 of Ch.) <sup>675</sup>
23221	1999	723	Am				R <sup>80</sup>
23223	1999	723	Am				Ad <sup>676</sup>
23225	1999	723	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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23538 (Cont.)	2005	164	Am (as ad by Stats. 2004, Ch. 551)	23577	1999	22 *	Am <sup>16</sup>
				23578	2005	89	Am
				23580	2002	664	Am <sup>431</sup>
				23590	1999	22 *	R <sup>16</sup>
23540	2002	545	Am <sup>422</sup>	23593	2004	502	Ad
	2004	550	Am (by Sec. 13 of Ch.)		2005	22	Am <sup>647</sup>
					2005	279	Am <sup>742</sup>
	2004	551	Am (by Sec. 17.3 of Ch.) <sup>675</sup>	23596	1999	22 *	R
			Ad <sup>676</sup>				Ad <sup>16</sup>
			Ad(RN) <sup>16</sup>	23600	1999	22 *	Am <sup>16</sup>
23542	1999	22 *	Am <sup>422</sup>	23602	1999	22 *	Am <sup>16</sup>
	2002	545	Am (by Sec. 5 of Ch.)	23612	1999	22 *	Ad(RN) <sup>16</sup>
	2004	403	Am (by Sec. 5 of Ch.)		1999	853	Am <sup>144</sup>
					1999	854 *	Am
	2004	551	Am (by Sec. 18.3 of Ch.) <sup>675</sup>		2000	287	Am <sup>216</sup>
			R <sup>80</sup>		2003	254	Am
			Ad <sup>676</sup>		2004	550	Am (by Sec. 19 of Ch.)
			Am <sup>16</sup>	23620	1999	724	Am
23546	1999	22 *	Am <sup>422</sup>	23622	2004	550	Am
	2002	545	Am	23640	1999	22 *	Am <sup>16</sup>
	2004	550	Am	23646	1999	22 *	Ad(RN) <sup>16</sup>
23548	2002	545	Am <sup>422</sup>		2000	1064 *	Am
	2004	551	Am <sup>676</sup>		2004	550	Am
23550	1999	22 *	Am <sup>16</sup>	23647	1999	22 *	Ad(RN) <sup>16</sup>
	2002	545	Am <sup>422</sup>	23648	1999	22 *	Ad(RN) (by Sec. 31 and Sec. 32 of Ch.) <sup>16</sup>
	2004	550	Am				Ad(RN) <sup>16</sup>
23550.5	1999	22 *	Am <sup>16</sup>	23649	1999	22 *	Ad(RN) <sup>16</sup>
	1999	706 *	Am		2000	1064 *	Am
	2001	849	Am	23650	1999	22 *	Am <sup>16</sup>
	2002	545	Am <sup>422</sup>	23655	1999	22 *	Am <sup>16</sup>
23552	1999	22 *	Am <sup>16</sup>	23660	1999	22 *	Ad(RN) <sup>16</sup>
	2002	545	Am <sup>422</sup>		2004	551	Am <sup>676</sup>
	2004	551	Am <sup>676</sup>	23662	1999	22 *	Ad(RN) <sup>16</sup>
23554	2002	545	Am <sup>422</sup>	23665	1999	22 *	Am <sup>16</sup>
23556	2002	545	Am <sup>422</sup>		2004	551	Am <sup>676</sup>
	2004	551	Am <sup>676</sup>	24002.5	2000	873	Ad
	2005	164	Am (as am by Sec. 21, Stats. 2004, Ch. 551)	24007	2004	230 *	Am
				24011	2004	615	Am
				24018	2002	937	Ad
				24255	2004	198	Ad
				24400	2004	415	Am <sup>79</sup>
23558	1999	706 *	Am				R <sup>80</sup>
23560	2002	545	Am <sup>422</sup>				Ad <sup>81</sup>
	2004	550	Am	24403	2003	451	Am
23562	1999	22 *	Ad(RN) <sup>16</sup>	24602	2004	615	Am
	2002	545	Am <sup>422</sup>		2005	270	Am
	2004	551	Am <sup>676</sup>	24604	2000	1035	Am
23566	1999	22 *	Am <sup>16</sup>	24607	1999	140	Am
	2002	545	Am <sup>422</sup>	24609	2003	594	Am
	2004	550	Am	24612	2001	825	Ad
23568	1999	22 *	Am <sup>16</sup>	24616	2001	739	Ad <sup>350</sup>
	2002	545	Am <sup>422</sup>	25108	2001	739	Am <sup>350</sup>
	2004	551	Am <sup>676</sup>	25258	2004	198	Am
	2005	164	Am (as am by Sec. 21, Stats. 2004, Ch. 551)	25276	2004	404	Am
23572	1999	22 *	Am <sup>16</sup>	25803	2004	183	Am <sup>571</sup>
23575	1999	22 *	Ad(RN) <sup>16</sup>	25950	2004	198	Am
	2000	1064 *	Am	27000	2005	166	Am
	2001	473	Am <sup>369</sup>	27150.1	2001	92	Am
	2004	550	Am		2002	569	Am
	2005	22	Am <sup>647</sup>				

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	Year	Chapter	Effect		Year	Chapter	Effect
27150.2	2001	92	Am	27400	2003	594	Am
	2002	569	Am	27602	2003	303	Am
27150.3	2001	92	R		2004	615	Am
	2003	432	Ad	27801	2004	280	Am
27150.4	2001	92	R	27900	2003	292	Am
27150.6	2001	92	R	27903	2002	241 *	Am
27150.7	2001	92	Am	27907	1999	456	Am
	2002	569	Am	27910	2000	861 *	Ad
27150.8	2001	92	R	29004	1999	724	Am (by Sec. 45 of Ch.)
27151	2001	92	Am				
Div. 12, Ch. 5, Art. 3, heading (Sec. 27302 et seq.)	1999	449	Am	31304	2002	104	Am
27315	1999	557 *	Am	31401	1999	556 *	Am
	2003	521	Am	31401.5	1999	557 *	Ad
	2004	420	Am	31402	2000	873	Am
27316	1999	648	R & Ad	31404	1999	556 *	Am
	2001	581	Am	31405	1999	557 *	Ad
27316.5	2002	360	Ad		2000	308	Am
27317	1999	449	Ad	31406	2000	308	Ad <sup>218</sup>
27360	2000	675	Am	31407	2000	308	Ad
			R & Ad <sup>8</sup>	31408	1999	556 *	Ad
	2003	524	Am	31409	2000	308	Ad
	2004	420	Am (as ad by Sec. 2, Stats. 2003, Ch. 524)	31560	2002	625 *	Am
27360.5	2000	675	Am	31600	2004	247 *	Am
	2001	84 *	R (as ad by Sec. 6, Stats. 2000, Ch. 675)	32000.5	2002	610	Am
	2004	420	Am	32001	2002	610	Am
			R & Ad <sup>63</sup>	32005	2004	193	R <sup>571</sup>
			Am (as ad by Sec. 2, Stats. 2003, Ch. 524)	34500	1999	724	Am
			Am		2000	566	Am
			Ad <sup>8</sup>	34501.12	1999	1008	Am
			Am		2002	610	Am
			Am		2003	729	Am
			Am		2004	518	Am
			Am		2005	400	Am
			Am	34501.13	1999	1007	Am
			Am	34501.18	2001	789	Ad
			Am	34501.2	2000	787	Am
			Am	34501.5	1999	1008	Am
			Am		2005	677 *	Am
			Am	34505.6	1999	1005	Am
			Am		1999	1006	Am
			Am		2000	860	Am
			Am <sup>490</sup>	34505.9	2000	135	Am <sup>203</sup>
			Am <sup>647</sup>		2002	897	Am
			Ad	34506.4	2000	873	Am
			Ad	34506.5	2000	873	Ad
			Am	34507.5	2003	292	Am
			R & Ad <sup>8</sup>	34508.5	2004	193	R <sup>571</sup>
			Am (as ad by Sec. 9, Stats. 2000, Ch. 675)	34510	2001	504	Am
			Am	34520	1999	724	Am
			Am		2001	298	Am
			Am		2002	774 *	Am
			Am	34520.3	2005	324	Ad
			R & Ad <sup>8</sup>	34520.5	1999	1007	Am
			Am	34601	1999	1005	Am (by Sec. 98 of Ch.)
			Am (as ad by Sec. 13, Stats. 2000, Ch. 675)		1999	1008	Am (by Sec. 15.5 of Ch.)
			Am		2000	787	Am
			Am	34602	2002	805 *	Am <sup>175</sup>

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34605	2002	805 *	Am <sup>175</sup>				
34620	2003	729	Am	38225.4	2002	563	Am
	2004	183	Am <sup>571</sup>		2003	719	R (as ad by
34621	2003	729	Am				Sec. 6,
34622	1999	1005	Am				Stats. 1994,
34623	1999	1006	Am				Ch. 1004)
	2001	298	Am				Am (as ad by
	2002	774 *	Am				Sec. 3,
34624	2002	774 *	Am				Stats. 1994,
34631	2002	758	Am	38225.5	2003	719	Ch. 1197)
34631.5	1999	724	Am	38231.5	2002	563	Am
34672	2001	825	Am	38232	2003	719	Am
35103	2003	222	Ad	38240	2002	563	Am
35106	1999	724	Am		2004	908	Am
			R & Ad <sup>8</sup>				R & Ad <sup>80</sup>
35400	2000	860	Am (by Sec. 10	38240.1	2002	563	R
			of Ch.)	38241	2004	908	Am & R <sup>43</sup>
	2001	658 *	Am	38246	1999	1008	Am
	2002	78	Am	38255	2003	719	Am
	2003	399	Am	38260	2003	719	Am
	2003	468	Am <sup>561</sup>	38265	2003	719	Am
35401	2002	560	Am <sup>450</sup>	38286	2002	563	Am
	2004	615	Am	38301.3	2005	571	Ad
35401.3	2000	860	Am	38346	2004	908	Ad
35401.5	2000	860	Am	38370	2002	563	Am <sup>488</sup>
35401.7	1999	911	Ad & R <sup>5</sup>		2004	908	Am
	2001	413	Am <sup>19</sup>	38375	2004	908	Ad
	2003	188	Am <sup>75</sup>	38506	2003	252	Am
	2004	183	Am <sup>571</sup>	39004	1999	277	Am
35401.8	2002	442	Ad <sup>98</sup>	40000.13	1999	330	Am
			R <sup>100</sup>				R & Ad <sup>69</sup>
35402	1999	181	Am	40000.15	1999	83	Am <sup>30</sup>
	2000	860	Am		2000	873	Am
35555	2001	497 *	Am	40000.5	1999	316	Am
35559	2001	504	R	40000.7	2002	670	Am
35581	2001	745 *	Am	40001	1999	724	Am
35655.5	2000	212	Ad		2001	504	Am
35700.5	2002	229	Am <sup>13</sup>		2004	193	Am <sup>571</sup>
35715.1	2003	15	Ad	40215	2002	640	Am
35780.3	2000	566	Am	40226	2002	640	Ad
35790.1	2000	135	Am <sup>203</sup>	40230	2005	75 *	Am <sup>80</sup>
	2003	292	Am	40254	2002	184	Am
36010	2000	861 *	Am	40256	2002	784	Am <sup>490</sup>
36109	2000	861 *	Am	40303	1999	724	Am
38001	2002	563	Am		2000	860	Am
38007	2002	563	Am		2003	467	Am
38010	1999	1008	Am	40305	2003	467	Am
38020	2004	908	Am	40305.5	2003	467	Am
38025	2003	135	Am	40500	2003	467	Am
38026	2002	563	Am	40502	2002	784	Am <sup>490</sup>
38121	2003	719	Am		2003	149	Am
38225	2001	227	Am (as am by	40504	2003	467	Am
			Sec. 6,	40506.5	2002	784	Am <sup>490</sup>
			Stats. 1996,	40508	2003	451	Am
			Ch. 202) <sup>75</sup>	40508.5	2002	148	Am
			Am (as am by	40508.6	2002	784	Am <sup>490</sup>
			Sec. 7,	40513	2001	830	Am
			Stats. 1996,	40600	2003	292	Am
			Ch. 202) <sup>100</sup>	40610	2004	908	Am

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<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
40611	1999	880	R (as ad by Sec. 17, Stats. 1996, Ch. 1126)	42001.17	2005	716	Am
			Am (as am by Sec. 16, Stats. 1996, Ch. 1126) <sup>13</sup>	42001.18	2000	833	Ad
				42001.2	2000	833	Ad
				42001.2	2003	482	Am
				42001.20	2005	166	Ad
				42001.5	2003	555	Am
				42001.6	2002	640	Ad
				42003	2002	784	Am <sup>490</sup>
40802	1999	1008	Am	42005	1999	724	Am
	2000	521	Am		2004	952	Am (by Sec. 31 of Ch.) <sup>676</sup>
41501	1999	1008	Am				
	2004	952	Am (by Sec. 30 of Ch.) <sup>676</sup>	42007	1999	679	Am
					2003	592	Am
41600	2002	105	Am		2004	193	Am <sup>571</sup>
41601.5	2002	105	Ad	42007.4	1999	841	Ad
41602	2002	105	Am	42007.5	2004	524	Ad & R <sup>75</sup>
41603	2002	105	Am	42008	2002	784	Am <sup>490</sup>
42001	1999	841	Am	42008.5	2002	784	Am <sup>490</sup>
	2000	833	Am	42010	1999	169*	Am <sup>19</sup>
	2003	432	Am	42011	2002	590	Ad & R <sup>75</sup>
	2003	555	Am (by Sec. 7.5 of Ch.)		2003	62	Am <sup>519</sup>
	2004	338	Am	42030.1	2000	861*	Ad
	2004	391	Am	42203	2002	784	Am <sup>490</sup>
	2005	166	Am	42204	2002	563	Am
42001.1	1999	724	Am	42205	1999	85	Am
	2005	716	Am		2004	211*	Am <sup>622</sup>
42001.13	2003	555	Ad	42232	2000	787	Am
42001.16	1999	841	Ad	42271.5	1999	85	Ad & R <sup>27</sup>
				42272	2004	227*	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
110	2004	884	Am & RN	1126	2001	315	Am
111	2003	680	Ad	1211	2001	315	Am
	2004	884	Am & RN	1220	2003	740	Am
128	2002	461	Am	Div. 2,			
138.10	2004	612	Ad	Pt. 2,			
138.9	2001	7	Ad	Ch. 1,			
139.2	2005	573	Ad	Art. 2.7,			
139.4	2005	573	Ad	heading			
141	2005	368	Ad	(Sec. 1228			
175.5	2002	420	Am	et seq.)	2000	306	Am
186	2002	396*	Am	1228.1	2000	306	Am
200	1X 2001–02	3*	Ad <sup>296</sup>	1228.2	2000	306	Am
232	2001	745*	R	1228.3	2000	306	Am
310	2003	449	Am		2003	741	Am
359	2005	383	Am	1228.5	2000	306	Am
375.5	2004	111	Am	1228.8	2000	306	Am
521	2004	884	Am		2003	741	R
	2005	22	Am <sup>647</sup>	1228.9	2000	306	Am
Div. 1,				1232	2002	7	Am
Ch. 8,				1259.2	2004	943	Ad
Art. 3.5,				1259.4	2004	943	Ad
heading					2005	81*	Am
(Sec. 525				1525	2003	741	R & Ad
et seq.)	2004	884	Ad	1525.5	2003	741	R
525	2004	884	Ad(RN)	1526	2003	741	R
	2005	22	Am <sup>647</sup>	1527	2003	741	R
526	2004	884	Ad(RN)	1527.5	2003	741	R
527	2004	884	Ad	1528	2003	741	R & Ad
	2005	22	Am <sup>647</sup>	1529	2003	741	R & Ad
528	2004	884	Ad	1529.1	2003	741	R
529	2004	884	Ad	1530	2003	741	R & Ad
529.5	2004	884	Ad	1531	2003	741	R
1003.5	2002	652	R	1531.5	2003	741	R
1011	1999	938	Am	1532	2003	741	R
1011.5	2003	740	R (as ad by	1532.1	2003	741	R
			Sec. 2,	1532.2	2003	741	R
			Stats. 1992,	1533	2003	741	R
			Ch. 779)	1535	2003	741	R & Ad
			Am (as ad by	1536	2002	652	Am
			Sec. 1,		2003	741	R & Ad
			Stats. 1992,	1537	2003	741	Ad
			Ch. 779) <sup>13</sup> ,	1538	2003	741	Ad
1013	2002	617	Am	1539	2003	741	Ad
	2003	62	Am <sup>519</sup>	1540	2003	741	R & Ad
	2003	612	Am <sup>583</sup>	1541	2003	741	Ad
	2005	22	Am <sup>647</sup>	1546	2003	741	R
1014	1999	938	Ad	1547	2003	741	R
1015	1999	938	Ad	1547.1	2003	741	R
1016	1999	938	Ad	1548	2003	741	R
1017	1999	938	Ad	1549	2003	741	R
1025.5	2003	741	Am	1550	2003	741	R & Ad
1031	2003	741	Ad	1551	2003	741	Ad
1052	2003	741	Am	1552	2003	741	Ad
1055	2001	315	Am		2004	183	Am <sup>571</sup>
	2002	652	Am	1560	2003	741	R & Ad
1055.2	2001	315	Am	1701.1	2001	315	Ad
	2002	652	Am	1701.2	2001	315	Ad
1061	2004	193	R <sup>571</sup>	1701.3	2001	315	Ad
1062	1999	83	Am <sup>30</sup>	1701.4	2001	315	Ad
1100	2004	182	Am <sup>81 614</sup>	1703.1	2001	315	Ad
1122	2001	315	Am	1703.2	2001	315	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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1703.3	2001	315	Ad		2002	949	Ad <sup>507</sup>
1703.4	2001	315	Ad	10541	2002	767	Ad
1703.5	2001	315	Ad	10543	2002	767	Ad
1703.6	2001	315	Ad	10545	2002	767	Ad
1704	2001	315	Am	10546	2002	767	Ad
1707	1999	938	Am	10610.2	2001	644	Am
1726	1999	938	R & Ad		2002	664	Am <sup>431</sup>
1727	1999	938	R & Ad	10620	2001	320	Am
1728	1999	938	Am	10621	2000	297	Am
1732	1999	938	R & Ad	10631	2000	712*	Am
1812.6	1999	725*	Ad & R <sup>24</sup>		2001	643	Am (by Sec. 3 of Ch.)
1825	2002	652	Am				
1831	2002	652	Am		2001	644	Am (by Sec. 2.5 of Ch.)
1832	2002	652	Am				
1833	2002	652	R		2002	664	Am <sup>431</sup>
1834	2002	652	Am		2002	969*	Am
1845	2002	652	Am		2004	688	Am
	2003	741	Am	10631.1	2005	727	Ad
1850	2002	652	Am	10631.5	2002	321	Ad
2850	2003	741	Am	10633	2002	261	Am
2865	2003	741	Ad	10634	2001	644	Ad
2868	2003	741	Ad	10642	2000	297	Am
4201	2004	230*	Am	10644	2000	297	Am
4227	2004	230*	Am		2004	497*	Am
4250	2004	230*	R	10656	2001	643	Am
4251	2004	230*	Am	10657	2001	643	Ad & R <sup>43</sup>
4252	2004	230*	Am	10750	2000	708	Am
4327	2004	230*	Am	10752	1999	779*	Am
4357	2004	230*	Am	10753.1	2002	603	Ad
4405	2004	230*	R	10753.10	2002	603	Ad(RN)
5006	2003	741	Am	10753.4	2002	603	Am
5009	2004	535	Ad	10753.7	2002	603	Am & RN & Ad
5107	2003	741	Am		2004	497*	Am
6307	2003	741	Am	10753.8	2002	603	Am & RN
6308	2003	741	Am				& Ad(RN)
6308.5	2003	741	R	10753.9	2002	603	Am & RN
6309	2003	741	Am				& Ad(RN)
7043.5	2005	112	Ad	10756	2001	745*	R
7048	2002	956	Am	10780	2001	522	Ad
8557	2004	497*	Am	10781	2001	522	Ad
8600.5	2004	498	Ad	10782	2001	522	Ad
8610	2001	745*	Am		2004	644	R
9368	2002	221	Am	10782.3	2001	522	Ad
9386	2002	221	Am	10795	2000	708	Ad
10004	1999	210	Am	10795.10	2000	708	Ad
	2000	720	Am	10795.12	2000	708	Ad
10004.5	1999	210	Ad	10795.14	2000	708	Ad
	2000	720	Am	10795.16	2000	708	Ad
10004.6	2000	720	Ad	10795.19	2000	708	Ad
10010	2001	745*	R	10795.2	2000	708	Ad
10013	2001	320	Ad	10795.20	2000	708	Ad
	2002	664	Am <sup>431</sup>	10795.4	2000	708	Ad
10530	2002	767	Ad		2002	603	Am
10531	2002	767	Ad	10795.6	2000	708	Ad
10532	2002	767	Ad	10795.8	2000	708	Ad
10533	2002	767	Ad	10910	2001	643	Am
10534	2002	767	Ad	10911	2001	643	Am
10535	2002	767	Ad	10912	2001	643	Am
10536	2002	767	Ad	10913	2001	643	R
10537	2002	767	Ad	10915	2001	643	Am
10540	2002	767	Ad	11156	2001	745*	R

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11912	2001	745 *	Am		2004	702 *	Am
	2002	664	Am <sup>431</sup>	12878.1	2004	230 *	Am
12226.1	2004	193	R <sup>571</sup>		2005	687	Am
12228	2004	193	R <sup>571</sup>	12878.33	2004	230 *	Am
12260	1999	779 *	S <sup>5</sup>	12878.44	2004	230 *	Am
12261	1999	779 *	S <sup>5</sup>	12879.5	2001	745 *	Am
12262	1999	779 *	S <sup>5</sup>	12890.4	2001	745 *	Am
12263	1999	779 *	S <sup>5</sup>	12899	2005	263	Ad
12264	1999	779 *	S <sup>5</sup>	12899.1	2005	263	Ad
12265	1999	779 *	S <sup>5</sup>	12899.10	2005	263	Ad
12266	1999	779 *	S <sup>5</sup>	12899.11	2005	263	Ad
12267	1999	779 *	S <sup>5</sup>	12899.2	2005	263	Ad
12268	1999	779 *	S <sup>5</sup>	12899.3	2005	263	Ad
12269	1999	779 *	S <sup>5</sup>	12899.4	2005	263	Ad
12270	1999	779 *	S <sup>5</sup>	12899.5	2005	263	Ad
12271	1999	779 *	S <sup>5</sup>	12899.6	2005	263	Ad
12272	1999	779 *	S <sup>5</sup>	12899.7	2005	263	Ad
12273	1999	779 *	Am <sup>5</sup>	12899.8	2005	263	Ad
12301	2005	583	Am	12899.9	2005	263	Ad
12308	2001	745 *	R	12928.5	2001	745 *	R
12310	1999	779 *	Am	12929.47	2001	745 *	R
12562	2003	613	Am	12939	2001	745 *	Am
12582.7	2000	1071	Ad	12944.7	2001	929	Am
12585.10	2001	606 *	Ad	12947	2003	206	Am
12585.7	2000	1071	R & Ad	12949.6	2002	957	Ad <sup>37</sup>
12585.8	2000	1071	Ad		2003	62	Am <sup>519</sup>
12585.9	2000	1071	Ad	12994	2002	461	Am
12639.1	2004	230 *	Ad		2003	62	Am <sup>519</sup>
12643	2000	1071	Ad	12997	2004	878	Ad & R <sup>75</sup>
12657	2000	1071	Am		2005	22	Am <sup>647</sup>
12661.2	2000	1071	Ad	12997.5	2004	878	Ad & R <sup>75</sup>
12670.11	2004	616	Ad		2005	567 *	Am
	2005	584	Am	12998	2004	878	Ad & R <sup>75</sup>
12670.14	2000	1071	Ad	13160.1	2003	741	Am
	2004	749	Am	13167.5	2003	690	Ad
12670.16	2000	1071	Ad	13176	2000	727	Am
12670.20	2000	1071	Ad	13177.5	2000	144 *	Ad
12670.7	2000	1071	Ad	13177.6	2000	144 *	Ad
12670.8	2000	1071	Ad	13177.7	2003	869	Ad
12684.2	2000	1071	Ad	13178	1999	488	Ad
12684.4	2000	1071	Ad		2000	727	Am
12684.6	2000	1071	Ad	13191	1999	495	Ad
12684.8	2000	1071	Ad		2004	644	Am
12706.3	2000	1071	Ad	13191.3	2002	20 *	Ad
12721.5	2000	1071	Ad	13192	1999	495	Ad
12721.7	2000	1071	Ad		2004	644	R
12721.8	2000	1071	Ad	13193	2001	498	Ad
12741	2004	108	Am	13195	2000	727	Ad
12742	2004	108	Am	13196	2000	727	Ad
12749.93	2003	730	Ad	13197.5	2000	727	Ad
12749.94	2003	730	Ad	13198	2000	727	Ad
12749.95	2001	637	Ad		2004	644	R
	2003	730	Ad	13201	2003	272	Am
	2004	183	Am (as ad by Stats. 2003, Ch. 730) & RN <sup>571</sup>	13207	2002	420	Am
				13228.14	2002	420	Ad
				13228.15	2002	420	Ad
				13246	2002	20 *	Am
12749.97	2004	183	Ad(RN) <sup>571</sup>	13260	2002	1124 *	Am
12830	2001	745 *	Am		2003	1	Am
12875	2001	745 *	Am	13260.2	2003	1	Ad
12878	2004	230 *	Am	13260.3	2003	1	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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13261	2001	869	Am	13383	2003	683	Am
13262	2001	869	Am	13383.5	2001	492	Ad
13263.3	1999	92	Ad	13383.6	2005	581	Ad
	1999	93	Ad <sup>40</sup>	13385	1999	92	Am
	2000	807	Am		1999	93	Am
13263.6	1999	92	Ad		2000	807	Am
	1999	93	Ad <sup>40</sup>		2001	869	Am
13264	2003	683	Am		2002	995	Am (by Sec. 1 of Ch.)
13267	2001	869	Am		2002	1019*	Am (by Sec. 2 of Ch.) <sup>334</sup>
13268	2003	683	Am				Am (by Sec. 3 of Ch.) <sup>34</sup>
13269	1999	686	Am				
	2002	999	Am				
	2003	801	Am				
	2004	183	Am <sup>571</sup>		2003	683	Am
13271	2001	498	Am		2004	644	Am
	2003	614	Am	13385.1	2003	609	Ad
13272	2004	796	Am		2005	145	Am
13273	2000	343	Am	13387	2001	869	Am
	2004	865	Am		2003	683	Am
13285	2002	999	Am		2004	183	Am <sup>571</sup>
13286	2001	700	Ad		2005	22	Am <sup>647</sup>
13286.9	2002	1019*	Ad	13391.5	2002	999	Am
13290	2000	781	Ad	13396.9	2002	291	Am
13291	2000	781	Ad	13397.5	2000	727	Am
13291.5	2000	781	Ad	13399	2000	727	S <sup>57</sup>
13291.7	2000	781	Ad	13399.1	2000	727	S <sup>57</sup>
13292	2002	604	Ad	13399.2	2000	727	S <sup>57</sup>
	2004	644	Am	13399.3	2000	727	Am <sup>13</sup>
13301	2002	420	Am	13399.39	2004	644	R
13302	2002	420	R	13443	2001	869	Am
13304	2001	332	Am	13467	2001	745*	R
	2003	614	Am	13480	1999	725*	Am
13304.1	2001	332	Ad	13481.5	2004	559	Ad
13305	2005	22	Am <sup>647</sup>	13540	2002	317	Am
13307.1	2002	592	Am	13578	2001	590	Ad
	2003	62	Am <sup>519</sup>	13580.5	1999	173	Am
13320	2002	324	Am	13580.7	1999	173	Am
13321	2002	324	Am	13610	2003	614	Ad
	2003	683	Am		2004	183	Am <sup>571</sup>
13323	2001	869	Am		2004	508	Am
	2002	420	Am	13610.5	2003	614	Ad
	2002	999	Am	13611	2003	614	Ad
13327	1999	779*	Am		2004	183	Am <sup>571</sup>
	2001	869	Am	13611.5	2003	614	Ad
13328	2002	420	Am		2004	183	Am <sup>571</sup>
13350	1999	686	Am	13612	2003	614	Ad
	2001	869	Am	13613	2003	614	Ad
	2003	683	Am	13625	2002	422	Am
13351	2001	869	Am	13625.1	2002	422	Ad
13362	1999	92	Ad	13627	2002	422	Am
	1999	93	Ad <sup>40</sup>	13627.1	2001	869	Am
13365	2002	999	Am	13627.2	2001	869	Am & RN & Ad
13366	2001	469	Ad & R <sup>19</sup>	13627.3	2001	869	Am & RN
13367	2001	469	Ad & R <sup>19</sup>				& Ad(RN)
13368	2003	497	Ad & R <sup>43</sup>	13627.4	2001	869	Ad(RN)
	2004	183	Am <sup>571</sup>		2002	664	Am <sup>431</sup>
13368.5	2003	497	Ad & R <sup>43</sup>	13627.5	2002	422	Ad
13369	1999	560	Ad	13630	2002	422	Am
	2004	644	Am	13752	1999	812	Am
13372	2003	683	Am	13952.1	2000	391*	Ad

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14014	2001	745 *	R	35307	2005	158	Ad
14058	1999	725 *	Am <sup>123</sup>	35470.5	1999	779 *	Am
14919	2001	745 *	R	35539.10	2001	209	Ad
20201	2005	700	Am	35539.12	2001	209	Ad
20201.5	2005	700	Ad	35539.13	2004	585	Ad
20527.12	2000	1078	Ad <sup>273</sup>		2005	22	Am <sup>647</sup>
20527.13	2000	1078	Ad <sup>273</sup>	35539.14	2001	209	Ad
	2001	606 *	Am	35539.16	2001	209	Ad
20740	2002	221	Am	35565.4	2003	296	Am
20804	2000	1042	Am	35565.5	2003	296	R
20805	2000	1042	Am	35565.6	2003	296	R
20911	2002	221	Am	35565.7	2003	296	R
21100	2000	1041	Am	36153	2004	183	Am <sup>571</sup>
21166	2005	700	Am	36424.1	2000	25 *	Ad
21267	2003	296	R	37207.1	2000	25 *	Ad
21403	2005	158	Am	39034	1999	779 *	Ad
22651.5	2000	146 *	Ad	39035	1999	779 *	Ad
22762	2002	617	Ad	40355	2005	700	Am
	2003	62	Am <sup>519</sup>	40501	2003	296	R
22970.10	2002	221	Am	40657.5	2005	158	Ad
22970.20	2002	221	Am	41026	2005	275	R & Ad
22970.25	2002	221	Am	41027	2005	275	Am
24252.1	2002	846	Ad	41303	2002	221	Am
24253	2001	606 *	Ad	41307	1999	779 *	Am
26134	2003	120	R	45274	2002	221	Am
30061	2002	221	R	45275	2002	221	Am
30230	2002	221	Am	45276	2002	221	Am
30500.3	2001	176	Ad	46796	1999	779 *	Ad
30505	2003	296	R	46797	1999	779 *	Ad
30507	2005	700	Am	50605	2005	700	Am
30507.1	2005	700	Am	50731.5	2002	454	Am
30525.5	2005	158	Ad	50731.6	2002	454	Am
30547	1999	853	Am <sup>144</sup>	50752	2002	221	Am
30778	2002	221	Am	50805	2002	221	Am
31013.5	1999	166	Ad	50816	2002	221	Am
31032.1	2004	183	Am <sup>571</sup>	50817	2002	221	Am
31133	2002	221	Am	50942	2005	158	Ad
31149.7	2002	848	Ad	50954	2002	221	Am
31304.5	2001	606 *	Ad	55305	2005	700	Am
31483	1999	779 *	Am <sup>20</sup>	55333.5	2005	158	Ad
31633	2001	929	Am	55339	2000	722	Ad
34053	2002	221	Am	56031	2005	700	Am
34701	2004	118	Am	60049	2002	221	R
34741	2005	700	Am	60080	2002	221	Am
35005	2002	221	Am	60082	2002	221	Am
35048	2002	221	Am	60083	2002	221	Am
35049	2002	221	Am	60095	2002	221	Am
35050	2002	221	Am	60143	2005	700	Am
35051	2002	221	Am	60167	2001	829	Ad
35052	2002	221	Am	60211	2002	221	Am
35053	2002	221	Am	60212	2002	221	Am
35260	2002	400	R	60213	2002	221	Am
35261	2002	400	R	60230.5	2000	894	Ad
35262	2002	400	R	60231	2000	894	Am
35263	2002	400	R	60233.5	2000	888	Ad & R <sup>20</sup>
35264	2002	400	R		2002	941	Am <sup>18</sup>
35265	2002	400	R	60290	2000	894	Ad
35266	2002	400	R	60291	2000	894	Ad
35267	2002	400	R	60292	2000	894	Ad
35268	2002	400	R	60315	2000	894	Am
35269	2002	400	R	60316	2000	894	Am

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
60318	2000	727	Am	73504	2002	841	Ad <sup>464</sup>
60328.1	2000	894	Ad				R <sup>465</sup>
60430	2002	221	Am	73505	2002	841	Ad <sup>464</sup>
60431	2002	221	Am				R <sup>465</sup>
60434	2002	221	Am	73506	2002	841	Ad <sup>464</sup>
60440	2002	221	Am				R <sup>465</sup>
60600	2000	888	Ad	73508	2002	841	Ad <sup>464</sup>
60602	2000	888	Ad				R <sup>465</sup>
	2001	829	Am	73510	2002	841	Ad <sup>464</sup>
60604	2000	888	Ad				R <sup>465</sup>
60606	2000	888	Ad	73511	2002	841	Ad <sup>464</sup>
60608	2000	888	Ad				R <sup>465</sup>
60610	2000	888	Ad	73512	2002	841	Ad <sup>464</sup>
60612	2000	888	Ad				R <sup>465</sup>
60614	2000	888	Ad	73513	2002	841	Ad <sup>464</sup>
	2001	829	Am				R <sup>465</sup>
60616	2000	888	Ad	73513.5	2002	841	Ad <sup>464</sup>
60618	2000	888	Ad				R <sup>465</sup>
60620	2000	888	Ad	73514	2002	841	Ad <sup>464</sup>
60622	2000	888	Ad				R <sup>465</sup>
	2004	118	Am	74208	2005	700	Am
70033	2002	221	Am	74228.5	2005	158	Ad
70041	2002	221	Am	74570.5	2001	606*	Ad
70078	2005	700	Am	75480	2002	318	Ad
71031	2002	221	R		2003	62	Am <sup>519</sup>
71120	2002	221	Am	75480.5	2002	318	Ad
71125	2002	221	Am	75481	2002	318	Ad
71126	2002	221	Am	75481.5	2002	318	Ad
71127	2002	221	Am	78621	1999	725*	Am <sup>123</sup>
71128	2002	221	Am	78626	1999	725*	R & Ad <sup>123</sup>
71129	2002	221	Am	78648.12	1999	725*	R & Ad <sup>123</sup>
71130	2002	221	Am		2000	1078	Am
71132	2002	221	Am	78675	1999	725*	R & Ad <sup>123</sup>
71133	2002	221	Am	78688	2004	183	Am <sup>571</sup>
71135	2002	221	R	79000	1999	725*	Ad <sup>123</sup>
71255	2005	700	Am	79005	1999	725*	Ad <sup>123</sup>
71282	2005	158	Ad	79006	1999	725*	Ad <sup>123</sup>
71341.5	2004	799*	Ad	79007	1999	725*	Ad <sup>123</sup>
71461	2002	221	Am	79008	1999	725*	Ad <sup>123</sup>
71463	2002	221	Am	79009	1999	725*	Ad <sup>123</sup>
71631.7	1999	779*	Am <sup>18</sup>	79010	1999	725*	Ad <sup>123</sup>
	2004	535	Am <sup>423</sup>	79011	1999	725*	Ad <sup>123</sup>
71639	2005	210	Ad	79012	1999	725*	Ad <sup>123</sup>
Div. 20,				79013	1999	725*	Ad <sup>123</sup>
Pt. 5,				79019	1999	725*	Ad <sup>123</sup>
Ch. 3,				79020	1999	725*	Ad <sup>123</sup>
Art. 1,				79021	1999	725*	Ad <sup>123</sup>
heading				79022	1999	725*	Ad <sup>123</sup>
(Sec. 71660				79022.5	1999	725*	Ad <sup>123</sup>
et seq.)	2003	62	Am <sup>519</sup>	79022.7	1999	725*	Ad <sup>123</sup>
71663.5	2002	848	Ad		2000	1078	Am
71697	2000	129*	Am	79023	1999	725*	Ad <sup>123</sup>
72303	2004	183	Am <sup>571</sup>	79024	1999	725*	Ad <sup>123</sup>
73500	2002	841	Ad <sup>464</sup>	79025	1999	725*	Ad <sup>123</sup>
			R <sup>465</sup>	79026	1999	725*	Ad <sup>123</sup>
73501	2002	841	Ad <sup>464</sup>	79030	1999	725*	Ad <sup>123</sup>
			R <sup>465</sup>	79031	1999	725*	Ad <sup>123</sup>
73502	2002	841	Ad <sup>464</sup>	79033	1999	725*	Ad <sup>123</sup>
			R <sup>465</sup>	79033.2	1999	725*	Ad <sup>123</sup>
73503	2002	841	Ad <sup>464</sup>	79033.4	1999	725*	Ad <sup>123</sup>
			R <sup>465</sup>	79033.6	1999	725*	Ad <sup>123</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WATER CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
79035	1999	725 *	Ad <sup>123</sup>	79076	1999	725 *	Ad <sup>123</sup>
79036	1999	725 *	Ad <sup>123</sup>	79077	1999	725 *	Ad <sup>123</sup>
79037	1999	725 *	Ad <sup>123</sup>	79078	1999	725 *	Ad <sup>123</sup>
79038	1999	725 *	Ad <sup>123</sup>	79079	1999	725 *	Ad <sup>123</sup>
79039	1999	725 *	Ad <sup>123</sup>	79079.5	1999	725 *	Ad <sup>123</sup>
79040	1999	725 *	Ad <sup>123</sup>	79080	1999	725 *	Ad <sup>123</sup>
79041	1999	725 *	Ad <sup>123</sup>	79081	1999	725 *	Ad <sup>123</sup>
79042	1999	725 *	Ad <sup>123</sup>	79082	1999	725 *	Ad <sup>123</sup>
79043	1999	725 *	Ad <sup>123</sup>	79083	1999	725 *	Ad <sup>123</sup>
79044	1999	725 *	Ad <sup>123</sup>	79084	1999	725 *	Ad <sup>123</sup>
79044.5	1999	725 *	Ad <sup>123</sup>	79085	1999	725 *	Ad <sup>123</sup>
79044.6	1999	725 *	Ad <sup>123</sup>	79085.5	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79086	1999	725 *	Ad <sup>123</sup>
79044.7	1999	725 *	Ad <sup>123</sup>	79087	1999	725 *	Ad <sup>123</sup>
79044.9	1999	725 *	Ad <sup>123</sup>	79088	1999	725 *	Ad <sup>123</sup>
79045	1999	725 *	Ad <sup>123</sup>	79090	1999	725 *	Ad <sup>123</sup>
79046	1999	725 *	Ad <sup>123</sup>	79091	1999	725 *	Ad <sup>123</sup>
79047	1999	725 *	Ad <sup>123</sup>	79092	1999	725 *	Ad <sup>123</sup>
79048	1999	725 *	Ad <sup>123</sup>		2001	606 *	Am
79049	1999	725 *	Ad <sup>123</sup>	79093	1999	725 *	Ad <sup>123</sup>
79050	1999	725 *	Ad <sup>123</sup>	79094	1999	725 *	Ad <sup>123</sup>
79051	1999	725 *	Ad <sup>123</sup>	79100	1999	725 *	Ad <sup>123</sup>
79052	1999	725 *	Ad <sup>123</sup>	79101	1999	725 *	Ad <sup>123</sup>
79055	1999	725 *	Ad <sup>123</sup>	79102	1999	725 *	Ad <sup>123</sup>
79056	1999	725 *	Ad <sup>123</sup>	79103	1999	725 *	Ad <sup>123</sup>
79057	1999	725 *	Ad <sup>123</sup>	79103.2	1999	725 *	Ad <sup>123</sup>
79060	1999	725 *	Ad <sup>123</sup>	79103.4	1999	725 *	Ad <sup>123</sup>
79061	1999	725 *	Ad <sup>123</sup>	79104	1999	725 *	Ad <sup>123</sup>
79062	1999	725 *	Ad <sup>123</sup>	79104.100	1999	725 *	Ad <sup>123</sup>
79062.5	1999	725 *	Ad <sup>123</sup>	79104.102	1999	725 *	Ad <sup>123</sup>
79065	1999	725 *	Ad <sup>123</sup>	79104.104	1999	725 *	Ad <sup>123</sup>
79065.2	1999	725 *	Ad <sup>123</sup>	79104.106	1999	725 *	Ad <sup>123</sup>
79065.4	1999	725 *	Ad <sup>123</sup>	79104.108	1999	725 *	Ad <sup>123</sup>
79065.6	1999	725 *	Ad <sup>123</sup>	79104.110	1999	725 *	Ad <sup>123</sup>
79065.8	1999	725 *	Ad <sup>123</sup>	79104.114	1999	725 *	Ad <sup>123</sup>
79067	1999	725 *	Ad <sup>123</sup>	79104.20	1999	725 *	Ad <sup>123</sup>
79067.2	1999	725 *	Ad <sup>123</sup>	79104.200	1999	725 *	Ad <sup>123</sup>
79067.4	1999	725 *	Ad <sup>123</sup>	79104.202	1999	725 *	Ad <sup>123</sup>
79068	1999	725 *	Ad <sup>123</sup>	79104.204	1999	725 *	Ad <sup>123</sup>
79068.10	1999	725 *	Ad <sup>123</sup>	79104.206	1999	725 *	Ad <sup>123</sup>
79068.12	1999	725 *	Ad <sup>123</sup>	79104.22	1999	725 *	Ad <sup>123</sup>
79068.14	1999	725 *	Ad <sup>123</sup>	79104.24	1999	725 *	Ad <sup>123</sup>
79068.16	1999	725 *	Ad <sup>123</sup>	79104.26	1999	725 *	Ad <sup>123</sup>
79068.18	1999	725 *	Ad <sup>123</sup>	79104.30	1999	725 *	Ad <sup>123</sup>
79068.2	1999	725 *	Ad <sup>123</sup>	79104.32	1999	725 *	Ad <sup>123</sup>
79068.20	1999	725 *	Ad <sup>123</sup>	79104.34	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79105	1999	725 *	Ad <sup>123</sup>
79068.4	1999	725 *	Ad <sup>123</sup>	79106	1999	725 *	Ad <sup>123</sup>
79068.6	1999	725 *	Ad <sup>123</sup>		2000	1078	Am
79068.8	1999	725 *	Ad <sup>123</sup>	79110	1999	725 *	Ad <sup>123</sup>
79069	1999	725 *	Ad <sup>123</sup>	79111	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79112	1999	725 *	Ad <sup>123</sup>
79069.10	1999	725 *	Ad <sup>123</sup>	79113	1999	725 *	Ad <sup>123</sup>
79069.12	1999	725 *	Ad <sup>123</sup>	79114	1999	725 *	Ad <sup>123</sup>
79069.2	1999	725 *	Ad <sup>123</sup>	79114.2	1999	725 *	Ad <sup>123</sup>
79069.4	1999	725 *	Ad <sup>123</sup>	79114.3	1999	725 *	Ad <sup>123</sup>
79069.6	1999	725 *	Ad <sup>123</sup>	79114.5	1999	725 *	Ad <sup>123</sup>
79069.8	1999	725 *	Ad <sup>123</sup>	79115	1999	725 *	Ad <sup>123</sup>
79070	1999	725 *	Ad <sup>123</sup>	79116	1999	725 *	Ad <sup>123</sup>
79071	1999	725 *	Ad <sup>123</sup>	79117	1999	725 *	Ad <sup>123</sup>
79075	1999	725 *	Ad <sup>123</sup>	79120	1999	725 *	Ad <sup>123</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WATER CODE—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
79121	1999	725 *	Ad <sup>123</sup>	79149.8	1999	725 *	Ad <sup>123</sup>
79122	1999	725 *	Ad <sup>123</sup>	79150	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79151	1999	725 *	Ad <sup>123</sup>
79122.2	1999	725 *	Ad <sup>123</sup>	79152	1999	725 *	Ad <sup>123</sup>
79122.4	1999	725 *	Ad <sup>123</sup>	79153	1999	725 *	Ad <sup>123</sup>
79123	1999	725 *	Ad <sup>123</sup>	79154	1999	725 *	Ad <sup>123</sup>
79124	1999	725 *	Ad <sup>123</sup>	79155	1999	725 *	Ad <sup>123</sup>
79125	1999	725 *	Ad <sup>123</sup>	79155.5	1999	725 *	Ad <sup>123</sup>
79126	1999	725 *	Ad <sup>123</sup>	79156	1999	725 *	Ad <sup>123</sup>
79127	1999	725 *	Ad <sup>123</sup>	79157	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79158	1999	725 *	Ad <sup>123</sup>
79128	1999	725 *	Ad <sup>123</sup>	79161	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79161.5	1999	725 *	Ad <sup>123</sup>
79128.5	1999	725 *	Ad <sup>123</sup>	79162	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79162.2	1999	725 *	Ad <sup>123</sup>
79129	1999	725 *	Ad <sup>123</sup>	79162.4	1999	725 *	Ad <sup>123</sup>
79130	1999	725 *	Ad <sup>123</sup>	79163	1999	725 *	Ad <sup>123</sup>
79131	1999	725 *	Ad <sup>123</sup>	79164	1999	725 *	Ad <sup>123</sup>
79132	1999	725 *	Ad <sup>123</sup>	79165	1999	725 *	Ad <sup>123</sup>
79133	1999	725 *	Ad <sup>123</sup>	79166	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79170	1999	725 *	Ad <sup>123</sup>
79135	1999	725 *	Ad <sup>123</sup>	79171	1999	725 *	Ad <sup>123</sup>
79136	1999	725 *	Ad <sup>123</sup>		2000	1078	Am
79137	1999	725 *	Ad <sup>123</sup>	79172	1999	725 *	Ad <sup>123</sup>
79138	1999	725 *	Ad <sup>123</sup>	79173	1999	725 *	Ad <sup>123</sup>
79139	1999	725 *	Ad <sup>123</sup>	79174	1999	725 *	Ad <sup>123</sup>
79140	1999	725 *	Ad <sup>123</sup>	79175	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79176	1999	725 *	Ad <sup>123</sup>
79141	1999	725 *	Ad <sup>123</sup>	79177	1999	725 *	Ad <sup>123</sup>
79142	1999	725 *	Ad <sup>123</sup>	79178	1999	725 *	Ad <sup>123</sup>
79142.2	1999	725 *	Ad <sup>123</sup>	79179	1999	725 *	Ad <sup>123</sup>
79142.4	1999	725 *	Ad <sup>123</sup>	79180	1999	725 *	Ad <sup>123</sup>
79142.6	1999	725 *	Ad <sup>123</sup>	79181	1999	725 *	Ad <sup>123</sup>
79142.8	1999	725 *	Ad <sup>123</sup>	79182	1999	725 *	Ad <sup>123</sup>
79143	1999	725 *	Ad <sup>123</sup>	79183	1999	725 *	Ad <sup>123</sup>
79144	1999	725 *	Ad <sup>123</sup>	79190	1999	725 *	Ad <sup>123</sup>
79145	1999	725 *	Ad <sup>123</sup>	79191	1999	725 *	Ad <sup>123</sup>
79146	1999	725 *	Ad <sup>123</sup>	79192	1999	725 *	Ad <sup>123</sup>
79147	1999	725 *	Ad <sup>123</sup>	79193	1999	725 *	Ad <sup>123</sup>
79148	1999	725 *	Ad <sup>123</sup>	79194	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79195	1999	725 *	Ad <sup>123</sup>
79148.10	1999	725 *	Ad <sup>123</sup>	79196	1999	725 *	Ad <sup>123</sup>
79148.12	1999	725 *	Ad <sup>123</sup>	79196.5	1999	725 *	Ad <sup>123</sup>
79148.14	1999	725 *	Ad <sup>123</sup>		2000	1078	Am
79148.15	1999	725 *	Ad <sup>123</sup>	79197	1999	725 *	Ad <sup>123</sup>
79148.16	1999	725 *	Ad <sup>123</sup>	79198	1999	725 *	Ad <sup>123</sup>
79148.2	1999	725 *	Ad <sup>123</sup>	79199	1999	725 *	Ad <sup>123</sup>
79148.4	1999	725 *	Ad <sup>123</sup>	79200	1999	725 *	Ad <sup>123</sup>
79148.6	1999	725 *	Ad <sup>123</sup>	79201	1999	725 *	Ad <sup>123</sup>
79148.7	1999	725 *	Ad <sup>123</sup>	79201.5	1999	725 *	Ad <sup>123</sup>
79148.8	1999	725 *	Ad <sup>123</sup>	79202	1999	725 *	Ad <sup>123</sup>
	2000	1078	Am	79203	1999	725 *	Ad <sup>123</sup>
79149	1999	725 *	Ad <sup>123</sup>	79205.10	1999	725 *	Ad <sup>123</sup>
79149.10	1999	725 *	Ad <sup>123</sup>	79205.12	1999	725 *	Ad <sup>123</sup>
79149.12	1999	725 *	Ad <sup>123</sup>	79205.14	1999	725 *	Ad <sup>123</sup>
79149.14	1999	725 *	Ad <sup>123</sup>	79205.16	1999	725 *	Ad <sup>123</sup>
79149.16	1999	725 *	Ad <sup>123</sup>	79205.2	1999	725 *	Ad <sup>123</sup>
79149.2	1999	725 *	Ad <sup>123</sup>	79205.4	1999	725 *	Ad <sup>123</sup>
79149.3	1999	725 *	Ad <sup>123</sup>	79205.6	1999	725 *	Ad <sup>123</sup>
79149.4	1999	725 *	Ad <sup>123</sup>	79205.8	1999	725 *	Ad <sup>123</sup>
79149.6	1999	725 *	Ad <sup>123</sup>	79210	1999	725 *	Ad <sup>123</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## WATER CODE—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
79211	1999	725 *	Ad <sup>123</sup>	79501	2002		
79212	1999	725 *	Ad <sup>123</sup>		Initiative		
79213	1999	725 *	Ad <sup>123</sup>		(Prop. 50		
79214	1999	725 *	Ad <sup>123</sup>		adopted		
79215	1999	725 *	Ad <sup>123</sup>		Nov. 5, 2002)	Ad	
79216	1999	725 *	Ad <sup>123</sup>	79502	2002		
79217	1999	725 *	Ad <sup>123</sup>		Initiative		
79218	1999	725 *	Ad <sup>123</sup>		(Prop. 50		
79219	1999	725 *	Ad <sup>123</sup>		adopted		
79220	1999	725 *	Ad <sup>123</sup>		Nov. 5, 2002)	Ad	
79221	1999	725 *	Ad <sup>123</sup>	79503	2002		
79400	2002	812	Ad & R <sup>493</sup>		Initiative		
79401	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79402	2002	812	Ad & R <sup>493</sup>		adopted		
79403.5	2002	812	Ad & R <sup>493</sup>		Nov. 5, 2002)	Ad	
79404	2002	812	Ad & R <sup>493</sup>	79504	2002		
79405	2002	812	Ad & R <sup>493</sup>		Initiative		
79406	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79407	2002	812	Ad & R <sup>493</sup>		adopted		
79410	2002	812	Ad & R <sup>493</sup>		Nov. 5, 2002)	Ad	
79412	2002	812	Ad & R <sup>493</sup>	79505	2002		
79413	2002	812	Ad & R <sup>493</sup>		Initiative		
79414	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79415	2002	812	Ad & R <sup>493</sup>		adopted		
79420	2002	812	Ad & R <sup>493</sup>		Nov. 5, 2002)	Ad	
	2002	955	Ad <sup>528</sup>	79505.5	2003	240 *	Ad
	2003	62	Am (as ad by		2003	741	Am
			Stats. 2002,	79505.6	2003	240 *	Ad
			Ch. 955) <sup>519</sup>	79506	2002		
79421	2002	812	Ad & R <sup>493</sup>		Initiative		
79422	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79423	2002	812	Ad & R <sup>493</sup>		adopted		
	2002	955	Ad <sup>528</sup>		Nov. 5, 2002)	Ad	
79430	2002	812	Ad & R <sup>493</sup>	79506.7	2003	240 *	Ad
79431	2002	812	Ad & R <sup>493</sup>	79507	2002		
79432	2002	812	Ad & R <sup>493</sup>		Initiative		
79440	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79441	2002	812	Ad & R <sup>493</sup>		adopted		
79450	2002	812	Ad & R <sup>493</sup>		Nov. 5, 2002)	Ad	
79451	2002	812	Ad & R <sup>493</sup>	79508	2002		
79452	2002	812	Ad & R <sup>493</sup>		Initiative		
79452.3	2005	567 *	Ad & R <sup>68</sup>		(Prop. 50		
79453	2002	812	Ad & R <sup>493</sup>		adopted		
	2002	955	Ad <sup>528</sup>		Nov. 5, 2002)	Ad	
79454	2002	812	Ad & R <sup>493</sup>	79509	2002		
79455	2002	812	Ad & R <sup>493</sup>		Initiative		
	2002	955	Ad <sup>528</sup>		(Prop. 50		
79456	2002	812	Ad & R <sup>493</sup>		adopted		
79460	2002	812	Ad & R <sup>493</sup>		Nov. 5, 2002)	Ad	
	2003	62	Am <sup>519</sup>	79509.6	2004	230 *	Ad
79470	2002	812	Ad & R <sup>493</sup>	79510	2002		
79471	2002	812	Ad & R <sup>493</sup>		Initiative		
79475	2002	812	Ad & R <sup>493</sup>		(Prop. 50		
79476	2002	812	Ad & R <sup>493</sup>		adopted		
79500	2002				Nov. 5, 2002)	Ad	
				79511	2002		
					Initiative		
					(Prop. 50		
					adopted		
					Nov. 5, 2002)	Ad	

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WATER CODE—Continued**

<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
79512	2002			79546	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79520	2002			79547	2003	240 *	Ad
	Initiative			79547.2	2003	240 *	Ad
	(Prop. 50			79550	2002		
	adopted				Initiative		
	Nov. 5, 2002)		Ad		(Prop. 50		
79521	2002				adopted		
	Initiative				Nov. 5, 2002)		Ad
	(Prop. 50			79551	2002		
	adopted				Initiative		
	Nov. 5, 2002)		Ad		(Prop. 50		
79522	2003	240 *	Ad		adopted		
79530	2002				Nov. 5, 2002)		Ad
	Initiative			79552	2002		
	(Prop. 50				Initiative		
	adopted				(Prop. 50		
	Nov. 5, 2002)		Ad		adopted		
79531	2002				Nov. 5, 2002)		Ad
	Initiative			79553	2002		
	(Prop. 50				Initiative		
	adopted				(Prop. 50		
	Nov. 5, 2002)		Ad		adopted		
79532	2003	240 *	Ad		Nov. 5, 2002)		Ad
	2004	183	Am <sup>571</sup>	79554	2002		
79534	2003	240 *	Ad		Initiative		
79540	2002				(Prop. 50		
	Initiative				adopted		
	(Prop. 50				Nov. 5, 2002)		Ad
	adopted			79555	2003	240 *	Ad
	Nov. 5, 2002)		Ad	79560	2002		
79540.1	2003	240 *	Ad		Initiative		
79541	2002				(Prop. 50		
	Initiative				adopted		
	(Prop. 50				Nov. 5, 2002)		Ad
	adopted			79560.1	2002	618	Ad <sup>443</sup>
	Nov. 5, 2002)		Ad	79560.5	2003	240 *	Ad
79542	2002			79561	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79543	2002				2003	240 *	Ad
	Initiative				2004	183	Am <sup>571</sup>
	(Prop. 50			79562	2002		
	adopted				Initiative		
	Nov. 5, 2002)		Ad		(Prop. 50		
	2003	493	Am		adopted		
79544	2002				Nov. 5, 2002)		Ad
	Initiative			79562.5	2003	240 *	Ad
	(Prop. 50			79563	2002		
	adopted				Initiative		
	Nov. 5, 2002)		Ad		(Prop. 50		
79545	2002				adopted		
	Initiative				Nov. 5, 2002)		Ad
	(Prop. 50			79563.5	2003	493 *	Ad
	adopted						
	Nov. 5, 2002)		Ad				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>		<i>Effect</i>	<i>Section</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
79564	2002				Nov. 5, 2002)		Ad
	Initiative			79584	2002		
	(Prop. 50				Initiative		
	adopted				(Prop. 50		
79564.1	Nov. 5, 2002)		Ad		adopted		
79565	2003	240*	Ad		Nov. 5, 2002)		Ad
	2002			79585	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79567	2002			79586	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79568	2002			79587	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79570	2002			79588	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79571	2002			79589	2002		
	Initiative				Initiative		
	(Prop. 50				(Prop. 50		
	adopted				adopted		
	Nov. 5, 2002)		Ad		Nov. 5, 2002)		Ad
79572	2002				2003	240*	Ad
	Initiative			79590	2003	240*	Ad
	(Prop. 50			80000	1X 2001–02	4*	Ad
	adopted			80002	1X 2001–02	4*	Ad
	Nov. 5, 2002)		Ad	80002.5	1X 2001–02	4*	Ad
79573	2002			80003	1X 2001–02	4*	Ad
	Initiative			80004	1X 2001–02	4*	Ad
	(Prop. 50			80010	1X 2001–02	4*	Ad
	adopted			80012	1X 2001–02	4*	Ad
	Nov. 5, 2002)		Ad	80014	1X 2001–02	4*	Ad
79575	2003	240*	Ad	80016	1X 2001–02	4*	Ad
79580	2002			80100	1X 2001–02	4*	Ad
	Initiative			80102	1X 2001–02	4*	Ad
	(Prop. 50			80104	1X 2001–02	4*	Ad
	adopted			80106	1X 2001–02	4*	Ad
	Nov. 5, 2002)		Ad		1X 2001–02	9	Am
79581	2002			80108	1X 2001–02	4*	Ad
	Initiative			80110	1X 2001–02	4*	Ad
	(Prop. 50			80112	1X 2001–02	4*	Ad
	adopted			80114	1X 2001–02	4*	Ad
	Nov. 5, 2002)		Ad		1X 2001–02	9	R (as ad by Stats. 2001, Ch. 4)
79582	2002						
	Initiative			80116	1X 2001–02	4*	Ad
	(Prop. 50			80120	1X 2001–02	4*	Ad
	adopted			80122	1X 2001–02	4*	Ad
	Nov. 5, 2002)		Ad	80130	1X 2001–02	4*	Ad
79583	2002				1X 2001–02	9	Am
	Initiative			80132	1X 2001–02	4*	Ad
	(Prop. 50				1X 2001–02	9	Am
	adopted			80134	1X 2001–02	4*	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
80200	1X 2001-02	4 *	Ad	81431	2002	844	Ad
	1X 2001-02	9	Am	81432	2002	844	Ad
80250	1X 2001-02	4 *	Ad	81433	2002	844	Ad
80260	1X 2001-02	4 *	Ad	81434	2002	844	Ad
80270	1X 2001-02	4 *	Ad	81435	2002	844	Ad
81300	2002	844	Ad	81440	2002	844	Ad
81301	2002	844	Ad	81441	2002	844	Ad
81302	2002	844	Ad	81442	2002	844	Ad
81303	2002	844	Ad	81445	2002	844	Ad
81304	2002	844	Ad	81446	2002	844	Ad
81305	2002	844	Ad	81447	2002	844	Ad
81306	2002	844	Ad	81448	2002	844	Ad
81307	2002	844	Ad	81449	2002	844	Ad
81307.5	2002	844	Ad	81450	2002	844	Ad
81308	2002	844	Ad	81451	2002	844	Ad
81309	2002	844	Ad	81452	2002	844	Ad
81315	2002	844	Ad	81455	2002	844	Ad
81316	2002	844	Ad	81456	2002	844	Ad
81317	2002	844	Ad	81456.5	2002	844	Ad
81318	2002	844	Ad	81456.7	2002	844	Ad
81319	2002	844	Ad	81457	2002	844	Ad
81325	2002	844	Ad	81459	2002	844	Ad
81325.5	2002	844	Ad	81460	2002	844	Ad
81325.7	2002	844	Ad	81461	2002	844	Ad
81326	2002	844	Ad	81600	2002	849	Ad
81327	2002	844	Ad	81601	2002	849	Ad
81328	2002	844	Ad	81602	2002	849	Ad
81329	2002	844	Ad	81603	2002	849	Ad
81330	2002	844	Ad	81604	2002	849	Ad
81331	2002	844	Ad	81606	2002	849	Ad
81335	2002	844	Ad	81608	2002	849	Ad
81336	2002	844	Ad	81608.5	2002	849	Ad
81336.5	2002	844	Ad	81609	2002	849	Ad
81337	2002	844	Ad	81610	2002	849	Ad
81338	2002	844	Ad	81615	2002	849	Ad
81339	2002	844	Ad	81628	2002	849	Ad
81400	2002	844	Ad	81629	2002	849	Ad
81401	2002	844	Ad	81630	2002	849	Ad
81402	2002	844	Ad	81631	2002	849	Ad
81403	2002	844	Ad	81632	2002	849	Ad
81404	2002	844	Ad	81633	2002	849	Ad
81405	2002	844	Ad	81634	2002	849	Ad
81406	2002	844	Ad	81635	2002	849	Ad
81407	2002	844	Ad	81636	2002	849	Ad
81408	2002	844	Ad	81637	2002	849	Ad
81409	2002	844	Ad	81640	2002	849	Ad
81410	2002	844	Ad	81641	2002	849	Ad
81415	2002	844	Ad	81642	2002	849	Ad
81416	2002	844	Ad	81643	2002	849	Ad
81417	2002	844	Ad	81645	2002	849	Ad
81418	2002	844	Ad	81646	2002	849	Ad
81419	2002	844	Ad	81647	2002	849	Ad
81420	2002	844	Ad	81648	2002	849	Ad
81421	2002	844	Ad	81649	2002	849	Ad
81422	2002	844	Ad	81650	2002	849	Ad
81425	2002	844	Ad	81651	2002	849	Ad
81426	2002	844	Ad	81652	2002	849	Ad
81427	2002	844	Ad	81653	2002	849	Ad
81428	2002	844	Ad	81654	2002	849	Ad
81429	2002	844	Ad	81655	2002	849	Ad
81430	2002	844	Ad	81656	2002	849	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
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81658	2002	849	Ad	81671.5	2002	849	Ad
81660	2002	849	Ad	81671.6	2002	849	Ad
81661	2002	849	Ad	81671.7	2002	849	Ad
81662	2002	849	Ad	81672	2002	849	Ad
81670	2002	849	Ad	81673	2002	849	Ad
81671	2002	849	Ad	81674	2002	849	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
27	2001	683	Ad	297	2002	416	Ad
100	2000	447	Am	300	2000	824	Am
	2001	824	Am				R & Ad <sup>80</sup>
202	1999	997	Am (by Sec. 1 of Ch.)		2005	625	R (as ad by Sec. 3.5, Stats. 2000, Ch. 824)
	2001	830	Am				Am (as am by Sec. 3, Stats. 2000, Ch. 824) <sup>13</sup>
204	2003	124	R				Am (as am by Sec. 3, Stats. 2000, Ch. 824, by Sec. 1 of Ch.) <sup>13</sup>
	2004	574	Ad				Am (as am by Sec. 3, Stats. 2000, Ch. 824, by Sec. 1.5 of Ch.) <sup>82</sup>
207.6	2003	332	Ad				
213.5	1999	661	Am (by Sec. 13 of Ch.)		2005	630	Am (as am by Sec. 3, Stats. 2000, Ch. 824, by Sec. 1 of Ch.) <sup>13</sup>
	1999	980	Am (by Sec. 19.5 of Ch.)				Am (as am by Sec. 3, Stats. 2000, Ch. 824, by Sec. 1 of Ch.) <sup>13</sup>
	2001	572	Am (by Sec. 5 of Ch.)				Am (as am by Sec. 3.5, Stats. 2000, Ch. 824, by Sec. 1.5 of Ch.) <sup>82</sup>
	2001	713	Am (by Sec. 1.5 of Ch.)				
	2002	664	Am <sup>431</sup>				
	2002	1008	Am				
	2003	365	Am				
	2005	634	Am				
213.6	2003	365	Ad	300.2	1999	346	Am
213.7	2005	472	Ad	302	2000	921	Am
217	1999	233	Am		2001	854	Am
219.5	2002	196	Am	305.5	1999	275 *	Ad
222	2005	608	Am		2002	920	Ad
225.05	2003	62	Am <sup>519</sup>		2003	568	Am & RN
	2004	193	R <sup>571</sup>	305.6	2003	568	Ad(RN)
229.5	2000	908	Am	306.5	2001	747	Ad
241.1	2001	830	Am	309	2000	421 *	Am
	2004	468	Am		2000	824	Am
241.2	2004	468	Ad				R & Ad <sup>80</sup>
246	2002	784	Am <sup>490</sup>		2001	653 *	Am (as am by Sec. 4 and as ad by Sec. 4.5, Stats. 2000, Ch. 824)
247	2003	149	R				Am (as am by Sec. 7 and Sec. 8, Stats. 2001, Ch. 653)
255	2002	784	Am <sup>490</sup>				R (as am by Sec. 4, Stats. 2002, Ch. 918)
256	2000	228	Am				Am (as am by Sec. 3, Stats. 2002, Ch. 918) <sup>13</sup>
257	2001	830	Am				
258	2003	149	Am		2002	918	Am (as am by Sec. 7 and Sec. 8, Stats. 2001, Ch. 653)
270	2002	784	Am <sup>490</sup>				
285	2004	405	Am <sup>654</sup>				
290.1	2002	416	Ad				
	2003	558	Am				
290.2	2002	416	Ad		2004	373	R (as am by Sec. 4, Stats. 2002, Ch. 918)
	2003	558	Am				Am (as am by Sec. 3, Stats. 2002, Ch. 918) <sup>13</sup>
291	2002	416	Ad				
	2003	558	Am				
292	2002	416	Ad				
	2003	558	Am				
293	2002	416	Ad				
	2003	558	Am				
	2004	858	Am	311	2002	416	Am
294	2002	416	Ad	312	2002	416	R
	2003	558	Am (by Sec. 6 of Ch.)	316.2	2000	56	Am
	2004	20 *	Am	317	2000	450	Am
	2005	22	Am <sup>647</sup>	319	1999	83	Am <sup>30</sup>
	2005	627	Am		2001	653 *	Am
295	2002	416	Ad		2004	373	Am
	2003	558	Am		2005	639	Am
296	2002	416	Ad	319.1	1999	892	Am
					2001	854	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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326	2000	450	R <sup>96</sup>				
326.5	2000	450	Ad		2001	653 *	Am (as am by Sec. 5 and as ad by Sec. 5.5, Stats. 2000, Ch. 824)
335	2002	416	R				
336	2002	416	R				
337	2002	416	R				
338	2002	416	Am		2002	918	Am (as am by Sec. 11.3 and 11.6, Stats. 2001, Ch. 653)
349	2003	813	Am				
355	2003	365	Am				
	2003	468	Am <sup>561</sup>				
355.1	1999	417 *	Am		2003	28	Am (as am by Sec. 7 and Sec. 8, Stats. 2002, Ch. 918)
358	2003	812	Am				
358.1	2000	909	Am (by Sec. 1 of Ch.)				
	2000	930	Am				
	2001	754	Am		2005	625	R (as am by Sec. 8, Stats. 2002, Ch. 918)
	2002	785	Am				
	2003	812	Am				
360	2002	416	Am				
360.6	1999	275 *	Ad				Am (as am by Sec. 7, Stats. 2002, Ch. 918) <sup>13</sup>
361	2002	180	Am				
	2003	862	Am				
	2005	639	Am				
361.1	2003	306	Ad	362	2000	908	Am (by Sec. 2 of Ch.)
361.2	2000	909	Am (by Sec. 2 of Ch.)				
	2001	653 *	Am		2000	910	Am (by Sec. 8.5 of Ch.)
	2005	632	Am				
361.21	1999	881 *	Am		2000	911	Am (by Sec. 1.5 of Ch.)
361.3	2001	653 *	Am	362.04	2005	628	Ad
	2003	812	Am	362.05	2003	813	Ad
361.4	2000	421 *	Am		2005	628	Am
	2001	445 *	Am	362.1	2000	909	Am
			R & Ad <sup>63</sup>		2005	630	Am
	2002	918	Am (as am by Sec. 1 and as ad by Sec. 2, Stats. 2001, Ch. 445)	362.3	2002	416	Am
			R (as am by Sec. 5, Stats. 2002, Ch. 918)	362.7	2001	653 *	Ad
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>	364.05	2003	516	Ad
	2004	298	R (as am by Sec. 5, Stats. 2002, Ch. 918)	366	1999	887	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2000	909	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2001	111 *	Am
	2004	373	R (as am by Sec. 5, Stats. 2002, Ch. 918)		2001	653 *	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2002	785	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2003	813	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>	366.05	2003	516	Ad
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>	366.1	2000	909	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2001	111 *	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2001	653 *	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2002	785	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2003	813	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2004	810	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>		2005	640	Am
			Am (as am by Sec. 6, Stats. 2002, Ch. 918) <sup>38</sup>	366.21	1999	399	Am (by Sec. 2 of Ch.)
361.5	1999	399	Am (by Sec. 1 of Ch.)		1999	805	Am (by Sec. 2.2 of Ch.)
	1999	805	Am (by Sec. 1.2 of Ch.)		2000	108 *	Am
	2000	135	Am <sup>203</sup>		2000	910	Am
	2000	824	Am		2001	747	Am
			R & Ad <sup>80</sup>		2002	416	Am
					2002	918	Am

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366.21 (Cont.)				367	2001	854	Am
	2003	558	Am (by Sec. 8 of Ch.)	369.5	1999	552	Ad
					2004	329	Am
	2003	813	Am (by Sec. 5.5 of Ch.)	387	2002	416	Am
					2003	468	Am <sup>561</sup>
	2004	810	Am (by Sec. 3 of Ch.)		2004	468	Am
					2005	22	Am <sup>647</sup>
	2004	811	Am (by Sec. 14.5 of Ch.)	388	2000	909	Am
				391	2000	911	Ad
	2005	22	Am <sup>647</sup>		2003	813	Am
	2005	640	Am		2004	810	Am
366.22	1999	399	Am		2005	639	Am
	2000	108*	Am	396	1999	620	Am
	2000	910	Am	398	2004	193	R <sup>571</sup>
	2003	813	Am	503	2004	193	Am <sup>571</sup>
	2004	810	Am	601.4	2002	784	Am <sup>490</sup>
	2005	640	Am	602	1999	996	Am
366.23	1999	997	Am		2000		
	2002	416	R		Initiative		
	2005	632	Ad		(Prop. 21		
366.24	1999	887	Ad		adopted		
	2000	910	R		March 7,		
366.25	1999	887	Ad		2000)		Am
	2000	910	R		2001	854	Am
366.26	1999	83	Am <sup>30</sup>	602.3	2001	854	Ad(RN)
	1999	997	Am	602.5	1999	996	Ad
	2000	910	Am		2000		
	2001	747	Am		Initiative		
	2003	813	Am		(Prop. 21		
	2004	810	Am (by Sec. 5 of Ch.)		adopted		
					March 7,		
	2005	626	Am (by Sec. 1 of Ch.)		2000)		Ad
					2001	854	Am (as ad by
	2005	634	Am (by Sec. 2 of Ch.)				Stats. 1999,
							Ch. 996) & RN
	2005	640	Am (by Sec. 6.5 of Ch.)	603.5	2001	824	Am
366.27	2003	862	Am	606	1999	996	Am
366.28	2001	745*	R	625.3	1999	996	Am
	2003	247	Ad <sup>497</sup>		2000		
	2004	249*	Am <sup>629</sup>		Initiative		
366.29	2001	747	Am		(Prop. 21		
366.3	1999	887	Am (by Sec. 2 of Ch.)		adopted		
					March 7,		
	2000	108*	Am		2000)		Am
	2000	909	Am (by Sec. 6 of Ch.)	626	2001	334	Am
				628	1999	997	Am
	2000	910	Am (by Sec. 14.1 of Ch.)		2001	831	Am
				628.1	1999	996	Am
	2000	911	Am (by Sec. 2.3 of Ch.)	629	1999	996	Am
					2000	663	Am
	2001	747	Am		2000		
	2002	785	Am		Initiative		
	2003	813	Am		(Prop. 21		
	2004	810	Am		adopted		
	2005	640	Am		March 7,		
366.35	2005	640	Ad		2000)		Am
366.4	2002	1115	Am	635	1999	997	Am
	2003	62	Am <sup>519</sup>	635.1	2001	854	Am
				636	1999	997	Am
366.5	2004	468	Ad		2001	831	Am
					2004	332	Am

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	Year	Chapter	Effect		Year	Chapter	Effect
636 (Cont.)	2005	22	Am <sup>647</sup>	726.4	1999	997	Ad
636.1	1999	997	Ad	727	2000	911	Am
	2001	831	Am		2001	653 *	Am
	2004	332	Am	727.1	1999	881 *	Am
652	1999	997	Am		2001	831	Am
653.5	1999	997	Am	727.2	1999	995	Ad
654.1	2003	149	Am		1999	997	Ad
654.3	2000				2000	287	Am (as ad by Stats. 1999, Ch. 995), & RN <sup>216</sup>
	Initiative (Prop. 21 adopted March 7, 2000)		Am		2001	831	R & Ad
656	2002	784	Am <sup>490</sup>		2002	785	Am
656.2	1999	996	Am	727.3	2003	862	Am
658	1999	997	Am		1999	997	Ad
	2001	831	Am		2000	135	Am <sup>203</sup>
660	1999	997	Am		2001	830	Am
	2000			727.31	2001	831	R & Ad
	Initiative (Prop. 21 adopted March 7, 2000)		Am		1999	997	Ad
660.5	2002	110	Am <sup>13</sup>		2000	135	Am <sup>203</sup>
661	2002	784	Am <sup>490</sup>		2001	831	Am
663	2000			727.32	2001	830	Ad
	Initiative (Prop. 21 adopted March 7, 2000)		Am		2001	831	Ad
663	2000			727.4	1999	997	Ad
	Initiative (Prop. 21 adopted March 7, 2000)		Am		2000	287	Am <sup>216</sup>
660.5	2002	110	Am <sup>13</sup>		2001	831	Am
661	2002	784	Am <sup>490</sup>		2002	664	Am <sup>431</sup>
663	2000			727.6	2000	287	Ad(RN) <sup>216</sup>
	Initiative (Prop. 21 adopted March 7, 2000)		Am	728	2001	831	Am
676	1999	996	Am	729.11	2001	115	R
	2000			729.6	2001	484	Ad
	Initiative (Prop. 21 adopted March 7, 2000)		Am	730.6	2000	481	Am
	1999	996	Am		2000	1016	Am (by Sec. 12.5 of Ch.)
	2000				2005	238	Am
	Initiative (Prop. 21 adopted March 7, 2000)		Am	730.7	1999	996	Ad
676.5	1999	996	Am		2001	854	Am (as ad by Stats. 1999, Ch. 996) & RN
706.5	1999	997	Am	730.8	2001	854	Ad(RN)
	2001	831	R & Ad	731	2003	4 *	Am <sup>22</sup>
706.6	2002	785	Am	731.3	2000	366 *	Ad & R <sup>21 20</sup>
	1999	997	Ad	740	2004	375	Am
707	2001	831	Am		2005	22	Am <sup>647</sup>
	2000			742.16	2002	784	Am <sup>490</sup>
	Initiative (Prop. 21 adopted March 7, 2000)		Am	Div. 2, Pt. 1, Ch. 2, Art. 18.5, heading (Sec. 743 et seq.)	2001	854	Am & RN
710	2005	265	Ad	Div. 2, Pt. 1, Ch. 2, Art. 18.6, heading (Sec. 743 et seq.)	2001	854	Ad(RN)
711	2005	265	Ad				
712	2005	265	Ad				
713	2005	265	Ad				
714	2005	265	Ad				
725.1	1999	996	Ad				
726	2003	124	R				
	2002	180	Am				
	2003	862	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WELFARE AND INSTITUTIONS CODE—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
777	2000				2000	908	Am (by Sec. 3 of Ch.)
	Initiative (Prop. 21 adopted March 7, 2000)				2000	926	Am (by Sec. 8 of Ch.)
			Am		2001	754	Am
779	2003	4*	Am <sup>22</sup>		2002	305	Am (by Sec. 2 of Ch.)
	2004	183	Am <sup>571</sup>		2004	339	Am (by Sec. 12 of Ch.)
780	2003	4*	Am <sup>22</sup>		2004	574	Am (by Sec. 4.5 of Ch.)
781	1999	83	Am <sup>30</sup>		2005	22	Am <sup>647</sup>
	2000 Initiative (Prop. 21 adopted March 7, 2000)		Am	827.1	1999	996	Am (as ad by Stats. 1996, Ch. 422) & RN
781.5	1999	167	Ad & R <sup>52</sup>		2000 Initiative (Prop. 21 adopted March 7, 2000)		Am (as ad by Stats. 1996, Ch. 422) & RN
790	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad		827.2	2000 Initiative (Prop. 21 adopted March 7, 2000)	Ad(RN)
791	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad		827.5	1999 Initiative (Prop. 21 adopted March 7, 2000)	Am
792	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad		827.6	1999 Initiative (Prop. 21 adopted March 7, 2000)	Am R & Ad
793	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad		827.7	1999 Initiative (Prop. 21 adopted March 7, 2000)	Am
794	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad		827.9	2001	Ad(RN)
						2002	Ad
795	2000 Initiative (Prop. 21 adopted March 7, 2000)		Ad	828	2001	830	Am <sup>422</sup>
					2003	124	Am
				828.01	2000 Initiative (Prop. 21 adopted March 7, 2000)		Am
796	2000	366*	Ad & R <sup>21 20</sup>		871	2003	R
827	1999	984	Am		872	2002	Am <sup>490</sup>
	1999	985	Am (by Sec. 3 of Ch.)		898.5	2004	R <sup>571</sup>
	1999	996	Am (by Sec. 22.3 of Ch.)		903	2001	Am
	2000	135	Am <sup>203</sup>		903.3	2001	Am
					903.4	2000	Am
					903.41	2000	Am

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
903.45	2001	755 *	Am	1721	2003	4 *	Am <sup>22</sup>
903.5	2000	808 *	Am		2005	10 *	R <sup>715 716</sup>
	2001	755 *	Am		2005	GRP 1	S <sup>703</sup>
	2002	664	Am <sup>431</sup>	1722	2003	4 *	Am <sup>22</sup>
903.7	2000	108 *	Am		2005	10 *	R <sup>715 716</sup>
	2001	755 *	Am		2005	GRP 1	S <sup>703</sup>
	2002	1022 *	Am	1723	2003	4 *	Am <sup>22</sup>
	2005	73 *	Am <sup>693</sup>		2005	10 *	Am <sup>715 716</sup>
904	2001	824	Am		2005	GRP 1	S <sup>694</sup>
912	2003	158 *	Am	1724	2003	4 *	R <sup>22</sup>
912.1	2003	158 *	Am	1725	2003	4 *	Am <sup>22</sup>
990	2000	59	Am		2005	10 *	Am <sup>715 716</sup>
1000	2005	10 *	Am <sup>715 716</sup>		2005	GRP 1	S <sup>694</sup>
	2005	GRP 1	S <sup>694</sup>	1726	2003	4 *	Am <sup>22</sup>
1000.7	2003	4 *	Am <sup>22</sup>	1727	2003	4 *	R <sup>22</sup>
	2004	183	Am <sup>571</sup>	1731.8	2003	4 *	Ad <sup>22</sup>
1009	2003	4 *	Am <sup>22</sup>	1732.6	2000		
1077	2000	659	Ad		Initiative		
1078	2000	659	Ad		(Prop. 21		
1120	2004	193	Am <sup>571</sup>		adopted		
1120.1	1999	996	Am		March 7,		
1120.2	1999	78 *	Am		2000)		Am
1176	2003	4 *	Am <sup>22</sup>		2002	787	Am <sup>422</sup>
1177	2003	4 *	Am <sup>22</sup>	1732.8	2001	476	Ad
1178	2003	4 *	Am <sup>22</sup>		2003	4 *	Am <sup>22</sup>
1179	2003	4 *	Am <sup>22</sup>	1737	2002	784	Am <sup>490</sup>
1700	1999	333	Am		2003	4 *	Am <sup>22</sup>
1703	2003	4 *	Am <sup>22</sup>	1737.1	2003	4 *	Am <sup>22</sup>
	2004	183	Am <sup>571</sup>	1752.05	2004	738	Ad
	2005	10 *	Am <sup>715 716</sup>	1752.5	2004	798	Am <sup>81</sup>
	2005	GRP 1	S <sup>694</sup>	1752.81	2000	481	Am
1710	2005	10 *	Am <sup>715 716</sup>	1752.82	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>694</sup>	1754	2003	4 *	Am <sup>22</sup>
1711	2005	10 *	Am <sup>715 716</sup>	1755.4	2000	659	Ad
	2005	GRP 1	S <sup>694</sup>	1756.1	2004	193	R <sup>571</sup>
1712	2003	4 *	Am <sup>22</sup>	1757	2003	4 *	Am <sup>22</sup>
	2005	10 *	Am <sup>715 716</sup>	1760	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>694</sup>	1760.3	2001	115	R
1712.5	2004	798	Ad <sup>81</sup>	1764.2	2000	481	Am
1713	2005	10 *	Am <sup>715 716</sup>	1765	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>694</sup>	1766	2003	4 *	Am <sup>22</sup>
1714	2000	481	Am		2005	10 *	Am <sup>715 716</sup>
	2003	4 *	Am <sup>22</sup>		2005	GRP 1	S <sup>694</sup>
	2005	10 *	Am <sup>715 716</sup>	1766.1	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>694</sup>	1767	2000	481	Am
1716	2003	4 *	Am <sup>22</sup>	1767.1	2003	4 *	Am <sup>22</sup>
	2005	10 *	Am <sup>715 716</sup>	1767.3	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>694</sup>	1767.4	2003	4 *	Am <sup>22</sup>
1717	2003	4 *	Am <sup>22</sup>	1767.5	2003	4 *	Am <sup>22</sup>
	2005	10 *	R <sup>715 716</sup>	1767.9	2004	1 *	Ad
	2005	GRP 1	S <sup>703</sup>	1768.10	2003	4 *	Am <sup>22</sup>
1718	2003	4 *	Am <sup>22</sup>	1768.85	2000	627	Ad
	2005	10 *	R <sup>715 716</sup>	1772	2003	4 *	Am <sup>22</sup>
	2005	GRP 1	S <sup>703</sup>	1774	2005	608	Am
1719	2003	4 *	Am <sup>22</sup>	1778	2003	4 *	Am
	2003	62	Am <sup>519</sup>	1780	2003	4 *	Am
	2005	10 *	Am <sup>715 716</sup>	1781	2003	4 *	Am
	2005	GRP 1	S <sup>694</sup>	1787	1999	83	Ad(RN) <sup>30</sup>
1720	2003	4 *	Am <sup>22</sup>	1788	1999	83	Ad(RN) <sup>30</sup>
	2005	10 *	Am <sup>715 716</sup>		2000	135	Am <sup>203</sup>
	2005	GRP 1	S <sup>694</sup>	1789	1999	83	Ad(RN) <sup>30</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1789.5	1999	83	Ad(RN) <sup>30</sup>	4098.3	2000	93 *	Ad
	2000	135	Am <sup>203</sup>	4098.4	2000	93 *	Ad
	2001	159	Am <sup>305</sup>	4098.5	2000	93 *	Ad
1790	1999	83	Am & RN <sup>30</sup>	4099	2001	692	Ad & R <sup>37 20</sup>
1791	1999	83	Am & RN <sup>30</sup>	4099.1	2001	692	Ad & R <sup>37 20</sup>
1792	1999	83	Am & RN <sup>30</sup>	4099.3	2001	692	Ad & R <sup>37 20</sup>
1793	1999	83	Am & RN <sup>30</sup>	4099.4	2001	692	Ad & R <sup>37 20</sup>
1798	2005	10 *	Am <sup>715 716</sup>	4100	2003	356	Am
	2005	GRP 1	S <sup>694</sup>	4107	2001	171 *	Am
1798.5	2005	10 *	R & Ad <sup>715 716</sup>	4107.5	2000	93 *	Ad
	2005	GRP 1	S <sup>703</sup>	4117	2002	221	Am
1800	2003	4 *	Am	4125	2002	352	Am
	2005	110 *	Am	4136	2001	171 *	Am
1800.5	2003	4 *	Ad <sup>22</sup>		2002	352	Am
	2005	110 *	Am	4340	2002	352	Am
1801	1999	83	Am <sup>30</sup>	4341.1	2000	814	Ad
	2005	110 *	Am	4353	1999	1023	S <sup>18</sup>
1801.5	2005	110 *	Am		2001	171 *	S <sup>312</sup>
1802	2003	4 *	Am <sup>22</sup>		2004	414	S <sup>670</sup>
1830	2003	4 *	Am <sup>22</sup>	4354	1999	1023	Am <sup>18</sup>
1906	2004	193	R <sup>571</sup>		2001	171 *	S <sup>312</sup>
1914	2004	193	R <sup>571</sup>		2004	414	S <sup>670</sup>
2100	2002	355	Ad	4354.5	1999	1023	Ad & R <sup>18</sup>
2102	2002	355	Ad		2001	171 *	S <sup>312</sup>
2104	2002	355	Ad		2004	414	S <sup>670</sup>
2106	2002	355	Ad	4355	1999	1023	Am <sup>18</sup>
3053	2002	1124 *	Am		2001	171 *	S <sup>312</sup>
3055	2002	1124 *	Ad		2004	414	S <sup>670</sup>
3150	2005	10 *	Am <sup>715 716</sup>	4356	1999	1023	R
	2005	GRP 1	S <sup>694</sup>				Ad & R <sup>18</sup>
3151	2005	10 *	Am <sup>715 716</sup>		2001	171 *	Am <sup>312</sup>
	2005	GRP 1	S <sup>694</sup>		2004	414	S <sup>670</sup>
3157	2005	10 *	Am <sup>715 716</sup>	4357	1999	1023	Am <sup>18</sup>
	2005	GRP 1	S <sup>703</sup>		2001	171 *	S <sup>312</sup>
3158	2005	10 *	Am <sup>715 716</sup>		2004	414	S <sup>670</sup>
	2005	GRP 1	S <sup>694</sup>	4357.1	1999	1023	Ad & R <sup>18</sup>
3300	2005	10 *	Am <sup>715 716</sup>		2001	171 *	S <sup>312</sup>
	2005	GRP 1	S <sup>694</sup>		2004	414	S <sup>670</sup>
3309	2005	10 *	Am <sup>715 716</sup>	4357.2	1999	1023	Ad & R <sup>18</sup>
	2005	GRP 1	S <sup>694</sup>		2001	171 *	S <sup>312</sup>
4015	2002	440	Ad		2004	414	S <sup>670</sup>
	2003	62	Am <sup>519</sup>	4358	1999	1023	S <sup>18</sup>
4026	2004	193	R <sup>571</sup>		2001	171 *	S <sup>312</sup>
4094	2003	62	Am <sup>519</sup>		2004	414	S <sup>670</sup>
	2003	575	Am	4358.5	1999	1023	Ad & R <sup>18</sup>
4094.1	2000	93 *	Ad		2001	171 *	S <sup>312</sup>
4094.2	2000	93 *	Ad		2004	414	S <sup>670</sup>
	2001	171 *	Am	4359	1999	1023	Am <sup>18</sup>
	2002	1161 *	Am		2001	171 *	Am <sup>312</sup>
	2003	230 *	Am		2004	414	Am <sup>670</sup>
	2004	228 *	Am	4369	2003	210 *	Am <sup>295</sup>
4096.7	2000	93 *	Ad <sup>62</sup>	4369.1	2003	210 *	Am <sup>295</sup>
			R <sup>22</sup>	4369.2	2003	210 *	Am <sup>295</sup>
4097	2000	93 *	Ad	4369.3	2003	210 *	Am <sup>295</sup>
4097.1	2000	93 *	Ad	4369.4	2003	210 *	Am <sup>295</sup>
4097.2	2000	93 *	Ad	4369.5	2003	210 *	R
4097.3	2000	93 *	Ad	4380	2002	1161 *	Am
4098	2000	93 *	Ad		1X 2003–04	9 *	Am
4098.1	2000	93 *	Ad	4390	2004	193	Am <sup>571</sup>
	2001	159	Am <sup>305</sup>	4402	2002	350	R
4098.2	2000	93 *	Ad	4403	2002	350	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
4418.2	2002	1161 *	Ad	4568	2002	676	Am
4418.25	2002	1161 *	Ad	4570	2002	676	R & Ad
4418.3	2002	1161 *	Am		2003	862	Am
4418.7	2002	1161 *	Am	4571	2002	676	R
4427.5	2001	171 *	Ad	4572	2002	676	R
4433	2003	230 *	Am	4575	2002	676	R
4433.5	2002	676	Am	4576	2002	676	R
4441.5	1999	146 *	Ad	4577	2002	676	R
4457	2002	221	Am	4578	2002	676	R
4474.1	2002	676	Am	4579	2002	676	R
4474.2	2005	538	Ad	4585	2002	676	R
4474.3	2005	538	Ad	4586	2002	676	R
4503	2002	350	Am	4590	2002	676	R
	2003	62	Am <sup>519</sup>	4591	2002	676	R
4506	2004	193	R <sup>571</sup>	4592	2002	676	R
4512	2003	230 *	Am	4593	2002	676	R
4514	2002	1013	Am	4594	2002	676	R
	2004	406	Am	4595	2002	676	R
4514.3	2003	878	Am	4596	2002	676	R
4519.5	2004	193	R <sup>571</sup>	4596.5	2002	676	R
4519.7	2000	382	Ad & R <sup>43</sup>	4597	2002	676	R
	2005	30	Am <sup>317</sup>	4598	2002	676	R
4520	2002	676	Am	4598.5	2000	93 *	Ad
4521	2002	676	Am		2001	171 *	Am
	2004	68	Am		2002	676	R
4521.5	2002	676	Am	4599	2002	676	R
4521.6	2002	676	Ad	4600	2002	676	R
4522	2002	676	Am	4601	2002	676	R
4523	2002	676	Am	4602	2002	676	R
4525	2002	676	Am	4605	2002	676	R
4530	2002	676	Am	4610	2002	676	R
4535	2002	676	Am	4611	2002	676	R
	2004	68	Am	4612	2002	676	R
4540	2002	676	Am	4613	2002	676	R
4542	2002	676	R	4620.2	2003	230 *	Ad
4543	2002	676	Ad	4631	2001	171 *	Am
4544	2002	676	Ad	4631.5	2002	1161 *	Ad <sup>70</sup>
4545	2002	676	Ad				R <sup>63</sup>
4546	2002	676	Ad		2003	230 *	Am <sup>79-43</sup>
4547	2002	676	Ad		2004	228 *	Am <sup>98-75</sup>
	2004	68	Am	4637	2004	193	R <sup>571</sup>
4548	2002	676	Ad	4637.5	2004	831	Ad <sup>300</sup>
Div. 4.5, Ch. 2, Art. 7, heading (Sec. 4550 et seq.)							R <sup>301</sup>
4550	2002	676	Am		2005	22	Am <sup>647</sup>
4551	2002	676	Am	4639.5	2000	93 *	Ad
4552	2002	676	Am	4640.6	1999	146 *	Am
4552.5	2002	676	Ad		2001	171 *	Am
4553	2002	676	R & Ad		2001	745 *	Am
4554	2002	676	R		2002	1161 *	Am
4555	2002	676	Ad		2003	230 *	Am
4561	2002	676	Am	4643	2002	1161 *	Am
4562	2002	676	R & Ad		2002	230 *	Am
4563	2002	676	R & Ad		2003	230 *	Am
4564	2002	676	Am		2004	228 *	Am
4565	2002	676	Am		2005	80 *	Am
4567	2002	676	Am	4643.3	2001	171 *	Ad
				4646.5	2002	1161 *	Am
				4647	1999	146 *	Am
				4648.4	2003	230 *	Ad
					2004	228 *	Am
					2005	80 *	Am
				4669.2	1999	369	S <sup>57</sup>

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4669.75	1999	369	S <sup>57</sup>	4791	2000	93*	Am <sup>4,5</sup>
	2001	745*	Am	4804	2002	221	Am
4669.8	1999	369	R	4838	2004	193	R <sup>571</sup>
4681.2	2004	193	R <sup>571</sup>	4840	2004	193	R <sup>571</sup>
4681.3	1999	146*	Am	4842	2004	193	R <sup>571</sup>
4681.5	2001	188	R	4847	2002	1161*	R
	2003	230*	Ad	4850	2003	226	R & Ad <sup>391</sup>
	2004	228*	Am		1X 2003–04	7*	Ad <sup>391</sup>
	2005	80*	Am	4850.1	2003	226	R & Ad <sup>391</sup>
4684.50	2005	558	Ad & R <sup>38</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4684.53	2005	558	Ad & R <sup>38</sup>	4850.2	2003	226	Ad <sup>391</sup>
4684.55	2005	558	Ad & R <sup>38</sup>	4851	2003	226	R & Ad <sup>391</sup>
4684.58	2005	558	Ad & R <sup>38</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4684.60	2005	558	Ad & R <sup>38</sup>		2005	80*	Am
4684.63	2005	558	Ad & R <sup>38</sup>	4852	2003	226	R & Ad <sup>391</sup>
4684.65	2005	558	Ad & R <sup>38</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4684.68	2005	558	Ad & R <sup>38</sup>	4853	2003	226	R & Ad <sup>391</sup>
4684.70	2005	558	Ad & R <sup>38</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4684.73	2005	558	Ad & R <sup>38</sup>	4854	2003	226	R & Ad <sup>391</sup>
4684.74	2005	558	Ad & R <sup>38</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4684.75	2005	558	Ad & R <sup>38</sup>	4854.1	2003	226	Ad <sup>391</sup>
4685.5	2001	171*	Am <sup>19</sup>	4855	2003	226	R & Ad <sup>391</sup>
	2003	230*	Am <sup>13</sup>		1X 2003–04	7*	Ad <sup>391</sup>
	2005	80*	R	4856	2003	226	R & Ad <sup>391</sup>
4685.7	2005	80*	Ad		1X 2003–04	7*	Ad <sup>391</sup>
4688.5	2004	831	Ad	4857	2003	226	R & Ad <sup>391</sup>
	2005	22	Am <sup>647</sup>		1X 2003–04	7*	Ad <sup>391</sup>
	2005	551	Am	4857.1	2003	226	Ad <sup>391</sup>
4689.1	2004	193	Am <sup>571</sup>	4858	2003	226	R & Ad <sup>391</sup>
	2004	831	Am (as am by Stats. 2004, Ch. 193)		1X 2003–04	7*	Ad <sup>391</sup>
4689.7	2000	93*	Am	4859	2003	226	R & Ad <sup>391</sup>
4691	2002	676	Am		1X 2003–04	7*	Ad <sup>391</sup>
4691.6	2003	230*	Ad	4860	2003	226	R & Ad <sup>391</sup>
	2004	228*	Am		1X 2003–04	7*	Ad <sup>391</sup>
	2005	80*	Am	4861	2003	226	R & Ad <sup>391</sup>
4692	2004	193	R <sup>571</sup>		1X 2003–04	7*	Ad <sup>391</sup>
4695.2	2001	188	Ad	4861.1	2003	226	R <sup>391</sup>
4701	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4702.7	2000	416	Ad	4862	2003	226	R & Ad <sup>391</sup>
4705	2000	416	Am		2003	886	Am (as ad by Stats. 2003, Ch. 226) <sup>391</sup>
4710	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4710.5	2000	416	Am	4863	2003	226	R & Ad <sup>391</sup>
4710.6	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4710.7	2000	416	Am	4864	2003	226	R & Ad <sup>391</sup>
4710.8	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4711	2000	416	Am	4865	2003	226	R & Ad <sup>391</sup>
4711.5	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4712	2000	416	Am	4865.1	2004	228*	Ad
	2002	676	Am	4866	2003	226	R & Ad <sup>391</sup>
4712.2	2000	416	Am		1X 2003–04	7*	Ad <sup>391</sup>
4712.5	2000	416	Am	4867	2003	226	R & Ad <sup>391</sup>
4731	2001	171*	Am	4900	2003	878	Am
4751	2004	193	R <sup>571</sup>	4901	2003	878	Am
4781.5	2002	1161*	Ad	4902	2003	878	Am
	2003	230*	Am	4903	2003	878	Am
	2004	228*	Am	4905	2003	878	Am
	2005	80*	Am	4906	2003	878	Ad
4783	2004	228*	Ad <sup>631,319</sup>	5008.2	2001	506	Am
			R <sup>232</sup>	5012	2001	506	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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5110	2002	221	Am	5719.5	2004	193	Am <sup>571</sup>
5150.05	2001	506	Ad	5734	2004	193	R <sup>571</sup>
5152	2003	94	Am	5751	2002	1013	Am
5154	2003	94	Am	5751.2	2002	1013	Am
5205	2002	784	Am <sup>490</sup>	5767	2002	1161*	Ad
	2003	62	Am <sup>519</sup>	5768.5	1999	83	Am <sup>30</sup>
5256.1	2002	1013	Am	5771	2003	71	Am
5257	2003	94	Am	5771.1	2004		
5259.3	2003	94	Am		Initiative		
5264	2003	94	Am		(Prop. 63		
5267	2003	94	Am		adopted		
5270.35	2003	94	Am		Nov. 2, 2004)		Ad <sup>712</sup>
5270.55	2001	854	Am	5772.5	2003	71	Ad & R <sup>75</sup>
5328	2001	37	Am	5775	2003	230*	Am
	2001	506	Am (by Sec. 8.5 of Ch.)		2004	228*	Am
					2005	80*	Am
	2002	552	Am	5777	1999	525	Am <sup>112 114</sup>
	2004	406	Am		2000	857	Am <sup>203</sup>
5328.06	2003	878	Am		2002	642	Am
5332	2001	506	Am	5777.5	2000	811	Ad
5345	2002	1017	Ad & R <sup>68</sup>	5777.6	2000	811	Ad
5346	2002	1017	Ad & R <sup>68</sup>	5781	2004	748	Ad
	2003	62	Am <sup>519</sup>	5802	1999	617*	Am
5347	2002	1017	Ad & R <sup>68</sup>	5806	1999	617*	Am
5348	2002	1017	Ad & R <sup>68</sup>		2000	518*	Am
5349	2002	1017	Ad & R <sup>68</sup>		2001	454	Am
5349.1	2002	1017	Ad & R <sup>68</sup>		2003	578	Am
5349.5	2002	1017	Ad & R <sup>68</sup>	5811	2000	518*	Am
5405	2002	642	Ad		2001	454	Am
	2003	62	Am <sup>519</sup>	5811.2	2001	677	Ad
5586	2001	745*	R	5813.5	2004		
5600.3	2005	221	Am		Initiative		
5600.8	2000	93*	Ad		(Prop. 63		
	2002	1161*	Am		adopted		
5614	2000	93*	Ad		Nov. 2, 2004)		Ad <sup>712</sup>
	2001	159	Am <sup>305</sup>	5814	1999	617*	Am
5614.5	2000	93*	Ad		2000	518*	Am
5618	2000	93*	Ad		2001	454	Am
5657	2004	183	Am <sup>571</sup>		2002	337	Am
5673	2001	745*	Am		2003	578	Am
5675	2000	93*	Am <sup>4 5</sup>	5814.5	1999	617*	Ad <sup>45</sup>
	2001	171*	Am <sup>36 13</sup>				R <sup>25</sup>
5675.1	2000	93*	Ad		2000	518*	Am
5675.2	2004	509	Ad		2001	454	Am
5676	2000	93*	Ad	5820	2004		
5676.5	2000	93*	Ad		Initiative		
5689	2000	93*	Ad		(Prop. 63		
5689.1	2000	93*	Ad		adopted		
5689.2	2000	93*	Ad		Nov. 2, 2004)		Ad <sup>712</sup>
5689.3	2000	93*	Ad	5821	2004		
5689.4	2000	93*	Ad		Initiative		
5689.5	2000	93*	Ad		(Prop. 63		
5689.6	2000	93*	Ad		adopted		
5689.7	2000	93*	Ad		Nov. 2, 2004)		Ad <sup>712</sup>
5689.8	2000	93*	Ad	5822	2004		
5689.9	2000	93*	Ad		Initiative		
5696.5	2000	140	Am		(Prop. 63		
5701.1	1999	146*	Ad		adopted		
5701.3	2002	1167*	Am		Nov. 2, 2004)		Ad <sup>712</sup>
5701.6	2004	493*	Ad	5830	2000	93*	Ad & R <sup>5</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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5830 (Cont.)	2001	171 *	S <sup>70 18</sup>	5857	2000	520	Am
	2004			5859	2000	520	Am
	Initiative			5860	2000	520	Am
	(Prop. 63			5863	2000	520	Am
	adopted			5865	2000	520	Am
	Nov. 2, 2004)		Ad <sup>712</sup>	5865.1	2000	520	Ad
5831	2000	93 *	Ad & R <sup>5</sup>	5865.3	2000	520	Ad
	2001	171 *	S <sup>70 18</sup>	5866	2000	520	Am
5832	2000	93 *	Ad & R <sup>5</sup>	5869	2000	520	Am
	2001	171 *	S <sup>70 18</sup>		2002	1161 *	Am
5833	2000	93 *	Ad & R <sup>5</sup>	5878.1	2004		
	2001	171 *	S <sup>70 18</sup>		Initiative		
5834	2000	93 *	Ad & R <sup>5</sup>		(Prop. 63		
	2001	171 *	S <sup>70 18</sup>		adopted		
5835	2000	93 *	Ad & R <sup>5</sup>		Nov. 2, 2004)		Ad <sup>712</sup>
	2001	171 *	S <sup>70 18</sup>	5878.2	2004		
5836	2000	93 *	Ad & R <sup>5</sup>		Initiative		
	2001	171 *	S <sup>70 18</sup>		(Prop. 63		
5837	2000	93 *	Ad & R <sup>5</sup>		adopted		
	2001	171 *	S <sup>70 18</sup>		Nov. 2, 2004)		Ad <sup>712</sup>
5838	2000	93 *	Ad & R <sup>5</sup>	5878.3	2004		
	2001	171 *	S <sup>70 18</sup>		Initiative		
5839	2000	93 *	Ad & R <sup>5</sup>		(Prop. 63		
	2001	171 *	Am <sup>70 18</sup>		adopted		
5840	2004				Nov. 2, 2004)		Ad <sup>712</sup>
	Initiative			5880	2000	520	Am
	(Prop. 63			5881	2002	1161 *	Am
	adopted			5882	2002	1161 *	Am
	Nov. 2, 2004)		Ad <sup>712</sup>	5883	2002	1161 *	Am
5840.2	2004			5890	2004		
	Initiative				Initiative		
	(Prop. 63				(Prop. 63		
	adopted				adopted		
	Nov. 2, 2004)		Ad <sup>712</sup>	5891	2004		Ad <sup>712</sup>
5845	2004				Initiative		
	Initiative				(Prop. 63		
	(Prop. 63				adopted		
	adopted				Nov. 2, 2004)		Ad <sup>712</sup>
	Nov. 2, 2004)		Ad <sup>712</sup>	5892	2004		
5846	2004				Initiative		
	Initiative				(Prop. 63		
	(Prop. 63				adopted		
	adopted				Nov. 2, 2004)		Ad <sup>712</sup>
	Nov. 2, 2004)		Ad <sup>712</sup>	5893	2004		
5847	2004				Initiative		
	Initiative				(Prop. 63		
	(Prop. 63				adopted		
	adopted				Nov. 2, 2004)		Ad <sup>712</sup>
	Nov. 2, 2004)		Ad <sup>712</sup>	5894	2004		
5848	2004				Initiative		
	Initiative				(Prop. 63		
	(Prop. 63				adopted		
	adopted				Nov. 2, 2004)		Ad <sup>712</sup>
	Nov. 2, 2004)		Ad <sup>712</sup>	5895	2004		
	2004				Initiative		
	Initiative				(Prop. 63		
	(Prop. 63				adopted		
	adopted				Nov. 2, 2004)		Ad <sup>712</sup>
	Nov. 2, 2004)		Ad <sup>712</sup>		2004		
5851	2000	520	Am		Initiative		
5852.5	2000	520	Am		(Prop. 63		
5855.5	2000	520	Am		adopted		
5856.2	2000	520	Ad		Nov. 2, 2004)		Ad <sup>712</sup>

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5897	2004			Div. 8.5,			
	Initiative			Ch. 2,			
	(Prop. 63			Art. 1,			
	adopted			heading			
	Nov. 2, 2004)		Ad <sup>712</sup>	(Sec. 9100			
5898	2004			et seq.)	2000	797	Ad
	Initiative			9101.5	1999	948	Ad
	(Prop. 63			9102	2005	78 *	Am
	adopted			9105.1	2002	726	Ad
	Nov. 2, 2004)		Ad <sup>712</sup>	9113	2000	108 *	Ad
5902	2005	508 *	Am	9115	2000	797	Ad
5912	2005	508 *	Am		IX 2003–04	7 *	Am
5914	2004	193	R <sup>571</sup>	9116	2000	797	Ad
6251	2002	784	Am <sup>490</sup>	9117	2000	797	Ad
6501	1999	146 *	Ad	9118	2002	541	Ad
6513	2001	176	Am	9118.5	2002	541	Ad
6600	1999	350 *	Am	9203.5	2004	633	Am <sup>698</sup>
	1999	995	Am (by Sec. 2.2	9206	2004	633	R <sup>698</sup>
			of Ch.)	9250	2002	541	Ad
	2000	643	Am (by Sec. 1	9251	2002	541	Ad
			of Ch.)	9252	2002	541	Ad
6600.05	2001	171 *	Am	9253	2002	541	Ad
6601	1999	136 *	Am	9253.5	2004	455	Ad
6601.1	1999	136 *	Ad & R <sup>20</sup>	9254	2002	541	Ad
6601.3	2000	41 *	Am	9255	2002	541	Ad
6601.5	2000	41 *	Am	9256	2002	541	Ad
6602	2000	41 *	Am	9301	2004	633	Am <sup>698</sup>
6603	2000	420 *	Am	9302	2004	633	Am <sup>698</sup>
	2001	323 *	Am	9304.5	2004	633	Ad <sup>698</sup>
6604	2000	420 *	Am	9305	2000	108 *	Am
6604.1	2000	420 *	R (as ad by		2004	633	Am <sup>698</sup>
			Sec. 8,	9320	2001	682	Ad <sup>37</sup>
			Stats. 1998,		2002	664	Am <sup>431</sup>
			Ch. 961)	9404	2004	229 *	Ad
			Am (as am by	9450	2000	797	Ad
			Sec. 7,	9451	2000	797	Ad
			Stats. 1998,	9452	2000	797	Ad
			Ch. 961) <sup>36 13</sup>	9453	2000	797	Ad
6606	2005	80 *	Am	9454	2000	797	Ad
6608.5	2004	222 *	Ad	9520	2000	597	Ad <sup>255</sup>
	2005	162	Am (by Sec. 1				R <sup>63</sup>
			of Ch.)	9521	2000	597	Ad <sup>255</sup>
	2005	486	Am (by Sec. 2				R <sup>63</sup>
			of Ch.)	9522	2000	597	Ad <sup>255</sup>
6608.7	2005	137	Ad				R <sup>63</sup>
6609.1	1999	83	Am <sup>30</sup>	9523	2000	597	Ad <sup>255</sup>
	2002	139	Am				R <sup>63</sup>
	2004	425	Am	9541	1999	525	Am <sup>112 114</sup>
6776	2002	784	Am <sup>490</sup>		2000	857	Am <sup>203</sup>
7200	2003	356	Am	9542	2001	681	Am
7200.06	2003	356	Am		2004	636	Am
	2004	183	Am <sup>571</sup>	9544	2003	225 *	Am
	2005	22	Am <sup>647</sup>	9546	2003	225 *	Am
7229	2003	356	R	9547	2003	225 *	Am
7233	2003	356	R	9560	1999	859	Am
8016	2001	115	R	9563	1999	859	Am
8102	2000	254	Am		2000	558	Am
	2001	159	Am <sup>305</sup>	9564	1999	147 *	Am
8103	1999	578 *	Am		1999	859	Am
8107	2004	602	R		2000	135	Am <sup>203</sup>
9016	2001	242	Am	9650	2001	689	Ad

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9651	2001	689	Ad	10095	1999	479 *	R
9652	2001	689	Ad	10096	1999	479 *	R
9653	2001	689	Ad	10097	1999	479 *	R
9654	2001	689	Ad	10506	2005	80 *	Ad
	2005	78 *	Am	10531	2004	229 *	Am <sup>630</sup>
Div. 8.5, Ch. 10.5, Art. 2, heading (Sec. 9660 et seq.)				10532	2004	229 *	Am <sup>630</sup>
	2005	78 *	Am	10544.1	2000	108 *	Am
9660	2001	689	Ad	10544.2	2003	225 *	Ad
	2005	78 *	Am	10553.1	2003	469	Am
9661	2001	689	Ad	10553.2	2004	229 *	Am (as ad by Sec. 34, Stats. 1997, Ch. 270) & RN
	2002	541	Am	10553.25	2004	229 *	Ad(RN)
	2005	78 *	Am	10553.3	2003	373	Ad & R <sup>75</sup>
9662	2001	689	Ad	10554	1999	887	Am
	2005	78 *	Am	10601.2	2001	678	Ad
9663	2001	689	Ad		2005	296	Am
9664	2002	541	Ad	10603.3	2001	745 *	R
9665	2002	541	Ad	10604.5	2000	808 *	Am
9675	2001	689	Ad	10604.6	2000	808 *	Am
9676	2001	689	Ad	10609.3	2000	108 *	Am
9677	2001	689	Ad	10609.4	1999	147 *	Ad
9678	2001	689	Ad		2002	271	Am
9679	2001	689	Ad		2003	813	Am
9680	2001	689	Ad		2004	810	Am
9681	2001	689	Ad		2005	629	Am
	2002	664	Am <sup>431</sup>	10609.5	2001	745 *	Am
9710.5	1999	943	Ad	10609.6	2000	108 *	Ad
9712	1999	943	Am	10609.7	2002	635	Ad
9740	1999	943	Am	10609.8	2005	78 *	Ad
9745	1999	943	Ad	10618.5	2001	894	Ad
9757.5	2003	545	Am	10627	2004	193	R <sup>571</sup>
	2005	78 *	Am	10727	2001	290	Am
10063	2004	183	Am <sup>571</sup>	10728	2001	290	Ad
10072	1999	371	Am	10740	2001	745 *	Am
10075.6	2005	78 *	Am	10790	2001	745 *	Am
10080	1999	479 *	R & Ad	10823	2005	78 *	Am (as ad by Sec. 20, Stats. 1997, Ch. 606)
10081	1999	479 *	R & Ad				
	2001	755 *	Am	10823.1	2002	1022 *	Ad
10082	1999	479 *	R & Ad		2005	78 *	R
	2000	808 *	Am	10850	2005	241	Am
	2001	159	Am <sup>305</sup>	10850.3	2002	918	R (as ad by Sec. 3, Stats. 1995, Ch. 227)
10083	1999	479 *	R & Ad				
10084	1999	479 *	R & Ad				
	2001	755 *	Am				
10085	1999	479 *	R				
			Ad <sup>119 120</sup>				Am (as am by Sec. 2, Stats. 1995, Ch. 227) <sup>13</sup>
10086	1999	479 *	R & Ad	10851	2000	569	Am
10087	1999	479 *	R & Ad	10851.5	2001	111 *	Ad
10088	1999	479 *	R & Ad	10950	1999	803	Am <sup>82</sup>
	2003	225 *	Am <sup>70</sup>	10951	1999	803	Am <sup>82</sup>
			R <sup>63</sup>	10963	1999	803	Am <sup>82</sup>
			Ad <sup>391</sup>	10980	1999	83	Am <sup>30</sup>
10089	1999	479 *	R				
10090	1999	479 *	R & Ad	11004.1	2002	1022 *	Ad <sup>515</sup>
10091	1999	479 *	R & Ad	11004.5	2004	193	R <sup>571</sup>
10092	1999	479 *	R & Ad				
10093	1999	479 *	R & Ad				
10094	1999	479 *	R				

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11006.2	2000	795	Am		2004	229 *	Am
	2002	1022 *	Am <sup>515</sup>	11325.9	1999	919	Ad
11008	2004	193	Am <sup>571</sup>	11325.91	1999	919	Ad
11008.17	1999	471 *	Am	11325.93	1999	919	Ad
11008.19	1999	83	Am (as ad by Sec. 2, Stats. 1998, Ch. 962) & RN <sup>30</sup>	11325.95	1999	919	Ad
				11326	2004	229 *	Am <sup>630</sup>
				11329	2001	745 *	Am
				11350	1999	478	R
					1999	653	Am <sup>82</sup>
	2004	193	Am <sup>571</sup>	11350.1	1999	478	R
11008.20	1999	83	Ad(RN) <sup>30</sup>	11350.2	1999	478	R
	2002	701	Am	11350.3	1999	478	R
11020	2002	1022 *	Am <sup>515</sup>	11350.4	1999	478	R
11024	2001	276	Ad	11350.5	1999	478	R
11024.3	2001	276	Ad	11350.6	1999	478	R
11025	2004	183	Am <sup>571</sup>		1999	652	Am <sup>82</sup>
11052.5	2004	183	Am <sup>571</sup>		1999	654	Am (by Sec. 5 of Ch.)
11155	2003	743	Am				Ad <sup>82</sup>
11155.4	2002	1024	Ad	11350.61	1999	653	Ad <sup>82</sup>
11155.5	2001	686	Am	11350.7	1999	478	R
11157	2002	439	Am	11350.75	1999	980	Ad <sup>82</sup>
11203	2001	111 *	Am	11350.8	1999	478	R
	2002	664	Am <sup>431</sup>	11350.9	1999	478	R
11213	2004	193	Am <sup>571</sup>	11351	1999	478	R
11215	2004	193	Am <sup>571</sup>	11352	1999	478	R
11254	2002	1022 *	Am	11354	1999	478	R
11257	2002	1022 *	Am <sup>515</sup>	11355	1999	478	R
11265.1	1999	826	Am <sup>131</sup> R <sup>140</sup>		1999	652	Am <sup>82</sup>
				11356	1999	478	R
	2002	1022 *	R & Ad <sup>515</sup>	11356.2	1999	653	Ad <sup>82</sup>
11265.2	1999	826	R	11357	1999	478	R
			Ad <sup>132</sup> R <sup>63</sup>	11358	1999	653	Ad <sup>82</sup>
				11360	1999	147 *	S <sup>1</sup>
	2000	108 *	Am <sup>201 43</sup>	11361	1999	147 *	S <sup>1</sup>
	2002	1022 *	R & Ad <sup>515</sup>	11362	1999	147 *	S <sup>1</sup>
11265.3	2002	1022 *	Ad <sup>515</sup>	11363	1999	147 *	S <sup>1</sup>
	2002	1024	Am (as ad by Stats. 2002, Ch. 1022)		2000	108 *	Am
				11364	1999	147 *	R
	2003	398	Am				Ad <sup>1</sup>
11265.5	2001	115	Am	11365	1999	147 *	S <sup>1</sup>
11320.1	2001	652	Am	11366	1999	147 *	S <sup>1</sup>
	2004	229 *	Am <sup>630</sup>	11367	1999	147 *	S <sup>1</sup>
11320.3	2002	439	Am		2000	108 *	Am
11320.31	2004	788	Am	11368	1999	147 *	S <sup>1</sup>
11322.6	2000	933	Am	11369	1999	83	Am <sup>30</sup>
11322.61	2000	933	Am		1999	147 *	R
11322.62	2004	788	Am				Ad <sup>1</sup>
11322.8	2004	229 *	Am <sup>630</sup>	11370	1999	147 *	Am <sup>1</sup>
	2005	78 *	Am	11371	1999	147 *	Ad <sup>1</sup>
11322.9	2000	933	Am	11372	1999	147 *	Ad <sup>1</sup>
	2001	652	Am		2000	108 *	Am
	2004	229 *	Am <sup>630</sup>		2001	111 *	Am
11323.3	2002	1022 *	Ad	11373	1999	147 *	Ad <sup>1</sup>
11323.9	2001	750	Ad		2004	183	Am <sup>571</sup>
11324.6	2002	1142	Am	11374	2000	108 *	Ad
11325.21	2004	229 *	Am <sup>630</sup>	11375	2000	108 *	Ad
11325.22	2004	229 *	Am <sup>630</sup>	11400	2001	125 *	Am
11325.23	2004	229 *	Am <sup>630</sup>		2001	653 *	Am
11325.7	2002	1022 *	Am <sup>516</sup>		2004	664	Am
							R & Ad <sup>68</sup>

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11400 (Cont.)							
	2005	268	Am (as am by Sec. 6 and as ad by Sec. 7, Stats. 2004, Ch. 664)	11460.1	2001	755 *	Am
				11461	2001	125 *	R
					1999	147 *	Am
					2000	108 *	Am
					2001	653 *	Am
	2005	630	Am (as am by Sec. 6, Stats. 2004, Ch. 664, by Sec. 3.5 of Ch.)	11461.1	2001	745 *	Am
			Am (as ad by Sec. 7, Stats. 2004, Ch. 664, by Sec. 4.5 of Ch.)	11462	1999	147 *	Am
					2000	108 *	Am
					2002	1022 *	Am
					2003	62	Am <sup>519</sup>
					2003	225 *	Am
					2004	229 *	Am
					2004	656	Am (by Sec. 1.5 of Ch.)
					2005	22	Am <sup>647</sup>
					2005	78 *	Am
11401	1999	83	Am <sup>30</sup>	11462.02	2005	268	Ad
	2001	653 *	Am	11462.06	2004	229 *	Am
	2004	468	Am		IX 2003–04	7 *	Am
	2005	630	Am	11462.07	1999	634	Ad
11401.5	2004	229 *	Ad	11462.4	2000	1060	Am
11401.6	2005	641	Ad	11462.7	2004	664	Ad & R <sup>68</sup>
11402	2001	653 *	Am	11463	1999	147 *	Am
	2004	664	Am		2000	108 *	Am
			R & Ad <sup>68</sup>		2003	225 *	Am
11403	2005	641	Am	11465	1999	147 *	Am
11403.1	2001	125 *	Ad <sup>8</sup>		2005	630	Am
	2004	229 *	Am	11465.6	2000	108 *	Ad
11403.2	2001	125 *	Ad	11466.2	2003	225 *	Am
	2002	639	Am	11466.21	1999	881 *	Am
	2005	636	Am		2002	1022 *	Am
11403.3	2001	125 *	Ad		2004	229 *	Am
	2002	639	Am	11466.35	2003	225 *	Am
	2004	229 *	Am	11467.2	2000	108 *	Ad
11403.4	2001	125 *	Ad	11468.6	2004	183	Am <sup>571</sup>
11404	2004	332	Am	11469	2004	193	Am <sup>571</sup>
	2005	22	Am <sup>647</sup>	11475	1999	478	R
11404.1	1999	887	Am	11475.1	1999	478	R
11405	2002	1115	Am		1999	980	Am <sup>82</sup>
11406	2004	193	R <sup>571</sup>	11475.12	1999	653	Ad <sup>82</sup>
11410	2004	845 *	Ad	11475.14	1999	653	Ad <sup>82</sup>
11450	1999	147 *	Am	11475.15	1999	478	R
	2002	1022 *	Am <sup>515</sup>	11475.3	1999	478	R (as ad by Stats. 1994, Ch. 906)
	2003	62	Am <sup>519</sup>				Am (as ad by Stats. 1997, Ch. 270)
11450.12	2002	1022 *	Am <sup>515</sup>	11475.4	1999	478	R
11450.13	2002	1022 *	Am <sup>515</sup>	11475.5	1999	478	R
11450.16	1999	147 *	Am	11475.6	1999	652	Ad <sup>82</sup>
11450.2	2002	1022 *	R <sup>515</sup>	11475.8	1999	478	R
11450.3	2001	745 *	Am	11476	1999	478	R
11450.5	2002	1022 *	Am <sup>515</sup>	11476.1	1999	478	R
11451.5	2000	933	Am	11476.2	2002	927	Am
	2002	1022 *	Am <sup>515</sup>	11476.3	1999	654	Ad <sup>82</sup>
	2003	62	Am <sup>519</sup>	11476.6	1999	478	Am
11453	2002	1022 *	Am		2004	193	Am <sup>571</sup>
	2004	229 *	Am	11477	1999	478	Am
	2005	78 *	Am		2000	808 *	Am
11454	2001	652	Am	11477.02	1999	478	Am
	2004	229 *	Am <sup>630</sup>				
11454.5	2004	229 *	Am <sup>630</sup>				
11454.6	2004	229 *	Am <sup>630</sup>				
11457	2000	808 *	Am				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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11477.02 (Cont.)	2000	808 *	Am		1999	91 *	R (as ad by Stats. 1999, Ch. 90)
11477.04	1999	478	Am				
11478	1999	478	R	12302.2	2002	1135	Am
11478.1	1999	653	Ad <sup>82</sup>	12302.21	2003	209 *	Ad
11478.2	1999	478	R	12302.25	1999	90 *	Ad
11478.3	1999	652	Ad <sup>82</sup>		2002	1135	Am
11478.5	1999	478	R	12302.3	1999	83	Am <sup>30</sup>
	1999	652	Am <sup>82</sup>	12302.7	1999	90 *	R
11478.51	1999	478	R	12303.4	1999	90 *	Am
	1999	652	Am <sup>82</sup>	12304.4	2004	826	Ad
11478.52	1999	652	Ad <sup>82</sup>	12305.1	2005	78 *	Am
11478.6	1999	478	R		2005	504 *	Am
11478.7	1999	478	R	12305.7	2004	229 *	Ad
11478.8	1999	478	R	12305.71	2004	229 *	Ad
11478.9	1999	478	R	12305.72	2004	229 *	Ad
11479	1999	478	Am	12305.8	2004	229 *	Ad
11479.5	1999	478	R	12305.81	2004	229 *	Ad
11479.6	1999	478	R	12305.82	2004	229 *	Ad
11479.7	2000	808 *	R	12305.83	2004	229 *	Ad
11484	2000	808 *	Ad	12306.1	1999	91 *	Ad
11485	1999	478	Am		2000	108 *	R
11486	2002	1022 *	Am				Ad <sup>202</sup>
11486.3	2004	229 *	Ad		2001	111 *	Am
11487.5	2001	745 *	Am	12306.2	2000	108 *	Ad <sup>25</sup>
11488	1999	478	R	12306.21	2001	111 *	Ad <sup>96</sup>
11489	1999	478	R	12306.3	2000	108 *	Ad
11490	1999	478	R	12312	2004	193	R <sup>571</sup>
11491	1999	478	R	12317	2004	229 *	Ad
11492	1999	478	R	12317.1	2004	229 *	Ad
11492.1	1999	478	R	12317.2	2004	229 *	Ad
11522	2005	78 *	Ad	12400	2000	143 *	Ad
12200.018	1999	147 *	R	12500	2001	111 *	Am
12201	2002	1022 *	Am	12501	2001	111 *	Am
	2002	1024	Am	12502	2001	111 *	Ad
	2003	225 *	Am	12550	2001	111 *	Am
	2004	229 *	Am	12550.1	2001	111 *	Ad
	2005	78 *	Am	12552.1	2001	111 *	Ad <sup>96</sup>
12201.03	2002	1024	Am	12554	1999	906	Ad
	2005	78 *	Am		2001	452	Am
12201.05	2002	1021	Ad	13002	2000	108 *	Am
	2005	78 *	Am		2001	111 *	Am
12251	2001	111 *	Am	13004	2001	111 *	Am
12300	2002	1088	Am	13006	2001	111 *	Am
	2004	229 *	Am	13276	2005	492	Am
12301.1	2004	229 *	Am	13600	2002	350	Am
12301.2	2004	229 *	R & Ad	13601	2002	350	Am
12301.21	2004	229 *	Ad	13750	2005	641	Ad
12301.3	1999	90 *	Ad	13752	2005	641	Ad
	2000	445 *	Am	13753	2005	641	Ad
12301.4	1999	90 *	Ad	13754	2005	641	Ad
	2000	445 *	Am	13756	2005	641	Ad
12301.6	1999	90 *	Am	14000.03	2002	1161 *	Ad
	1999	91 *	R (as am by Stats. 1999, Ch. 90) & Ad <sup>42</sup>	14000.5	2002	1161 *	Ad
	2000	108 *	Am	14001.11	2005	80 *	Ad
	2002	1135	Am	14005.24	2000	824	Ad & R <sup>43</sup>
12301.8	1999	90 *	Ad		2005	625	Am <sup>13</sup>
				14005.25	2000	945	Ad
				14005.28	2000	93 *	Ad
					2001	159	Am <sup>305</sup>

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14005.30	1999	146 *	Am		2005	22	Am <sup>647</sup>
	1999	148 *	Am (as am by Stats. 1999, Ch. 146)	14016.51	2004	389	Ad
					2005	22	Am <sup>647</sup>
	2000	93 *	Am	14016.8	2000	347	Ad
	2001	171 *	Am	14017.1	2001	745 *	Am
14005.31	2000	1088	Ad	14017.6	2001	171 *	Ad
	1X 2003–04	9 *	Am	14017.7	2001	171 *	Ad
14005.32	2000	1088	Ad	14018.1	2001	742	Ad
	1X 2003–04	9 *	Am	14018.5	1999	146 *	Ad
14005.33	2000	1088	Ad	14018.7	2004	228 *	Am
14005.34	2000	1088	Ad	14019.3	2002	1161 *	Am
14005.35	2000	1088	Ad		2003	230 *	Am
	2001	159	Am <sup>305</sup>	14019.7	2004	661	Ad
14005.36	2000	1088	Ad	14021.35	2000	108 *	Ad
14005.37	2000	1088	Ad	14021.4	2000	93 *	Am
14005.38	2000	1088	Ad	14021.6	2002	1022 *	Am
14005.39	2000	1088	Ad	14021.8	2001	506	Ad
14005.40	2000	93 *	Ad	14022.5	2002	522	Ad
	2001	171 *	Am	14026.5	2004	193	Am <sup>571</sup>
14005.41	2001	894	Ad	14040	2000	322	Am
	2002	1161 *	Am	14040.1	2000	322	Ad <sup>219</sup>
	2004	729	Am	14040.5	2000	322	Am
14005.6	2004	193	Am <sup>571</sup>	14041.5	2004	193	Am <sup>571</sup>
14005.7	2001	171 *	Am	Div. 9,			
14005.81	2000	1088	Am	Pt. 3,			
	2003	230 *	Am <sup>473</sup>	Ch. 7,			
			R <sup>22</sup>	Art. 1.3,			
14006.3	1999	227	Am	heading			
14006.4	1999	227	Am	(Sec. 14043			
14006.7	2002	556	Ad	et seq.)	2003	601	Am
14007.45	2001	171 *	Ad	14043	1999	146 *	Ad
14007.5	1999	146 *	Am	14043.1	1999	146 *	Ad
14007.65	1999	146 *	Ad		2000	322	Am
	1999	148 *	R (as ad by Stats. 1999, Ch. 146) & Ad		2003	601	Am
				14043.15	1999	146 *	Ad
14007.7	1999	146 *	Ad		2003	601	Am
14007.705	2005	23	Ad	14043.2	1999	146 *	Ad
14007.71	2001	171 *	Ad		2000	322	Am
14007.9	1999	820	Ad <sup>146</sup>	14043.25	1999	146 *	Ad
			R <sup>80</sup>	14043.26	2003	601	Ad
			Am <sup>632 317</sup>		2005	551	Am
14007.95	2004	228 *	Am	14043.27	2003	601	Ad
14008.6	2000	808 *	Am	14043.28	2003	601	Ad
	2001	159	Am <sup>305</sup>	14043.29	2003	601	Ad
14008.85	1999	146 *	Ad <sup>44</sup>	14043.3	1999	146 *	Ad
14011.15	1999	146 *	Ad	14043.34	2000	322	Ad
	2000	93 *	Am	14043.341	2003	601	Ad
	1X 2003–04	9 *	Am	14043.35	1999	146 *	Ad
14011.16	1X 2003–04	9 *	Ad	14043.36	1999	146 *	Ad
14011.2	2001	171 *	Ad		2000	322	Am
14011.6	2001	171 *	Ad	14043.37	1999	146 *	Ad
	2002	1161 *	Am <sup>492</sup>		2000	322	Am
14011.65	2005	80 *	Ad	14043.4	1999	146 *	Ad
14011.7	2002	1161 *	Ad	14043.45	1999	146 *	Ad
	2003	230 *	Am	14043.46	2004	228 *	Ad
14011.8	2002	1161 *	Ad		2005	80 *	Am
14011.9	2002	1161 *	Ad	14043.47	2003	601	Ad
14015	2000	435	Am	14043.5	1999	146 *	Ad
14016.5	2004	183	Am <sup>571</sup>	14043.55	1999	146 *	Ad
				14043.6	1999	146 *	Ad
				14043.61	2000	322	Ad

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14043.62	2000	322	Ad		2002	756	Am (by Sec. 1 of Ch.)
14043.65	1999	146*	Ad				
	2000	322	Am	14087.35	2003	424	Am
	2003	601	Am		2004	228*	Am
14043.7	1999	146*	Ad	14087.36	1999	525	Am <sup>112 114</sup>
	2000	322	Am		2000	857	Am <sup>203</sup>
14043.75	1999	146*	Ad		2000	858	Am (as am by Stats. 1999, Ch. 525)
	2000	322	Am		2003	424	Am
	2003	601	Am		2004	228*	Am
	2004	183	Am <sup>571</sup>	14087.37	1999	525	Am <sup>112 114</sup>
14044	2003	230*	Ad		2000	857	Am <sup>203</sup>
	2003	601	Am	14087.38	1999	525	Am <sup>112 114</sup>
	2004	228*	Am		2000	857	Am <sup>203</sup>
14045	2004	584	Ad		2003	424	Am
14051	1999	887	Am <sup>163</sup>		2004	228*	Am
	2002	1161*	Am <sup>495</sup>	14087.4	1999	525	Am <sup>112 114</sup>
14053	1999	146*	Am		2000	857	Am <sup>203</sup>
	2000	93*	Am		2003	424	Am
14053.1	1999	146*	Ad		2004	228*	Am
	1999	148*	Am (as ad by Stats. 1999, Ch. 146) & R <sup>39</sup>	14087.41	1999	539	Ad
	2000	93*	Am <sup>194</sup>	14087.48	2005	80*	Ad
	2001	171*	Am <sup>13</sup>	14087.51	2000	696	Am
14067	1999	146*	Am		2004	228*	Am
	1X 2003–04	9*	Am	14087.54	2004	228*	Am
14067.5	2000	93*	Ad		2005	13*	Am
14080	2005	80*	Ad & R <sup>317</sup>		2005	80*	Am
14085.5	1999	701	Am		2005	156*	Am (as am by Stats. 2005, Ch. 80) <sup>727</sup>
	2001	745*	Am	14087.57	2000	696	Am
14085.54	2000	842	Ad		2002	262*	Am
14085.56	2000	846	Ad	14087.6	2004	183	Am <sup>571</sup>
14085.6	2005	80*	Am		2005	22	Am <sup>647</sup>
14085.7	1999	146*	Am <sup>45 24</sup>	14087.96	2004	454	Am
	2000	93*	Am <sup>21 20</sup>	14087.9605	2004	228*	Am
	2002	1161*	Am <sup>70 18</sup>	14087.961	2001	143	Am
	2004	228*	Am <sup>36 13</sup>		2002	664	Am <sup>431</sup>
14085.8	1999	146*	Am <sup>45 24</sup>		2004	454	Am
	2000	93*	Am <sup>21 20</sup>	14087.9625	2004	454	Am
	2002	1161*	Am <sup>70 18</sup>	14087.9655	2001	528	Am
	2004	228*	Am <sup>36 13</sup>	14087.9657	2001	528	Ad
14085.81	2000	93*	Ad	14087.966	2004	454	Am
14085.9	1999	226	Ad	14087.969	2001	143	Am
14087.101	2003	230*	Ad		2004	454	Am
14087.103	2003	230*	Ad	14087.9705	1999	525	Am <sup>112 114</sup>
14087.105	2003	230*	Ad		2000	857	Am <sup>203</sup>
14087.11	2001	172	Ad	14088.19	1999	525	Am <sup>112 114</sup>
14087.2	2004	193	Am <sup>571</sup>		2000	857	Am <sup>203</sup>
14087.23	2001	526	Ad	14089	1999	525	Am <sup>112 114</sup>
14087.28	2004	788	Am		2000	857	Am <sup>203</sup>
14087.301	1999	146*	Ad	14089.4	1999	525	Am <sup>112 114</sup>
14087.31	2003	424	Am		2000	857	Am <sup>203</sup>
	2004	228*	Am	14089.7	2001	171*	R & Ad
14087.32	1999	525	Am <sup>112 114</sup>	14090	2004	193	R <sup>571</sup>
	2000	857	Am <sup>203</sup>	14090.1	2004	193	R <sup>571</sup>
	2000	858	Am (as am by Stats. 1999, Ch. 525)	14090.2	2004	193	R <sup>571</sup>
	2001	159	Am <sup>305</sup>	14090.3	2004	193	R <sup>571</sup>
14087.325	2001	171*	Am	14093.06	2005	80*	Ad
				14094.3	1999	146*	Am
					2002	536	Am

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14094.3 (Cont.)	2004	228 *	Am		2002	1161 *	Am <sup>13</sup>
14100.2	2003	107	Am		2003	230 *	Am
14100.75	1999	993	Ad	14105.38	1999	146 *	Am <sup>24</sup>
	2000	322	Am <sup>220</sup>		2000	93 *	Am <sup>20</sup>
14100.95	2002	751	Ad	14105.39	2002	1161 *	Am <sup>13</sup>
14103.2	2001	745 *	Am		1999	146 *	Am <sup>24</sup>
14103.5	2002	664	Am <sup>431</sup>		2000	93 *	Am <sup>20</sup>
14103.6	2002	1161 *	Am (as am by Sec. 1, Stats. 1975, Ch. 1005 and Sec. 1, Stats. 1985, Ch. 682)	14105.395	2002	1161 *	Am <sup>13</sup>
				14105.4	1999	146 *	Ad
							Am (as am by Sec. 90, Stats. 1998, Ch. 310) <sup>24</sup>
14104.3	2001	745 *	Am				Am (as am by Sec. 91, Stats. 1998, Ch. 310) <sup>25</sup>
14104.6	2004	193	Am <sup>571</sup>		2000	93 *	Am (as am by Sec. 51, Stats. 1999, Ch. 146) <sup>20</sup>
14105	2002	756	Am				Am (as am by Sec. 52, Stats. 1999, Ch. 146) <sup>34</sup>
14105.05	2003	601	Ad		2002	1161 *	R (as am by Sec. 78, Stats. 2000, Ch. 93)
14105.06	2003	230 *	Ad				Am (as am by Sec. 77, Stats. 2000, Ch. 93) <sup>13</sup>
	2004	875 *	Am	14105.405	1999	146 *	Am <sup>24</sup>
	2005	508 *	Am		2000	93 *	Am <sup>20</sup>
14105.115	2002	486 *	Ad		2002	1161 *	Am <sup>13</sup>
14105.13	2001	242	Ad	14105.41	1999	146 *	Am (as am by Sec. 93, Stats. 1998, Ch. 310) <sup>24</sup>
14105.15	2004	193	Am <sup>571</sup>				Am (as am by Sec. 94, Stats. 1998, Ch. 310) <sup>25</sup>
14105.17	2000	93 *	Ad <sup>256</sup>		2000	93 *	Am (as am by Sec. 54, Stats. 1999, Ch. 146) <sup>20</sup>
14105.18	2002	1161 *	Ad				Am (as am by Sec. 55, Stats. 1999, Ch. 146) <sup>34</sup>
14105.19	2003	230 *	Ad & R <sup>75</sup>		2002	1161 *	R (as am by Sec. 81, Stats. 2000, Ch. 93)
	2004	228 *	Am				Am (as am by Sec. 80, Stats. 2000, Ch. 93) <sup>13</sup>
	2005	719 *	Am				
14105.2	2002	1161 *	Am				
14105.21	2003	230 *	Ad				
14105.22	2003	230 *	Ad				
14105.23	2005	80 *	Ad				
14105.24	2005	80 *	Ad				
14105.26	1999	757	Ad <sup>168</sup>				
	2000	135	Am <sup>203</sup>				
	2000	852	Am				
	2001	159	Am <sup>305</sup>				
14105.27	2001	171 *	Ad				
14105.3	2002	1161 *	Am				
14105.31	1999	146 *	Am <sup>24</sup>				
	2000	93 *	Am <sup>20</sup>				
	2002	1161 *	Am <sup>13</sup>				
14105.33	1999	146 *	Am <sup>24</sup>		2000	93 *	Am (as am by Sec. 54, Stats. 1999, Ch. 146) <sup>20</sup>
	2000	93 *	Am <sup>20</sup>				
	2001	171 *	Am				
	2002	1161 *	Am <sup>13</sup>				
14105.332	2002	1161 *	Ad				
14105.336	2004	228 *	Am <sup>634</sup>				
14105.337	1999	190	Ad				
	2002	1161 *	Am <sup>70</sup>				
	2004	228 *	Am <sup>634</sup>		2002	1161 *	R (as am by Sec. 81, Stats. 2000, Ch. 93)
14105.34	2002	1161 *	Am <sup>13</sup>				Am (as am by Sec. 80, Stats. 2000, Ch. 93) <sup>13</sup>
14105.35	1999	146 *	Am <sup>24</sup>				
	2000	93 *	Am <sup>20</sup>				
	2002	1161 *	Am <sup>13</sup>				
14105.37	1999	146 *	Am <sup>24</sup>				
	2000	93 *	Am <sup>20</sup>				

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14105.42	1999	146 *	Am (as am by Sec. 95, Stats. 1998, Ch. 310) <sup>24</sup>	14110.6	1999	146 *	Am
					2000	93 *	Am
	2000	93 *	Am (as am by Sec. 56, Stats. 1999, Ch. 146) <sup>20</sup>	14110.65	2001	171 *	Ad
			Am (as am by Sec. 13, Stats. 1992, Ch. 723) & RN		2003	230 *	Am <sup>474 475</sup>
	2002	1161 *	Am <sup>13</sup>		2004	228 *	R
14105.425	2000	93 *	Ad(RN)		1X 2003–04	9 *	Am <sup>544</sup> R <sup>100</sup>
14105.43	2002	1161 *	Am	14110.7	1999	146 *	Am (as am by Sec. 3, Stats. 1990, Ch. 502)
14105.436	2002	1161 *	Ad <sup>79</sup> R <sup>80</sup>		2001	685	Am
	2005	127 *	Am <sup>36 13</sup>	14110.8	1999	658	Am <sup>56</sup>
14105.45	2002	1161 *	Am		2000	800	Am
	2004	228 *	R & Ad	14115	2000	93 *	Am
14105.46	2002	1161 *	Ad	14115.6	2001	115	R
	2004	228 *	R	14115.8	2001	655	Ad <sup>344</sup>
14105.47	2002	1161 *	Ad		2005	80 *	Am & R <sup>717 38</sup>
14105.48	2003	230 *	Ad	14123.25	2000	322	Ad
	2003	659	Am		2003	601	Am
	2005	80 *	Am		2004	183	Am <sup>571</sup>
14105.485	2005	523	Ad		2005	22	Am <sup>647</sup>
14105.49	2003	230 *	Ad	14124.1	2000	322	Am
14105.51	2003	230 *	Ad	14124.12	2003	601	Am <sup>79 43</sup>
14105.65	2002	1161 *	R	14124.2	2000	322	Am
14105.7	2005	80 *	Am	14124.7	2000	451	Am
14105.8	2001	171 *	R	14124.79	2003	230 *	Am
	2002	1161 *	Ad	14124.795	2003	230 *	Ad
14105.85	2002	1161 *	Ad	14124.91	2003	673	Am <sup>713</sup>
14105.86	2003	230 *	Ad	14124.915	2003	673	Ad <sup>713</sup>
14105.91	1999	146 *	Am <sup>25</sup>	14124.916	2003	673	Ad <sup>713</sup>
	2000	93 *	Am <sup>34</sup>	14124.93	2000	808 *	Am
	2002	1161 *	R		2002	1022 *	Am
14105.915	1999	146 *	Am <sup>25</sup>		1X 2003–04	7 *	Am
	2000	93 *	Am <sup>34</sup>	14125	2002	1161 *	Am
	2002	1161 *	R	14126	2004	875 *	R
14105.916	1999	146 *	Am				Ad <sup>709</sup>
	2000	93 *	Am	14126.02	2000	451	Ad
	2002	1161 *	R		2001	171 *	Am
14105.95	2002	747 *	Ad <sup>454</sup>		2001	684	Am
	2003	62	Am <sup>519</sup>		2003	230 *	Am
14105.96	2002	747 *	Ad <sup>454</sup>		2003	899	Am
	2003	62	Am <sup>519</sup>		2004	875 *	R
14105.98	1999	44 *	Am				Ad <sup>709</sup>
	2000	48 *	Am		2005	508 *	Am
14105.981	1999	146 *	Am <sup>24</sup>	14126.021	2004	875 *	Ad <sup>709</sup>
	2000	93 *	Am <sup>20</sup>	14126.023	2004	875 *	Ad <sup>709</sup>
	2003	673	Ad <sup>713</sup>	14126.025	2004	875 *	Ad <sup>709</sup>
	2004	183	Am <sup>714 571</sup>	14126.027	2004	875 *	Ad <sup>709</sup>
14105.982	2000	48 *	Ad	14126.031	2004	875 *	Ad <sup>709</sup>
14107	2000	322	Am	14126.033	2004	875 *	Ad <sup>709 585</sup> R <sup>301</sup>
14107.11	1999	146 *	Ad				Am
	2000	322	Am		2005	508 *	Am
14107.12	2004	395	Ad	14126.035	2004	875 *	Ad <sup>709 710</sup>
14107.13	2004	394	Ad		2004	875 *	R
14110.55	1999	845	Ad	14126.10	2004	875 *	R
				14126.15	2004	875 *	R
				14126.20	2004	875 *	R
				14126.23	2004	875 *	R
				14126.25	2004	875 *	R
				14126.30	2004	875 *	R

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
14126.35	2004	875 *	R	14133.05	2000	93 *	Ad
14126.40	2004	875 *	R	14133.12	1999	845	Ad <sup>93</sup>
14126.45	2004	875 *	R	14133.16	2002	704	Ad
14126.50	2004	875 *	R	14133.225	2005	469 *	Ad
14126.55	2004	875 *	R	14133.23	2005	80 *	Ad <sup>659</sup>
14126.60	2004	875 *	R	14133.3	2004	183	Am <sup>571</sup>
14126.65	2004	875 *	R	14133.45	2003	321	Ad
14126.70	2004	875 *	R	14133.5	2001	745 *	Am
14126.75	2004	875 *	R	14133.61	2001	115	R
14126.80	2004	875 *	R	14138.5	2001	745 *	Am
14132	1999	146 *	Am <sup>53</sup>	14139.13	1999	525	Am <sup>112 114</sup>
	2000	453	Am		2000	857	Am <sup>203</sup>
	2001	745 *	Am	14139.53	2000	858	Am
	2002	1161 *	Am	14145.1	2001	745 *	Am
	1X 2003–04	9 *	Am	14145.3	2002	537	Ad
	2005	80 *	Am	14148	2001	745 *	Am
14132.01	2004	851	Ad	14148.03	2003	895	Ad
	2005	503	Am		2004	148	Am
14132.05	2000	93 *	Ad	14148.04	2003	895	Ad
14132.100	2003	527	Ad		2004	148	Am
	2004	228 *	Am	14148.05	2003	895	Ad
14132.101	2005	548	Ad	14148.5	1X 2003–04	9 *	Am
14132.102	2005	548	Ad	14148.8	2001	745 *	Am
14132.105	2004	228 *	Ad & R <sup>207</sup>	14148.91	2004	183	Am <sup>571</sup>
14132.107	2004	228 *	Ad	14149	2002	684	Ad
14132.108	2004	228 *	Ad	14149.3	2002	684	Ad
14132.22	1999	146 *	Am <sup>24</sup>	14150	2002	1161 *	Ad
	2000	93 *	Am <sup>5</sup>	14154	2003	230 *	Am
	2003	747	Ad		1X 2003–04	9 *	Am
	2004	183	Am <sup>571</sup>		2005	80 *	Am
14132.26	2000	557	Ad	14154.5	2004	228 *	Ad
	2002	1161 *	Am	14159	2003	230 *	Ad
14132.27	2003	230 *	Ad	14163	1999	146 *	Am
14132.28	2003	443	Ad		2000	93 *	Am
14132.29	2003	443	Ad		2002	1161 *	Am
14132.47	1999	831 *	Am	14165.8	2005	77	Am
	2003	253	Am	14166	2005	560 *	Ad & R <sup>745</sup>
14132.72	2000	93 *	Am <sup>13</sup>	14166.1	2005	560 *	Ad & R <sup>745</sup>
14132.725	2005	449	Ad & R <sup>317</sup>	14166.10	2005	560 *	Ad & R <sup>745</sup>
14132.73	2002	1161 *	Ad	14166.11	2005	560 *	Ad & R <sup>745</sup>
14132.88	2000	93 *	Ad	14166.12	2005	560 *	Ad & R <sup>745</sup>
	2002	1161 *	Am	14166.13	2005	560 *	Ad & R <sup>745</sup>
	2003	230 *	Am	14166.14	2005	560 *	Ad & R <sup>745</sup>
	1X 2003–04	9 *	Am	14166.15	2005	560 *	Ad & R <sup>745</sup>
14132.90	1999	147 *	Am	14166.16	2005	560 *	Ad & R <sup>745</sup>
	2001	745 *	Am	14166.17	2005	560 *	Ad & R <sup>745</sup>
14132.91	2000	93 *	Ad	14166.18	2005	560 *	Ad & R <sup>745</sup>
14132.92	2000	804 *	Ad	14166.19	2005	560 *	Ad & R <sup>745</sup>
14132.93	2000	804 *	Ad	14166.2	2005	560 *	Ad & R <sup>745</sup>
14132.94	2003	112	Ad	14166.20	2005	560 *	Ad & R <sup>745</sup>
14132.95	1999	90 *	Am	14166.21	2005	560 *	Ad & R <sup>745</sup>
	2002	1088	Am <sup>36 13</sup>	14166.22	2005	560 *	Ad & R <sup>745</sup>
	2002	1161 *	Am <sup>13</sup>	14166.23	2005	560 *	Ad & R <sup>745</sup>
	2004	229 *	Am	14166.24	2005	560 *	Ad & R <sup>745</sup>
14132.951	2004	229 *	Ad	14166.25	2005	560 *	Ad & R <sup>745</sup>
14132.955	2002	1088	Ad	14166.3	2005	560 *	Ad & R <sup>745</sup>
14132.98	2001	172	Ad	14166.35	2005	560 *	Ad & R <sup>745</sup>
14132.99	2001	172	Ad	14166.4	2005	560 *	Ad & R <sup>745</sup>
	2002	664	Am <sup>431</sup>	14166.5	2005	560 *	Ad & R <sup>745</sup>
	2005	551	Ad	14166.6	2005	560 *	Ad & R <sup>745</sup>
14133.01	2004	228 *	Ad	14166.7	2005	560 *	Ad & R <sup>745</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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14166.75	2005	560 *	Ad & R <sup>745</sup>		2004	797	Am
14166.8	2005	560 *	Ad & R <sup>745</sup>	14530	2001	681	Am
14166.9	2005	560 *	Ad & R <sup>745</sup>	14552	2001	681	Am
14170	2000	322	Am		2004	797	Am
14170.10	2003	601	Ad	14552.1	2001	681	R
14170.11	2004	228 *	Ad	14552.2	2001	681	R
14170.8	1999	993	Am		2004	797	Ad
	2000	322	Am	14552.5	2004	228 *	Ad
14171.6	1999	993	Am	14553	2001	681	Am
	2000	322	Am	14554	2001	681	Am
14172	2002	784	Am <sup>490</sup>	14570	2001	681	Am
	2003	62	Am <sup>519</sup>	14571	2001	681	Am
14172.5	2003	601	Am	14573	2001	681	Am
14176.5	2001	649	Ad		2004	632	Am
14195.8	2004	193	R <sup>571</sup>		2004	797	Am
14199	2004	850	Ad & R <sup>68</sup>	14574	2000	869	Am
14199.1	2004	850	Ad & R <sup>68</sup>		2001	681	Am
14199.2	2004	850	Ad & R <sup>68</sup>		2004	228 *	Am
14199.3	2004	850	Ad & R <sup>68</sup>	14574.1	2000	869	Ad
14251	1999	525	Am <sup>112 114</sup>		2001	681	Am
	2000	857	Am <sup>203</sup>		2004	797	Am
14308	1999	525	Am <sup>112 114</sup>	14575	2001	681	Am
	2000	857	Am <sup>203</sup>	14576	2001	681	Am
14408	2004	183	Am <sup>571</sup>	14580	2001	681	R
14408.5	2000	93 *	Ad	14598	2003	112	Ad
14409	2000	93 *	Am	14618	2001	745 *	R
14456	1999	525	Am <sup>112 114</sup>	14684.1	2003	230 *	Ad
	2000	857	Am <sup>203</sup>	14995.10	2002	1161 *	Am <sup>43</sup>
14456.5	2000	811	Ad	15100	2003	323	Am
14457	1999	525	Am <sup>112 114</sup>	15200	2005	78 *	R (as am by
	2000	857	Am <sup>203</sup>				Sec. 7,
14459	1999	525	Am <sup>112 114</sup>				Stats. 1998,
	2000	857	Am <sup>203</sup>				Ch. 1055)
14460	1999	525	Am <sup>112 114</sup>	15200.05	2000	108 *	Am
	2000	857	Am <sup>203</sup>	15200.5	2004	845 *	Am
14464.5	2003	230 *	Ad	15200.6	1999	478	R
	2004	228 *	Am <sup>635</sup>	15200.75	1999	478	R
			R <sup>636</sup>	15200.81	1999	147 *	Am
14482	1999	525	Am <sup>112 114</sup>		1999	478	R
	2000	857	Am <sup>203</sup>		1999	480	R (as am by
14492	2004	193	R <sup>571</sup>	15200.92	1999	478	Sec. 34,
14495.10	1999	845	Ad & R <sup>20</sup>	15200.95	1999	478	Stats. 1999,
	2005	80 *	Am <sup>68</sup>		1999	479 *	Ch. 147)
14499.5	2004	193	Am <sup>571</sup>	15200.96	1999	478	R
14499.71	1999	525	Am <sup>112 114</sup>	15200.97	1999	478	R
	2000	857	Am <sup>203</sup>	15200.98	1999	478	R
14500.5	2002	641	Am	15204.2	2004	229 *	Am
14501	2001	745 *	Am		2005	78 *	Am
	2002	641	Am	15204.3	1999	147 *	Am
14502	2002	641	Am		2000	108 *	Am
14503	2002	641	Am		2001	111 *	Am
14503.5	2002	641	Am	15200.96	1999	478	R
14504	2003	643	Ad <sup>581</sup>	15200.97	1999	478	R
14504.1	2003	643	Ad <sup>581</sup>	15200.98	1999	478	R
14504.2	2003	643	Ad <sup>581</sup>	15204.2	2004	229 *	Am
14504.3	2003	643	Ad <sup>581</sup>		2005	78 *	Am
14509	2002	641	Am		1999	147 *	Am
14509.1	2002	641	Am		2000	108 *	Am
14510	2002	641	Am		2001	111 *	Am
14512	2002	641	Am	15204.6	2002	1022 *	Am
14526	2004	632	Am		2005	78 *	Ad
				15204.8	2001	111 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
15452	2001	745 *	R	15660.1	2000	972	Ad <sup>82</sup>
15601	2002	54	Am	15701	2002	54	Am
15610.17	2002	54	Am	15701.1	2002	54	R
15610.19	2002	54	Ad	15701.15	2002	54	R
15610.23	2002	54	Am	15701.2	2002	54	R
15610.30	2000	442	Am	15701.35	2002	54	R
	2000	813	Am <sup>236</sup>	15750	2002	54	Am & RN & Ad
15610.37	2002	54	Am	15751	2002	54	Am & RN & Ad
	2003	62	Am <sup>519</sup>				& Ad(RN)
15610.39	2002	54	Ad	15752	2002	54	R & Ad(RN)
15610.50	2002	54	Am	15753	2002	54	R
15610.53	2000	559	Am	15753.5	2002	54	R
15610.55	2002	54	Am	Div. 9,			
15610.57	2002	54	Am	Pt. 3,			
15610.63	2000	287	Am <sup>216</sup>	Ch. 13.5,			
	2004	823	Am	heading			
15630	1999	236	Am	(Sec. 15760			
	2002	54	Am	et seq.)	2002	54	R
	2004	823	Am	15760	2002	54	Am <sup>407</sup>
	2005	163	Am	15761	2002	54	R
15630.1	2005	140	Ad <sup>100</sup>	15762	2002	54	S <sup>407</sup>
			R <sup>446</sup>	15763	1999	670	Am <sup>94</sup>
15633	2005	140	Am <sup>100</sup>		2001	111 *	Am <sup>306</sup>
			R & Ad <sup>446</sup>		2002	54	Am <sup>407</sup>
15633.5	2002	54	Am		2002	552	Am (by Sec. 3
	2002	552	Am				of Ch.)
15634	2002	54	Am		2002	1022 *	Am
	2005	140	Am <sup>100</sup>		2003	468	Am <sup>561</sup>
			R & Ad <sup>446</sup>		2004	405	Am <sup>654</sup>
15640	2005	140	Am <sup>100</sup>	15764	2002	54	S <sup>407</sup>
			R & Ad <sup>446</sup>	15765	2002	54	Am
15653.5	2002	54	R (as ad by	15766	1999	147 *	Ad
			Stats. 1998,	15800	2003	436	Ad <sup>319</sup>
			Ch. 946)				R <sup>232</sup>
			Am (as ad by	15801	2003	436	Ad <sup>319</sup>
			Stats. 1998,				R <sup>232</sup>
			Ch. 980)	15802	2003	436	Ad <sup>319</sup>
15655	1999	414	Ad				R <sup>232</sup>
	2001	196	Am	15803	2003	436	Ad <sup>319</sup>
15655.5	2002	54	Ad				R <sup>232</sup>
	2005	140	Am <sup>100</sup>	15804	2003	436	Ad <sup>319</sup>
			R & Ad <sup>446</sup>				R <sup>232</sup>
15656	2004	886	Am (by Sec. 2	16000	2000	745	Am
			of Ch.)		2003	862	Am
15657	2002	664	Am <sup>431</sup>	16000.1	2003	847	Ad
	2004	183	Am <sup>571</sup>	16001.7	2000	108 *	Ad
	2004	886	Am	16001.9	2001	683	Ad
15657.03	1999	561	Ad		2003	331	Am
	2001	176	Am		2004	668	Am
	2003	495	Am (by Sec. 4		2005	640	Am
			of Ch.)	16002	2000	909	Am
	2003	498	Am (by Sec. 9.1		2003	812	Am
			of Ch.)	16002.5	2004	841	Ad
	2004	183	Am <sup>571</sup>	16003	2000	745	Ad
	2005	467	Am		2002	918	Am
15657.04	2005	472	Ad		2003	331	Am
15657.5	2004	886	Ad	16004	2000	909	Ad
15659	2002	54	Am	16004.5	2004	841	Ad
15660	2000	972	Am	16005	2001	353	Ad
	2001	845	Am	16010	1999	552	Am
	2002	627	Am		2001	353	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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16010.4	2003	812	Ad		1999	887	Am
16010.5	2003	812	Ad		2000	909	Am
16010.6	2003	812	Ad		2001	111 *	Am
	2004	811	Am		2001	683	Am
16011	2001	125 *	Ad		2003	812	Am (by Sec. 8 of Ch.)
	2002	1022 *	Am		2003	813	Am (by Sec. 13.1 of Ch.)
16012	2001	694	Ad & R <sup>75</sup>		2003	862	Am (by Sec. 16.5 of Ch.)
16013	2003	331	Ad		2004	332	Am
16014	2004	914	Ad		2004	810	Am (by Sec. 10.5 of Ch.)
16118	1999	83	Am <sup>30</sup>		2005	640	Am
	1999	547	Am	16501.15	2003	847	Ad
16119	1999	547	Am	16501.25	2005	630	Ad
	1999	905 *	Am (by Sec. 1 of Ch.) <sup>77</sup>	16501.3	1999	147 *	Ad
			Am (by Sec. 2 of Ch.) <sup>1</sup>	16501.35	2003	812	Ad
16120	2003	323	Am	16501.6	2004	183	Am <sup>571</sup>
16120.05	1999	547	Am		2004	193	R <sup>571</sup>
16121.05	1999	547	Am	16501.7	2005	78 *	Ad
	2004	183	Am <sup>571</sup>	16504.5	2000	421 *	Ad
16121.2	1999	887	Ad		2001	653 *	Am
16122	1999	905 *	Am		2002	918	Am
16131	2002	1022 *	Am	16506	2004	332	Am
16131.5	2004	810	Ad	16507	2001	470	Am
16145	2004	229 *	R	16507.5	2001	653 *	Am
16146	2004	229 *	R	16513	2004	842	Am
16147	2004	229 *	R	16515	2001	115	R
16148	2004	229 *	R	16516.5	2001	675	Am
16148.05	2004	229 *	R	16516.6	2001	675	Ad
16148.10	2004	229 *	R	16518	2001	653 *	Am
16148.13	2004	229 *	R	16521.3	2004	229 *	Ad
16148.15	2004	229 *	R	16522	2001	125 *	Am
16149	2004	229 *	R	16522.1	2001	125 *	Am
16150	2004	229 *	R	16522.3	2001	125 *	R
16151	2004	229 *	R	16524	2004	168	Ad
16162	2002	1160	Am	16525.2	2000	799	Am
16164	1999	147 *	Am	16576	2004	193	Am <sup>571</sup>
	2001	683	Am	16605	2000	866	Am
	2002	1160	Am (by Sec. 3 of Ch.)	16809	1999	146 *	Am (as am by Sec. 1, Stats. 1997, Ch. 669)
16170	1999	887	Ad		2000	93 *	Am (as am by Sec. 68, Stats. 1999, Ch. 146)
16171	1999	887	Ad		2001	171 *	Am (as am by Sec. 99, Stats. 2000, Ch. 93)
16172	1999	887	Ad		2002	1161 *	Am (as am by Sec. 45, Stats. 2001, Ch. 171) <sup>68</sup>
16173	1999	887	Ad				Am (as am by Sec. 2, Stats. 1997, Ch. 669) <sup>69</sup>
16174	1999	887	Ad				
16175	1999	887	Ad				
16176	1999	887	Ad				
16177	1999	887	Ad				
16206	1999	211	Am				
	2002	354	Am				
	2003	813	Am				
	2004	292	Am				
	2005	22	Am <sup>647</sup>				
16500.1	1999	634	Ad				
	2003	813	Am				
	2005	640	Am (by Sec. 10 of Ch.)				
16500.2	2001	745 *	Am				
16500.9	2005	78 *	Ad				
16501.1	1999	83	Am <sup>30</sup>				

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16809 (Cont.)				18214	2001	115	R
	2003	230 *	Am (as am by Sec. 90, Stats. 2002, Ch. 1161)		2001	745 *	R
				18215	2001	115	R
				18220	2003	225 *	S <sup>461 18</sup>
	2004	228 *	Am (as am by Sec. 91, Stats. 2002, Ch. 1161 and Sec. 75, Stats. 2003, Ch. 230)		2005	74 *	Ad
				18221	2003	225 *	S <sup>461 18</sup>
					2005	74 *	Ad
				18222	2003	225 *	S <sup>461 18</sup>
				18223	2003	225 *	S <sup>461 18</sup>
				18224	2003	225 *	S <sup>461 18</sup>
				18225	2003	225 *	S <sup>461 18</sup>
	2005	80 *	Am (as am by Sec. 27 and Sec. 28, Stats. 2004, Ch. 228)	18226	2003	225 *	Am <sup>461 18</sup>
				18240	2001	745 *	Am
				18242	1999	803	Am
				18243	1999	803	Am
				18246	1999	803	R
				18247	1999	803	Am
16809.4	2002	1161 *	Am <sup>68</sup>	18250	2001	111 *	S <sup>54 57</sup>
	2003	710	Am	18251	2000	259	Am
	2004	118	Am		2001	111 *	S <sup>54 57</sup>
16915	2004	57	Am	18252	2001	111 *	S <sup>54 57</sup>
16946	1999	741	Am	18253	2001	111 *	S <sup>54 57</sup>
16952	2005	671	Am	18253.5	2001	111 *	S <sup>54 57</sup>
16952.1	2005	671	Ad	18254	2000	259	Am
16953.3	2005	671	Am		2001	111 *	S <sup>54 57</sup>
16955	2005	671	Am	18255	2001	111 *	S <sup>54 57</sup>
16956	2005	671	Am	18256	2001	111 *	S <sup>54 57</sup>
16956.5	2005	671	Ad	18256.5	2001	111 *	S <sup>54 57</sup>
17012.5	1999	83	R (as ad by Sec. 2, Stats. 1997, Ch. 283) <sup>30</sup>	18257	2001	111 *	R
			Am (as ad by Sec. 2, Stats. 1997, Ch. 284) <sup>30</sup>		2004		
					Initiative (Prop. 63 adopted Nov. 2, 2004)		Ad <sup>712</sup>
17021	2004	229 *	Am <sup>630</sup>	18308	2001	90	Ad & R <sup>75</sup>
17409	2003	379	Am	18309	2004	830	Ad & R <sup>38</sup>
17600	1999	90 *	Am		2005	545	Am
17600.110	1999	90 *	R	18309.5	2004	830	Ad & R <sup>38</sup>
17604	2003	757	Am	18355.5	2005	78 *	Ad
17605	2003	450	Am	18358	2004	183	Am <sup>571</sup>
	2004	315	Am	18358.30	1999	147 *	Am
17800	2005	207	Ad	18379	2004	193	R <sup>571</sup>
17801	2005	207	Ad	18600	2001	115	R
18205	1999	480	Am (as ad by Stats. 1997, Ch. 606) & RN	18901.10	2003	743	Ad
			Am & RN (by Sec. 22.5 of Ch.)	18901.3	2004	932	Ad
	1999	980	Ad(RN)	18901.6	2003	225 *	Ad
			Ad(RN) (by Sec. 22.5 of Ch.)		2003	743	Am
18205.5	1999	480	Ad(RN)	18901.8	2000	682	Ad
	1999	980	Ad(RN) (by Sec. 22.5 of Ch.)	18901.9	2003	743	Ad
				18910	1999	826	Ad
18206	2001	745 *	Am		2002	1022 *	R & Ad <sup>515</sup>
18210	2001	115	R		2002	1024	Am (as ad by Stats. 2002, Ch. 1022)
18211	2001	115	R	18918	2000	108 *	Ad
18212	2001	115	R	18919	2001	115	R
18212.5	2001	115	R	18920	2001	115	R
18213	2001	115	R	18925	2001	897	Ad
					2002	1161 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WELFARE AND INSTITUTIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
18926	2005	78 *	Ad	18987.17	2000	300	Am <sup>70 18</sup>
18930	1999	147 *	Am (as ad by Sec. 34, Stats. 1998, Ch. 329)		2004	134 *	S <sup>610</sup>
	2000	108 *	Am	18987.2	2000	300	Am <sup>70 18</sup>
	2001	111 *	Am		2004	134 *	S <sup>610</sup>
18930.5	1999	147 *	Am <sup>36 13</sup>	18987.25	2000	300	S <sup>70 18</sup>
18931	1999	147 *	S <sup>36 13</sup>		2004	134 *	S <sup>610</sup>
18932	1999	147 *	Am <sup>36 13</sup>	18987.3	2000	300	Am <sup>70 18</sup>
18933	1999	147 *	S <sup>36 13</sup>		2004	134 *	S <sup>610</sup>
18934	1999	147 *	Am <sup>36 13</sup>	18987.36	2000	300	Am <sup>70 18</sup>
18935	1999	147 *	Ad		2004	134 *	S <sup>610</sup>
18937	1999	147 *	S <sup>36 13</sup>	18987.4	2000	300	Am <sup>70 18</sup>
18938	1999	147 *	Am <sup>36 13</sup>		2004	134 *	S <sup>610</sup>
	2000	108 *	Am	18987.45	2000	300	S <sup>70 18</sup>
	2001	111 *	Am		2004	134 *	S <sup>610</sup>
18939	1999	147 *	S <sup>36 13</sup>	18987.5	2000	300	Am <sup>70 18</sup>
	2004	229 *	Am <sup>633</sup>		2004	134 *	Am <sup>610</sup>
18940	1999	147 *	Am <sup>36 13</sup>	18989.3	2004	193	R <sup>571</sup>
	1999	148 *	Am (as am by Stats. 1999, Ch. 147)	18990	2001	115	R
	2001	111 *	Am	18991	2001	115	R
18941	1999	147 *	S <sup>36 13</sup>	18993	1999	146 *	S <sup>45 24</sup>
18942	1999	147 *	S <sup>36 13</sup>		2000	839	S <sup>54 57</sup>
18943	1999	147 *	S <sup>36 13</sup>	18993.1	1999	146 *	S <sup>45 24</sup>
18944	1999	147 *	Am <sup>36 13</sup>		2000	839	S <sup>54 57</sup>
18959	2000	108 *	Ad <sup>197</sup>	18993.2	1999	146 *	S <sup>45 24</sup>
			R <sup>22</sup>		2000	839	S <sup>54 57</sup>
18959.1	2000	108 *	Ad <sup>197</sup>	18993.3	1999	146 *	S <sup>45 24</sup>
			R <sup>22</sup>		2000	839	S <sup>54 57</sup>
18959.2	2000	108 *	Ad <sup>197</sup>	18993.4	1999	146 *	S <sup>45 24</sup>
			R <sup>22</sup>		2000	839	S <sup>54 57</sup>
18964	2004	858	Ad(RN)	18993.5	1999	146 *	S <sup>45 24</sup>
18965	2004	858	Am (as am and m by Stats. 1992, Ch. 1122) & RN		2000	839	S <sup>54 57</sup>
				18993.6	1999	146 *	S <sup>45 24</sup>
18969	2002	647	Am		2000	839	S <sup>54 57</sup>
	2003	62	Am <sup>519</sup>	18993.7	1999	146 *	S <sup>45 24</sup>
18973	2004	350	Ad		2000	839	S <sup>54 57</sup>
18986.60	2001	17 *	S <sup>98 75</sup>	18993.8	1999	146 *	S <sup>45 24</sup>
18986.61	2001	17 *	S <sup>98 75</sup>		2000	839	S <sup>54 57</sup>
18986.62	2001	17 *	Am <sup>98 75</sup>	18993.9	1999	146 *	Am <sup>45 24</sup>
18986.86	1999	705	Ad & R <sup>18</sup>		1999	754 *	Am
	2004	655	Am <sup>317</sup>		2000	839	R & Ad
18986.87	1999	705	Ad & R <sup>18</sup>	19000	2001	193	Am
	2004	655	Am <sup>317</sup>		2002	664	Am <sup>431</sup>
18986.88	1999	705	Ad & R <sup>18</sup>	19011	2001	193	Am
	2004	655	Am <sup>317</sup>	19050	2002	1102	Am
18987	2000	300	Am <sup>70 18</sup>	19050.5	2002	1102	Am
	2004	134 *	S <sup>610</sup>	19054	2002	1102	Ad
18987.05	2000	300	S <sup>70 18</sup>	19090	2001	193	Am
	2004	134 *	S <sup>610</sup>	19091	1999	147 *	Am
18987.1	2000	300	S <sup>70 18</sup>	19092	1999	147 *	Am
	2004	134 *	S <sup>610</sup>		2001	193	Am
18987.15	2000	300	Am <sup>70 18</sup>	19095	2002	1102	Ad
	2004	134 *	S <sup>610</sup>	19095.5	2002	1102	Ad
18987.16	2000	300	Am <sup>70 18</sup>	19096	2002	1102	Ad
	2004	134 *	S <sup>610</sup>	19097	2002	1102	Ad
				19097.5	2002	1102	Ad
				19098	2002	1102	Ad
				19098.5	2002	1102	Ad
				19350	1X 2003–04	7 *	R <sup>391</sup>
				19351	1X 2003–04	7 *	R <sup>391</sup>
				19352	2000	108 *	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**WELFARE AND INSTITUTIONS CODE—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
19352 (Cont.)				19805	2003	659	Am
	1X	2003-04	7 * R <sup>391</sup>	19806	1999	147 *	Am
19352.5	1X	2003-04	7 * R <sup>391</sup>		2000	108 *	Am
19352.8	1X	2003-04	7 * R <sup>391</sup>		2001	111 *	Am
19353	1X	2003-04	7 * R <sup>391</sup>		2004	229 *	Am
19353.5	1X	2003-04	7 * R <sup>391</sup>	19820	1999	861	Ad & R <sup>20</sup>
19354	1X	2003-04	7 * R <sup>391</sup>	19821	1999	861	Ad & R <sup>20</sup>
19354.1	1X	2003-04	7 * R <sup>391</sup>	19822	1999	861	Ad & R <sup>20</sup>
19354.5	1X	2003-04	7 * R <sup>391</sup>	19823	1999	861	Ad & R <sup>20</sup>
19354.8	1X	2003-04	7 * R <sup>391</sup>	19850	2005	549	R
19355	1X	2003-04	7 * R <sup>391</sup>	19851	2005	549	R
19355.5	1999		147 * Am	19852	2005	549	R
	2000		95 * Am <sup>197</sup>	19853	2005	549	R
			R <sup>22</sup>	19854	2005	549	R
	2002		1022 * Am	19855	2005	549	R
	2003		225 * Am <sup>36 13</sup>	19856	2004	193	R <sup>571</sup>
	1X	2003-04	7 * R <sup>391</sup>	22000	1999	802	Am
19356	2000		108 * Am	22001	1999	802	Am
	2002		1022 * Am	22002	1999	802	Am
	2003		225 * Am	22003	1999	802	Am
	2003		659 Am		2004	228 *	Am
	1X	2003-04	7 * R <sup>391</sup>	22004	1999	802	Am
19356.5	2002		1022 * Am	22005	1999	525	Am <sup>112 114</sup>
	1X	2003-04	7 * R <sup>391</sup>		1999	802	R & Ad
19356.6	1999		147 * Am <sup>45 24</sup>	22005.1	1999	802	Ad
	2000		95 * Am <sup>197 19</sup>	22005.2	2004	228 *	Ad
	2002		1022 * Am <sup>467</sup>	22006	1999	802	Am
	2003		225 * Am	22007	1999	802	Am
	1X	2003-04	7 * R <sup>391</sup>	22008	1999	802	Am
19356.65	2000		108 * Ad	22008.5	1999	802	Am
	2002		1022 * R	22009	1999	802	Am
19356.7	1999		147 * Am <sup>45 24</sup>		2004	228 *	Am
	2000		95 * Am <sup>197 19</sup>	22010	1999	525	Am <sup>112 114</sup>
	2003		225 * Am <sup>13</sup>		1999	802	R & Ad(RN)
	1X	2003-04	7 * R <sup>391</sup>	22011	1999	802	R
19357	1X	2003-04	7 * R <sup>391</sup>	22013	1999	802	Am & RN
19358	1X	2003-04	7 * R <sup>391</sup>	24000	1999	146 *	S <sup>54 57</sup>
19358.6	1X	2003-04	7 * R <sup>391</sup>	24001	1999	146 *	Am <sup>54 57</sup>
19358.7	1X	2003-04	7 * R <sup>391</sup>	24003	1999	146 *	S <sup>54 57</sup>
19359	1X	2003-04	7 * R <sup>391</sup>	24003.2	1999	146 *	Ad
19361	1X	2003-04	7 * R <sup>391</sup>	24003.5	1999	146 *	Ad
Div. 10,				24005	1999	146 *	Am <sup>54 57</sup>
Pt. 2,					2000	322	Am
Ch. 5,				24007	1999	146 *	S <sup>54 57</sup>
Art. 2,				24007.5	1999	146 *	Ad
heading				24009	1999	146 *	S <sup>54 57</sup>
(Sec. 19460				24011	1999	146 *	S <sup>54 57</sup>
et seq.)	2005		549 Am	24013	1999	146 *	S <sup>54 57</sup>
19460	2005		549 Am	24015	1999	146 *	S <sup>54 57</sup>
19461	2000		182 Am	24017	1999	146 *	S <sup>54 57</sup>
	2005		549 Am	24021	1999	146 *	S <sup>54 57</sup>
19462	2001		193 Am	24023	1999	146 *	S <sup>54 57</sup>
	2005		549 Am	24027	1999	146 *	R & Ad
19469	2001		193 Am	25000	1999	990	Ad
	2005		549 Am	25001	1999	990	Ad
19470	2005		549 Am	25002	1999	990	Ad
19471	2005		549 Ad		2000	135	Am <sup>203</sup>
19630.5	2001		327 Ad		2000	1067	Am
19801	1999		493 Am	25003	1999	990	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## STATUTES OTHER THAN CODES

<i>Statute Affected Chapter</i>	<i>Affected By</i>		<i>Effect</i>	<i>Statute Affected Chapter</i>	<i>Affected By</i>		<i>Effect</i>	
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>		
<b>1911</b>	700	2000	714	Am 1				
<b>1913</b>	310	2004	588	R all	<b>1947</b>	2005	510	Am 12
	317	2000	527*	Am 4, 5		2004	588	R all
<b>1915</b>	755	2004	244	Am 13¾	<b>1949</b>	2003	284	Am 36
<b>1917</b>	594	2000	734*	Am 1	<b>1951</b>	2002	426	Am 48
<b>1919</b>	354	2000	262	Am 12 (as am by Sec. 2, Stats. 1933, Ch. 787)		2001	63*	Ad 13.2
	526	2004	361	Ad 2, 3		2001	170	Am 4, 5, 31, 33
<b>1925</b>	417	2004	588	R all		2002	664	Am 5 431
<b>1929</b>	651	2002	1130	Am 1 (as am by Sec. 1, Stats. 1979, Ch. 926), 2 (as ad by Stats. 1970, Ch. 1046), 5 (as ad by Stats. 1970, Ch. 1046), 6 (as ad by Stats. 1970, Ch. 1046)		2002	283	R 18, 31
<b>1933</b>	924	2002	41	Am 31.5		2003	62	Am 1.5, 7, 8, 9, 12.5, 13, 13.5, 14, 15, 17, 21
<b>1939</b>	73	2002	288	Am 2.6 Ad 2.7		2003	62	Am 12.5, 13, 13.5, 14 <sup>319</sup>
<b>1943</b>	545	1999	62	Am 13		1999	89	R 7
		1999	83	Am 8.2 (as am by Stats. 1998, Ch. 812) <sup>30</sup>		2004	108	Am 3, 5, 12, 13, 13.1
		1999	97	Am 8		2005	22	Am 4 <sup>647</sup> , 5 <sup>647</sup>
		2000	506	Am 10 (as am by Sec. 66, Stats. 1998, Ch. 829), 10.2 (as am by Sec. 67, Stats. 1998, Ch. 829)	<b>1952 (1st Ex. Sess.)</b>	1999	779*	Am 8.2, 54
	2000	1044	Am 5.1		<b>1955</b>	2000	1078	Am 14
	2003	863	Am 13		<b>1957</b>	2004	588	R all
	2004	60	Am 6			2004	588	R all
	2005	599	Am 13		<b>1959</b>	2005	175	Am 9
<b>1944 (4th Ex. Sess.)</b>	44	2002	564	Am 1, 32		2001	91	Am 33
		2004	269	Ad 7.3	<b>1961</b>	1999	96*	Ad 76.5
						2002	75	R 92, 93, 94, 95, 96, 97, 98, 99, 100, 101
								R & Ad 91
								Am 90
					<b>1962</b>	2004	588	R 10, 11
					<b>1962 (1st Ex. Sess.)</b>	2001	225	Am 5.1 <sup>315</sup>
						2001	929	Ad 15.1, 16.1
						2004	588	R all
						2000	302	Ad 5.5
						2001	946	Am 4 (as am by Sec. 1, Stats. 1996, Ch. 399) <sup>385</sup>
								Am 5 (as am by Sec. 1.5, Stats. 1996, Ch. 399) <sup>385</sup>

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record. For Budget Item references, see section titled "BUDGET ITEMS" following "STATUTES OTHER THAN CODES".

**STATUTES OTHER THAN CODES—Continued**

<i>Statute Affected Chapter</i>	<i>Affected By</i>		<i>Effect</i>	<i>Statute Affected Chapter</i>	<i>Affected By</i>		<i>Effect</i>
	<i>Year</i>	<i>Chapter</i>			<i>Year</i>	<i>Chapter</i>	
67 (Cont.)				<b>1989</b>			
	2005	382 *	Am 71	620	1999	870	R 10
<b>1963</b>				1350	2001	745 *	Am 1
24	2004	588	R all	<b>1990</b>			
1797	2001	473	R all <sup>369</sup>	674	2001	745 *	R 1
1982	1999	96 *	R 106, 107, 108 Am 105	1309	2002	513	R 11
				1621	2001	745 *	Am 1
<b>1964 (1st Ex. Sess.)</b>				<b>1991</b>			
138	2005	81 *	Am 4 (as am by Sec. 1, Stats. 1982, Ch. 246)	89	2004	211 *	R 210 <sup>622</sup>
				91	2004	211 *	Am 40 <sup>622</sup>
				625	1999	870	Am 2 (as am by Stats. 1998, Ch. 731), 3 (as am by Stats. 1994, Ch. 391)
<b>1969</b>							Am 3 (as am by Sec. 3, Stats. 1999, Ch. 870)
209	1999	46	Am 132				
	1999	415	Ad 126.5, 126.7, 130.5, 130.7		2002	974	
	1999	524	Ad & R 127 <sup>18</sup>				
	2001	632	Ad 125.5				
	2004	155	Am 127 <sup>38</sup>				
1032	2001	473	R all <sup>369</sup>	<b>1992</b>			
<b>1970</b>				684	2001	319	Am 4
1283	2003	389	Am 69.5	722	2001	171 *	R 147
<b>1973</b>				776	2000	905	Am 304, 313, 502, 506, 507, 508, 511, 605, 607, 705, 706, 707 <sup>187</sup>
113	2000	134	Am 4.1, 4.2, 4.3				R 602
283	2003	296	Ad 5.20				Ad 314.5, 503.1 <sup>187</sup>
1089	2000	134	Am 4.1, 4.2, 4.5				S all <sup>187</sup>
<b>1974</b>					2001	159	Am 511 <sup>305</sup>
569	2000	375	R 3		2001	810 *	Am 508, 511
<b>1976</b>					2003	192	Ad 401.1
761	2002	974	Am 1 (as am by Sec. 8, Stats. 1996, Ch. 417)				Am 605, 705, 706
							S all <sup>549</sup>
815	2002	387	Am 3		2005	271 *	Ad 601.2
<b>1978</b>				<b>1993</b>			
74	2001	745 *	Am 1 (as am by Sec. 1, Stats. 1997, Ch. 317)	100	2004	211 *	R 29 <sup>622</sup>
				1012	2001	745 *	R 2
	2004	361	Am 2 (as am by Stats. 1997, Ch. 317)	1094	2000	713	R 3
			Ad 4.5, 5.5	<b>1994</b>			
<b>1982</b>				23	2005	715	Am 26
1005	1999	174 *	Am 1	435	2004	644	Am 4
1023	2004	242 *	Am 1007	642	2003	424	R 7
<b>1984</b>				868	2001	24	R all
257	2002	50	Am 316	915	2003	483	R 5
	2005	32	Am 507	<b>1995</b>			
<b>1985</b>				899	1999	796 *	Am 3
1087	2002	974	Am 12		2001	895	Am 3 (as am by Sec. 3, Stats. 1999, Ch. 796)
1523	2001	745 *	R 3				Am 3
<b>1987</b>							Am 3
29	2001	170	R 5		2003	448 *	Am 3
<b>1988</b>					2004	227 *	Am 3
1495	2001	745 *	Am 2				
1601	2000	590	Am 12				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record. For Budget Item references, see section titled "BUDGET ITEMS" following "STATUTES OTHER THAN CODES".

**STATUTES OTHER THAN CODES—Continued**

<i>Statute Affected</i>				<i>Statute Affected</i>			
<i>Chapter</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Chapter</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
Res.					1999	646	Am 65
Ch. 100	2001	745 *	R all		2000	76 *	Am 62
<b>1996</b>					2002	1168 *	Am 62 (as am by Stats. 2000, Ch. 76)
151	2000	585	Am 1				S 9 <sup>29</sup>
204	1999	152 *	Am 31	84	1999	84 *	Am 7
417	2001	610	R 2		1999	86	Am 7 (as am by Sec. 7, Stats. 1999, Ch. 86) <sup>203</sup>
953	1999	63	Am 31 <sup>5</sup>		2000	135	R 4, 5, 6 <sup>28</sup> S 8 <sup>32</sup> , 9 <sup>82</sup>
1047	2001	750	R 2				R 8, 9
<b>1997</b>							
58	2000	19 *	Am 1 (as am by Sec. 39, Stats. 1997, Ch. 825)	85	1999	85	Am 6
					1999	86	S 4 <sup>115</sup>
	2002	467	Am 1 (as am by Stats. 2000, Ch. 19)	152	1999	646	R 1 <sup>104</sup>
				521	1999	521 *	Am 4
78	2000	393	R 1	562	1999	562	Am 1
299	1999	152 *	Am 39	604	2002	502 *	S 8, 9 <sup>171</sup>
784	2000	770	Am 2	607	2000	1035	S 2 <sup>37</sup>
	2001	610	Am 12	721	1999	721	Am 9
867	1999	351 *	Am <sup>62</sup>	811	1999	811 *	Am 4
881	2001	745 *	Am 2	817	2001	874 *	Am 4
898	2003	715	Am 5	870	2001	610	S 2 <sup>37</sup>
	2003	716	Am 5	956	1999	956 *	S 1 <sup>37</sup>
	2004	543	Am 8	959	1999	959	R 2 <sup>133</sup>
928	1999	152 *	Am 44	963	1999	963	R 901
<b>1998</b>					2000	506	S 2 <sup>37</sup>
21	1999	83	Am 2 <sup>30</sup>	965	1999	965	S 28 <sup>37</sup>
47	2000	139 *	R 1, 2	996	1999	996	R 2 <sup>143</sup>
310	1999	83	Am 111 <sup>30</sup>	999	1999	999	R 54, 6 <sup>161</sup>
	1999	831 *	Am 111	1000	1999	1000	S 2 <sup>37</sup>
328	1999	67 *	Am 3 <sup>23</sup>	1001	1999	1001 *	S 2 <sup>37</sup>
330	1999	78 *	Am 56	1010	1999	1010 *	S 2, 15, 17, 21 <sup>37</sup>
	1999	152 *	Am 53	1021	1999	1021 *	S 1.5 <sup>37</sup>
504	2001	595	Am 5		1022	1999	1022
652	1999	83	Am 3 <sup>30</sup>	<b>2000</b>			
722	1999	83	Am 1 <sup>30</sup>	71	2000	71 *	S 41, 42, 43 <sup>37</sup>
760	1999	83	Am 11, 12 <sup>30</sup>		2000	1058	Am 35, 42 <sup>37</sup>
868	1999	153 *	Am 1	91	2000	656 *	R 21
	2000	135	Am 1 (as am by Sec. 1, Stats. 1999, Ch. 153) <sup>203</sup>	100	2000	100 *	S 6 <sup>37</sup>
					2000	353 *	Am 6
886	2000	953	Am 1.5	127	2000	127 *	S 33 <sup>200</sup> , 36 <sup>37</sup>
946	1999	670	Am 14	213	2003	228 *	Am 6 <sup>551</sup>
948	1999	78 *	Am 2	223	2001	398	Am 3
969	1999	83	Am 10 <sup>30</sup>	321	2000	321	S all <sup>8</sup>
1045	2000	671 *	Am 1	332	2000	332 *	R 1 <sup>5</sup>
1051	1999	573 *	Am 1	352	2001	159	Am 1 <sup>305</sup>
1080	1999	365	Am 3, 4, 7 <sup>24</sup> S 1, 2, 5, 6 <sup>24</sup>	363	2000	363 *	S 11 <sup>191</sup>
				395	2000	395	S 3 <sup>37</sup>
				402	2000	402 *	S 23 <sup>37</sup>
				407	2000	407	S 2 <sup>229</sup>
<b>1999</b>				545	2000	545	S 4 <sup>5</sup>
50	1999	800	Am 3.60	597	2000	597	S 3 <sup>37</sup>
66	1999	66 *	Ad 10, 11 <sup>31</sup> R 10, 11 <sup>25</sup>	661	2001	159	Am 1 <sup>305</sup>
				672	2000	672 *	S 24.5 <sup>37</sup>
67	1999	67 *	S 43 <sup>33</sup>	693	2001	159	Am 2 <sup>305</sup>
78	1999	78 *	S 65, 66, 70, 72, 73 <sup>37</sup>	703	2000	703 *	S 11 <sup>37</sup>
				714	2001	159	Am 5, 6 <sup>305</sup>

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**STATUTES OTHER THAN CODES—Continued**

<i>Statute Affected Chapter</i>				<i>Statute Affected Chapter</i>				
<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
719	2000	719	S 1 <sup>37</sup>	837	2001	837*	S 3 <sup>37</sup>	
744	2000	744	S 1 <sup>37</sup>	842	2002	15*	Am 4	
746	2000	746	S 1 <sup>37</sup>	859	2002	1011	Am 3	
754	2000	754	S 6 <sup>37</sup>		2003	788	R 3, 4	
770	2002	974	Am 1	860	2001	860	S 2 <sup>37</sup>	
794	2000	794	S 3 <sup>37</sup>	870	2001	870*	S 3, 4 <sup>37</sup>	
807	2000	807	R 3 <sup>8</sup>	879	2001	879	S 4 <sup>37</sup>	
861	2001	826	Am 59	885	2001	885*	S 4 <sup>37</sup>	
862	2001	159	Am 228 <sup>305</sup>	886	2001	886	S 3 <sup>37</sup>	
866	2000	866	S 2, 3 <sup>37</sup>	891	2001	891*	S 34 <sup>37</sup>	
902	2000	902	S 4 <sup>37</sup>		3X 2001–02	2*	Am 33	
935	2000	935	S 2 <sup>37</sup>	895	2003	448*	Am 2	
942	2000	942	S 3 <sup>37</sup>	913	2001	913	S 3 <sup>37</sup>	
			R 4 <sup>8</sup>	932	2001	932	S 1 <sup>37</sup>	
	2001	382	Am 4	<b>2002</b>				
975	2001	159	Am 2, 3 <sup>305</sup>	6	2002	866	Am 86	
	2002	499*	Am 2	35	2002	807*	Am 76	
1016	2000	1016	S 13 <sup>37</sup>	99	2002	444*	Am 2	
1023	2001	941	Am 1	155	2003	156	R 1	
1024	2001	734*	Am 3	286	2003	333	Am 1	
1087	2000	1087	S 3 <sup>37</sup>	379	2002	1023*	Ad 3.90, 3.91	
Prop. 34	2001	241*	Am 83		2002	1170*	Ad 3.90, 3.91 <sup>535</sup>	
<b>1999–2000 (1st Ex. Sess.)</b>					1X 2003–04	3*	Ad 4.90, 4.95, 11.90	
1	1X 1999–2000	1	S 1 <sup>1</sup>		1X 2003–04	4*	Ad 12.65	
2	1X 1999–2000	2*	S 9 <sup>9</sup>	381	2002	381	S all <sup>73 19</sup>	
3	1999	646	Am 2	447	2003	421	Am 3	
	2000	695*	Am 2	464	2003	435	R & Ad 2	
<b>2001</b>							Am 16	
106	2002	1168*	Am 12.40				Ad 4.5, 9.5	
	3X 2001–02	1*	Ad 3.20, 3.30, 3.40, 3.70	482	2002	482	S 2 <sup>417</sup>	
155	2001	155*	S 4 <sup>37</sup>	483	2003	62	Am 1 <sup>519</sup>	
367	2002	648*	Am 1	496	2002	496	S 1 <sup>22</sup>	
402	2005	318	Am 1	517	2003	610	Am 9	
421	2001	421	R 2, 3, 5 <sup>100</sup>	518	2003	337	R 6	
434	2002	1038	Am 41 <sup>34, 44 22</sup>	575	2003	62	Am 1 <sup>519</sup>	
443	2001	443	S 2 <sup>37</sup>	583	2003	62	Am 1 <sup>519</sup>	
468	2001	468*	S 4 <sup>37</sup>	617	2003	611	Am 9	
489	2003	68	Am 1, 5, 7		2003	613	Am 1	
523	2001	523	S 4 <sup>37</sup>	637	2002	637	S 2, 3, 5 <sup>68</sup>	
558	2001	558	S 1 <sup>37</sup>	697	2003	62	Am 1 <sup>519</sup>	
566	2001	566	S 2 <sup>37</sup>		2004	71*	Am 1, 3, 4	
576	2001	576	S 3 <sup>37</sup>	721	2002	721	S 2 <sup>417</sup>	
577	2001	577	S 4 <sup>37</sup>	727	2003	493	R 7	
579	2001	579	S 2 <sup>37</sup>	850	2003	733	Am 2	
682	2001	682	S 3 <sup>37</sup>	868	2002	868	S 1 <sup>487</sup>	
692	2001	692	S 2 <sup>37</sup>	887	2002	887	S 2 <sup>526</sup>	
698	2001	698	S 1 <sup>320</sup>	909	2003	754	Am 9	
711	2001	711	S 2, 3 <sup>35</sup>	910	2002	1106	Am 7	
721	2001	721*	S 7 <sup>37</sup>	911	2003	754	Am 4	
723	3X 2001–02	2*	Am 1	915	2002	915	S 1, 6 <sup>175</sup>	
736	2001	736	S 4 <sup>37</sup>	971	2004	907*	Am 8	
737	2001	737	S 11 <sup>37</sup>	983	2002	983	S 7 <sup>37</sup>	
743	2001	743	S 2 <sup>37</sup>	1020	2003	62	Am 5 <sup>519</sup>	
749	2001	749*	S 8 <sup>37</sup>	1022	2003	398	Am 71	
768	2001	768*	S 2 <sup>37</sup>	1047	2003	257	Am 1	
814	2002	19*	Am 1	1049	2004	11*	Am 4	
827	2001	827	S 1 <sup>37</sup>					

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record. For Budget Item references, see section titled “BUDGET ITEMS” following “STATUTES OTHER THAN CODES”.

**STATUTES OTHER THAN CODES—Continued**

<i>Statute Affected Chapter</i>	<i>Affected By</i>			<i>Statute Affected Chapter</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
1060	2002	1060	S 2 <sup>520</sup>	656	2005	22	Am 15 <sup>647</sup>
	2003	62	Am 1 <sup>519</sup>	673	2004	183	Am 13 <sup>714 571</sup>
1066	2002	1066	S 2 <sup>37</sup>	741	2004	716	Am 77
1126	2002	1126	S 2 <sup>37</sup>	765	2003	765	S 3 <sup>391</sup>
1147	2002	1147	S 4 <sup>37</sup>	876	2005	74*	Am 16
1154	2003	3*	R 5, 8 S all <sup>540</sup>	<b>2004</b>			
1161	2002	1164*	R 103	216	2004	216*	S 36 <sup>37</sup>
1167	2002	1167*	S 44, 51 <sup>37</sup>		2004	900*	Am 36
	2003	227*	R 51	229	2005	78*	Am 64
			Am 39	230	2004	230*	S 39 <sup>37</sup> , 40 <sup>37</sup> , 41 <sup>37</sup>
	2003	552	Am 45	260	2005	19	Am 1
	1X 2003–04	10*	R 54	566	2005	48*	R 21
			Am 52, 53	704	2004	704	S 5 <sup>705</sup>
1170	2002	1170*	S all <sup>535</sup>	895	2005	677*	Am 18
<b>2001–02 (1st Ex. Sess.)</b>				900	2005	118*	Am 22, 23
4	1X 2001–02	9	Am & R 6 <sup>20</sup>	952	2004	952	S 41 <sup>676</sup>
7	2001	111*	Am 5	954	2004	954	R 1 <sup>682</sup>
	1X 2001–02	7*	S 5 <sup>37</sup>	<b>2003–04 (1st Ex. Sess.)</b>			
			R 5, 6 <sup>63</sup>	9	2003	230*	R 13
8	1X 2001–02	8*	S 14 <sup>37</sup>	<b>2005</b>			
12	1X 2001–02	12	S 12 <sup>222 20</sup>	GRP 1	2005	10*	S 48 <sup>82 715 716</sup>
<b>2003</b>				38	2005	39*	Am 35.50
1	2003	552	Am 7				Ad 4.05, 4.85, 29.50 <sup>37</sup>
14	2005	677*	Am 11		2005	491*	Am 12.75
68	2004	183	Am 1 <sup>571</sup>	39	2005	491*	Am 20, 21
157	2003	573	Am 12.40	73	2005	491*	Am 30, 31, 32
227	2003	573	Am 37	74	2005	74*	S 80 <sup>671</sup>
	2004	896*	Am 44		2005	695	R 80
230	2004	228*	R 80.5	91	2005	91	R 7 <sup>75</sup>
240	2003	741	Am 1	115	2005	115	R all <sup>69</sup>
326	3X 2003–04	1*	R 9 <sup>22</sup>	633	2005	633	S 3 <sup>100</sup>
573	2004	227*	Am 30				

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**BUDGET ITEMS**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
<b>1986, Ch. 186</b>				2660-301-042	1999	50 *	S
2660-101-046	1999	50 *	S		2000	52 *	S
4440-801-036	2000	52 *	S		2001	106 *	S
<b>1987, Ch. 135</b>					2002	379 *	S
2660-001-890	1999	50 *	S	2660-301-890	2001	106 *	S
	2000	52 *	S		2002	379 *	S
	2001	106 *	S	2660-302-046	1999	50 *	S
	2002	379 *	S	2660-325-042	1999	50 *	S
	2003	157 *	S		2000	52 *	S
	2004	208 *	S		2001	106 *	S
	2005	38 *	S		2002	379 *	S
2660-101-045	2000	52 *	S	3680-101-235	2000	52 *	S
<b>1988, Ch. 313</b>				<b>1991, Ch. 118</b>			
2660-001-890	1999	50 *	S	2660-001-890	1999	50 *	S
	2000	52 *	S		2000	52 *	S
	2001	106 *	S		2001	106 *	S
	2002	379 *	S		2002	379 *	S
	2003	157 *	S		2003	157 *	S
	2004	208 *	S		2004	208 *	S
	2005	38 *	S		2005	38 *	S
2660-101-045	2000	52 *	S	2660-101-042	1999	50 *	S
<b>1989, Ch. 93</b>					2000	52 *	S
2660-001-890	1999	50 *	S		2001	106 *	S
	2000	52 *	S		2002	379 *	S
	2001	106 *	S	2660-101-045	2000	52 *	S
	2002	379 *	S	2660-101-046	1999	50 *	S
	2003	157 *	S		2000	52 *	S
	2004	208 *	S		2001	106 *	S
	2005	38 *	S		2002	379 *	S
2660-101-045	2000	52 *	S	2660-301-042	1999	50 *	S
2660-101-046	1999	50 *	S		2000	52 *	S
	2000	52 *	S		2001	106 *	S
	2001	106 *	S	2660-325-042	1999	50 *	S
	2002	379 *	S		2000	52 *	S
2660-301-042	1999	50 *	S		2001	106 *	S
	2000	52 *	S	6110-001-890	2001	750	Am
	2001	106 *	S	<b>1992, Ch. 587</b>			
	2002	379 *	S	2660-001-890	1999	50 *	S
2660-301-890	2001	106 *	S		2000	52 *	S
	2002	379 *	S		2001	106 *	S
3680-101-235	2000	52 *	S		2002	379 *	S
<b>1990, Ch. 467</b>					2003	157 *	S
2660-001-890	1999	50 *	S		2004	208 *	S
	2000	52 *	S		2005	38 *	S
	2001	106 *	S	2660-101-045	2000	52 *	S
	2002	379 *	S	2660-101-853	1999	50 *	S
	2003	157 *	S		2000	52 *	S
	2004	208 *	S		2001	106 *	S
	2005	38 *	S		2002	379 *	S
2660-101-042	1999	50 *	S		2003	157 *	S
	2000	52 *	S		2004	208 *	S
	2001	106 *	S		2005	38 *	S
	2002	379 *	S	2660-101-890	1999	50 *	S
2660-101-045	2000	52 *	S		2000	52 *	S
2660-101-046	1999	50 *	S		2001	106 *	S
	2000	52 *	S		2002	379 *	S
	2001	106 *	S	2660-125-042	1999	50 *	S
2660-101-890	1999	50 *	S		2000	52 *	S
	2000	52 *	S		2001	106 *	S
	2001	106 *	S		2002	379 *	S
	2002	379 *	S				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUDGET ITEMS—Continued**

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
2660-125-046	1999	50 *	S		2000	52 *	S
	2000	52 *	S		2001	106 *	S
	2001	106 *	S		2002	379 *	S
	2002	379 *	S		2003	157 *	S
	2003	157 *	S		2004	208 *	S
2660-301-890	1999	50 *	S		2005	38 *	S
	2000	52 *	S	2660-001-890	1999	50 *	S
	2001	106 *	S		2000	52 *	S
	2002	379 *	S		2001	106 *	S
	2003	157 *	S		2002	379 *	S
	2004	208 *	S		2003	157 *	S
	2005	38 *	S		2004	208 *	S
2660-302-046	1999	50 *	S		2005	38 *	S
	2000	52 *	S	2660-101-046	2001	106 *	S
	2001	106 *	S		2002	379 *	S
	2002	379 *	S		2003	157 *	S
	2003	157 *	S		2004	208 *	S
6110-001-890	2001	750	Am	2660-101-890	1999	50 *	S
<b>1993, Ch. 55</b>					2000	52 *	S
2660-001-890	1999	50 *	S		2001	106 *	S
	2000	52 *	S		2002	379 *	S
	2001	106 *	S	2660-125-042	1999	50 *	S
	2002	379 *	S		2000	52 *	S
	2003	157 *	S		2001	106 *	S
	2004	208 *	S		2002	379 *	S
	2005	38 *	S	2660-125-046	1999	50 *	S
2660-101-890	1999	50 *	S		2000	52 *	S
	2000	52 *	S		2001	106 *	S
	2001	106 *	S		2002	379 *	S
	2002	379 *	S		2003	157 *	S
2660-125-042	1999	50 *	S		2004	208 *	S
	2000	52 *	S	2660-302-046	1999	50 *	S
	2001	106 *	S		2000	52 *	S
	2002	379 *	S		2001	106 *	S
2660-125-046	1999	50 *	S		2002	379 *	S
	2000	52 *	S	2660-325-042	2000	52 *	S
	2001	106 *	S		2001	106 *	S
	2002	379 *	S		2002	379 *	S
	2003	157 *	S	2660-325-056	1999	50 *	S
	2004	208 *	S		2000	52 *	S
2660-301-042	1999	50 *	S		2001	106 *	S
	2000	52 *	S	3125-101-001	1999	50 *	S
	2001	106 *	S	3790-101-733	1999	50 *	S
	2002	379 *	S	<b>1995, Ch. 303</b>			
	2003	157 *	S	1760-301-768	1999	50 *	S
	2004	208 *	S	2660-001-890	2000	52 *	S
2660-301-890	2001	106 *	S		2001	106 *	S
	2002	379 *	S		2002	379 *	S
2660-302-046	1999	50 *	S		2003	157 *	S
	2000	52 *	S		2004	208 *	S
	2001	106 *	S		2005	38 *	S
	2002	379 *	S	2660-101-042	2000	52 *	S
	2003	157 *	S		2001	106 *	S
2660-325-042	1999	50 *	S		2002	379 *	S
	2000	52 *	S		2003	379 *	S
	2001	106 *	S	2660-101-045	1999	50 *	S
	2002	379 *	S		2000	52 *	S
3790-301-164	2000	52 *	S		2001	106 *	S
5240-303-746	1999	888	S	2660-101-890	2003	157 *	S
	2002	379 *	S				
<b>1994, Ch. 139</b>							
1760-101-768	1999	50 *	S				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUDGET ITEMS—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2660-125-042	1999	50 *	S	6110-107-0001	1999	50 *	S
	2000	52 *	S	6870-101-0001	1999	50 *	S
	2001	106 *	S	6870-301-0658	1999	50 *	S
	2002	379 *	S	8940-301-0001	1999	50 *	S
	2003	157 *	S	8940-301-0890	1999	50 *	S
2660-125-183	1999	50 *	S	<b>1997, Ch. 282</b>			
	2000	52 *	S	0540-101-0001	2001	106 *	S
	2001	106 *	S	0820-001-0001	1999	50 *	S
2660-301-890	2002	379 *	S		2000	52 *	S
	2003	157 *	S	0820-301-0660	1999	50 *	S
2660-302-046	2000	52 *	S	2660-001-0890	2002	379 *	S
	2001	106 *	S		2003	157 *	S
	2002	379 *	S		2004	208 *	S
	2003	157 *	S		2005	38 *	S
2660-325-042	2001	106 *	S	2660-101-0042	2002	379 *	S
	2002	379 *	S		2003	157 *	S
	2003	157 *	S	2660-101-0045	2000	52 *	S
3790-101-156	2000	52 *	S		2001	106 *	S
3790-111-786	2000	52 *	S		2002	379 *	S
5240-301-746	2001	106 *	S		2003	157 *	S
<b>1996, Ch. 162</b>				2660-101-0183	2001	106 *	S
2660-001-0890	2001	106 *	S	2660-101-0890	2003	157 *	S
	2002	379 *	S	2660-125-0183	2000	52 *	S
	2003	157 *	S	2660-301-0042	2002	379 *	S
	2004	208 *	S		2003	157 *	S
	2005	38 *	S		2004	208 *	S
2660-101-0042	2001	106 *	S		2005	38 *	S
	2002	379 *	S	2660-301-0890	2000	52 *	S
	2003	157 *	S		2005	38 *	S
2660-101-0045	1999	50 *	S	2660-302-0046	2002	379 *	S
	2000	52 *	S	2660-325-0042	2000	52 *	S
	2001	106 *	S	2920-101-0001	2000	52 *	S
	2002	379 *	S		1X 2003–04	3 *	S
	2003	157 *	S	3340-301-0001	2000	52 *	S
2660-101-0890	2003	157 *	S	3360-101-0497	2001	106 *	S
2660-125-0042	2001	106 *	S	3680-101-0516	2000	52 *	S
	2002	379 *	S	3680-301-0516	1999	50 *	S
	2003	157 *	S	3760-301-0545	2002	379 *	S
2660-125-0046	2003	157 *	S	3790-101-0140	2001	400 *	S
	2004	208 *	S	3790-301-0001	1999	50 *	S
2660-125-0183	1999	50 *	S	3790-301-0263	2000	52 *	S
	2000	52 *	S	3860-301-0001	2000	52 *	S
	2001	106 *	S		2001	106 *	S
2660-301-0890	1999	50 *	S		2002	379 *	S
	2004	208 *	S		2005	38 *	S
	2005	38 *	S	4200-101-0001	1999	50 *	S
2660-302-0046	2001	106 *	S	4200-102-0001	1999	50 *	S
	2002	379 *	S	5240-301-0660	2000	52 *	S
2660-325-0042	1999	50 *	S	5430-005-0890	2000	52 *	S
	2002	379 *	S	5430-105-0890	2000	52 *	S
	2003	157 *	S	6110-001-0890	1999	50 *	S
	2004	208 *	S	6110-107-0001	1999	50 *	S
3540-301-0001	1999	50 *	S	6110-113-0001	1999	50 *	S
	2000	52 *	S	6110-156-0001	1999	152 *	S
3600-001-0321	2000	52 *	S	6600-301-0658	2002	379 *	S
3760-101-0001	1999	50 *	S	6870-101-0001	1999	50 *	S
3790-301-0001	1999	50 *	S		2000	52 *	S
3790-301-0235	1999	50 *	S	6870-301-0658	1999	50 *	S
3790-301-0263	1999	50 *	S		2000	52 *	S
3960-013-0710	2000	52 *	S		2001	106 *	S
5430-101-0001	2002	379 *	S				

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**BUDGET ITEMS—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
<b>1998, Ch. 324</b>				3860-301-0001	1999	50 *	S
0160-001-0001	1999	50 *	S		2001	106 *	S
0450-101-0932	1999	50 *	S		2002	379 *	S
0540-101-0001	2001	106 *	S		2003	157 *	S
0690-301-0660	1999	50 *	S		2005	38 *	S
	2000	52 *	S	3960-001-0014	2000	52 *	S
0820-301-0001	1999	50 *	S	3960-001-0018	2000	52 *	S
1100-301-0001	1999	50 *	S	4170-101-0001	1999	50 *	S
	2000	52 *	S		2000	52 *	S
1100-301-0890	1999	50 *	S	4200-101-0001	1999	50 *	S
	2000	52 *	S	4200-102-0001	1999	50 *	S
1730-301-0001	1999	50 *	S	4260-001-0001	1999	50 *	S
1760-101-0022	1999	50 *	S	4260-001-0823	1999	50 *	S
1760-101-0768	1999	50 *	S	4260-301-0660	2003	157 *	S
	2000	52 *	S	4300-101-0001	1999	50 *	S
	2004	208 *	S	4300-301-0001	1999	50 *	S
1760-301-0002	1999	50 *	S		2000	52 *	S
1760-301-0768	1999	50 *	S	4440-011-0001	1999	50 *	S
	2000	52 *	S	4440-111-0001	1999	50 *	S
	2003	157 *	S	4440-301-0660	2003	157 *	S
1760-302-0768	2003	157 *	S	4700-001-0890	1999	50 *	S
1920-001-0835	1999	50 *	S	4700-101-0890	1999	50 *	S
2320-001-0317	2001	106 *	S	5100-001-0579	2001	106 *	S
2660-001-0890	2003	157 *	S	5100-001-0870	1999	50 *	S
	2004	208 *	S	5100-031-0890	2001	106 *	S
	2005	38 *	S	5100-101-0579	2001	106 *	S
2660-101-0042	2002	379 *	S	5100-131-0890	2001	106 *	S
	2003	157 *	S	5160-101-0001	1999	50 *	S
2660-101-0045	2001	106 *	S	5180-001-0001	1999	50 *	S
	2002	379 *	S	5180-001-0890	1999	50 *	S
	2003	157 *	S	5180-101-0001	1999	50 *	S
2660-101-0183	2001	106 *	S		2000	52 *	S
	2002	379 *	S		2002	1022 *	Am
2660-101-0890	2003	157 *	S	5180-101-0890	1999	50 *	S
2660-301-0042	2003	157 *	S	5180-102-0001	1999	50 *	S
	2004	208 *	S		2000	52 *	S
	2005	38 *	S		2001	106 *	S
2660-301-0890	2005	38 *	S	5180-151-0001	1999	50 *	S
2660-302-0046	2003	157 *	S	5240-001-0001	1999	50 *	S
2660-311-0042	1999	50 *	S	5240-002-0001	1999	50 *	S
2720-301-0001	1999	50 *	S	5240-004-0001	1999	50 *	S
2920-101-0001	1999	50 *	S		2001	106 *	S (as ad by Stats. 1998, Ch. 502)
3340-301-0001	1999	50 *	S	5240-301-0001	1999	50 *	S
3360-001-0465	2001	106 *	S		1999	888 *	S
3360-101-0497	2002	379 *	S		2000	52 *	S
3540-301-0001	1999	50 *	S		2001	106 *	S
	2000	52 *	S	5240-302-0001	1999	50 *	S
	2001	106 *	S		2000	52 *	S
3600-301-0200	1999	50 *	S		2001	106 *	S
3680-301-0001	1999	50 *	S		2002	379 *	S
3680-301-0516	1999	50 *	S		2003	157 *	S
3690-001-0014	1999	50 *	S	5240-303-0001	1999	50 *	S
3790-102-0001	2000	672 *	S	5430-006-0890	2002	379 *	S
	2001	400 *	S	5430-106-0890	2002	379 *	S
3790-301-0001	1999	50 *	S	5460-301-0001	1999	50 *	S
	2000	52 *	S		2000	52 *	S
	2001	400 *	S	6110-001-0001	1999	37 *	S
3790-301-0263	2001	106 *	S		1999	78 *	S
3790-301-0545	1999	50 *	S	6110-011-0001	1999	50 *	S
3790-302-0001	1999	50 *	S				
3860-001-0001	1999	50 *	S				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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6110-106-0001	1999	50 *	S	1760-101-0768	2000	52 *	S
6110-112-0001	1999	50 *	S		2001	106 *	S
	2000	52 *	S		2002	379 *	S
6110-113-0001	1999	50 *	S	1760-301-0001	2000	52 *	S
6110-156-0001	2000	52 *	S	1920-001-0835	2000	52 *	S
6110-191-0001	1999	50 *	S	2240-001-0001	2000	52 *	S
6110-196-0001	1999	50 *	S	2240-102-0001	2004	12 *	S
	2000	52 *	S	2240-105-0001	1999	793 *	S
	2001	106 *	S	2660-001-0890	2004	208 *	S
	1X 2003–04	10 *	S		2005	38 *	S
6110-200-0001	1999	50 *	S	2660-101-0001	2000	52 *	S
6110-212-0001	1999	50 *	S		2002	379 *	S
6110-232-0001	1999	50 *	S		2003	157 *	S
6110-234-0001	1X 2003–04	4 *	S	2660-101-0042	2002	379 *	S
6110-240-0001	2004	208 *	S	2660-101-0045	2002	379 *	S
6110-295-0001	1999	50 *	S		2003	157 *	S
	2000	52 *	S	2660-104-0001	2002	379 *	S
6360-001-0408	1999	50 *	S		2003	157 *	S
6440-001-0001	1999	50 *	S	2660-301-0042	2002	379 *	S
6440-301-0574	1999	50 *	S		2005	38 *	S
6600-001-0001	1999	50 *	S	2660-311-0042	2000	52 *	S
6610-001-0001	1999	50 *	S		2001	106 *	S
6610-001-0498	1999	50 *	S	2720-301-0042	2002	379 *	S
6870-101-0001	1999	50 *	S		2005	38 *	S
	2000	52 *	S	2720-301-0044	2000	52 *	S
6870-103-0001	1999	50 *	S	2920-101-0001	1999	1021 *	S <sup>37</sup>
6870-301-0574	1999	50 *	S	3360-001-0381	2005	38 *	S
	2000	52 *	S	3360-001-0465	2002	379 *	S
6870-301-0658	2001	106 *	S	3360-101-0497	2003	157 *	S
6870-302-0574	1999	50 *	S		2005	38 *	S
8260-001-0001	1999	50 *	S	3360-102-0001	1999	1003	S
	2000	52 *	S	3480-101-0001	3X 2001–02	1 *	S
	2002	379 *	S	3540-001-0001	2000	2 *	S
8570-001-0001	1999	50 *	S		2000	52 *	S
	2001	106 *	S	3540-006-0001	2000	2 *	S
8840-001-0001	1999	50 *	S	3540-301-0001	2000	52 *	S
8940-301-0001	1999	50 *	S		2001	106 *	S
8940-301-0890	1999	50 *	S		2002	379 *	S
8960-301-0001	1999	50 *	S	3540-301-0660	2001	106 *	S
9800-001-0001	1999	12 *	S	3600-102-0001	1999	811 *	S
9800-002-0494	1999	12 *	S	3600-301-0890	2000	52 *	S
9800-011-0001	1999	12 *	S	3640-301-0001	1X 2003–04	3 *	S
9840-001-0001	1999	50 *	S	3680-101-0516	1999	1003	S
	1999	68 *	S	3760-301-0940	2000	52 *	S
9840-001-0494	1999	50 *	S	3760-302-0001	1999	1003	S
	1999	68 *	S		1999	1021 *	S
9840-001-0988	1999	50 *	S		2000	672 *	S
	1999	68 *	S	3790-002-0001	1999	811 *	S <sup>37</sup>
9840-011-0001	1999	68 *	S	3790-101-0001	1999	1003	S
<b>1999, Ch. 50</b>					1999	1021 *	S <sup>37</sup>
0450-112-0556	2000	52 *	S		2000	52 *	S
0540-101-0001	2004	208 *	S		2000	672 *	S
	2005	38 *	S		3X 2001–02	1 *	S
0540-103-0001	2000	672 *	S		2004	208 *	S
	2001	932	S		2005	39 *	S
0690-301-0660	2000	52 *	S	3790-101-0262	2004	208 *	S
0840-001-0001	2000	5 *	Am		2005	38 *	S
0845-001-0217	2000	52 *	S		2005	39 *	S
1100-301-0001	2000	52 *	S	3790-301-0001	2000	52 *	S
1111-002-0421	2000	52 *	S	3790-301-0263	2001	106 *	S
1730-001-0001	1999	479 *	S				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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<i>Affected By</i>				<i>Affected By</i>			
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3790-302-0001	1999	811 *	S <sup>37</sup>	6110-184-0001	2000	52 *	S
	2000	52 *	S	6110-186-0001	1999	646	Am
	2001	106 *	S	6110-190-0001	2002	379 *	S
3860-101-0001	1999	811 *	S	6110-196-0001	2000	52 *	S
3860-201-0001	1999	1003	S		2001	106 *	S
3860-301-0001	2000	52 *	S		2002	379 *	S
	2001	106 *	S		2002	444 *	S
	2002	379 *	S		1X 2003–04	10 *	S
3960-001-0001	2000	52 *	S	6110-211-0001	2000	52 *	S
	2001	106 *	S	6110-232-0001	2002	444 *	S
	2003	157 *	S	6110-488	2000	52 *	S
3980-001-0001	2000	52 *	S	6110-490	2000	52 *	S
4200-101-0001	2000	52 *	S	6110-495	1999	646	Am
4200-102-0001	2000	52 *	S	6110-498	1999	646	Am
	2001	106 *	S	6120-140-0001	1999	1003	S
4200-103-001	2001	106 *	S	6440-001-0001	1999	1021 *	S <sup>37</sup>
4260-001-0001	1999	148 *	S		2000	52 *	S
4260-001-0589	2002	1161 *	S	6440-301-0574	2001	106 *	S
4260-111-0001	1999	146 *	S	6440-302-0574	2003	157 *	S
4260-111-0233	1999	744 *	S	6600-001-0001	2000	52 *	S
4260-111-0236	1999	831 *	S	6610-001-0001	2000	52 *	S
4300-101-0001	2000	52 *	S	6610-001-0498	2000	52 *	S
4300-301-0001	2000	52 *	S	6610-302-0574	2001	106 *	S
	2001	106 *	S		2003	157 *	S
4440-001-0001	1999	617 *	S		2004	208 *	S
4440-101-0001	1999	617 *	S		2005	38 *	S
4440-301-0001	2000	52 *	S	6870-101-0001	1999	738	S
	2001	106 *	S		1999	959	S <sup>37</sup>
4440-301-0660	2000	52 *	S		2000	52 *	S
5100-001-0579	2001	106 *	S		2001	106 *	S
5100-031-0890	2001	106 *	S	6870-103-0001	2000	52 *	S
5100-101-0001	1999	1021 *	S	6870-301-0574	2000	52 *	S
	2000	52 *	S		2001	106 *	S
5100-101-0579	2001	106 *	S		2002	379 *	S
5100-131-0890	2001	106 *	S	8100-101-0001	1999	1003	S
5160-001-0001	2000	52 *	S	8260-001-0001	2000	52 *	S
5160-001-0890	2000	52 *	S		2001	106 *	S
5180-001-0001	1999	479 *	Am		2002	379 *	S
5180-101-0001	1999	479 *	S	8260-103-0001	1999	602 *	Am
	2000	52 *	S		2003	157 *	S
	2001	106 *	S		2004	208 *	S
	2002	1022 *	Am	8350-001-0001	1999	1021 *	S
5180-102-0001	2000	52 *	S		2000	52 *	S
	2001	106 *	S	8350-001-0571	1999	1021 *	S
5180-141-0001	1999	479 *	S	8350-011-0001	1999	1021 *	S
5240-102-0001	1999	1003	Ad	8380-001-0001	2000	402 *	S
5240-103-0001	1999	888	Ad	8570-301-0001	2000	52 *	S
5240-301-0001	2000	52 *	S	8940-001-0001	1999	793 *	S
5240-301-0660	2000	52 *	S	8940-301-0001	2000	52 *	S
	2001	106 *	S		2002	379 *	S
	2002	379 *	S	9210-117-0001	1999	1003	S
5240-493	1999	888	Ad	9650-001-0001	1999	800	Am
5430-107-0890	2004	208 *	S	9800-001-0001	1999	776 *	S
5430-111-0001	2000	52 *	S	9800-001-0494	1999	776 *	S
5460-301-0001	2000	52 *	S		2000	402 *	S <sup>37</sup>
6110-104-0001	2001	106 *	S	9800-001-0988	1999	776 *	S
6110-112-0001	2000	52 *	S	9840-001-0001	2000	52 *	S
6110-122-0001	1999	646	Am		2001	2 *	S
6110-133-0001	2000	52 *	S	9840-001-0494	2000	52 *	S
6110-156-0001	2001	106 *	S		2001	2 *	S
6110-181-0001	2000	52 *	S				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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9840-001-0988	2000	52 *	S	3640-302-0001	1X 2003-04	3 *	S
	2001	2 *	S	3640-302-0005	2003	157 *	S
<b>2000, Ch. 52</b>				3640-303-0001	1X 2003-04	3 *	S
0250-301-0001	2005	38 *	S	3680-301-0516	2001	106 *	S
	2005	39 *	S		2003	157 *	S
0540-101-0001	2004	208 *	S		2004	208 *	S
	2005	38 *	S	3720-101-0001	2001	11 *	S
0540-101-0005	2002	379 *	S	3760-301-0005	2005	38 *	S
0540-101-6015	2004	208 *	S	3760-302-0005	2000	672 *	S
	2005	38 *	S		2002	379 *	S
	2005	39 *	S		2003	157 *	S
0540-491	2000	672 *	Ad		2003	761	S
0690-103-0001	2000	672 *	S		2004	208 *	S
0820-301-0001	2001	106 *	S		2005	38 *	S
0855-001-0567	2001	23 *	S	3790-001-0001	2000	570 *	S
1760-301-0001	2001	106 *	S	3790-101-0001	2000	672 *	Am
	1X 2003-04	3 *	S		2001	106 *	S
1760-301-0666	2001	106 *	S		2001	400 *	S
	2002	379 *	S		3X 2001-02	1 *	S
1760-301-0768	2001	106 *	S		2005	38 *	S
	2002	379 *	S		2005	39 *	S
	2003	157 *	S	3790-101-0005	2000	672 *	S
1760-301-0853	2001	106 *	S	3790-102-0005	2000	672 *	Am
	2002	379 *	S		2001	106 *	S
1920-001-0835	2001	106 *	S		2001	400 *	S
2660-001-0042	2001	106 *	S		2004	208 *	S
	2004	208 *	S		2004	475 *	S
2660-001-0046	2001	106 *	S		2005	39 *	S
2660-001-0890	2001	106 *	S	3790-301-0001	2001	106 *	S
	2005	38 *	S		1X 2003-04	3 *	S
2660-101-0001	2002	379 *	S	3790-301-0005	2001	106 *	S
	2003	157 *	S		2003	157 *	S
	1X 2003-04	3 *	S	3790-301-0263	2001	106 *	S
2660-101-0042	2002	379 *	S		2002	379 *	S
	2003	157 *	S		2003	157 *	S
2660-101-0045	2003	157 *	S	3790-302-0001	1X 2003-04	3 *	S
2660-102-0890	2001	106 *	S	3790-302-0005	2000	672 *	S
2660-103-0046	2001	106 *	S		2003	157 *	S
2660-301-0001	3X 2001-02	1 *	S		2004	208 *	S
2660-301-0042	2002	379 *	S	3810-301-0005	2005	38 *	S
	2005	38 *	S	3810-301-0941	2005	38 *	S
2660-311-0042	2001	106 *	S	3810-301-6015	2005	38 *	S
2720-101-0001	2001	106 *	S	3860-001-0001	2003	157 *	S
2720-301-0044	2001	106 *	S	3860-001-6003	2001	106 *	S
2740-301-0042	2001	106 *	S	3860-101-0001	2000	672 *	S
2740-301-0044	2001	106 *	S	3860-101-0409	2003	157 *	S
	2002	379 *	S	3860-101-6010	2005	38 *	S
2740-301-0064	2001	106 *	S	3860-101-6014	2003	157 *	S
3360-001-0465	2001	106 *	S	3860-101-6023	2005	38 *	S
	2003	157 *	S	3860-101-6025	2005	38 *	S
3360-001-0853	2004	208 *	S	3860-101-6027	2001	106 *	S
3480-101-0001	3X 2001-02	1 *	S		2002	379 *	S
3540-301-0001	2001	106 *	S		2003	157 *	S
	2002	379 *	S		2005	38 *	S
3600-001-0001	2001	106 *	S	3860-301-0001	2001	106 *	S
3600-101-0001	2001	106 *	S		2002	379 *	S
3600-001-6018	2003	157 *	S		2003	157 *	S
3640-301-0001	2002	379 *	S	3860-301-6008	2003	157 *	S
	1X 2003-04	3 *	S	3860-301-6010	2003	157 *	S
3640-301-6015	2003	157 *	S	3940-101-0418	2000	672 *	Am

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3940-101-0419	2000	672 *	Am		2005		S
3940-101-0744	2000	672 *	Am	5430-103-0001	2002	379 *	S
3940-101-6013	2000	672 *	Am	5430-104-0001	2005	38 *	S
3940-101-6016	2000	672 *	Am	5430-108-0890	2005	38 *	S
3940-101-6017	2000	672 *	Am	5430-113-0001	2002	379 *	S
3940-101-6019	2000	672 *	Am	5430-118-0001	2002	379 *	S
3940-101-6020	2000	672 *	Am		1X 2003–04	3 *	S
3940-101-6021	2000	672 *	Am	5460-001-0001	1X 2003–04	3 *	S
3940-101-6022	2000	672 *	Am	5460-301-0001	2001	106 *	S
3960-001-0001	2001	106 *	S		2002	379 *	S
	2003	157 *	S	5480-001-0001	2001	106 *	S
4100-001-0890	2001	106 *	S		1X 2003–04	3 *	S
4130-001-0632	2001	106 *	S	6110-001-0001	2001	106 *	S
4170-101-0001	2001	106 *	S	6110-103-0001	1X 2003–04	4 *	S
	1X 2003–04	3 *	S	6110-104-0001	2000	1058	Am
4200-101-0001	2000	672 *	Am <sup>37</sup>		2001	106 *	S
4200-102-0001	2001	106 *	S		1X 2003–04	4 *	S
	2002	379 *	S	6110-105-0001	2000	1058	Am
4200-103-0001	2001	106 *	S		1X 2003–04	4 *	S
	2002	379 *	S	6110-108-0001	2002	379 *	S
	3X 2001–02	1 *	S	6110-111-0001	2002	379 *	S
4220-001-0001	1X 2003–04	3 *	S	6110-112-0001	2001	106 *	S
4260-001-0001	2000	540 *	S		2002	379 *	S
	2001	106 *	S	6110-113-0001	1X 2003–04	10 *	S
	2002	379 *	S	6110-115-0001	1X 2003–04	10 *	S
	2003	157 *	S	6110-116-0001	2002	379 *	S
	2004	208 *	S	6110-120-0001	1X 2003–04	10 *	S
	1X 2003–04	3 *	S	6110-125-0001	2001	106 *	S
4260-001-0589	2002	1161 *	S	6110-126-0001	1X 2003–04	10 *	S
4260-101-0001	2000	540 *	S	6110-127-0001	1X 2003–04	10 *	S
	2001	106 *	S	6110-128-0001	2002	379 *	S
	2004	43 *	S	6110-133-0001	2001	106 *	S
4260-101-0890	2000	540 *	S		2002	379 *	S
	2001	106 *	S		2002	444 *	S
4260-111-0001	2000	540 *	S	6110-134-0001	2000	1058	Am
	2001	106 *	S		2002	444 *	S
4300-101-0001	2001	106 *	S	6110-151-0001	2000	1058	Am
	2002	379 *	S	6110-156-0001	2002	444 *	S
4440-101-0001	2001	106 *	S		1X 2003–04	4 *	S
5175-001-0001	1X 2003–04	3 *	S	6110-158-0001	2001	106 *	S
5175-101-0001	2001	106 *	S	6110-161-0001	1X 2003–04	4 *	S
	3X 2001–02	1 *	S		1X 2003–04	10 *	S
	1X 2003–04	3 *	S	6110-165-0001	2000	1058	Am
5180-001-0001	2000	309 *	S	6110-166-0001	1X 2003–04	10 *	S
	2001	111 *	Am	6110-181-0001	2001	106 *	S
5180-101-0890	2001	106 *	S	6110-184-0001	2001	106 *	S
5180-102-0001	2001	106 *	S	6110-185-0001	2002	379 *	S
5180-111-0001	2001	106 *	S	6110-186-0001	2002	379 *	S
	2002	379 *	S	6110-190-0001	2002	444 *	S
	3X 2001–02	1 *	S		1X 2003–04	4 *	S
5180-111-0890	2001	106 *	S	6110-191-0001	1X 2003–04	10 *	S
5180-141-0001	2001	106 *	S	6110-193-0001	2001	106 *	S
	2002	379 *	S		2002	379 *	S
5180-141-0890	2001	106 *	S	6110-195-0001	2002	444 *	S
5180-151-0001	2001	106 *	S	6110-196-0001	2001	106 *	S
	3X 2001–02	1 *	S		2002	379 *	S
5180-151-0890	2001	106 *	S		2004	208 *	S
5240-001-0001	2001	106 *	S		1X 2003–04	10 *	S
5240-301-0001	2001	106 *	S	6110-196-0890	2002	379 *	S
	2002	379 *	S		2003	157 *	S

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<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6110-198-0001	2001	106 *	S	8960-011-0001	2001	106 *	S
	2002	379 *	S	8960-301-0001	2002	362 *	S
	2002	444 *	S	9100-101-0001	2000	615 *	S
6110-204-0001	2001	106 *	S		2001	2 *	S
	1X 2003-04	4 *	S	9650-001-0001	2000	1002	Am
	1X 2003-04	10 *	S	9800-001-0001	2001	1 *	S
6110-205-0001	2001	106 *	S		2001	22 *	S
	1X 2003-04	4 *	S		2001	25 *	S
6110-211-0001	1X 2003-04	4 *	S	9800-001-0494	2001	1 *	S
	1X 2003-04	10 *	S		2001	22 *	S
6110-212-0001	2001	106 *	S		2001	25 *	S
	1X 2003-04	4 *	S	9800-001-0988	2001	1 *	S
6110-228-0001	2002	379 *	S		2001	22 *	S
6110-232-0001	2001	106 *	S		2001	25 *	S
	2002	379 *	S	9840-001-0001	2001	106 *	S
6110-240-0001	1X 2003-04	4 *	S		2001	222 *	S
6110-243-0001	1X 2003-04	10 *	S	9840-001-0494	2001	106 *	S
6110-485	1X 2003-04	4 *	S		2001	222 *	S
	1X 2003-04	10 *	S	9840-001-0988	2001	106 *	S
6110-488	1X 2003-04	10 *	S		2001	222 *	S
6110-494	2002	379 *	S	9905-001-0001	2001	106 *	S
6110-495	2000	1058	Am	9906-001-0001	2001	106 *	S
6360-101-0001	1X 2003-04	4 *	S	9908-001-0001	2001	106 *	S
6440-001-0001	2000	672 *	Am		3X 2001-02	1 *	S
	2001	106 *	S	9908-001-0494	2001	106 *	S
6440-301-0574	2001	106 *	S	9908-001-0988	2001	106 *	S
	2002	379 *	S	9914-001-0001	3X 2001-02	1 *	S
6600-001-0001	2001	106 *	S	<b>2001, Ch. 106</b>			
6610-001-0498	2001	106 *	S	0505-001-0001	2002	1 *	S
6610-301-0001	2001	106 *	S	0505-495	2002	1 *	S
	2003	157 *	S	0530-001-0001	2002	379 *	S
	2004	208 *	S		1X 2003-04	3 *	S
6610-301-0574	2005	38 *	S	0530-101-0001	2002	1 *	S
6610-302-0574	2004	208 *	S	0540-101-0001	2004	208 *	S
6870-101-0001	2000	746	S <sup>37</sup>		2005	38 *	S
	2004	208 *	S	0540-101-6015	2002	379 *	S
	1X 2003-04	4 *	S	0552-001-0001	3X 2001-02	1 *	S
6870-101-0909	2003	157 *	S	0552-495	3X 2001-02	1 *	Ad
6870-301-0574	2001	106 *	S	0690-001-0001	3X 2001-02	1 *	S
	2002	379 *	S	0690-495	3X 2001-02	1 *	Ad
7980-101-0001	2001	106 *	S	0860-001-0001	2002	379 *	S
8100-101-0001	2002	379 *	S	0860-001-0061	2002	379 *	S
	3X 2001-02	1 *	S	0954-101-0001	2002	379 *	S
	2004	44 *	S	0971-495	3X 2001-02	1 *	S
	1X 2003-04	3 *	S	1111-011-0582	3X 2001-02	1 *	Ad
8260-001-0001	2001	106 *	S	1730-001-0001	2002	379 *	S
	2002	379 *	S	1760-301-0768	2002	379 *	S
8260-103-0001	2000	672 *	Am	1760-491	2002	379 *	S
	2003	157 *	S	1880-001-0001	1X 2003-04	3 *	S
	2003	228 *	S	1920-001-0835	2002	379 *	S
	2004	208 *	S	2240-001-3006	3X 2001-02	1 *	Ad
8380-001-0367	2001	106 *	S	2240-114-3006	3X 2001-02	1 *	S
	2002	379 *	S	2240-115-0929	3X 2001-02	1 *	S
	2003	157 *	S	2240-115-3006	3X 2001-02	1 *	Ad
	2004	208 *	S	2240-495	3X 2001-02	1 *	S
	2005	38 *	S	2660-001-0042	2001	400 *	Am
8380-004-0001	2004	208 *	S		2002	379 *	S
	2005	38 *	S		2003	157 *	S
8940-001-0001	2000	127 *	S		2004	208 *	S
8955-102-0001	2000	672 *	S		2005	38 *	S

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

## BUDGET ITEMS—Continued

Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
2660-101-0042	2002	379 *	S	3860-001-6026	2005	38 *	S
2660-301-0042	2002	379 *	S	3860-011-0942	3X 2001-02	1 *	R
2660-301-0046	2004	208 *	S	3860-101-0001	3X 2001-02	1 *	Am
2660-302-0042	3X 2001-02	1 *	Ad	3860-101-6007	2005	38 *	S
2660-311-0042	2002	379 *	S	3860-101-6010	2005	38 *	S
	2003	157 *	S	3860-101-6023	2005	38 *	S
2660-399-0890	2002	379 *	S	3860-301-0001	2004	208 *	S
2660-497	3X 2001-02	1 *	Ad		1X 2003-04	3 *	S
2720-301-0044	2002	379 *	S	3860-495	3X 2001-02	1 *	Am
2740-301-0042	2002	379 *	S	3900-001-0001	3X 2001-02	1 *	Am
2740-301-0044	2002	379 *	S	3940-001-0001	2004	208 *	S
2740-301-0064	2002	379 *	S	3940-101-0001	2001	400 *	S
2920-011-0001	2002	379 *	S	3960-001-0383	3X 2001-02	1 *	Am
2920-011-8100	3X 2001-02	1 *	Ad	3960-001-0557	2002	379 *	S
2920-012-0001	3X 2001-02	1 *	S	3960-011-1003	3X 2001-02	1 *	Am
2920-101-0001	1X 2003-04	3 *	S	3960-496	3X 2001-02	1 *	Am
2920-495	3X 2001-02	1 *	Am	4100-001-0890	2002	379 *	S
3125-301-0001	3X 2001-02	1 *	Ad	4120-101-0001	3X 2001-02	1 *	R
3125-495	3X 2001-02	1 *	S	4120-495	3X 2001-02	1 *	Ad
3340-301-0660	2002	379 *	S	4130-001-0632	2002	379 *	S
	2005	38 *	S	4170-101-0001	1X 2003-04	3 *	S
3340-495	3X 2001-02	1 *	S	4170-495	3X 2001-02	1 *	Ad
3360-001-0001	3X 2001-02	1 *	S	4200-001-0001	1X 2003-04	3 *	S
	2004	208 *	S	4200-101-0001	1X 2003-04	3 *	S
3360-496	3X 2001-02	1 *	Ad	4200-102-0001	2002	379 *	S
3480-101-0001	3X 2001-02	1 *	S	4200-103-0001	2002	379 *	S
3480-495	3X 2001-02	1 *	Ad	4200-495	3X 2001-02	1 *	Ad
3540-301-0001	2002	379 *	S	4260-001-0001	2002	379 *	S
3540-301-0660	2002	379 *	S		3X 2001-02	1 *	Am
	2003	157 *	S		2004	208 *	S
	2004	208 *	S		1X 2003-04	3 *	S
	2005	38 *	S	4260-001-0589	2002	1161 *	S
3560-001-0001	1X 2003-04	3 *	S	4260-001-0890	2002	379 *	S
3600-001-0001	2002	379 *	S		1X 2003-04	3 *	S
	3X 2001-02	1 *	S	4260-001-3020	2003	157 *	S
3600-495	3X 2001-02	1 *	Am		2004	208 *	S
3680-101-0516	2001	932	Am		2005	38 *	S
3680-103-0516	2002	379 *	S	4260-102-0001	1X 2003-04	3 *	S
3760-301-0005	2004	208 *	S	4260-111-0001	2004	208 *	S
	2005	38 *	S	4260-111-3020	2002	379 *	S
3790-001-0263	2002	379 *	S		2004	208 *	S
3790-001-0392	2001	112	Am	4260-495	3X 2001-02	1 *	Am
3790-101-0001	2001	400 *	S	4280-101-3020	3X 2001-02	1 *	Ad
	2005	39 *	S	4280-495	3X 2001-02	1 *	S
3790-101-0005	2004	208 *	S	4300-101-0001	2002	379 *	S
3790-102-0383	2001	400 *	Am		1X 2003-04	3 *	S
3790-301-0005	2002	379 *	S	4440-011-0001	3X 2001-02	1 *	Ad
	2004	208 *	S	4440-101-0001	2002	379 *	S
3790-301-0262	2004	208 *	S		3X 2001-02	1 *	S
3790-301-0263	2004	208 *	S	4440-103-0001	2003	157 *	S
3790-302-0005	2001	400 *	S	4440-301-0001	2002	379 *	S
	2002	636 *	S	4440-301-0660	2002	379 *	S
	2004	208 *	S		2005	38 *	S
	2005	38 *	S	4440-495	3X 2001-02	1 *	Ad
3790-491	2001	400 *	S	4700-101-0001	3X 2001-02	1 *	S
3790-495	3X 2001-02	1 *	Am (as am by Stats. 2001, Ch. 749)	4700-495	3X 2001-02	1 *	Am
				5160-001-0001	2002	379 *	S
					1X 2003-04	3 *	S
3810-301-0005	2005	38 *	S	5160-101-0001	1X 2003-04	3 *	S
3860-001-0001	3X 2001-02	1 *	R	5175-001-0001	1X 2003-04	3 *	S
3860-001-6023	2005	38 *	S	5175-002-0001	1X 2003-04	3 *	S

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



**BUDGET ITEMS—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6110-193-0001	2002	99 *	S (as am by Stats. 2001–02 (3rd Ex. Sess.), Ch. 1)		1X 2003–04	4 *	S (as am by Stats. 2001–02, (3rd Ex. Sess.), Ch. 1)
	3X 2001–02	1 *	Am		1X 2003–04	10 *	S (as am by Stats. 2001–02, (3rd Ex. Sess.), Ch. 1)
	2004	208 *	S				
	1X 2003–04	4 *	S				
6110-195-0001	3X 2001–02	1 *	Ad		2005	39 *	S
	2004	208 *	S		2004	208 *	S
6110-196-0001	2002	99 *	S (as am by Stats. 2001–02 (3rd Ex. Sess.), Ch. 1)	6110-485-0001	2004	208 *	S
	2002	379 *	S	6110-486	1X 2003–04	4 *	S
	3X 2001–02	1 *	S	6110-495	3X 2001–02	1 *	S
	2003	157 *	S	6110-496	3X 2001–02	1 *	Ad
	2004	208 *	S	6120-101-0001	2001	400 *	S
	1X 2003–04	4 *	S	6360-101-0001	2002	99 *	S
	1X 2003–04	10 *	S		2002	379 *	S
6110-196-0890	1X 2003–04	4 *	S		1X 2003–04	4 *	S
6110-198-0001	2002	99 *	S	6440-001-0001	2001	564 *	Am
6110-200-0001	3X 2001–02	1 *	Am		2002	379 *	S
6110-201-0001	2004	208 *	S		3X 2001–02	1 *	Ad
6110-203-0001	1X 2003–04	4 *	S	6440-301-0001	2003	157 *	S
6110-204-0001	2004	216 *	S	6440-301-0660	2002	379 *	S
	1X 2003–04	10 *	S		2003	157 *	S
6110-205-0001	2004	216 *	S	6440-496	3X 2001–02	1 *	S
6110-210-0001	2001	734 *	Am	6600-001-0001	2002	379 *	S
	3X 2001–02	1 *	Ad	6610-001-0001	2002	99 *	S
6110-211-0001	2004	208 *	S		2002	379 *	S
	2004	216 *	S		3X 2001–02	1 *	Ad
	1X 2003–04	10 *	S	6610-001-0498	2002	379 *	S
6110-212-0001	2002	99 *	S	6610-496	3X 2001–02	1 *	Ad
	1X 2003–04	4 *	S	6870-101-0001	2001	514	S
	3X 2001–02	1 *	S		2001	891 *	S <sup>17</sup>
6110-223-0001	2002	99 *	S		2002	99 *	S
6110-224-0001	1X 2003–04	4 *	S		2002	379 *	S
6110-226-0001	3X 2001–02	1 *	S		2003	157 *	S
6110-231-0001	2004	208 *	S		2004	208 *	S
6110-232-0001	2004	208 *	S		1X 2003–04	4 *	S
	3X 2001–02	1 *	Ad		2005	38 *	S
	2002	99 *	S (as am by Stats. 2001–02 (3rd Ex. Sess.), Ch. 1)	6870-101-0909	2003	157 *	S
	3X 2001–02	1 *	Ad	6870-301-0574	2001	891 *	S
6110-233-0001	2001	400 *	S		2002	379 *	S
6110-240-0001	1X 2003–04	4 *	S		2003	157 *	S
6110-243-0001	2004	208 *	S	6870-485	3X 2001–02	1 *	S
	1X 2003–04	4 *	S	7980-101-0001	2002	379 *	S
6110-295-0001	2001	734 *	Am	8100-101-0001	2004	44 *	S
	2004	208 *	S	8100-101-0268	2004	44 *	S
	1X 2003–04	4 *	S	8100-101-0425	2004	44 *	S
6110-301-0001	1X 2003–04	4 *	S	8100-101-0597	2004	44 *	S
6110-485	2001	734 *	Am	8100-495	3X 2001–02	1 *	Ad
	2002	42 *	Am (as am by Stats. 2001–02 (3rd Ex. Sess.), Ch. 1)	8260-101-0001	3X 2001–02	1 *	Ad
	2002	444 *	S	8260-103-0001	2001	400 *	S
	3X 2001–02	1 *	Ad	8260-111-0001	3X 2001–02	1 *	S
	2003	157 *	S	8260-495	3X 2001–02	1 *	Ad
	2004	208 *	S	8350-001-0001	3X 2001–02	1 *	S
				8350-495	3X 2001–02	1 *	Ad
				8380-004-0001	2005	38 *	S
				8660-116-0470	3X 2001–02	1 *	S
				8660-495	3X 2001–02	1 *	Am
				8940-001-0001	3X 2001–02	1 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUDGET ITEMS—Continued**

Section	Affected By			Effect	Section	Affected By			Effect
	Year	Chapter				Year	Chapter		
8940-495	3X	2001-02	1*	S	0552-001-0001	1X	2003-04	3*	S
9100-101-0001	2001		197*	S	0552-495	1X	2003-04	3*	Ad
9210-107-0001	2001		400*	S	0553-001-0001	1X	2003-04	3*	S
9650-001-0001	2002		379*	S	0553-495	1X	2003-04	3*	Ad
9670-015-0942	3X	2001-02	1*	Ad	0555-001-0001	1X	2003-04	3*	S
9800-001-0001	2001		366*	Ad	0555-495	1X	2003-04	3*	Ad
	2002		14*	S	0559-001-0001	1X	2003-04	3*	S
	2002		40*	S	0559-495	1X	2003-04	3*	Ad
	2002		190*	S	0650-001-0001	1X	2003-04	3*	S
	2002		278*	S	0650-011-0001	1X	2003-04	4*	S
	3X	2001-02	1*	S	0650-111-0001	1X	2003-04	4*	S
9800-001-0494	2001		366*	Ad	0650-114-0001	1X	2003-04	4*	S
	2002		14*	S	0650-495	1X	2003-04	3*	Ad
	2002		40*	S	0690-001-0001	1X	2003-04	3*	S
	2002		190*	S	0690-112-0001	1X	2003-04	3*	S
	2002		278*	S	0690-495	1X	2003-04	3*	Ad
	3X	2001-02	1*	Ad	0820-001-0367	2003		157*	S
9800-001-0988	2001		366*	Ad	0820-001-0569	2003		157*	S
	2002		14*	S	0820-301-0660	2003		157*	S
	2002		40*	S		2004		208*	S
	2002		190*	S	0840-001-0001	1X	2003-04	3*	S
	2002		278*	S	0840-496	1X	2003-04	3*	Ad
	3X	2001-02	1*	Am	0855-001-0367	2003		157*	S
9840-001-0001	2002		44*	S	0855-001-0567	2003		157*	S
	2002		379*	S	0860-001-0001	1X	2003-04	3*	S
	2002		509*	S	0860-496	1X	2003-04	3*	Ad
	2003		160*	S	0950-001-0001	1X	2003-04	3*	S
9840-001-0494	2002		44*	S	0950-496	1X	2003-04	3*	Ad
	2002		379*	S	0954-001-0001	1X	2003-04	3*	S
	2002		509*	S	0954-101-0001	2003		157*	S
9840-001-0988	2002		44*	S	0954-496	1X	2003-04	3*	Ad
	2002		379*	S	1100-001-0001	1X	2003-04	3*	S
	2002		509*	S	1100-301-0660	2003		157*	S
9908-495	3X	2001-02	1*	Ad		2005		38*	S
9909-001-0001	2001		635*	S	1100-495	1X	2003-04	3*	Ad
	3X	2001-02	1*	Am	1111-002-0001	1X	2003-04	3*	S
9909-001-0494	2001		635*	S	1111-003-0001	1X	2003-04	3*	S
9909-001-0890	2001		635*	S	1111-495	1X	2003-04	3*	Ad
9909-001-0988	2001		635*	Ad	1140-001-0001	1X	2003-04	3*	S
9909-495	3X	2001-02	1*	Ad	1140-495	1X	2003-04	3*	Ad
9911-001-0001	3X	2001-02	1*	S	1700-001-0001	1X	2003-04	3*	S
9911-495	3X	2001-02	1*	S	1700-495	1X	2003-04	3*	Ad
9914-001-0001	3X	2001-02	1*	Ad	1705-001-0001	1X	2003-04	3*	S
9914-495	3X	2001-02	1*	Ad	1705-495	1X	2003-04	3*	Ad
<b>2002, Ch. 379</b>					1730-001-0001	1X	2003-04	3*	S
0250-001-0001	1X	2003-04	3*	Am	1730-496	1X	2003-04	3*	Ad
0250-301-0660	2003		157*	S	1760-001-0001	1X	2003-04	3*	Am
	2004		208*	S	1760-001-0666	2002		1127*	Am
	2005		38*	S		1X	2003-04	3*	Am
0450-101-0932	1X	2003-04	3*	Am	1760-011-0001	1X	2003-04	3*	Am
0450-111-0001	1X	2003-04	3*	S	1760-301-0660	2003		157*	S
0450-495	1X	2003-04	3*	Ad		2005		38*	S
0530-017-0001	1X	2003-04	3*	S	1760-301-0768	2003		157*	S
0530-496	1X	2003-04	3*	Ad		2004		208*	S
0540-001-0001	1X	2003-04	3*	S		2005		38*	S
0540-001-0890	2005		38*	S	1760-495	1X	2003-04	3*	Ad
0540-001-6029	2003		157*	S	1880-001-0001	1X	2003-04	3*	S
0540-101-6029	2004		208*	S	1880-495	1X	2003-04	3*	Ad
0540-495	1X	2003-04	3*	Ad	1920-001-0835	2003		157*	S
0550-001-0001	1X	2003-04	3*	S	2240-001-0001	1X	2003-04	3*	Am, S
0550-495	1X	2003-04	3*	Ad	2240-011-0530	1X	2003-04	3*	Am

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

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Section	Affected By			Section	Affected By		
	Year	Chapter	Effect		Year	Chapter	Effect
2240-104-0001	1X	2003-04	3 * S	3640-496	1X	2003-04	3 * Ad
2240-115-0972	1X	2003-04	3 * Ad	3640-497	1X	2003-04	3 * Ad
2240-115-0980	1X	2003-04	3 * Ad	3680-101-0516	2004	15 * S	
2240-116-0813	1X	2003-04	3 * Ad	3680-301-0516	2004	208 * S	
2240-116-0927	1X	2003-04	3 * Ad	3720-101-0001	1X	2003-04	3 * S
2240-116-0929	1X	2003-04	3 * Am	3720-495	1X	2003-04	3 * Ad
2240-116-0938	1X	2003-04	3 * Ad	3760-301-6029	2005	38 * S	
2240-116-0985	1X	2003-04	3 * Ad	3790-001-0001	1X	2003-04	3 * S
2240-117-0813	1X	2003-04	3 * Ad	3790-001-0392	1X	2003-04	3 * Am
2240-495	1X	2003-04	3 * Ad	3790-101-6029	2004	208 * S	
2310-015-0400	1X	2003-04	3 * Ad	3790-301-0005	2003	157 * S	
2400-015-0933	1X	2003-04	3 * Ad		2005	38 * S	
2660-011-3007	1X	2003-04	3 * Am	3790-301-6029	2005	38 * S	
2660-015-0042	1X	2003-04	3 * Am	3790-495	1X	2003-04	3 * Ad
2660-102-0042	2003		157 * S	3790-496	1X	2003-04	3 * Ad
2660-102-0890	2003		157 * S	3810-301-0005	2005	38 * S	
2660-301-0890	2005		38 * S	3820-001-0001	1X	2003-04	3 * S
2660-302-0042	2003		157 * S	3820-001-0914	1X	2003-04	3 * Ad
2660-302-0890	2003		157 * S	3820-495	1X	2003-04	3 * Ad
	2005		38 * S	3860-001-0001	1X	2003-04	3 * S
2660-311-0660	2003		157 * S	3860-001-6026	2005	38 * S	
2660-490	2003		157 * S	3860-001-6031	1X	2003-04	3 * Am
2660-497	1X	2003-04	3 * Ad		2005	38 * S	
2920-001-0001	1X	2003-04	3 * S	3860-101-0001	1X	2003-04	3 * S
2920-012-0001	1X	2003-04	3 * S	3860-101-6007	2005	38 * S	
2920-101-0001	1X	2003-04	3 * S	3860-101-6010	2005	38 * S	
2920-101-3005	1X	2003-04	3 * Am	3860-101-6023	2005	38 * S	
2920-111-0001	1X	2003-04	3 * Am	3860-101-6025	2005	38 * S	
2920-115-0393	1X	2003-04	3 * Ad	3860-101-6027	2005	38 * S	
2920-115-0440	1X	2003-04	3 * Am	3860-101-6031	1X	2003-04	3 * Ad
2920-115-0521	1X	2003-04	3 * Am	3860-301-0001	2005	38 * S	
2920-116-0918	1X	2003-04	3 * Ad	3860-495	1X	2003-04	3 * Ad
2920-497	1X	2003-04	3 * Ad	3860-496	1X	2003-04	3 * Ad
3340-001-0001	1X	2003-04	3 * S	3900-001-0001	1X	2003-04	3 * S
3340-495	1X	2003-04	3 * Ad	3900-496	1X	2003-04	3 * Ad
3360-001-0465	2005		38 * S	3910-001-0001	1X	2003-04	3 * Am
3360-002-0382	1X	2003-04	3 * Ad	3910-001-0387	1X	2003-04	3 * Am
3360-495	1X	2003-04	3 * Ad	3930-001-0001	1X	2003-04	3 * S
3460-001-0001	1X	2003-04	3 * S	3930-495	1X	2003-04	3 * Ad
3460-495	1X	2003-04	3 * Ad	3940-001-0001	1X	2003-04	3 * S
3480-001-0001	1X	2003-04	3 * S	3940-495	1X	2003-04	3 * Ad
3480-495	1X	2003-04	3 * Ad	3960-001-0001	1X	2003-04	3 * S
3540-001-0001	1X	2003-04	3 * S		2005	38 * S	
3540-301-0001	1X	2003-04	3 * S	3960-001-0014	1X	2003-04	3 * Am
3540-301-0660	2003		157 * S	3960-001-0557	1X	2003-04	3 * Am
	2004		208 * S	3960-496	1X	2003-04	3 * Ad
	2005		38 * S	3980-001-0001	1X	2003-04	3 * S
3540-496	1X	2003-04	3 * Ad	3980-495	1X	2003-04	3 * Ad
3540-497	1X	2003-04	3 * Ad	4100-001-0890	2003	157 * S	
3560-001-0001	1X	2003-04	3 * S	4120-001-0001	2004	23 * S	
3560-001-0943	1X	2003-04	3 * Ad		1X	2003-04	3 * S
3560-495	1X	2003-04	3 * Ad	4120-495	1X	2003-04	3 * Ad
3600-001-0001	1X	2003-04	3 * S	4130-001-0632	2003	157 * S	
3600-301-0005	2003		157 * S		1X	2003-04	3 * S
3600-495	1X	2003-04	3 * Ad	4130-495	1X	2003-04	3 * Ad
3640-001-0001	1X	2003-04	3 * S	4170-001-0001	1X	2003-04	3 * S
3640-301-6031	1X	2003-04	3 * Ad	4170-101-0001	1X	2003-04	3 * S
	2005		38 * S	4170-495	1X	2003-04	3 * Ad
3640-302-6029	1X	2003-04	3 * Am	4200-001-0001	1X	2003-04	3 * S
	2005		38 * S	4200-011-0816	1X	2003-04	3 * Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.



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4200-017-0001	2004	23 *	S				
4200-101-0001	1X 2003-04	3 *	S	5175-002-0001	1X 2003-04	3 *	S
4200-495	1X 2003-04	3 *	Ad				
4220-495	1X 2003-04	3 *	Ad	5175-101-0001	2002	1024	Am
4260-001-0001	1X 2003-04	3 *	S		2003	157 *	S
4260-001-0080	2003	157 *	S		1X 2003-04	3 *	S
4260-001-0589	2003	157 *	S	5175-101-0890	2003	157 *	S
	2004	208 *	S	5175-496	1X 2003-04	3 *	Ad
	2005	38 *	S	5180-001-0001	2003	157 *	S
4260-001-0890	1X 2003-04	3 *	S		1X 2003-04	3 *	S
4260-001-3020	2003	157 *	S	5180-101-0890	1X 2003-04	3 *	S
	2004	208 *	S	5180-111-0001	2003	157 *	S
	2005	38 *	S		2003	160 *	S
4260-011-3020	1X 2003-04	3 *	Ad		1X 2003-04	3 *	S
4260-017-0001	2004	23 *	S	5180-111-0890	2003	157 *	S
4260-101-0001	2003	43 *	S	5180-141-0001	2003	157 *	S
	2003	157 *	S	5180-141-0890	2003	157 *	S
	2004	208 *	S	5180-151-0001	2003	157 *	S
	1X 2003-04	3 *	Am	5180-151-0890	2003	157 *	S
4260-101-0890	2003	157 *	S	5180-496	1X 2003-04	3 *	Ad
	2004	208 *	S	5240-001-0001	2003	157 *	S
4260-102-0001	2003	43 *	S		1X 2003-04	3 *	S
4260-111-0001	1X 2003-04	3 *	S	5240-301-0001	2003	157 *	S
4260-111-0890	1X 2003-04	3 *	S		2004	208 *	S
4260-111-3020	2003	157 *	S	5240-301-0660	2003	157 *	S
4260-113-0001	2003	43 *	S	5240-301-0724	2003	157 *	S
	1X 2003-04	3 *	S	5240-301-0747	2003	157 *	S
4260-117-0001	2004	23 *	S	5240-301-0751	2003	157 *	S
	2004	208 *	S		2004	208 *	S
4260-497	1X 2003-04	3 *	Ad	5240-493	2003	157 *	S
4280-001-0001	1X 2003-04	3 *	S	5240-496	1X 2003-04	3 *	Ad
4280-101-0001	2004	23 *	S	5430-497	1X 2003-04	3 *	Ad
4280-495	1X 2003-04	3 *	Ad	5440-001-0001	1X 2003-04	3 *	S
4300-001-0001	1X 2003-04	3 *	S	5440-495	1X 2003-04	3 *	Ad
4300-003-0001	2003	157 *	S	5450-001-0001	1X 2003-04	3 *	S
	2004	23 *	S	5450-495	1X 2003-04	3 *	Ad
	2004	208 *	S	5460-001-0001	1X 2003-04	3 *	S
	1X 2003-04	3 *	S	5460-011-0001	2003	157 *	S
4300-017-0001	2004	23 *	S		1X 2003-04	3 *	Am
4300-101-0001	2003	157 *	S	5460-101-0001	2005	38 *	S
4300-117-0001	2004	23 *	S	5460-301-0660	2003	157 *	S
4300-496	1X 2003-04	3 *	Ad	5460-495	1X 2003-04	3 *	Ad
4440-001-0001	1X 2003-04	3 *	S	5480-001-0001	1X 2003-04	3 *	S
4440-011-0001	2004	23 *	S	5480-495	1X 2003-04	3 *	Ad
4440-017-0001	2004	23 *	S	6110-001-0001	1X 2003-04	4 *	S
	1X 2003-04	3 *	S	6110-013-0001	1X 2003-04	4 *	S
4440-102-0001	1X 2003-04	3 *	Am	6110-102-0001	2004	208 *	S
4440-301-0660	2003	157 *	S	6110-103-0001	2004	216 *	S
	2004	208 *	S		1X 2003-04	4 *	S
	2005	38 *	S	6110-104-0001	2004	208 *	S
4440-495	1X 2003-04	3 *	Ad		2004	216 *	S
4700-495	1X 2003-04	3 *	Ad		1X 2003-04	4 *	S
5160-001-0001	2003	157 *	S	6110-105-0001	2004	216 *	S
	2004	23 *	S		1X 2003-04	4 *	S
	1X 2003-04	3 *	S	6110-108-0001	2004	208 *	S
5160-101-0001	2003	157 *	S	6110-111-0001	1X 2003-04	4 *	S
	2004	23 *	S		2005	39 *	S
	1X 2003-04	3 *	S	6110-112-0001	1X 2003-04	10 *	S
5160-496	1X 2003-04	3 *	Ad		2005	39 *	S
5175-001-0001	2004	23 *	S				

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6110-113-0001	2002	1167*	S <sup>37</sup>				
	2004	208*	S		1X 2003-04	4*	S
	1X 2003-04	4*	S		2005	38*	S
	2005	39*	S		2005	39*	S
6110-116-0001	2002	1167*	Ad	6110-196-0890	2004	208*	S
	2003	552	Am	6110-197-0001	2004	208*	S
	2004	208*	S		1X 2003-04	4*	S
6110-120-0001	2004	208*	S	6110-198-0001	2004	208*	S
	2005	39*	S		2005	39*	S
6110-122-0001	2004	208*	S	6110-201-0001	2005	38*	S
	2005	38*	S	6110-202-0001	2003	157*	S
6110-123-0001	2003	157*	S	6110-204-0001	2004	216*	S
	2004	208*	S		1X 2003-04	4*	S
	1X 2003-04	4*	S	6110-205-0001	2004	216*	S
	2005	39*	S		1X 2003-04	4*	S
6110-124-0001	1X 2003-04	4*	S	6110-211-0001	2004	216*	S
6110-126-0001	2005	38*	S		1X 2003-04	4*	S
	2005	39*	S		2005	38*	S
6110-127-0001	2004	208*	S	6110-212-0001	2004	208*	S
	2005	39*	S		1X 2003-04	4*	S
6110-132-0001	2003	26*	S	6110-224-0001	2004	208*	S
	2004	208*	S	6110-226-0001	2004	208*	S
6110-134-0001	2004	208*	S		1X 2003-04	4*	S
	2005	38*	S		2005	39*	S
6110-137-0001	2005	39*	S	6110-229-0001	2005	38*	S
6110-140-0001	2003	157*	S		2005	39*	S
	1X 2003-04	4*	S	6110-240-0001	1X 2003-04	4*	S
	2005	39*	S		2005	39*	S
6110-144-0001	1X 2003-04	4*	S	6110-243-0001	1X 2003-04	4*	S
6110-149-0001	1X 2003-04	4*	S	6110-295-0001	2004	208*	S
6110-156-0001	2004	216*	S		1X 2003-04	4*	S
	1X 2003-04	4*	S	6110-301-0660	1X 2003-04	4*	Ad
	1X 2003-04	10*	S (as am by Stats. 2003-04 (1st Ex. Sess.), Ch. 4)	6110-485	2004	208*	S
	2005	39*	S		1X 2003-04	4*	S
6110-158-0001	2003	157*	S		2005	39*	S
	2004	208*	S	6110-497	1X 2003-04	4*	Ad
	1X 2003-04	4*	S	6120-011-0001	1X 2003-04	4*	S
6110-161-0001	2004	216*	S	6255-001-0001	1X 2003-04	4*	S
	1X 2003-04	4*	S	6360-001-0001	1X 2003-04	4*	S
	2005	39*	S	6360-101-0001	2004	208*	S
6110-163-0001	2005	39*	S		1X 2003-04	4*	S
6110-165-0001	1X 2003-04	4*	S	6360-485	2004	208*	S
6110-166-0001	1X 2003-04	4*	S	6440-001-0001	2003	157*	S
	2005	38*	S		1X 2003-04	4*	S
6110-167-0001	2005	39*	S	6600-001-0001	1X 2003-04	4*	S
6110-177-0001	1X 2003-04	4*	S	6610-001-0001	2003	157*	S
6110-181-0001	1X 2003-04	4*	S		1X 2003-04	4*	S
6110-189-0001	1X 2003-04	4*	S	6610-301-6028	2005	38*	S
	2005	39*	S	6610-302-6028	2004	208*	S
6110-190-0001	2004	216*	S	6870-001-0001	1X 2003-04	4*	S
	1X 2003-04	4*	S	6870-101-0001	2003	157*	S
6110-191-0001	2004	208*	S		2004	208*	S
	2005	38*	S		1X 2003-04	4*	S
	2005	39*	S	6870-101-0909	1X 2003-04	4*	S
6110-193-0001	1X 2003-04	4*	S	6870-295-0001	1X 2003-04	4*	S
	2005	39*	S	6870-301-6028	2004	208*	S
6110-195-0001	2004	208*	S		2005	38*	S
6110-196-0001	2003	157*	S	7980-001-0001	1X 2003-04	4*	S
	2004	208*	S		2003	157*	S
				8100-001-0001	1X 2003-04	3*	S
				8100-001-0597	1X 2003-04	3*	Am
				8100-012-0001	1X 2003-04	3*	Am

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8100-101-0001	2004	44 *	S		2003	160 *	S
	1X 2003-04	3 *	S	9840-011-0001	2003	6 *	S
8100-101-0425	2004	44 *	S	9860-301-0001	1X 2003-04	3 *	S
8100-101-0597	2004	44 *	S	9860-495	1X 2003-04	3 *	Ad
8100-496	1X 2003-04	3 *	Ad	9909-017-0001	2003	157 *	S
8140-001-0001	1X 2003-04	3 *	S		2004	208 *	S
8140-495	1X 2003-04	3 *	Ad		1X 2003-04	3 *	S
8230-001-0001	1X 2003-04	3 *	S	9909-495	1X 2003-04	3 *	Ad
8260-001-0001	1X 2003-04	3 *	S	<b>2003, Ch. 157</b>			
8260-101-0001	1X 2003-04	3 *	S	0540-001-6029	2004	208 *	S
8260-102-0001	1X 2003-04	3 *	S	0690-001-0001	2004	44 *	S
8260-495	1X 2003-04	3 *	Ad	0690-301-0001	2004	208 *	S
8300-001-0001	1X 2003-04	3 *	S	0690-490	2004	44 *	Ad
8300-495	1X 2003-04	3 *	Ad	0690-491	2004	44 *	Ad
8320-495	1X 2003-04	3 *	Ad	0820-001-0001	2004	208 *	S
8350-001-0001	1X 2003-04	3 *	S	1760-301-0660	2004	208 *	S
8350-011-0222	1X 2003-04	3 *	Am		2005	38 *	S
8350-495	1X 2003-04	3 *	Ad	1920-001-0835	2004	208 *	S
8380-001-0001	1X 2003-04	3 *	S	2150-011-0299	2004	23 *	Ad
8380-004-0001	2004	208 *	S	2180-011-0067	2004	23 *	Am
	2005	38 *	S	2240-116-0813	2004	23 *	Ad
8380-495	1X 2003-04	3 *	Ad	2240-402	2004	23 *	Ad
8450-001-0001	1X 2003-04	3 *	Am	2310-011-0400	2004	23 *	Ad
8450-001-0016	1X 2003-04	3 *	Am	2660-102-0042	2004	208 *	S
8460-101-0001	1X 2003-04	3 *	S	2660-102-0890	2004	208 *	S
8460-495	1X 2003-04	3 *	Ad	2665-001-0890	2005	38 *	S
8570-001-0001	1X 2003-04	3 *	S	2720-001-0044	2003	719	Am
8570-001-0111	1X 2003-04	3 *	S	2740-001-0001	2004	23 *	Am
8570-001-0191	1X 2003-04	3 *	S	2740-001-0044	2004	23 *	Am
8570-004-0001	1X 2003-04	3 *	S	2740-301-0042	2005	38 *	S
8570-301-0042	2003	157 *	S	2740-301-0044	2005	38 *	S
	2004	208 *	S	2740-301-0064	2005	38 *	S
	2005	38 *	S	3340-301-0660	2004	208 *	S
8570-301-0660	2003	157 *	S		2005	38 *	S
	2004	208 *	S	3540-301-0660	2004	208 *	S
	2005	38 *	S		2005	38 *	S
8570-495	1X 2003-04	3 *	Ad	3680-301-0516	2004	208 *	S
8620-001-0001	1X 2003-04	3 *	S	3790-301-0005	2004	208 *	S
8620-495	1X 2003-04	3 *	Ad		2005	38 *	S
8885-001-0001	1X 2003-04	3 *	S	3790-301-6029	2004	208 *	S
8885-495	1X 2003-04	3 *	Ad	3845-001-0140	2004	208 *	S
8910-001-0001	1X 2003-04	3 *	S	3860-001-6005	2005	38 *	S
8910-495	1X 2003-04	3 *	Ad	3860-001-6007	2005	38 *	S
8940-301-0001	2003	157 *	S	3860-001-6010	2005	38 *	S
8955-001-0001	1X 2003-04	3 *	S	3860-001-6015	2005	38 *	S
8955-101-0001	1X 2003-04	3 *	S	3860-001-6023	2005	38 *	S
8955-495	1X 2003-04	3 *	Ad	3860-001-6025	2005	38 *	S
8960-011-0001	1X 2003-04	3 *	S	3860-001-6026	2004	208 *	S
8960-495	1X 2003-04	3 *	Ad	3860-001-6027	2005	38 *	S
8965-001-0001	1X 2003-04	3 *	S	3860-001-6031	2004	208 *	S
8965-495	1X 2003-04	3 *	Ad		2005	38 *	S
8966-001-0001	1X 2003-04	3 *	S	3860-101-0001	2004	23 *	S
8966-495	1X 2003-04	3 *	Ad	3860-101-0544	2004	208 *	S
9840-001-0001	2003	6 *	S	3860-101-6005	2004	208 *	S
	2003	157 *	S	3860-101-6007	2004	208 *	S
	2003	160 *	S	3860-101-6010	2005	38 *	S
9840-001-0494	2003	6 *	S	3860-101-6023	2005	38 *	S
	2003	157 *	S	3860-101-6031	2004	208 *	S
	2003	160 *	S	3860-497	2004	23 *	Ad
9840-001-0988	2003	6 *	S	3870-001-0546	2004	208 *	S
	2003	157 *	S	3870-001-6031	2004	208 *	S

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3910-001-0387	2003	757	Am	6110-195-0001	2005	38 *	S
3940-101-6031	2004	208 *	S	6110-196-0001	2004	208 *	S
3960-001-0001	2005	38 *	S		2005	38 *	S
4100-001-0890	2004	208 *	S	6110-196-0890	2005	38 *	S
4120-495	2004	23 *	Ad	6110-197-0001	2005	38 *	S
4130-001-0632	2004	208 *	S	6110-209-0001	2005	38 *	S
4200-496	2004	23 *	Ad	6110-211-0001	2004	216 *	S
4260-011-0942	2005	38 *	S	6110-212-0001	2004	208 *	S
4260-017-0001	2004	23 *	S	6110-226-0001	2004	208 *	S
4260-496	2004	23 *	Ad	6110-234-0001	2004	208 *	S
4280-495	2004	23 *	Ad		2005	491 *	S
4300-101-0001	2004	208 *	S	6110-235-0001	2005	38 *	S
4300-495	2004	23 *	Ad	6110-240-0001	2005	39 *	S
4440-001-0001	2004	208 *	S	6110-243-0001	2005	39 *	S
4440-301-0660	2004	208 *	S	6110-301-0660	2004	208 *	S
	2005	38 *	S		2005	38 *	S
4440-496	2004	23 *	Ad	6110-485	2004	208 *	S
4700-495	2004	23 *	Ad		2005	38 *	S
5160-001-0001	2004	208 *	S		2005	39 *	S
5160-101-0001	2004	208 *	S	6120-101-6029	2004	208 *	S
5160-496	2004	23 *	Ad		2005	38 *	S
5175-101-0001	2004	208 *	S	6360-101-0001	2005	38 *	S
5175-101-0890	2004	208 *	S	6440-001-0001	2004	208 *	S
5175-496	2004	23 *	Ad	6610-001-0001	2004	208 *	S
5180-111-0001	2004	208 *	S	6610-001-0498	2004	208 *	S
	2004	845 *	S	6440-301-6028	2004	208 *	S
5180-111-0890	2004	208 *	S	6870-101-0959	2004	216 *	R
5180-141-0001	2004	208 *	S	6870-301-6028	2004	208 *	S
5180-141-0890	2004	208 *	S		2005	38 *	S
5180-151-0001	2004	208 *	S	7350-001-0001	2004	208 *	S
	2004	845 *	S	7350-001-0223	2004	208 *	S
5180-151-0803	2004	208 *	S	7980-101-0001	2004	208 *	S
5180-151-0890	2004	208 *	S	8100-101-0001	2004	208 *	S
5240-001-0001	2004	208 *	S	8100-101-0241	2004	208 *	S
	2005	38 *	S	8100-101-0245	2004	208 *	S
5240-001-0917	2004	208 *	S	8100-101-0597	2004	208 *	S
	2005	38 *	S	8380-004-0001	2005	38 *	S
5240-301-0660	2004	208 *	S	8570-301-0660	2004	208 *	S
	2005	38 *	S		2005	38 *	S
5240-302-0747	2004	208 *	S	8940-301-0890	2004	208 *	S
6110-006-0001	2004	208 *	S	9650-001-0001	2005	39 *	S
6110-103-0001	2004	216 *	S	9840-001-0001	2004	43 *	S
6110-104-0001	2004	216 *	S		2004	208 *	S
6110-105-0001	2004	216 *	S		2004	220 *	S
6110-108-0001	2004	208 *	S	9840-001-0494	2004	43 *	S
6110-120-0001	2004	208 *	S		2004	220 *	S
	2005	39 *	S	9840-001-0988	2004	220 *	S
6110-122-0001	2005	38 *	S	9840-011-0001	2004	43 *	S
6110-123-0001	2005	38 *	S	<b>2004, Ch. 208</b>			
6110-144-0001	2005	38 *	S	0250-301-3037	2005	38 *	S
6110-156-0001	2004	216 *	S	0540-001-0383	2005	38 *	S
	2005	38 *	S	0820-001-3086	2005	3 *	Ad
6110-161-0001	2004	216 *	S	0820-002-0001	2005	3 *	Ad
	2005	39 *	S	0845-101-0217	2004	773	Am
	2005	491 *	S	0890-001-0890	2005	38 *	S
6110-166-0001	2005	38 *	S	0890-101-0890	2005	38 *	S
6110-177-0001	2005	38 *	S	1760-301-0768	2005	38 *	S
6110-190-0001	2004	216 *	S	1920-001-0835	2005	38 *	S
6110-191-0001	2004	208 *	S	2100-001-3036	2005	38 *	S
	2005	38 *	S	2660-001-0041	2005	38 *	S
6110-193-0001	2005	39 *	S	2660-001-0042	2005	38 *	S

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUDGET ITEMS—Continued**

<i>Affected By</i>				<i>Affected By</i>			
<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>	<i>Section</i>	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
2660-001-0046	2005	38 *	S	6870-301-6041	2005	38 *	S
2660-001-0980	2005	38 *	S	7350-001-0223	2005	38 *	S
2660-399-0890	2005	38 *	S	7980-101-0001	2005	38 *	S
2740-301-0042	2005	38 *	S	9800-001-0001	2005	177 *	S
2740-301-0044	2005	38 *	S	9800-001-0494	2005	177 *	S
2740-301-0064	2005	38 *	S	9800-001-0988	2005	177 *	S
3340-101-0005	2005	38 *	S	9840-001-0001	2005	7 *	S
3340-101-6029	2005	38 *	S		2005	79 *	S
3540-301-0660	2005	38 *	S		2005	246 *	S
3600-001-0200	2005	38 *	S	9840-001-0494	2005	246 *	S
3600-001-0384	2005	38 *	S	9840-001-0988	2005	79 *	S
3600-001-6031	2005	38 *	S	<b>2005, Ch. 38</b>			
3790-001-6029	2005	38 *	S	0250-001-0001	2005	39 *	Am
3790-101-0383	2005	38 *	S	0250-101-0932	2005	39 *	Am <sup>37</sup>
3790-301-0005	2005	38 *	S	0250-490	2005	39 *	Am
3790-301-0263	2005	38 *	S	0250-491	2005	39 *	Ad
3790-301-6029	2005	38 *	S	0250-498	2005	39 *	Ad
3860-001-6026	2005	38 *	S	0520-001-0001	2005	39 *	Am <sup>37</sup>
3860-001-6031	2005	38 *	S	0520-001-0044	2005	39 *	Am <sup>37</sup>
3860-101-6010	2005	38 *	S	0540-492	2005	39 *	Ad
3860-101-6023	2005	38 *	S	0690-102-0001	2005	39 *	Am
3940-001-3058	2005	38 *	S	1920-011-0001	2005	39 *	Am
4100-001-0890	2005	38 *	S	3540-301-0001	2005	39 *	Am
4200-001-0367	2005	38 *	S	3540-301-0660	2005	39 *	Am
4300-101-0001	2005	38 *	S	3600-001-0001	2005	39 *	Am <sup>37</sup>
4300-101-0496	2005	38 *	S	3600-001-0200	2005	39 *	Am <sup>37</sup>
4300-105-0001	2005	38 *	S	3790-492	2005	39 *	Ad
4440-301-0001	2005	38 *	S	3860-001-0001	2005	39 *	Am
5180-101-0890	2004	229 *	S	3940-001-0001	2005	39 *	Am
5180-111-0001	2005	38 *	S	3940-001-0193	2005	39 *	Am
5180-111-0890	2005	38 *	S	5180-101-0890	2005	78 *	S
5180-141-0001	2005	38 *	S	5180-111-0001	2005	39 *	Am
5180-141-0890	2005	38 *	S	6110-001-0890	2005	491 *	Am
5180-151-0001	2005	38 *	S	6110-103-0001	2005	73 *	S
5180-151-0803	2005	38 *	S	6110-104-0001	2005	73 *	S
5180-151-0890	2005	38 *	S		2005	491 *	Am
5240-301-0001	2005	38 *	S	6110-105-0001	2005	73 *	S
6110-103-0001	2005	73 *	S	6110-107-0001	2005	491 *	Am
6110-104-0001	2004	896 *	Am	6110-156-0001	2005	73 *	S
	2005	73 *	S	6110-156-0890	2005	491 *	Am
6110-105-0001	2005	73 *	S	6110-161-0001	2005	73 *	S
6110-136-0890	2005	192 *	Am		2005	234 *	Am
6110-144-0001	2005	39 *	S		2005	491 *	Am
6110-156-0001	2005	73 *	S	6110-161-0890	2005	234 *	Am
6110-161-0001	2005	73 *	S		2005	491 *	Am
6110-183-0890	2005	677 *	Am	6110-182-0001	2005	491 *	R
6110-190-0001	2005	73 *	S	6110-190-0001	2005	73 *	S
6110-196-0001	2005	38 *	S	6110-204-0001	2005	234 *	Ad
6110-197-0890	2005	118 *	Am	6110-211-0001	2005	73 *	S
6110-203-0001	2005	38 *	S		2005	359 *	Am
6110-211-0001	2005	73 *	S	6110-228-0001	2005	491 *	Am
6110-228-0001	2005	39 *	S	6110-243-0001	2005	73 *	S
6110-234-0001	2005	39 *	S		2005	234 *	Am
6110-485	2005	39 *	S		2005	491 *	Am
6440-001-0001	2005	38 *	S	6110-485	2005	39 *	Am
6440-301-6041	2005	38 *	S		2005	491 *	Am (as am by
6610-001-0001	2005	38 *	S				Sec. 20,
6610-001-0498	2005	38 *	S				Stats. 2005,
6610-301-6041	2005	39 *	S				Ch. 39)
6870-301-6028	2005	38 *	S	6110-493	2005	491 *	Ad

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**BUDGET ITEMS—Continued**

<i>Section</i>	<i>Affected By</i>			<i>Section</i>	<i>Affected By</i>		
	<i>Year</i>	<i>Chapter</i>	<i>Effect</i>		<i>Year</i>	<i>Chapter</i>	<i>Effect</i>
6110-495	2005	39 *	Am	8860-001-0001	2005	491 *	Am
	2005	491 *	Am (as am by	9210-101-0001	2005	39 *	Am
			Sec. 21,	9210-105-0001	2005	39 *	R
			Stats. 2005,	9210-106-0001	2005	39 *	Am
			Ch. 39)	9650-495	2005	39 *	Ad
6440-001-0001	2005	39 *	Am <sup>37</sup>	9800-001-0001	2005	70 *	S
6610-001-0001	2005	39 *	Am <sup>37</sup>	9800-001-0494	2005	70 *	S
6610-493	2005	39 *	Am	9800-001-0988	2005	70 *	S
6870-101-0001	2005	39 *	Am <sup>37</sup>				

**NOTE:** Superior numbers appear as a separate section at the end of the Statutory Record.

**1999–2005 Superior Numbers**

- \* Effective immediately.
- 1 Operative January 1, 2000.
- 2 Repeal operative January 1, 2000.
- 3 Contingent effect.
- 4 Inoperative July 1, 2001.
- 5 Repeal operative January 1, 2002.
- 6 Operative for taxable years beginning on or after January 1, 1998.
- 7 Repeal operative August 7, 1999.
- 8 Operative January 1, 2002.
- 9 Paragraphs (1) to (3), inclusive, of subdivision (b) shall not become operative unless and until the Regents of the University of California adopt a resolution within the meaning of Sections 92851, 92856, and 99221 of the Education Code.
- 10 Operative when Los Angeles County Board of Supervisors, by resolution adopted by majority vote, makes provisions of this section applicable in the county.
- 11 Inoperative July 31, 1999.
- 12 Inoperative July 1, 1999.
- 13 Repeal deleted by amendment.
- 14 Inoperative January 1, 2001.
- 15 Repeal operative July 1, 1999.
- 16 Operative July 1, 1999.
- 17 Operative pursuant to the provisions of Sec. 25390.9 of the Health and Safety Code, as added by Ch. 23, Stats. 1999.
- 18 Repeal operative January 1, 2005.
- 19 Repeal operative January 1, 2004.
- 20 Repeal operative January 1, 2003.
- 21 Inoperative July 1, 2002.
- 22 Operative January 1, 2004.
- 23 In effect until the effective date of the Budget Act of 2000 or June 30, 2000, whichever occurs later.
- 24 Repeal operative January 1, 2001.
- 25 Operative January 1, 2001.
- 27 Repeal operative on June 30, 2000, or on the day following the execution of the transfers required under Sections 4, 5, and 6 of Chapter 85 of the Statutes of 1999, whichever date is first.
- 28 Operative on June 30, 2000, or on the day following the execution of the transfers required under Sections 4, 5, and 6 of Chapter 85 of the Statutes of 1999, whichever date is first.
- 29 Not operative unless an amendment to the California Constitution is placed on the ballot by the Legislature and is approved by the statewide electorate during the 2000 calendar year, that would do as specified in Sec. 11 of act.
- 30 Any section of any act enacted by the Legislature during the 1999 calendar year that takes effect on or before January 1, 2000, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 1999 calendar year and takes effect on or before January 1, 2000, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 31 Inoperative June 30, 2000.

- 32 Operative only if an appropriation is made for its purposes in the Budget Act of 1999, or in another statute enacted during the first calendar year of the 1999–2000 Regular Session, and shall be funded exclusively with funds appropriated thereby.
- 33 Effective only until the effective date of the Budget Act of 2000 or July 1, 2000, whichever occurs later.
- 34 Operative January 1, 2003.
- 35 Operative July 1, 2002.
- 36 Inoperative date deleted by amendment.
- 37 See Governor's Item Veto Message.
- 38 Repeal operative January 1, 2010.
- 39 Repeal operative July 1, 2000.
- 40 This section prevails over the same-numbered section as added to the Water Code by Ch. 92, Stats. 1999.
- 41 Repealed as of the date the relinquishment authorized under subd. (b) becomes effective.
- 42 Subdivision (m), paragraph (1) shall become inoperative when the State Department of Health Services has obtained all necessary federal approvals pursuant to Welfare and Institutions Code Section 14132.95, subdivision (j), paragraph (3).
- 43 Repeal operative January 1, 2006.
- 44 Operative March 1, 2000.
- 45 Inoperative July 1, 2000.
- 46 Subdivision (b), paragraph (1) shall become inoperative January 1, 2005.
- 47 The changes to subdivision (c) made by the act adding this subdivision shall apply to each taxable year beginning on or after January 1, 1999.
- 48 Inoperative on the effective date of the relinquishment by the California Transportation Commission to the City of Downey of the portion of Route 19 located between Gardendale Street and Telegraph Boulevard within the city.
- 49 Operative January 1 following the effective date of the relinquishment by the California Transportation Commission to the City of Downey of the portion of route 19 located between Gardendale Street and Telegraph Boulevard within the city.
- 50 Operative as of the effective date of the relinquishment by the California Transportation Commission to the City of Downey of the portion of Route 19 located between Gardendale Street and Telegraph Boulevard within the city, pursuant to subdivision (c) of Section 319, as that section read on the day before it was repealed pursuant to the act that added this section during the 1999–2000 Regular Session.
- 51 Operative November 1, 2000.
- 52 Repeal operative on effective date of a final judgment based on a claim under California or United States Constitution holding that evidence that is relevant, reliable, and material may not be considered for purposes of a judicial determination of factual innocence under this section.
- 53 In the event that the Department of Finance determines that the program operated under the authority of the waiver described in subd. (aa), para. (2) is no longer cost-effective, subd. (aa) shall become inoperative on the first day of the first month following the issuance of a 30-day notification of that determination in writing by the Department of Finance to the chairperson in each house that considers appropriations, the chairpersons of the committees, and the appropriate subcommittees in each house that considers the State Budget, and the Chairperson of the Joint Legislative Budget Committee.
- 54 Inoperative date repealed.
- 55 Not operative in any county until the time the board of retirement, by a majority vote, makes this section applicable in the county.



- 56 Operative July 1, 2000.
- 57 Termination date repealed.
- 58 Repeal operative January 1, 2006. However, if, in any calendar year the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 9.5 (Sec. 18805 et seq.)) made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in RTC 18808(c), as may be applicable, then this section is repealed with respect to taxable years beginning on and after January 1 of the calendar year.
- 59 Inoperative date for para. (9) of subd. (b) deleted by amendment.
- 60 Repeal operative January 1, 2005. However, if the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 3 (Sec. 18721 et seq.)) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 2001, or the adjusted amount specified in RTC 18724(c) for any subsequent taxable year, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 61 The changes made to RTC 23305.5 by this act shall apply to taxable years beginning on or after January 1, 1997.
- 62 Inoperative June 30, 2003.
- 63 Operative January 1, 2005.
- 64 The provisions of this act shall become operative on the first day of the first calendar quarter commencing more than 90 days after the effective date of this act.
- 65 Repeal operative January 1, 2005. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 6 (Sec. 18761 et seq.)) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 2000, or the adjusted amount specified in RTC 18766(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on and after January 1 of that calendar year.
- 66 Inoperative not later than 60 days from the date the Director of Transportation receives notice from the United States Secretary of Transportation that federal operation of this section will result in a reduction of the state's share of federal highway funds pursuant to Section 131 of Title 23 of the United States Code.
- 67 Operative on January 1 immediately following the date the Secretary of State receives the notice required under paragraph (2) of this section.
- 68 Repeal operative January 1, 2008.
- 69 Operative January 1, 2008.
- 70 Inoperative July 1, 2004.
- 71 Amendments to section not implemented until July 1, 2001, unless otherwise authorized by the Department of Information Technology pursuant to Executive Order D-3-99.
- 72 Repeal operative January 1 of the fifth taxable year following the first appearance of the Birth Defects Research Fund on the tax return or January 1, 2007, whichever occurs first. If, in any calendar year after the first taxable year the Birth Defects Research Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in subd. (c), RTC Sec. 18865 for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 73 Inoperative July 1, 2003.
- 74 Repeal operative June 30, 2005.
- 75 Repeal operative January 1, 2007.

- 76 Operative January 1, 2001, with respect to any cash register or other machine or device that electronically prints receipts for credit card transactions that is first put into use on or after January 1, 2001; operative January 1, 2004, with respect to any cash register or other machine or device that electronically prints receipts for credit card transactions that is in use before January 1, 2001.
- 77 Inoperative January 1, 2000.
- 78 Repeal operative January 1 of an unspecified year.
- 79 Inoperative July 1, 2005.
- 80 Operative January 1, 2006.
- 81 Operative July 1, 2005.
- 82 Not operative.
- 84 The changes made to subdivision (b) during the 1999 portion of the 1999–2000 Regular Session of the Legislature shall be operative in any fiscal year only if funds are appropriated for purposes of those changes in the annual Budget Act or in another measure.
- 85 The changes made to subdivision (a) during the 1999 portion of the 1999–2000 Regular Session of the Legislature shall be operative in any fiscal year only if funds are appropriated for purposes of those changes in the annual Budget Act or in another measure.
- 86 The change made to subdivision (c) during the 1999 portion of the 1999–2000 Regular Session of the Legislature shall be operative in any fiscal year only if funds are appropriated for purposes of that change in the annual Budget Act or in another measure.
- 87 Operative only if there is an appropriation in the Budget Act to fund the provisions of this act.
- 88 Operative by voter approval of the Veterans' Homes Bond Act of 2000, as set forth in Section 2 of this act (M&VC Ch. 2 (Sec. 1100 et seq.)), at the March 7, 2000, statewide primary election, Prop. 16.
- 89 Approved by voters at March 7, 2000, election, Prop. 16.
- 90 Approved by voters at March 7, 2000, election, Prop. 12.
- 92 Operative in the County of San Diego when the board of supervisors adopts a resolution declaring this section operative.
- 93 Operative only if the federal waiver identified under Section 14495.10 of the Welfare and Institutions Code is approved by the federal Health Care Financing Administration.
- 94 Paragraphs (2) and (3) of subdivision (b) inoperative January 1, 2001.
- 95 Repeal operative July 1, 2003.
- 96 Operative July 1, 2001.
- 98 Inoperative July 1, 2006.
- 99 Subdivision (g) operative January 1, 2001.
- 100 Operative January 1, 2007.
- 101 Clause (iv), of subparagraph (B), of paragraph (4), of subdivision (d), of this section shall be operative for the 1999–2000 fiscal year only to the extent that moneys are appropriated for purposes of that clause in the Budget Act of 1999 by an appropriation that specifically references that clause.
- 103 In effect as long as Section 42 of the Internal Revenue Code, relating to low-income housing credits, remains in effect.
- 104 Operative June 1, 2001.
- 105 Subdivision (l) operative January 1, 2001.
- 106 Applicable to taxable years beginning on or after January 1, 1999.
- 107 Operative only when funds are specifically appropriated for the purposes of the California YouthBuild Act.
- 110 Prevails over and supersedes Chapter 461, Statutes of 1999, Reg. Sess., with regard to this section.

- 111 Repeal operative January 1, 2011.
- 112 This act shall become effective on January 1, 2000, and shall become operative on the date that the Governor, by executive order, establishes the Department of Managed Care or July 1, 2000, whichever occurs first.
- 113 Inoperative date for subdivision (p) deleted by amendment.
- 114 Any section of any act enacted by the Legislature during the 1999 calendar year that takes effect on or before January 1, 2000, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 115 Operative as of the date of approval by the governing board of the Los Angeles Unified School District of the contract to provide air-conditioning to 150 schools within the district.
- 116 Subdivision (a), paragraph (2) is repealed on January 1, 2005.
- 117 Operative only for as long as Fam C Sec. 17704 requires participating counties to report data to the department.
- 118 Operative July 1, 1998.
- 119 Paragraph (1) subd. (a) inoperative January 1, 2000. Paragraph (2) subd. (a) operative January 1, 2000.
- 120 Paragraph (1) subd. (c) inoperative January 1, 2000. Paragraph (2) subd. (c) operative January 1, 2000.
- 121 Applicable on and after the property tax lien date on January 1, 2000.
- 122 Subdivision (e) of this section shall become operative on July 1, 2000, and shall be implemented only to the extent that funds are appropriated for its purposes in the Budget Act.
- 123 Approved by voters at March 7, 2000, election, Prop. 13.
- 124 This section shall remain in effect only until the operative date of the independent review process established by Chapter 533 of the Statutes of 1999, and as of that date is repealed.
- 127 Not operative unless the Board of Administration of the Public Employees' Retirement System adopts a resolution that does both of the following: (A) employs, for the June 30, 1998, valuation, 95 percent of the market value of assets of the state employer as the actuarial value of the assets; and (b) amortizes the June 30, 1998, excess assets over a period of 20 years, beginning July 1, 1999.
- 129 Subdivision (a) shall only become operative upon a determination by the Director of Finance that funds are available to make an adjustment pursuant to subdivision (h) of EDC Sec. 60640.
- 130 Repeal operative August 1, 2000.
- 131 Inoperative on the date that the director executes a declaration stating that Section 11265.2 of the Welfare and Institutions Code, as added by the act adding this subdivision, is fully implemented statewide, and shall be repealed on January 1 of the year following the year in which it becomes inoperative.
- 132 Paragraph (2) of subdivision (a) inoperative January 1, 2004.
- 133 Inoperative July 1, 2000, and repealed January 1, 2001, if all of the events described in Section 901 of the Pajaro River Watershed Flood Prevention Authority Act (Stats. 1999, Ch. 963) occur.
- 134 Applicable to taxable years beginning on or after January 1, 1998.
- 135 Applicable to income years beginning on or after January 1, 1998.
- 136 Applicable to taxable or income years beginning on or after January 1, 1998.
- 137 The amendments made to subdivision (a) shall apply to all income years for which the Franchise Tax Board may propose an assessment or allow a claim for refund.
- 138 Subdivision (h) shall remain operative until January 1, 2005, and as of that date shall be repealed.

- 139 Subdivision (m) shall remain operative only until January 1, 2005.
- 140 Operative on January 1 of the year following the year in which it becomes inoperative.
- 142 Inoperative January 1, 2005, or on such earlier date as the Board of Administration of the Public Employees' Retirement System makes a formal determination that HMOs are no longer the most cost-effective health care plans offered by the board.
- 143 Repealed as of January 1 following the Secretary of State's submittal to the Legislature of the report regarding the special handling fee charged for preclearance documents and expedited filings provided for in Gov. C. Sec. 12208.
- 144 Any section of any act enacted by the Legislature during the 1999 calendar year that takes effect on or before January 1, 2000, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of Sections 3 to 18, inclusive, of this act shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 1999 calendar year and takes effect on or before January 1, 2000, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 145 Repeal operative December 31, 2002.
- 146 Inoperative April 1, 2005.
- 147 Subdivision (e) of this section shall be operative only until January 1, 2003.
- 148 Inoperative February 1, 2000.
- 149 Inoperative June 30, 2001.
- 152 Repealed on January 1 of the fifth taxable year following the notification required under subd. (a) of Sec. 18821, RTC, unless a later enacted statute, which is enacted before that date, deletes that date. However, if, in any calendar year, beginning in the year 2001, the Franchise Tax Board estimates by September 1 that contributions described in Art. 11, Ch. 3, Pt. 10.2, Div. 1 (Sec. 18821 et seq.) RTC, made on returns filed in that calendar year will be less than \$250,000 then this section is repealed with respect to taxable years beginning on and after January 1 of that calendar year.
- 153 Subdivision (c) of this section inoperative December 31, 2001.
- 154 Subd. (b), paragraph (10) shall be operative only to the extent that funds for purposes of paragraph (10) are appropriated in the annual Budget Act.
- 155 Repeal operative April 1, 2000.
- 156 Operative December 31, 2003.
- 157 Not operative until the State Mining and Geology Board approves the County of Yolo implementing ordinance governing in-channel noncommercial extraction activities carried out pursuant to the Cache Resource Management Plan and notifies the Secretary of State in writing of that approval.
- 160 Rejected by voters at March 7, 2000, election, Prop. 15.
- 161 Repealed as of January 1 following the Secretary of State's submittal to the Legislature of the report regarding the special handling fee charged for preclearance documents and expedited filings provided for in Gov. C. Sec. 12182.
- 162 Second paragraph of subdivision (l) operative January 1, 2001.
- 163 Subparagraph (A) shall become inoperative on October 1, 2002.
- 164 Applicable to the entire 1999–2000 fiscal year, regardless of the effective date of act.
- 165 Approved by voters at March 7, 2000, election, Prop. 14.

- 166 This section shall prevail over Section 1874.8 of the Insurance Code as added by Chapter 884 of the Statutes of 1999 to the extent that it provides for the allocation and distribution of funds under the program established to target organized fraud activity.
- 167 Section 1874.8 of the Insurance Code as added by Chapter 885 of the Statutes of 1999 shall prevail to the extent that it provides for the allocation and distribution of funds under the program established to target organized fraud activity.
- 168 Section is inoperative if federal approval is not obtained for its implementation. Section shall also become immediately inoperative in the event there is a final judicial determination by any court of appellate jurisdiction or a final determination by the administrator of the federal Health Care Financing Administration that the supplemental reimbursement provided in this section must be made to any facility not described therein.
- 169 Amendments not operative unless the Board of Administration of the Public Employees' Retirement System adopts a resolution that does both of the following: (A) employs, for the June 30, 1998, valuation, 95 percent of the market value of assets of the state employer as the actuarial value of the assets; and (B) amortizes the June 30, 1998, excess assets over a period of 20 years, beginning July 1, 1999.
- 170 Rejected by voters at March 7, 2000, election, Prop. 30.
- 171 Rejected by voters at March 7, 2000, election, Prop. 31.
- 173 Amendments made to this section by the act adding subdivision (e) shall apply to income years beginning on or after January 1, 1999.
- 174 Inoperative January 1, 2006.
- 175 Operative July 1, 2003.
- 181 Proposed by Chapter 629, Statutes of 1998.
- 182 Proposed by Chapter 760, Statutes of 1998.
- 183 Proposed by Chapter 800, Statutes of 1998.
- 184 Proposed by Chapter 409, Statutes of 1998.
- 185 Operative upon passage of the "Smaller Classes, Safer Schools and Financial Accountability Act", approved by voters at November 7, 2000, general election, Prop. 39.
- 186 Approved by voters at November 7, 2000, election, Prop. 32.
- 187 Repeal operative July 1, 2005.
- 188 Effective January 1, 2003.
- 189 Inoperative June 30, 2010.
- 190 Subdivision (b) to (f), inclusive, shall be inoperative from the operative date of Subdivision (g) to June 30, 2001, inclusive.
- 191 Inoperative January 1, 2002.
- 192 Operative January 1, 2011.
- 193 Inoperative July 31, 2004.
- 194 Repeal operative July 1, 2001.
- 195 Operative June 30, 2001.
- 196 Inoperative June 30, 2006.
- 197 Inoperative September 1, 2003.
- 198 Inoperative June 30, 2004.
- 199 Repeal operative December 1, 2005.
- 200 Effective only until the effective date of the Budget Act of 2001 or June 30, 2001, whichever occurs first.
- 201 Paragraph (2) of subdivision (a) inoperative January 1, 2005.
- 202 Paragraph (1) of subdivision (d) operative for the 2000–01 fiscal year and each year thereafter unless otherwise provided in paragraphs (2), (3), (4), and (5).

- 203 Any section of any act enacted by the Legislature during the 2000 calendar year that takes effect on or before January 1, 2001, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2000 calendar year and takes effect on or before January 1, 2001, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 204 Paragraph (4) of subdivision (b), subdivision (c), and paragraph (3) of subdivision (d) shall become inoperative, and are repealed as of December 31, 2001.
- 205 Repeal operative December 31, 2003.
- 206 Inoperative April 10, 2005.
- 207 Repeal operative July 1, 2006.
- 208 Repeal operative December 31, 2005.
- 210 Approved by voters at November 7, 2000, election, Prop. 34.
- 211 This section shall become effective with regard to the March 31 holiday only when the Department of Personnel Administration notifies the Legislature that the language contained in this section has been agreed to by all exclusive representatives, and the Department of Personnel Administration authorizes this holiday to be applied to employees designated as excluded from the Ralph C. Dills Act (Ch. 10.3 (Sec. 3512 et seq.), Div. 4, Title 1 of the Government Code), and the necessary statutes are amended to reflect this change.
- 214 Subdivision (e) of this section inoperative January 1, 2004.
- 215 Not operative in any county until such time as the board of supervisors shall, by resolution adopted by majority vote, make the provisions of this section applicable in that county.
- 216 Any section of any act enacted by the Legislature during the 2000 calendar year that takes effect on or before January 1, 2001, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of the sections affected by this act shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2000 calendar year and takes effect on or before January 1, 2001, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 217 Repeal operative January 1, 2003, except that the binding commitments in paragraph (5) of subdivision (e) shall remain in effect after that date.
- 218 Operative March 31, 2002.
- 219 Subdivision (d) operative only if the director executes a declaration, that shall be retained by the director, stating that the surety bonds described in this paragraph are commercially offered throughout the state and by more than one vendor.
- 220 Subdivision (a) operative only if the director executes a declaration, that shall be retained by the director, stating that the surety bonds described in this paragraph are commercially offered throughout the state and by more than one vendor.
- 222 Inoperative June 1, 2002.
- 224 Subdivision (c) of this section inoperative January 1, 2003.
- 225 Subdivision (g) shall become inoperative on January 1, 2007.
- 227 Inoperative on the date that all encumbrances incurred for the projects funded under paragraph (3) of subdivision (c) have been liquidated or on June 30, 2006, whichever date is later, and as of the January 1 immediately following that date is repealed.

- 228 Inoperative April 1, 2006.
- 229 Section not operative until (1) the City of Watsonville and the County of Santa Cruz both have housing elements in their respective general plans certified by the Department of Housing and Community Development and unless (2) either the City of Watsonville or the County of Santa Cruz takes any official action to amend or repeal the supermajority voting requirements as contained in the Memorandum of Understanding.
- 230 Effective retroactively to January 1, 2000.
- 231 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Lung Disease and Asthma Research Fund on the tax return. If, in any calendar year after the first taxable year the fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in RTC Sec. 18835(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 232 Operative January 1, 2010.
- 233 Inoperative on (1) January 1, 2004, or (2) the date of adoption of an accreditation or designation by an agency of the state or federal government or by a voluntary national health organization of an HIV or AIDS specialist, whichever date is earlier.
- 234 Operative on January 1, 2004, or the January 1 following the date of adoption of an accreditation or designation by an agency of the state or federal government or by a voluntary national health organization of an HIV or AIDS specialist, whichever date is earlier.
- 235 Operative on (1) January 1, 2004, or (2) the date of adoption of an accreditation or designation by an agency of the state or federal government or by a voluntary national health organization of an HIV or AIDS specialist, whichever date is earlier.
- 236 The amendments to this section made by Stats. 2000, Ch. 442, prevail over the amendments made by this act.
- 238 The provisions of this act shall become operative on the first day of the first month commencing more than 90 days after the effective date of this act.
- 240 Repeal operative on one of the following dates, whichever comes first: (1) January 1, 2002; (2) The date that all motor carriers of passengers that operate regular service on the route described in subdivision (a) of this section operate only vehicles on that route that are fully accessible to disabled passengers who rely substantially on the use of wheelchairs; (3) The date that the memorandum of understanding described in Section 14035.57 is executed by all parties listed in that section.
- 241 Subdivision (d) inoperative on July 1, 2003.
- 242 Section is effective until such time as Gov. C. Sec. 3502.5 is amended to provide that a 30-percent or greater showing of interest by means of a petition requires an election regarding an agency shop, and a vote at that election of 50 percent plus one of those voting secures an agency shop arrangement, and as of that date is repealed.
- 243 Operative only if Gov. C. Sec. 3502.5 is amended to provide that a 30-percent or greater showing of interest by means of a petition requires an election regarding an agency shop, and a vote at that election of 50 percent plus one of those voting secures an agency shop arrangement.
- 244 Repeal operative January 2, 2006.
- 245 Subdivisions (b) and (d) operative July 1, 2001.
- 246 Operative September 1, 2001.

- 248 Repealed on the effective date of legislation implementing the San Diego Regional Government Efficiency Commission's plan for consolidation of regional agencies.
- 249 Section in effect only until January 1, 2006, and as of that date is repealed, unless a later enacted statute, which is chaptered before January 1, 2006, deletes or extends that date, or unless tax-increment moneys have, prior to that date, been received by the joint powers agency, in which case the date of repeal of this section shall be extended until the time that the joint powers agency shall expend these funds in accordance with this section.
- 250 Paragraph (4) of subdivision (d) inoperative July 1, 2004.
- 251 Approved by voters at March 5, 2002, election, Prop. 44.
- 252 Repeal operative January 1 of the third taxable year following the first appearance of the National World War II Veterans Memorial Trust Fund on the tax return. If, in any calendar year after the first taxable year the fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in RTC Sec. 18704(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 253 Operative April 1, 2001.
- 255 Inoperative September 30, 2004.
- 256 Inoperative if federal approval is not obtained for implementation of this section.
- 257 Inoperative April 1, 2003.
- 258 Repeal operative January 31, 2003.
- 259 Operative three months after Contractors' State License Board adopts regulations referenced in paragraph (1) of subdivision (a) of this section.
- 260 This section supersedes Section 50898.2 of the Health and Safety Code, as added by Chapter 83 of the Statutes of 2000, which section shall not become operative.
- 262 Any section of any act enacted by the Legislature during the 2000 calendar year that takes effect on or before January 1, 2001, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 263 Subdivision (c) of this section inoperative January 1, 2004.
- 265 Operative when moneys are appropriated for deposit in the Rice Straw Demonstration Project Grant Fund, created pursuant to H & S C Sec. 39751, by the Legislature, or when moneys are transferred to that fund by any other entity.
- 267 Subparagraph (B) of paragraph (1) of subdivision (d) operative January 1, 2002.
- 268 The amendments made to Section 17052.2 of the Revenue and Taxation Code by this act shall apply to taxable years beginning on or after January 1, 2000.
- 269 Operative July 1, 2002, if the revenue limit cost-of-living adjustment computed by Superintendent of Public Instruction for the 2001–02 fiscal year is equal to or greater than 3.5 percent. Otherwise this section shall become operative July 1, 2003.
- 270 Inoperative July 1, 2002, if the revenue limit cost-of-living adjustment computed by Superintendent of Public Instruction for the 2001–02 fiscal year is equal to or greater than 3.5 percent. Otherwise section shall become inoperative July 1, 2003.
- 273 Section shall be operative as long as the district does not provide water, drainage services, electricity, flood control services, or sewage disposal services for domestic purposes for residents of the district, and shall become inoperative if the district commences to provide any of those services.



- 274 Inoperative July 1, 2003, if the revenue limit cost-of-living adjustment computed by Superintendent of Public Instruction for the 2001–02 fiscal year is equal to or greater than 3.5 percent. Otherwise section shall become inoperative July 1, 2004.
- 275 Operative July 1, 2003, if the revenue limit cost-of-living adjustment computed by Superintendent of Public Instruction for the 2001–02 fiscal year is equal to or greater than 3.5 percent. Otherwise section shall become operative July 1, 2004.
- 279 This section shall become operative upon the appropriation of sufficient funds in the Budget Act to implement this section.
- 280 Operative until January 1, 2004, and repealed as of that date.
- 281 Operative only during those fiscal years for which funds are appropriated in the annual Budget Act to implement this part, or are made available from contributions or donations from the sources identified in PRC Section 71101.
- 282 Subdivisions (b), (c), and (d) inoperative January 1, 2007.
- 283 Subdivision (d) not operative.
- 284 Inoperative June 1, 2010.
- 285 Inoperative April 1, 2002.
- 286 Operative April 1, 2002.
- 287 Any section of any act enacted by the Legislature during the 2000 calendar year that takes effect on or before January 1, 2001, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2000 calendar year and takes effect on or before January 1, 2001, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 288 Inoperative November 30, 2004.
- 289 Operative for those years in which there is an appropriation from the General Fund in the Budget Act.
- 290 Operative pursuant to the provisions of Sec. 25390.9 of the Health and Safety Code, as amended by Ch. 912, Stats. 2000.
- 291 Operative only until the operative date of Chapter 861 of the Statutes of 2000.
- 292 Operative upon the operative date of Chapter 861 of the Statutes of 2000.
- 293 Operative for vehicle registrations that expire on or after December 31, 2001.
- 294 Effective July 1, 2001.
- 295 Conditional operation provision repealed.
- 296 Inoperative February 2, 2001.
- 297 Operative July 1, 2001, except that the additional vehicle license fee offset established by this section shall continue to be operative on or after July 1, 2001, with respect to those vehicle license fees with a final due date before July 1, 2001.
- 298 Operative retroactively to January 1, 2000.
- 299 Repeal operative March 1, 2006.
- 300 Inoperative July 1, 2008.
- 301 Operative January 1, 2009.
- 302 Inoperative on the date that all encumbrances incurred for the projects funded under paragraph (3) of subdivision (c) have been liquidated or on June 30, 2008, whichever date is later, and as of the January 1 immediately following that date is repealed.
- 303 Operative only until the effective date of the Budget Act of 2002 or June 30, 2002, whichever occurs later.
- 304 Except as provided in subdivision (b) of HSC Section 51455, this section shall not be operative on and after January 1, 2002.

- 305 Any section of any act enacted by the Legislature during the 2001 calendar year that takes effect on or before January 1, 2002, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2001 calendar year and takes effect on or before January 1, 2002, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 306 Inoperative date for paragraphs (2) and (3) of subdivision (b) deleted by amendment.
- 307 This section shall not be operative in any county until it is adopted by a majority vote of the board of supervisors.
- 308 Repeal operative January 1, 2004, or on the date that all motor carriers of passengers that operate regular service on the route described in subd. (a) of this section operate only vehicles on that route that are fully accessible to disabled passengers who rely substantially on the use of wheelchairs, whichever occurs first.
- 309 Effective retroactively to December 21, 2000.
- 310 Not operative unless and until the county board of supervisors, by resolution adopted by a majority vote, make this section operative in the county.
- 311 Inoperative if an unappealable court decision or judgment determines that specified conditions apply.
- 312 Repeal operative July 1, 2007.
- 313 Operative only to the extent that funds are appropriated for its purpose in the annual Budget Act.
- 314 Subdivision (p) (9) (B) shall only remain operative until the Sierra Valley District Hospital is annexed by the Eastern Plumas Health Care District or January 1, 2008, whichever occurs first.
- 315 Paragraph (1) of subdivision (b) shall not be effective with respect to the director appointed by the Santa Clarita Water Company until a court of competent jurisdiction issues a final decision holding that the Castaic Lake Water Agency acquired the property.
- 316 Subdivision (c) inoperative on and after January 1, 2007.
- 317 Repeal operative January 1, 2009.
- 318 Repeal operative January 1 of the fifth taxable year following the first appearance of the Lupus Foundation of America, California Chapters Fund on the tax return. If, in any calendar year after the second taxable year the Lupus Foundation of America, California Chapters Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article made on returns filed in that calendar year will be less than two hundred fifty thousand (\$250,000), or the adjusted amount specified in subd. (c), RTC Sec. 18840 for subsequent taxable years, as may be applicable, then this article is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 319 Inoperative July 1, 2009.
- 320 Implemented January 1, 2003.
- 322 This section shall become inoperative after the lien date in 2012, and as of January 1, 2013, is repealed.
- 323 Repeal operative December 31, 2007.
- 324 Operative on the date the Director of Finance makes the determination described in subdivision (d) of Section 7152.7 of the Health and Safety Code.
- 325 Inoperative on the operative date of the regulations adopted by the California Integrated Waste Management Board pursuant to Section 48007.5.

- 326 Operative January 1 following the operative date of the regulations adopted by the California Integrated Waste Management Board pursuant to Section 48007.5.
- 327 Operative on the operative date of the regulations adopted by the California Integrated Waste Management Board pursuant to Section 48007.5.
- 328 Inoperative on the date the Director of Finance makes the determination described in subdivision (d) of Section 7152.7 of the Health and Safety Code.
- 330 Amendments to this section made by the act adding subdivision (s) shall apply only to taxable years beginning on or after January 1, 1994, except that paragraph (1) of subdivision (q), as amended, shall apply to taxable years beginning on or after January 1, 1993.
- 331 Subdivisions (a), (b), and (c) shall become operative on July 1, 2002. Subdivisions (d) and (e) shall become operative on July 1, 2002, or as soon thereafter as administratively feasible, as determined by the registrar, but not later than January 2, 2003.
- 332 Clause (xvi) of subparagraph (A) of paragraph (2) of subdivision (c) of Section 25160.2 of the Health and Safety Code shall not become operative unless Section 25163.2 of the Health and Safety Code, as that section is proposed to be added by Assembly Bill No. 1708 of the 2001–02 Regular Session, also becomes operative.
- 333 Inoperative upon the adoption by the Fish and Game Commission of a market squid fishery management plan and the adoption of implementing regulations pursuant to Section 8425, and repealed six months thereafter.
- 334 Inoperative on January 1, 2003.
- 335 Operative January 1, 2004, only if funding is approved in the Budget Act of 2003 for the purposes of increased reimbursements pursuant to this article.
- 336 Not implemented unless and until funds are appropriated by the Legislature in the annual Budget Act or another statute.
- 337 Repeal operative December 1, 2006.
- 338 Except for the provisions of subparagraph (C) of paragraph (3) of subdivision (a) of Section 1748.13 which shall become operative on January 1, 2002, this act shall become operative on July 1, 2002.
- 340 Operative on July 1, 2002, and only if funds are appropriated to the Department of Justice in the 2002–03 Budget Act for the purposes described in this article.
- 341 This part shall remain in effect only until January 1, 2004, and as of that date is repealed, provided that the interim report required by Section 38066 of the Revenue and Taxation Code is submitted to the Governor and the Legislature on or before December 1, 2002. If the interim report is not submitted to the Governor and the Legislature on or before December 1, 2002, this part shall remain in effect only until January 1, 2003, and as of that date is repealed.
- 342 Operative only if the Budget Act of 2001 for the 2001–02 fiscal year contains an appropriation for the Rural Transit System Grant Program.
- 344 Subdivisions (e) to (i), inclusive, shall become inoperative on January 1, 2006.
- 345 Inoperative March 31, 2004.
- 347 This section shall become inoperative on July 1, 2003, and as of January 1, 2004, is repealed, at which time the member's retirement contribution rate shall be restored to the levels in effect on August 30, 2001, as defined in Section 20687.
- 348 Inoperative July 1, 2011.
- 349 Repeal operative January 1, 2012.
- 350 Any section of any act enacted by the Legislature during the 2001 calendar year that takes effect on or before January 1, 2002, and that amends, amends and renumbers, add, repeals and adds, or repeals a section that is amended, added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 351 Not operative in the county until the board of supervisors, by resolution adopted by a majority vote, makes the provisions of this section applicable in the county.
- 352 Repeal operative December 31, 2008.

- 353 Approved by voters at March 5, 2002, election, Prop. 40.
- 354 This section shall only be applicable to Los Angeles County and shall not become operative until the board of supervisors of that county elects, by resolution adopted by a majority vote, to make this section operative in the county.
- 355 Inoperative July 1, 2020.
- 356 Operative January 1, 2021.
- 357 Operative on the date that Assembly Constitutional Amendment No. 4 (Res. Ch. 87, Stats. 2001) is approved by the voters.
- 359 Effective on the earlier of July 1, 2003, or the effective date of regulations adopted by the California State Board of Pharmacy pursuant to B&PC Section 4127.
- 360 Operative upon the allocation of positions to the California State Board of Pharmacy for the implementation of the provisions of B&PC Article 7.5 (Sec. 4127 et seq.) in the annual Budget Act.
- 361 Operative January 1, 2005, or on the date the board of directors of the sanitation district notifies the Legislature that construction of a pipeline facility in the unincorporated portion of Yolo County is completed, whichever is later.
- 362 This chapter shall become effective at such time as it is adopted in substantially similar form by this state and one or more states, subject to specified conditions.
- 363 The changes made to subdivision (a) by the act adding paragraph (6) of subdivision (a) shall apply to taxable years beginning on or after January 1, 2001.
- 364 Inoperative April 1, 2003, unless the California Integrated Waste Management Board adopts and submits regulations governing the operation of organic composting sites to the Office of Administrative Law pursuant to subdivision (c) of Section 43209.1 of the Public Resources Code on or prior to that date.
- 365 Operative April 1, 2003, unless the California Integrated Waste Management Board adopts and submits regulations governing the operation of organic composting sites to the Office of Administrative Law pursuant to subdivision (c) of Section 43209.1 of the Public Resources Code on or prior to that date.
- 366 This section shall become operative only upon enactment into law of amendments to the Federal Internal Revenue Code to impose an excise tax on a transfer of structured settlement payment rights if the transfer is not approved by a court.
- 368 Subdivision (a) of this section shall become operative only if both of the following occur: (1) the Director of Motor Vehicles makes a written finding that the implementation of subdivision (a) is necessary to ensure that there is a sufficient and stable supply of rental cars available in California; and (2) the Executive Officer of the State Air Resources Board makes a written finding that the implementation of subdivision (a) will not result in a significant adverse impact upon air quality.
- 369 Any section of any act enacted by the Legislature during the 2001 calendar year that takes effect on or before January 1, 2002, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of the sections affected by this act shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2001 calendar year and takes effect on or before January 1, 2002, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 370 Any section of any act enacted by the Legislature during the 2001 calendar year, other than Chapter 159 of the Statutes of 2001 (relating to maintenance of the codes), that takes effect on or before January 1, 2002, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 371 Repeal operative December 1, 2007.

- 372 Subdivision (a) operative upon the effective date of the annexation of all or part of the Annexed Area by the City of Newport Beach.
- 373 Any section of any act enacted by the Legislature during the 2001 calendar year that takes effect on or before January 1, 2002, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 374 This section shall remain in effect only until the date that the California Transportation Commission notifies the Secretary of State that sufficient funds have been generated to meet the obligations identified in paragraph (4) of subdivision (b) of Section 188.5 of the Streets and Highways Code, and repayment of any outstanding debt secured by tolls, and as of that date is repealed.
- 375 Repeal operative July 1, 2004.
- 376 Subdivision (e) effective until January 1, 2006.
- 377 This section shall become inoperative on the effective date of the relinquishment described in subdivision (c) or (d), whichever date is later, and as of January 1 following that date is repealed.
- 378 Operative on the later date, as between the effective date of the relinquishment by the California Transportation Commission to the City of Downey of the portion of Route 19 located between Century Boulevard and Telegraph Road within the City of Downey, pursuant to subdivision (c) of Section 319, and the effective date of the relinquishment by the commission to the City of Bellflower of the portion of Route 19 located between the southerly city limit of the City of Bellflower near Rose Avenue and Foster Road within the City of Bellflower, pursuant to subdivision (d) of Section 319, as that section read on the day before it was repealed pursuant to the act that amended this section during the 2001–02 Regular Session.
- 379 Subdivisions (c) and (d) and paragraph (3) of subdivision (e) shall become inoperative, and are repealed as of December 31, 2001.
- 381 Approved by voters at March 5, 2002, election, Prop. 41.
- 382 Inoperative January 1, 2004.
- 383 Applicable to taxable years beginning on or after January 1, 2002.
- 384 Inoperative July 1, 2010.
- 385 Operative December 2, 2002.
- 386 Operative only if ACA 9 of the 2001–02 Regular Session is adopted by the voters and amends the California Constitution by adding Section 2.5 to Article II thereof.
- 387 Repeal operative upon receipt of notice by Secretary of State of the Attorney General's determination that the Electricity Oversight Board has been abolished, merged with, or replaced by, another agency, or that the functions of the board have been duplicated by statute, executive order, or otherwise; or as of January 1, 2003, whichever is earlier.
- 388 Operative August 31, 2001.
- 389 Approved by voters at November 5, 2002, election, Prop. 46.
- 390 Operative March 6, 2002.
- 391 Operative July 1, 2004.
- 392 Subdivision (b) shall be operative only until January 1, 2005.
- 393 Inoperative when building standards become effective after approval by the California Building Standards Commission pursuant to H&SC Ch. 4 (Sec. 18935 et seq.) that permit the construction of structures that use baled straw as a loadbearing or nonloadbearing material and that are safe to the public.
- 394 Approved by voters at November 5, 2002, election, Prop. 47.
- 395 Effective only upon approval by the voters, at the 2004 direct primary election, of the Kindergarten-University Public Education Facilities Bond Act of 2004, as set forth in Section 31 of this act (Pt. 68.2 (Sec. 100800 et seq.), EDC).

- 396 Operative upon approval of the voters, at the November 2, 2004, statewide general election, of the Kindergarten-University Public Education Facilities Bond Act of 2004, as set forth in Section 31.5 of this act (Pt. 68.2 (Sec. 100800 et seq.), EDC), if the voters do not approve the Kindergarten-University Public Education Facilities Bond Act of 2004, as set forth in Section 31 of this act (Pt. 68.2 (Sec. 100800 et seq.), EDC), at the 2004 direct primary election.
- 397 Paragraph (1) of subdivision (a) shall become inoperative commencing on the effective date of the measure that amended this section to add this paragraph, and shall remain inoperative through the date of the 2004 direct primary election after which date paragraph (1) shall again become operative.
- 398 For taxable years beginning on or after January 1, 2002, Sections 529(c) and 529(e) of the Internal Revenue Code, as amended by Section 402 of the Economic Growth and Tax Relief Reconciliation Act of 2001 (P. L. 107-16) and Section 417 of the Job Creation and Worker Assistance Act of 2002 (P. L. 107-147), shall apply in lieu of subdivisions (b) and (c).
- 399 Subdivision (a) applies to taxable years ending after December 31, 1995.
- 400 Amendments apply for the same taxable years as the amendments made by Section 6007(f)(2) of the Internal Revenue Service Restructuring and Reform Act of 1998 (P. L. 105-206), unless those amendments specifically apply for federal purposes to a date prior to the specified date of incorporation, in which case they shall apply as of the specified date of incorporation.
- 401 Amendments apply for the same taxable years as the amendments made by Section 6013(a) of the Internal Revenue Service Restructuring and Reform Act of 1998 (P. L. 105-206), unless those amendments specifically apply for federal purposes to a date prior to the specified date of incorporation, in which case they shall apply as of the specified date of incorporation.
- 402 Amendments apply for the same taxable years as the amendments made by Section 6005(f) of the Internal Revenue Service Restructuring and Reform Act of 1998 (P. L. 105-206), unless those amendments specifically apply for federal purposes to a date prior to the specified date of incorporation, in which case they shall apply as of the specified date of incorporation.
- 403 Amendments apply to taxable years beginning on or after January 1, 1999.
- 404 Operative with respect to the same period as the federal law provision to which it conforms.
- 405 Inoperative October 31, 2002.
- 406 Operative April 1, 2003.
- 407 Implemented only to the extent funds are provided in the annual Budget Act.
- 408 Operative on the date the Secretary of State adopts uniform standards for storing and recording permanent and nonpermanent documents in electronic media, as required by Section 12168.7 of the Government Code.
- 409 Operative 30 days after the effective date of this act.
- 410 Subdivision (c) operative January 1, 2004.
- 411 Subdivision (b) operative January 1, 2004.
- 412 Not operative unless the Costa-Hawkins Rental Housing Act (Chapter 2.7 (commencing with Section 1954.50) of Title 5 of Part 4 of Division 3 of the Civil Code) is repealed.
- 413 Effective until December 1, 2006, or until all the moneys remaining in the Unlawful Sales Reduction Fund on January 1, 2006, have been appropriated by the Legislature for allocation to the Office of Criminal Justice Planning for funding the competitive grant program established under this section, whichever occurs later.
- 414 Inoperative June 30, 2005.
- 415 Operative January 1, 2004, only if moneys are appropriated on or before January 1, 2004, for the purposes of increased reimbursements pursuant to this article.

- 416 Operative January 1, 2004, only if moneys are appropriated on or before January 1, 2004, for each of the following purposes: (a) providing nutrition policy development grants pursuant to subdivision (c) of Section 49433; (b) support and technical assistance to school districts pursuant to Section 49433.5; (c) increasing meal reimbursements pursuant to Section 49430.5.
- 417 Operative upon voter approval of the Housing and Emergency Shelter Trust Fund Act of 2002, approved by voters at November 5, 2002, election, Prop. 46.
- 418 Subdivision (p) inoperative January 1, 2008.
- 419 Amendments to subdivisions (d), (e), (f), and (g) relating to advanced practices, that are made by the act adding subdivision (k), shall become operative no later than January 1, 2004, or on the date the California Board of Occupational Therapy adopts regulations pursuant to subdivision (h), whichever first occurs.
- 420 Operation contingent upon an appropriation from the Dealers' Record of Sale Special Account.
- 421 Inoperative on the date that a federal law or regulation is enacted that regulates notice requirements in the event of termination of electronic mail service.
- 422 Any section of any act, other than Senate Bill 1316, that is enacted by the Legislature during the 2002 calendar year that takes effect on or before January 1, 2003, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more sections affected by this act shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2002 calendar year and takes effect on or before January 1, 2003, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 423 Repeal operative January 1, 2015.
- 424 Inoperative July 1, 2007.
- 425 Subdivision (b) shall become inoperative on January 1, 2007, unless otherwise provided by a memorandum of understanding or agreement with a recognized employee organization.
- 426 Any section of any act enacted by the Legislature during the 2002 calendar year that does both of the following shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act: (a) takes effect on or before January 1, 2003; (b) amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, added, or repealed by this act.
- 427 Subdivision (e) inoperative January 1, 2007.
- 428 Any section of any act enacted by the Legislature during the 2002 calendar year that takes effect on or before the effective date of this act, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 429 Repeal operative April 1, 2003.
- 430 Operative January 2, 2003.
- 431 Any section of any act enacted by the Legislature during the 2002 calendar year that takes effect on or before January 1, 2003, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2002 calendar year and takes effect on or before January 1, 2003, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.

- 432 Operative only if all of the following conditions are met: (a) the petitioners in Sacramento Metropolitan Air Quality Management District, and Yolo Solano Air Quality Management District v. the United States Environmental Protection Agency, in the United States Court of Appeals for the Ninth Circuit (Petition Number 02-70848), move to withdraw from the lawsuit, with prejudice, on or before October 4, 2002; (b) the court issues an order granting that motion; and (c) the petitioners file a certified copy of that order with the Secretary of State.
- 433 Operative upon at least one of the following two events taking place, whichever occurs first, but in no event prior to July 1, 2004: (a) the amendment by Congress of subd. (f) of 42 U.S.C. Sec. 666 to statutorily require or authorize, in connection with the approval of state plans for purposes of federal funding, the adoption of the Uniform Interstate Family Support Act as promulgated by the National Conference of Commissioners on Uniform State Laws in 2001; (b) the approval, either generally or with specific application to California, by the federal office of Child Support Enforcement or by the Secretary of Health and Human Services, of a waiver, exemption, finding, or other indicia of regulatory approval of the Uniform Interstate Family Support Act, as promulgated by the National Conference of Commissioners on Uniform State Laws in 2001, in connection with the approval of state plans for purposes of federal funding.
- 434 Operative December 31, 2004.
- 435 Approved by voters at March 2, 2004, election, Prop. 57. Operative because ACA 5 of the 2003–04 Fifth Extraordinary Session (Res. Ch. 1, Stats. 2003–04 (5th Ex. Sess.)) was submitted to and approved by the voters at the March 2, 2004, election, Prop. 58.
- 436 The amendments to this section made by the act adding this subdivision shall apply only to taxable years beginning on or after January 1, 2002.
- 437 Inoperative on January 1, 2003, and shall remain inoperative until January 1, 2006, at which time it shall become operative.
- 438 Operative only upon a determination by the Insurance Commissioner that the personnel positions needed to carry out the provisions of this article are in existence or have been authorized in the Budget Act of 2002 or a subsequent budget act. On and after January 1, 2003, the commissioner may accept applications from communications equipment vendors seeking licensure pursuant to this article. However, the commissioner shall not act upon the applications. If, prior to April 30, 2003, the commissioner receives 50 applications or less, the commissioner shall be deemed to have sufficient personnel to carry out the provisions of this article and this article shall immediately become operative.
- 439 A city or county shall not be required to comply with the amendments made by this act, relating to military readiness activities, military personnel, military airports, and military installations, until (1) an agreement is entered into between the United States Department of Defense or other federal agency and the State of California, through the Governor's Office of Planning and Research, for the federal government to fully reimburse all claims approved by the Commission on State Mandates and paid by the Controller that cities and counties would be eligible to file as a result of the enactment of this act; and (2) the city or county undertakes its next general plan revision. The amendments made by this act shall become inoperative on the January 1 following the date that the Director of Planning and Research executes a declaration stating that the agreement described above has been terminated by either party.
- 440 Any section of any act enacted by the Legislature during the 2003 calendar year that takes effect on or before January 1, 2004, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.



- 441 Amendments to this section shall be retroactive to July 1, 2001.
- 442 Paragraph (2) of subdivision (a) shall become inoperative January 1, 2006.
- 443 Operative only if the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 is approved by the voters at the November 5, 2002, statewide general election.
- 444 Implemented only to the extent that funds are appropriated for these purposes in the annual Budget Act or another measure.
- 445 Any section of Senate Bill 570, Assembly Bill 354, or Assembly Bill 1254 enacted by the Legislature during the 2003 calendar year that takes effect on or before January 1, 2004, and that amends, amends and renumbers, adds, repeals and adds, or repeals Section 830.1 of the Penal Code shall prevail over the amendments to Section 830.1 proposed by this act, whether enacted prior to, or subsequent to, the enactment of this act, and the amendments to Section 830.1 proposed by this act shall not become operative.
- 446 Operative January 1, 2013.
- 447 Operative July 1, 2004, and shall cease to be operative on the first day of the first calendar quarter commencing more than 90 days following a notification to the State Board of Equalization by the Director of Finance pursuant to subdivision (b) of Section 99006 of the Government Code.
- 448 Operative upon an appropriation of funds by the Legislature, or the allocation of existing discretionary funds by the Governor pursuant to Section 128(a) of the Workforce Investment Act of 1998 (29 U.S.C. Sec. 2853 (a)), for the specific stated purpose of establishing the California Savings and Asset Project.
- 449 Not operative unless appropriate funding, as determined by the Office of Statewide Health Planning and Development, is made available.
- 450 Paragraph (3) of subdivision (b) inoperative January 1, 2006.
- 451 Inoperative July 1, 2012.
- 452 The changes made by this act to subdivision (f) of this section shall become operative 90 days after the effective date of this act.
- 453 Subdivision (b) shall become inoperative on January 1, 2007.
- 454 Inoperative in the event, and on the date, of a final judicial determination by any court of appellate jurisdiction or a final determination by the administrator of the federal Centers for Medicare and Medicaid Services that the supplemental reimbursement provided in this section must be made to any facility not described in this section.
- 455 Operative only upon adoption by the Los Angeles County Board of Supervisors of a resolution by majority vote making the provisions of Article 10 of Chapter 1 of Part 4.7 of the Government Code applicable in that county.
- 456 Operative June 30, 2003.
- 457 Inoperative June 30, 2007.
- 458 Inoperative March 1, 2004.
- 459 Repeal operative June 1, 2006.
- 460 This section shall become inoperative on a date that is three years after the date that Section 5018.1 of the Public Resources Code is repealed, and, as of January 1 immediately following that inoperative date, is repealed.
- 461 Inoperative October 31, 2004.
- 462 Operative with respect to unpaid tax liabilities of high-risk collection accounts that are the subject of notifications made to eligible taxpayers on or after October 1, 2002, and before July 1, 2003.
- 463 Amendments made to this section by the act adding subdivision (c) shall apply only to taxable years beginning on or after January 1, 2002.

- 464 Inoperative on December 31, 2010, or the date on which the State Director of Health Services notifies, in writing, the Chairperson of the Joint Legislative Audit Committee and certifies that the city has awarded contracts for construction of each of the projects described in subdivision (b) of Section 73502 of the Water Code, whichever date is earlier.
- 465 Operative on January 1 immediately following the earlier of either December 31, 2010, or the date on which the State Director of Health Services notifies, in writing, the Chairperson of the Joint Legislative Audit Committee and certifies that the city has awarded contracts for construction of each of the projects described in subdivision (b) of Section 73502 of the Water Code.
- 466 Repeal operative January 1, 2008. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in RTC Div. 2, Part 10.2, Ch. 3, Art. 8 (commencing with Sec. 18791) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 1997, or the adjusted amount specified in subdivision (c) of RTC 18796 for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on and after January 1 of that calendar year.
- 467 Inoperative September 1, 2003, and repealed January 1, 2004, if the final report required by subdivision (e) is submitted to the Department of Finance and the Legislature on or before February 1, 2003.
- 468 Not operative until the Legislature appropriates funds necessary to implement this division (Div. 22.9, PRC), or until a bond act approved by the voters of this state includes an allocation of funds for the purposes of this division.
- 469 Repeal operative January 1, 2008. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in RTC Div. 2, Part 10.2, Ch. 3, Art. 2 (commencing with Sec. 18711) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 2002, or the adjusted amount specified in subdivision (c) of RTC 18716, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 470 Operative only until the operative date of regulations that revise the regulations set forth in Chapter 3 (commencing with Section 100101) of Division 9 of Title 22 of the California Code of Regulations and that authorize an EMT-I to receive EMT-II training in administering naloxone hydrochloride without having to complete the entire EMT-II certification course.
- 471 Not operative in a city unless and until the city council or board of supervisors, by ordinance adopted by majority vote, makes this section operative in the city.
- 472 Not operative in a city, including a charter city, county, including a charter county, or city and county unless and until the city council or board of supervisors, by ordinance or resolution adopted by majority vote, makes this section operative in the city, county, or city and county.
- 473 Inoperative October 1, 2003.
- 474 Operative on the effective date of this act.
- 475 Inoperative August 1, 2004.
- 476 This act shall become operative on January 1, 2004, except that benefits shall be payable for periods of family temporary disability leave commencing on or after July 1, 2004.
- 478 Inoperative in any fiscal year in which Section 2550.1 of the Education Code is operative.

- 479 Operative only if the total appropriation for the support of trial court funding in Item 0450-101-0932 of the Budget Act of 2003, as enacted, is two billion one hundred eighty-six million eight hundred sixty-four thousand dollars (\$2,186,864,000) or more and the total appropriation for support of trial court funding in Item 0450-111-0001 of the Budget Act of 2003, as enacted, is one billion one million one thousand dollars (\$1,001,001,000) or more; and in that event, shall become operative on the 15th day after the effective date of this act or on July 1, 2003, whichever is later.
- 480 Operative only if the total appropriation for support of the judiciary in Item 0250-001-0001 of the Budget Act of 2003, as enacted, is two hundred eighty million four hundred ninety thousand dollars (\$280,490,000) or more; and in that event shall become operative on the 15th day after the effective date of this act or July 1, 2003, whichever is later.
- 481 Subdivision (f) operative January 1, 2006.
- 482 Operative September 1, 2003.
- 483 Inoperative September 1, 2007.
- 484 Subdivision (f) shall become inoperative on September 1, 2007.
- 485 Operative July 1, 2006.
- 486 Repeal operative January 1, 2008. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in RTC Div. 2, Part 10.2, Ch. 3, Art. 5 (commencing with Sec. 18741) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 2002, or the adjusted amount specified in subdivision (c) of RTC 18744 for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on and after January 1 of that calendar year.
- 487 Operative upon approval of the Kindergarten-University Public Education Facilities Bond Act of 2002, approved by voters at November 5, 2002, election, Prop. 47.
- 488 Subdivision (g) operative until January 1, 2003.
- 489 Repeal operative January 1, 2018.
- 490 Any section of any act enacted by the Legislature during the 2002 calendar year, other than a section of Assembly Bill 3034, that takes effect on or before January 1, 2003, and that amends, amends and renumbers, amends and repeals, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, amended and repealed, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is chaptered before or after this act.
- 491 Repeal operative January 1 of the fifth taxable year following the first appearance of the Asthma and Lung Disease Research Fund on the tax return. If, in the second calendar year after the first taxable year the fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in RTC Sec. 18835(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 492 Subdivision (h) operative July 1, 2002, or the date that the program for accelerated enrollment coverage for children takes effect, whichever is later.
- 493 Repeal operative January 1, 2006, unless the Secretary of the Resources Agency determines that federal legislation has been enacted authorizing the participation of appropriate federal agencies in the California Bay-Delta Authority.
- 494 Paragraphs (1) and (2) of subdivision (b) inoperative for services provided after June 30, 2002.
- 495 Inoperative date of paragraph (3) of subdivision (a) deleted by amendment.
- 496 Effective only until July 1, 2003.
- 497 Operative after the Judicial Council adopts a rule of court, on or before July 1, 2004, to implement this section.

- 498 Paragraph (2) of subdivision (b) applies to taxable years beginning on or after  
January 1, 2004.
- 499 Operative January 1, 2004, or 120 days after Assembly Bill No. 1207 of the  
2003–04 Regular Session is chaptered, whichever is later.
- 500 Paragraph (1) of subdivision (a) shall be implemented only to the extent that funds  
for these purposes are appropriated by the Legislature in the annual Budget Act  
or other statute.
- 501 Effective upon the adoption by the voters of the Safe, Reliable High-Speed  
Passenger Train Bond Act for the 21st Century, as set forth in Section 2 of this act  
(Ch. 20 (commencing with Sec. 2704), Div. 3, SHC).
- 502 This section shall become inoperative on the operative date of any regulation  
adopted by the California Integrated Waste Management Board relating to “inert  
waste removed from the solid waste stream and not disposed of in a solid waste  
landfill,” as defined in subdivision (a)(2), if that regulation includes procedures to  
facilitate the counting of the inert waste for purposes of the disposal reporting  
system established under PRC Section 41821.5 when that inert waste is placed in  
a mine reclamation facility as fill material, and, as of January 1 immediately  
following that operative date, is repealed.
- 503 Repeal operative January 1, 2010. However, if the Franchise Tax Board estimates  
by September 1 that contributions described in this article (RTC Art. 3  
(Sec. 18721 et seq.)) made on returns filed in that calendar year will be less than  
\$250,000 for taxable years beginning in 2001, or the adjusted amount specified in  
RTC 18724(c) for any subsequent taxable year, as may be applicable, then this  
section is repealed with respect to taxable years beginning on or after January 1  
of that calendar year.
- 504 Inoperative January 1, 2008.
- 505 Not operative unless and until a memorandum of understanding has been agreed  
to by the state employer and the recognized employee organization making this  
section applicable to those members described in subdivision (a).
- 506 Operative March 1, 2003.
- 507 This section prevails over Section 10540 of the Water Code, as added by Chapter  
767 of the Statutes of 2002.
- 509 Subdivision (b) operative January 1, 2005.
- 510 Operative only if the Housing and Emergency Shelter Trust Fund Act of 2002,  
approved by voters at November 5, 2002, election, Prop. 46, contains authority to  
use bond proceeds for the purposes of this act.
- 511 Inoperative March 1, 2004.
- 512 Operative March 1, 2004.
- 513 Operative July 1, 2004.
- 514 Except as provided in Article 6 (commencing with Section 23100) of Chapter 3  
of Division 10 of the Financial Code, the provisions of Division 10 (commencing  
with Section 23000) of the Financial Code shall become effective on January 1,  
2003, and shall become operative on March 1, 2004. However, the Commissioner  
of Corporations shall have the power and authority to implement the provisions  
of Division 10 prior to March 1, 2004.
- 515 This section shall become operative only as provided in a declaration of the State  
Director of Social Services that federal Food Stamp Program waivers have been  
granted and specifying a date upon which counties shall implement this act.
- 516 Subdivision (e) of this section shall become inoperative June 1, 2005.
- 517 Subdivision (c) operative July 1, 2003.
- 518 Effective July 1, 2003.

- 519 Any section of any act enacted by the Legislature during the 2003 calendar year that takes effect on or before January 1, 2004, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2003 calendar year and takes effect on or before January 1, 2004, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 520 Implementation subject to the provision of funds for the purposes of this section in the Budget Act of 2002 or in another statute enacted during the 2001–02 Regular Session.
- 521 Implemented only during fiscal years for which an appropriation is provided for the purposes of this section in the annual Budget Act or in another statute.
- 523 Inoperative January 1, 2004, if the actual reserve balance in the Dealers' Record of Sale Special Account is \$1,000,000 or more on January 1, 2004, as determined by the Department of Justice. If the reserve balance is not equal to \$1,000,000 or more on January 1, 2004, as determined by the Department of Justice, these provisions shall become inoperative when the Department of Justice determines that the actual reserve balance in the Dealers' Record of Sale Special Account equals \$1,000,000 or more.
- 524 Operative January 1, 2004, if the actual reserve balance in the Dealers' Record of Sale Special Account is \$1,000,000 or more on January 1, 2004, as determined by the Department of Justice. If the reserve balance is not equal to \$1,000,000 or more on January 1, 2004, as determined by the Department of Justice, these provisions shall become operative when the Department of Justice determines that the actual reserve balance in the Dealers' Record of Sale Special Account equals \$1,000,000 or more.
- 525 The amendments to paragraph (1) of subdivision (e) made by this act shall be retroactive to June 30, 2002.
- 526 This section shall be implemented only to the extent sufficient funds for this purpose are appropriated by the Legislature in the annual Budget Act or other statute, or sufficient funds, as determined by the State Department of Mental Health, for the purposes of this section have been received pursuant to subdivision (d).
- 527 In effect until July 1, 2004.
- 528 This section shall prevail over same-numbered section as added by Chapter 812 of the Statutes of 2002.
- 529 Operation of subdivision (a) shall be suspended for the 2002–03 fiscal year.
- 530 Subdivision (e) shall not be operative if the total level of federal Community Services Block Grant funds is reduced more than 3.5 percent below the amount appropriated in the annual Budget Act.
- 531 Inoperative from July 1, 2002, to July 1, 2003, inclusive.
- 532 Inoperative March 31, 2005.
- 533 The amendments made to this section by the act adding this subdivision shall become operative six months after the date that act takes effect.
- 534 Operative only until the effective date of the Budget Act of 2003 or June 30, 2003, whichever occurs later, and, as of January 1, 2004, is repealed.
- 535 Not effective.
- 536 Amended by Governor's Reorganization Plan No. 1 of 2002. Effective July 2, 2002.
- 537 Added by Governor's Reorganization Plan No. 1 of 2002. Effective July 2, 2002.
- 538 Operative June 1, 2003.

- 539 Inoperative June 1, 2003.
- 540 Operative upon the effective date of Chapter 3 of the Statutes of 2003.
- 541 Inoperative June 30, 2009.
- 542 Inoperative July 1, 2036.
- 543 Operative January 1, 2037.
- 544 Inoperative on the effective date of this act.
- 545 Operation of subdivision (a) shall be suspended for the 2003–04, 2004–05, and 2005–06 fiscal years.
- 546 Inoperative July 1, 2013.
- 547 Repeal operative January 1, 2014.
- 548 Subdivisions (b), (c), and (d) inoperative for the 2003–04 fiscal year, pursuant to Section 43 of Chapter 227 of the Statutes of 2003.
- 549 Repeal operative July 1, 2010.
- 550 Subdivision (d) shall become inoperative upon full repayment or discharge of all moneys loaned from the California Teleconnect Fund Administrative Committee Fund in the Budget Act of 2003.
- 551 Subdivision (a) inoperative from July 1, 2003, to June 30, 2006, inclusive.
- 552 Paragraph (1) of subdivision (a) operative until June 30, 2004.
- 553 Repeal operative January 1, 2009. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 14 (Sec. 18851 et seq.)) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 1999, or the adjusted amount specified in RTC 18855(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 554 Paragraph (1) of subdivision (j) operative until June 30, 2004.
- 555 Operative only if moneys are appropriated for each of the following purposes: (a) providing nutrition policy development grants pursuant to subdivision (c) of Section 49433; (b) support and technical assistance to school districts pursuant to Section 49433.5; (c) increasing meal reimbursements pursuant to Section 49430.5.
- 556 Operative September 1, 2004.
- 557 Operative October 1, 2004.
- 558 Repeal operative June 30, 2004.
- 559 Operative on January 1, 2004, except that benefits shall be payable for family temporary disability insurance claims commencing on or after July 1, 2004.
- 561 Any section of any act enacted by the Legislature during the 2003 calendar year that takes effect on or before January 1, 2004, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of the sections affected by this act, with the exception of Chapter 62 of the Statutes of 2003, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2003 calendar year and takes effect on or before January 1, 2004, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 562 Operative July 1, 2007.
- 563 Paragraph (1) of subdivision (c) and subdivision (d) inoperative on the date on which all bonds and ancillary obligations issued pursuant to this title are not outstanding, as certified by the Director of Finance pursuant to paragraph (1) of subdivision (b) of Section 99006.

- 564 If the amendments to paragraph (2) of subdivision (b) of Section 104557 of the Health and Safety Code made by Section 3 of this act are held by a court of competent jurisdiction to be unconstitutional, Section 3 of this act shall be deemed repealed, and paragraph (2) of subdivision (b) of Section 104557 of the Health and Safety Code shall be deemed to be in the form as it existed prior to the amendments made to that section by Section 3 of this act. Neither a holding of unconstitutionality of the provisions of Section 3 of this act, nor an implied repeal of the amendments to paragraph (2) of subdivision (b) of Section 104557 of the Health and Safety Code made by Section 3 of this act shall affect, impair, or invalidate any other portion of Section 104557 of the Health and Safety Code, or the application of that section to any other person or circumstance, and those remaining portions of Section 104557 of the Health and Safety Code shall at all times continue in full force and effect.
- 565 Paragraph (11) of subdivision (a) not operative if the California State Board of Pharmacy, prior to January 1, 2006, adopts regulations that mandate the same labeling requirements set forth in this paragraph.
- 566 Inoperative March 1, 2006.
- 568 Inoperative December 31, 2004.
- 570 Repeal operative June 30, 2007.
- 571 Any section of any act enacted by the Legislature during the 2004 calendar year that takes effect on or before January 1, 2005, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2004 calendar year and takes effect on or before January 1, 2005, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 572 Operative only until the administrative director adopts a regulation specifying separate reimbursement, if any, for implantable medical hardware or instrumentation for complex spinal surgeries.
- 573 Any section of any act enacted by the Legislature during the 2003 calendar year that takes effect on or before the effective date of this act, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 574 After notification to Legislature and Secretary of State that completion of California Department of Transportation Project Number 11-RIV-86, P.M. R22.0, 179800 has occurred, this section shall remain in effect only until July 1 after the then current fiscal year has elapsed or June 30, 2005, whichever is later, and as of the later of those dates this section is repealed.
- 575 Applicable to purchases of tangible personal property made on or after January 1, 2003, in taxable years beginning on or after January 1, 2003, and on or before December 31, 2009, and as of that date becomes inoperative, unless a later enacted statute extends the operation of this section.
- 576 Applicable to reporting of purchases of tangible personal property made on or after January 1, 2003, in taxable years beginning on or after January 1, 2003, and on or before December 31, 2009, and as of that latter date becomes inoperative, unless a later enacted statute extends the operation of this section.
- 577 Operative for returns filed for taxable years on and after January 1, 2003, and ending on or before December 31, 2009, and as of that date becomes inoperative, unless a later enacted statute extends the operation of this section.

- 578 Applicable to taxable years beginning on or after January 1, 2003.
- 579 Operative January 1, 2014.
- 580 Operative only if the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century (Ch. 20 (commencing with Sec. 2704), Div. 3, S.H.C.) is approved by the voters at the November 2, 2004, statewide general election.
- 581 This section shall be implemented to the extent funding is made available through the federal government, or in the annual Budget Act or another state statute, or any combination of any sources of funding.
- 582 Paragraphs (24) and (25) of subdivision (b) operative July 1, 2004.
- 583 Subdivisions (c), (d), (e), and (f) shall not become operative unless the parties have executed the Quantification Settlement Agreement on or before October 12, 2003.
- 584 Operative with respect to the University of California, the Franchise Tax Board, the California community college districts, the California State University system, and the California Student Aid Commission and its auxiliary organization as specified in subdivision (h).
- 585 Inoperative July 31, 2008.
- 586 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Missions Foundation Fund on the tax return. If, in the second calendar year after the first taxable year the California Missions Foundation Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article made on returns filed in that calendar year will be less than \$250,000, or the adjusted amount specified in subdivision (c) for subsequent taxable years, as may be applicable, then this article is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 587 Operative only if the bond measure described in Section 1.3 of Article XVI of the Constitution, as added by this measure, is submitted to and approved by the voters at the March 2, 2004, statewide primary election.
- 588 Operative June 30, 2005.
- 589 Inoperative on July 1, 2007, or on the date that the authority to transfer responsibility for a court facility from a county to the Judicial Council pursuant to Section 70321 has lapsed, whichever is later, and as of the following January 1 is repealed.
- 590 Operative only until the effective date of the Budget Act of 2004 or July 1, 2004, whichever is later, and as of January 1, 2005, is repealed.
- 591 Subdivision (e) shall become inoperative upon full repayment or discharge of all moneys loaned from the California Teleconnect Fund Administrative Committee Fund in the Budget Act of 2003.
- 592 Operative if Section 6368.8 of the Revenue and Taxation Code is repealed and, in that event, shall become operative on the date that section is repealed.
- 593 Applicable to taxable years ending after October 10, 1999.
- 594 Applicable to taxable years beginning on or after January 1, 2003, except as provided in subdivision (c) of Section 15 of this act.
- 595 Inoperative in the event that Part 8.7 (commencing with Section 2120) of Division 2 of the Labor Code is held invalid.
- 596 Effective in any county or district only when the county board of supervisors or governing board of the district adopts an ordinance or resolution providing for that implementation, and shall become operative with respect to all safety members of the system on the date specified in the implementing ordinance.
- 597 Effective only until July 1, 2006.
- 598 Subdivision (c) operative July 1, 2004.
- 599 This act shall become operative only if Assembly Bill 97 of the 2003–04 Regular Session is enacted and takes effect.
- 600 Operative only if Assembly Bill 1179 of the 2003–04 Regular Session is enacted and takes effect, and that bill amends Section 6107 of the Government Code.



- 602 This act may become operative and inoperative on an earlier date established by an executive order issued by the Governor if that date is not less than 30 days after the issuance of the executive order.
- 603 Subdivision (d) shall be inoperative if any court finds that any portion of subdivision (d) is invalid or in violation of any state or federal law. Subdivision (d) shall remain in effect only until April 30, 2007, and as of that date is repealed.
- 604 Inoperative June 1, 2004.
- 605 Operative June 1, 2004.
- 606 Repeal operative January 1 following certification to the Public Works Board by the Secretary of the Department of Veterans Affairs, and with Department of Finance concurrence, that the construction project at Chula Vista is complete and that all accounting records are closed.
- 607 Operative for the period beginning on and after March 1, 2004, and ending on and including, July 15, 2004.
- 608 Except for subdivision (h), this section shall become inoperative on January 1, 2009, and as of January 1, 2010, this entire section is repealed.
- 609 Inoperative January 1, 2005, or on an earlier date if the Board of Administration of the Public Employees' Retirement System makes a formal determination that health maintenance organization plans are no longer the most cost-effective health benefit plans offered by the board.
- 610 Inoperative January 1, 2009, and repealed January 1, 2010, except as otherwise provided in Chapter 12.85 (commencing with Section 18987) of Part 6 of Division 9.
- 611 Paragraph (2) of subdivision (a) is repealed January 1, 2010.
- 612 Paragraph (1) of subdivision (a) operative until June 30, 2005.
- 613 Paragraph (1) of subdivision (j) operative until June 30, 2005.
- 614 Any section of any act enacted by the Legislature during the 2004 calendar year that takes effect on or before January 1, 2005, and that amends, amends and rennumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 615 Subdivision (c) not operative unless the county board of supervisors, by resolution adopted by a majority vote, makes the subdivision operative in the county.
- 616 Operative December 31, 2008.
- 617 Not operative until the date the State Mining and Geology Board notifies the Secretary of State in writing that the board has approved an ordinance adopted by the Board of Supervisors for the County of Yolo that governs in-channel noncommercial extraction activities carried out pursuant to the Cache Creek Resources Management Plan.
- 618 In the event that this measure and Proposition 65 both are approved and this measure receives a higher number of affirmative votes, none of the provisions of Proposition 65 shall take effect.
- 619 Operative only when the Secretary of the Youth and Adult Correctional Agency certifies in writing that it is necessary to prevent or minimize employment actions, including, but not limited to, layoffs, demotions, reductions in time base, or involuntary transfers of employees.
- 620 Inoperative if the retirement program authorized by this section is inconsistent with federal laws or rules or becomes unnecessary under state or federal law.
- 621 Inoperative January 1, 2008, or on an earlier date if the Board of Administration of the Public Employees' Retirement System makes a formal determination that health maintenance organization plans are no longer the most cost-effective health benefit plans offered by the board.

- 622 This act is in its entirety an interim statute within the meaning of Proposition 65, the effect and operation of which is suspended pending voter approval as required by that measure, should that measure be approved by the voters and take effect.
- 623 Subdivision (c) inoperative July 1, 2006.
- 624 Amendments made by the act adding subdivision (f) operative October 1, 2004.
- 625 Inoperative for the period commencing with the effective date of this act, until July 1, 2005.
- 626 Repeal operative June 30, 2011.
- 627 Operative only until the effective date of the Budget Act of 2005 or July 1, 2005, whichever is later, and as of January 1, 2006, is repealed.
- 628 Subdivision (b) inoperative July 1, 2005, or upon the enactment of a uniform filing fee, whichever is earlier.
- 629 Operative after the Judicial Council adopts a rule of court, on or before January 1, 2005, to implement this section.
- 630 Operative October 1, 2004, or the first of the month following 90 days after the effective date of this act, whichever is later.
- 631 Paragraph (2) of subdivision (k) inoperative July 1, 2006.
- 632 Inoperative September 1, 2008.
- 633 Subdivisions (b) to (e), inclusive, of this section shall become inoperative July 1, 2009.
- 634 Inoperative September 1, 2004.
- 635 Inoperative January 1, 2009.
- 636 Operative July 1, 2009.
- 637 Operative, with exception of subdivision (i), only until January 1, 2011.
- 638 Subdivision (g) inoperative January 1, 2009.
- 639 Repeal operative January 1, 2013.
- 640 Inoperative January 1, 2012.
- 641 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Military Family Relief Fund on the tax return. If, in the second calendar year after the first taxable year the California Military Family Relief Fund appears on the tax return, or in any subsequent calendar year, as applicable, the Franchise Tax Board estimates by September 1 that contributions described in this article made on returns filed in that calendar year will be less than two hundred fifty thousand dollars (\$250,000), or the adjusted amount specified in subd. (c), RTC Sec. 18709 for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 642 Applicable with respect to the entire 2004–05 fiscal year and for each fiscal year following that fiscal year.
- 643 Applicable to taxable years beginning on or after January 1, 2005.
- 644 Not operative if, in the opinion of the retirement board and the actuary, the allowances payable under this section would place an additional financial burden on the retirement system.
- 645 Inoperative March 1, 2011.
- 646 Repeal operative March 1, 2011.
- 647 Any section of any act enacted by the Legislature during the 2005 calendar year that takes effect on or before January 1, 2006, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2005 calendar year and takes effect on or before January 1, 2006, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.

- 648 Inoperative, as of March 1, 2006, unless the secretary finds, in a referendum conducted by him or her, or a person designated by him or her, that a favorable vote has been given pursuant to this article.
- 649 Operative March 1, 2011.
- 650 Subdivision (b) shall apply to taxable years beginning after December 31, 2002.
- 651 Applicable to taxable years beginning after November 11, 2003.
- 652 Applicable to taxable years beginning after December 31, 2002.
- 653 Subdivision (b) not operative in any county until the board of supervisors, by resolution adopted by majority vote, makes the provision applicable in that county.
- 654 Any section of any act enacted by the Legislature during the 2004 calendar year that takes effect on or before January 1, 2005, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of the sections affected by this act, with the exception of Assembly Bill 3082, shall prevail over this act, whether this act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2004 calendar year and takes effect on or before January 1, 2005, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 656 Inoperative November 1, 2004.
- 657 Operative November 1, 2004.
- 658 Operative upon the operative date of an appropriation by the Legislature for the purpose of funding the payments of military benefits, as required by this chapter.
- 659 Subdivisions (a) and (b) and paragraph (3) of subdivision (c) shall become operative on January 1, 2006.
- 660 Inoperative upon the enactment of a statute requiring the licensure and regulation of nonprofit community service organizations providing consumer credit counseling.
- 661 Subdivisions (a) to (f), inclusive, of this section shall be inoperative from August 16, 2004, until July 1, 2005, with the exception of subdivisions (g) to (j), inclusive, which shall take effect retroactively, beginning November 3, 2004.
- 662 Operative July 1, 2008.
- 663 Operative only until the effective date of the Budget Act of 2006 or July 1, 2006, whichever is later, and as of January 1, 2007, is repealed.
- 664 Repeal operative January 1, 2010. If, in any calendar year, the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 6 (Sec. 18761 et seq.)) made on returns filed in that calendar year will be less than \$250,000 for taxable years beginning in 2000, or the adjusted amount specified in RTC 18766(c) for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on and after January 1 of that calendar year.
- 665 Inoperative April 1, 2010.
- 666 Operative May 1, 2005.
- 667 Repeal operative April 1, 2007.
- 668 Section 11544, as added by Section 1 of Governor's Reorganization Plan No. 2, submitted to the Legislature on May 9, 2005, is not operative.
- 669 Operative July 9, 2005, the date the Governor's Reorganization Plan No. 2 becomes effective.
- 670 Repeal operative July 1, 2012.
- 671 Operative only if legislation is enacted and becomes operative on or after June 1, 2005, but before July 1, 2006, that requires the funds transferred pursuant to Section 80 of this act to be expended for environmental control technologies for chrome and metal plating related activities.

- 672 Amended by Governor's Reorganization Plan No. 2 of 2005. Effective July 9, 2005.
- 673 Inoperative December 31, 2006.
- 674 Section 1 of this act shall take effect upon the adoption by the voters of the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2006.
- 675 Inoperative September 20, 2005.
- 676 Operative September 20, 2005.
- 677 Operative January 1, 2015.
- 678 Operative July 1, 2012.
- 679 Inoperative January 1, 2005.
- 680 Operative July 1, 2006, if an appropriation is made from the Professional Engineer's and Land Surveyor's Fund for the 2006–07 fiscal year in the annual Budget Act to fund the activities of this article, and sufficient hiring authority is granted to the board pursuant to a budget change proposal to provide sufficient staffing to implement this article.
- 681 This section shall become inoperative upon the adoption by the Fish and Game Commission of a halibut fishery management plan in accordance with the requirements of Part 1.7 (commencing with Section 7050).
- 682 If an ordinance is not adopted consistent with this section by December 31, 2009, this section shall be repealed on January 1, 2010.
- 685 Inoperative June 1, 2012.
- 686 Operative January 1, 2006, if commencing July 1, 2005, and continuing during the period provided in Section 5096.11, there is an appropriation from the Accountancy Fund in the annual Budget Act to fund the activities in the article (RTC Art. 5.1 (Sec. 5096 et seq.)) and sufficient hiring authority is granted pursuant to a budget change proposal to the board to provide staffing to implement this article.
- 687 Added by Governor's Reorganization Plan No. 2 of 2005. Effective July 9, 2005.
- 688 Paragraph (25) of subdivision (b) operative on the date on which sufficient funds are available for the Contractors' State License Board and the Department of Justice to conduct a criminal history record check pursuant to this section or on July 1, 2005, whichever occurs first.
- 689 Subdivision (b) operative on the date on which sufficient funds are available for the Contractors' State License Board and the Department of Justice to conduct a criminal history record check pursuant to subdivision (b) or on July 1, 2005, whichever occurs first.
- 690 Subdivision (c) operative on the date on which sufficient funds are available for the Contractors' State License Board and the Department of Justice to conduct a criminal history record check pursuant to subdivision (c) or on July 1, 2005, whichever occurs first.
- 691 Except as provided in subdivision (b) of Section 42486 of the Public Resources Code, inoperative on the date that either of the events described in subdivision (a) or (b) of Section 42485 of the Public Resources Code occurs, and if both occur, the earlier date.
- 692 Repealed by Governor's Reorganization Plan No. 2 of 2005. Effective July 9, 2005.
- 693 Operative until June 30, 2005, and thereafter is operative only if specified in the annual Budget Act or in another statute.
- 694 Amended by Governor's Reorganization Plan No. 1 of 2005. Effective May 5, 2005.
- 695 Any section of any act enacted by the Legislature during the second year of the 2003–04 Regular Session that amends, amends and renumbers, adds, repeals and adds, or repeals a statute that is amended by this act shall prevail over this act, whether that act is enacted prior or subsequent to the enactment of this act.

- 696 Repeal operative one year after the date on which *Caulerpa taxifolia* has been eradicated from Agua Hedionda Lagoon.
- 697 Inoperative January 1, 2010.
- 698 Operative on July 1, 2006, or when both the Joint Rules Committee of the California Senior Legislature and the Executive Director of the California Commission on Aging report to the Chief Clerk of the Assembly that the separation of the California Senior Legislature and the Commission on Aging has been accomplished, whichever is earlier.
- 699 Added by Governor's Reorganization Plan No. 1 of 2005. Effective May 5, 2005.
- 700 Operative only if the California Ocean Protection Act is enacted during the 2003–04 Regular Session.
- 701 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Prostate Cancer Research Fund on the tax return. If, in the second calendar year after the first taxable year the California Prostate Cancer Research Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article made on returns filed in that calendar year will be less than two hundred fifty thousand dollars (\$250,000), or the adjusted amount specified in subd. (c), RTC Sec. 18845.3 for subsequent taxable years, as may be applicable, then this section is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 702 This section shall remain in effect only until the California Child Support Automated System becomes fully operational and the Director of the Department of Child Support Services revokes delegation of his or her authority to the executive officer of the Franchise Tax Board to collect child support delinquencies, pursuant to Fam. C. 17450 et seq., and as of January 1 of the year following that date is repealed.
- 703 Repealed by Governor's Reorganization Plan No. 1 of 2005. Effective May 5, 2005.
- 704 Subdivisions (d) and (e) inoperative when specified obligations are no longer outstanding.
- 705 Operative April 1, 2005.
- 706 Inoperative April 1, 2005, pursuant to Sec. 5 and Sec. 7, Stats. 2004, Ch. 704.
- 707 Inoperative when all toll bridge seismic retrofit and replacement projects described in Section 188.5 of the Streets and Highway Code are complete.
- 708 Implemented and operative as specified in subdivisions (a) through (c) of Section 1324.28 of the Health and Safety Code.
- 709 Operative only as long as Article 7.6 (commencing with Section 1324.20) of Chapter 2 of Division 2 of the Health and Safety Code.
- 710 Inoperative in the event of a final judicial determination made by any state or federal court that is not appealed, or by a court of appellate jurisdiction that is not further appealed, in any action by any party or a final determination by the administrator of the Centers for Medicare and Medicaid Services, that federal financial participation is not available with respect to any payment made under the methodology implemented pursuant to this article because the methodology is invalid, unlawful, or contrary to any provision of federal law or regulations, or of state law.
- 711 Operative to the extent that the Superintendent of Public Instruction determines that funds are available pursuant to Section 52616.19 of the Education Code to implement the section on or after July 1 of each fiscal year.
- 712 Effective January 1, 2005.
- 713 Rejected by voters at November 2, 2004, election, Prop. 72.
- 714 Chapter 673 of the Statutes of 2003, which added or enacted this section, was submitted to and rejected by voters at November 2, 2004, election, Prop. 72.

- 715 Operative July 1, 2005, only if the Governor's Reorganization Plan No. 1 becomes effective.
- 716 To the extent that any conflicts exist between this act and the Governor's Reorganization Plan No. 1, as submitted to the Legislature on February 22, 2005, the changes made in this act shall prevail.
- 717 Inoperative date for subdivisions (e) to (i) deleted by amendment.
- 718 Subdivision (b) shall become inoperative on July 1, 2006, or upon the enactment of a uniform filing fee, whichever is earlier.
- 719 Inoperative April 1, 2009.
- 721 Repeal operative January 1 of the fifth taxable year following the first appearance of the Veterans' Quality of Life Fund on the tax return. If, in the second calendar year after the first taxable year the Veterans' Quality of Life Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 11.5 (Sec. 18825 et seq.)) made on returns filed in that calendar year will be less than two hundred fifty thousand dollars (\$250,000), or the adjusted amount specified in subdivision (c) for subsequent taxable years, as may be applicable, then this article is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 722 Repeal operative January 1, 2016.
- 723 Inoperative July 1, 2014.
- 724 Repeal operative January 1, 2017.
- 726 Operative July 1, 2005, or upon enactment of the Budget Act of 2005, whichever is later.
- 727 The provisions added by this act shall have continuous operation from June 9, 2005.
- 728 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Sexual Violence Victim Services Fund on the tax return. If, in the second calendar year after the first taxable year the California Sexual Violence Victim Services Fund appears on the tax return, the Franchise Tax Board estimates by September 1 that contributions described in this article (RTC Art. 13.51 (Sec. 18846 et seq.)) made on returns filed in that calendar year will be less than two hundred fifty thousand dollars (\$250,000), or the adjusted amount specified in subdivision (c) for subsequent taxable years, as may be applicable, then this article is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 729 Repeal operative January 1 of the fifth taxable year following the first appearance of the California Colorectal Cancer Prevention Fund on the tax return. If, in the second calendar year after the first taxable year the California Colorectal Cancer Fund appears on the tax return, the Franchise Tax Board estimates by September 1, that contributions described in this article made on returns filed in that calendar year will be less than two hundred fifty thousand dollars (\$250,000), or the adjusted amount specified in subd. (c) of RTC Sec. 18847.3 for subsequent taxable years, as may be applicable, then this article is repealed with respect to taxable years beginning on or after January 1 of that calendar year.
- 730 Repeal operative December 31, 2011.
- 732 Inoperative December 31, 2007.
- 733 Inoperative March 1, 2007.
- 734 Inoperative December 31, 2008.
- 737 Inoperative unless the Secretary of Food and Agriculture finds that specified conditions have occurred with regard to referendum voting.
- 738 Subdivision (e) operative July 1, 2006.
- 739 Inoperative date for subdivision (e) deleted by amendment.

- 742 Any section of any act, except Senate Bill 1108 (Chapter 22 of the Statutes of 2005), enacted by the Legislature during the 2005 calendar year that takes effect on or before January 1, 2006, and that amends, amends and renumbers, adds, repeals and adds, or repeals any one or more of the sections affected by this act, shall prevail over this act, whether this act is enacted prior to, or subsequent to, the enactment of this act. The repeal, or repeal and addition, of any article, chapter, part, title, or division of any code by this act shall not become operative if any section of any other act that is enacted by the Legislature during the 2005 calendar year and takes effect on or before January 1, 2006, amends, amends and renumbers, adds, repeals and adds, or repeals any section contained in that article, chapter, part, title, or division.
- 743 Paragraph (2) of subdivisions (q) and (r) shall become inoperative on January 1, 2008.
- 745 Unless repealed pursuant to subdivision (b) or (g) of Section 14166.2, this section shall become inoperative on the date that the State Director of Health Services executes a declaration stating that the federal demonstration project provided for in this article has been terminated by the federal Centers for Medicare and Medicaid Services, and shall, six months after the date the declaration is executed, be repealed.
- 747 Subparagraphs (B) to (F), inclusive, of paragraph (2) of subdivision (a) operative January 1, 2007.
- 748 Subdivision (f) operative July 1, 2007.
- 749 Subdivision (d) inoperative January 1, 2009.
- 750 Paragraph (2) of subdivision (c) operative July 1, 2006.
- 751 Subdivision (l) repealed December 31, 2010.
- 752 Repeal operative December 31, 2010.
- 754 Any section of any act enacted by the Legislature during the 2005 calendar year that takes effect on or before January 1, 2006, and that amends, amends and renumbers, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is enacted prior to, or subsequent to, the enactment of this act.
- 755 Paragraph (2) of subdivision (b) operative January 1, 2007.
- 762 Operative October 9, 2006.
- 763 Inoperative upon enactment of SB 66 (Chapter 375, Statutes of 2005), pursuant to Sec. 6 of SB 66.
- 764 Operative only in fiscal years for which funds have been appropriated by the Legislature expressly for the purposes of this section.
- 765 Operative upon receipt of federal funds to assist the state in implementing new direct certification requirements mandated by federal law for children receiving free or reduced-price meals at school.
- 768 Subdivisions (a) and (b) shall become inoperative on the effective date that the Department of Toxic Substances Control, in consultation with the Office of Environmental Health Hazard Assessment, adopts a health-based target remediation standard for methamphetamine to determine when a property contaminated by methamphetamine laboratory activity only is safe for human occupancy.
- 769 Applicable to taxable years beginning on and after January 1, 2005, and before January 1, 2006.
- 770 January 1, 2007, delayed operative date deleted by amendment. Section is operative January 1, 2006.





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APPENDIX

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COUNTY, CITY, AND CITY AND COUNTY CHARTERS  
AND CHARTER AMENDMENTS

as transmitted by the Secretary of State for inclusion in the official statutes in  
accordance with Section 3, Article XI, of the California Constitution as amended  
by vote of electors on November 5, 1974.

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**CHARTER AMENDMENTS—2005**

Charter Chapter Number	City—County	Date of Election	Date of Filing
1	City of Tulare .....	Nov. 2, 2004	Jan. 10, 2005
2	City and County of San Francisco.....	March 2, 2004	Jan. 11, 2005
3	City and County of San Francisco.....	March 2, 2004	Jan. 11, 2005
4	City and County of San Francisco.....	March 2, 2004	Jan. 11, 2005
5	City of Marysville .....	Nov. 2, 2004	Jan. 11, 2005
6	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
7	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
8	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
9	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
10	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
11	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
12	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
13	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
14	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
15	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
16	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
17	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
18	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
19	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
20	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
21	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
22	City of Riverside .....	Nov. 2, 2004	Jan. 18, 2005
23	City of San Diego.....	Nov. 2, 2004	Jan. 21, 2005
24	City of Santa Barbara.....	Nov. 2, 2004	Jan. 27, 2005
25	City of San Leandro .....	Nov. 2, 2004	March 10, 2005
26	City of San Bernardino.....	Nov. 2, 2004	March 17, 2005
27	City of Cypress.....	Nov. 2, 2004	March 24, 2005
28	City of Los Angeles.....	March 8, 2005	April 6, 2005
29	City of Los Angeles.....	March 8, 2005	April 6, 2005
30	City of Glendale .....	April 5, 2005	May 5, 2005
31	City of Glendale .....	April 5, 2005	May 5, 2005

**CHARTER AMENDMENTS—2005—Continued**

Charter Chapter Number	City—County	Date of Election	Date of Filing
32	City of Los Angeles.....	May 17, 2005	June 7, 2005
33	City of Berkeley .....	Nov. 2, 2004	July 11, 2005
34	City of Modesto.....	Nov. 3, 2003	Oct. 12, 2005
35	City of Sunnyvale.....	Nov. 8, 2005	Dec. 14, 2005
36	City of Sunnyvale.....	Nov. 8, 2005	Dec. 14, 2005
37	City and County of San Francisco.....	Nov. 8, 2005	Dec. 19, 2005

## Charter Chapter 1—City of Tulare

***Amendments to the Charter of the City of Tulare***

[Filed with the Secretary of State January 10, 2005.]

Section 14 is amended by substituting in lieu thereof, the following.

Section 14. The City Council shall meet at the first regular session after certification of the municipal election results, shall take the oath of office, shall choose one of their number President, who shall be Ex-Officio Mayor and executive head of the City. The Council shall hold regular meetings at least once in each month at such times as they shall fix by ordinance, and may adjourn any regular meeting to a date certain, which shall be specified in the order of adjournment, and when so adjourned, such adjourned meeting shall be a regular meeting for all purposes. Special meetings may be called at any time by the Mayor or by three Council Members by giving prior written notice as required by the Brown Act. All meetings of the Council shall be public, except for closed sessions as permitted by state law, and held within the corporate limits of the City at such places as may be designated by ordinance or Council action, excepting that joint meetings with other public agencies may be held outside the city corporate limits consistent with applicable state law.

Section 15 is amended to read as follows:

Section 15. The Council shall act only by Ordinance, Resolution, or motion. All proposed Ordinances shall be introduced in typewritten or printed form, and no Ordinance shall be passed by the Council on the date of its introduction, nor within five (5) days thereafter, nor at any time other than a regular meeting. Nothing herein shall be construed as prohibiting minor changes, amendments or modifications of a proposed Ordinance between the time of its introduction and final passage, providing its general scope and original purpose are retained. The affirmative vote of three (3) members shall be necessary to the passage of any Ordinance or Resolution. All Resolutions and Ordinances shall be signed by the President of the Council and attested by the City Clerk.

The enacting clause of all Ordinances shall be “Be It Ordained by the Council of the City of Tulare.” All Ordinances, with the exception of the annual appropriation Ordinance, shall contain but one subject, which shall be clearly stated in the title. If any subject shall be embraced in an Ordinance or Resolution, which shall not be expressed in its title, such Ordinance or Resolution shall be void only as to such thereof as shall not be expressed.

All Ordinances, except emergency Ordinances not subject to referendum before final action thereon, must be passed to print and the following actions taken: a summary of the Ordinance, not to exceed fifty (50) words, with the “Ayes” and “Noes” shall be published in a newspaper of general circulation in the City of Tulare for one (1) day; the Ordinance with the “Ayes” and “Noes” shall be available in at least one public place at the city offices; and, upon request to the City Clerk, a copy of the ordinance shall be made available to any citizen.

No Ordinance shall be amended unless the whole Section to be amended be set forth, as amended, and the original Section repealed.

Section 17 is amended to read as follows:

Section 17. There shall be the following appointive officers, boards and commissions, who shall perform the duties assigned them by this Charter or by Ordinance: City Manager, City Clerk, City Engineer, Public Works Director, City Attorney, Finance Director, Chief of the Police Department, Chief of the Fire Department, City Planning Commission, Recreation, Parks and Library Director, Board of Library Trustees, Board of Public Utilities Commissioners.

The Council may, by Ordinance, provide for the appointment of all employees of the City Government, except as otherwise provided in this Charter. The Council shall appoint the City Manager, City Clerk, and City Attorney, members of all Boards and Commissions, and such other subordinate officers as in their judgment may be deemed necessary, and fix their compensation.

All other appointive officers shall be appointed and removed by the City Manager.

All appointive officers shall, before entering upon the duties of their office, take the oath herein prescribed for elective officers, and file with the City Clerk bonds of some responsible Surety Company in such penal sums as this Charter, or failing such provisions, as the Council may by Ordinance direct.

No provisions of this Charter shall be construed to prohibit the adoption of an Ordinance providing for a personnel, merit, civil service, or other system for the employment, tenure, discharge or retirement of employees.

Section 20 is amended to read as follows:

Section 20. The Council shall appoint a City Manager. His/Her powers and duties shall be as follows:

- a. To see that all Ordinances are enforced.
- b. To appoint, except as otherwise provided, and subject to the provisions of any Ordinance providing for a personnel, merit, civil service, or other system for the employment, tenure, discharge or retirement of employees, all heads of departments, subordinate officials, and employees, and remove the same, except as otherwise herein provided.
- c. To exercise general supervision over all public utilities operating within the City so far as the same are subject to municipal control.
- d. To see that the provisions of all franchises, permits and privileges granted by the City are fully observed, and to report to the Council any violation thereof.
- e. Repealed April 13, 1971.
- f. Repealed November 2, 2004.
- g. To attend all meetings of the Council unless excused therefrom by the Council or the Mayor.
- h. To examine or cause to be examined, without notice, the conduct of any officer or employee of the City.
- i. To keep Council advised as to the needs of the City.



j. To devote his/her entire time to the interests of the City.

k. To appoint such advisory boards as he/she may deem best to serve without compensation, to confer with him/her and assist him/her in his/her work.

Section 23 is amended to read as follows:

Section 23. When the expenditure required for the purchase of any supplies exceeds the sum of \$15,000.00, the Purchasing Agent shall advertise for sealed proposals in the manner hereinafter prescribed for proposals for public work and the contract shall be awarded by the Council to the lowest responsible bidder, provided that the Council may reject all bids and order the Purchasing Agent to buy in the open market at a price less than the lowest bid received from a responsible bidder, and provided that if no bids are received, the Council may order the Purchasing Agent to buy in the open market.

Until the Council shall otherwise provide by Ordinance, Finance Director shall act as Purchasing Agent.

Section 34 is amended to read as follows:

Section 34. Every officer collecting or receiving any moneys belonging to or for the use of the city, except when otherwise provided by law or this Charter, shall pay the same into the City Treasury and account therefor to the Finance Director daily. The Finance Director shall direct the proper fund to be credited therewith.

Section 45 is amended to read as follows:

Section 45. The City Engineer shall be a Civil Engineer, duly licensed under the laws of the State of California. The Public Works Director shall be head of the Department of Public Works. He/She shall have all such powers and duties as are conferred on him/her by this Charter or by Ordinance. He/She shall be ex-officio Superintendent of Streets. The Public Works Director may be but is not required to be the City Engineer. The Department of Public Works shall have charge of all public work relating to streets, street cleaning, water, sewers, sewage disposal, garbage disposal, and the construction and operation of all public utilities owned and operated by the City, except as otherwise provided herein.

Section 46 is amended to read as follows:

Section 46. All public buildings and work, when the expenditure therefor shall exceed the sum of \$15,000.00, shall be done by contract, and shall be let to the lowest responsible bidder, after advertising one (1) time in a daily newspaper of general circulation published in the City, for sealed proposals for the work contemplated. Provided, that the Council may reject any and all bids, if deemed excessive, and re-advertise for bids to provide for the work to be done by the Department of Public Works.

All contracts shall be approved as to form by the City Attorney, and shall be signed by the Mayor, and attested to by the City Clerk.

No contract is valid, except in the case where the work to be done is to be paid for by special assessment, unless the Finance Director shall endorse thereon his/her certificate that there remains an unexpended balance of an appropriation or proceeds of a bond issue applicable thereto.

Section 49 is amended to read as follows:

Section 49. The Department of Parks and Recreation shall consist of a Recreation, Parks and Library Director and such other employees as the Council may provide. The Director shall have complete charge of the parks and reservations of the City, except as otherwise limited in this Charter. The Director and City Manager shall make rules for the use of the parks and the preservation of the trees, shrubs, lawns, etc., subject to the approval of the City Council. The Council may designate any of the employees of the Parks Department as special police officers and, as such, they shall have the powers and duties within the parks and reservations of the City as would be possessed by regular police officers.

Section 52 is amended to read as follows:

Section 52. There is hereby created a Department of Public Utilities. Said department shall be under the control and management of a Board of five (5) commissioners. Said Board shall be known as the Board of Public Utilities Commissioners, and the members of such Board shall be known as the Commissioners of said department. Said Board shall consist of five (5) members appointed by the Mayor and confirmed by the Council, who shall hold office for four (4) years and until their successors are appointed and qualified; they may be removed by the Mayor, subject to the approval of the Council by a majority vote.

The Board shall hold regular meetings at a regular meeting place within the corporate limits of the City of Tulare. All meetings shall be public. The members of the Board shall receive as compensation the sum of \$5.00 each for each regular meeting attended by them, and necessary expenses incurred by them shall be properly charged against the City, and when certified by the Finance Director, shall be paid.

Section 52b is amended to read as follows:

Section 52b. The Board shall appoint the City Clerk as secretary of the Board and the Finance Director as chief accounting employee. The secretary shall keep a record of the proceedings and transactions of the Board, specifying therein the names of the Commissioners at all meetings and giving the ayes and noes upon all votes. He/She shall post and publish all orders, and resolutions and notices which the Board shall order to be posted or published, and shall perform such other duties as are herein or may be by order of the Board imposed upon him/her.

Section 52e is amended to read as follows:

Section 52e. The Department of Public Utilities shall have the power to use a corporate seal, to sue and be sued, and to have perpetual succession; it shall have the power and duty:

1. To acquire, construct, operate, maintain, extend, manage, and control works and property for the purpose of supplying the City and its inhabitants with water and electric energy, gas, heat, sewers, transportation, telephone and telegraph service, ice or other systems of providing and distributing refrigerating means, materials and service, or any of them, and to acquire and take, by purchase, lease, condemnation, or otherwise, and to hold, in the name of the City, all property

situated within or without the City, and within or without the state, that may be necessary or convenient for such purpose. To borrow money for any or all of such purposes on terms and conditions prescribed by said Board, said indebtedness to be payable only out of the revenue fund pertaining to the municipal works for or on account of which such indebtedness was created.

2. To regulate and control the use, sale, and distribution of water, electric energy, gas, transportation, and other utility owned or controlled by the City; the collection of rates therefor and the granting of permits for connection with said water or electric works or gas or transportation or sewer or other utilities; and to fix the rates to be charged for such connection; and subject to approval of the Council by Ordinance or Resolution, to fix by contract or otherwise and for a term deemed reasonable by the Board the rates charged for water or electric energy, or gas, or transportation, or any other utility for use within or without the City, and to prescribe the time and the manner of payment of the same; provided that, except as hereafter otherwise prescribed, such rates shall be of uniform operation as near as may be, and shall be fair and reasonable taking into consideration, among other things, the nature of the use, the quantity supplied, and the value of the service; provided further that the rates inside the City may be less, but no greater, than the rates outside the City for the same or similar uses.

3. To supply and distribute, at rates fixed as hereinbefore provided, any surplus water or surplus electric energy or surplus gas or surplus of any other utility owned or controlled; and subject to the approval of the Council by Ordinance, to fix by contract or otherwise the rates to be charged for public utilities for use without the City, and to prescribe the time and the manner of the same.

4. At the discretion of the Board, to divide the work of the department into as many bureaus as the number of public utilities it controls, and to discontinue such bureaus and to consolidate the work of any such. In case such division is made, the General Manager, subject to confirmation by the Board, shall have the power to appoint a manager for each bureau, who shall operate under and shall be subject to the supervision and direction of the General Manager for the entire department. Each such manager shall be directly responsible to the General Manager and shall have such powers and duties as shall from time to time be conferred on by the General Manager.

5. In the event that all or any portion of a utility is acquired by the Department of Public Utilities under a contract providing for the payment in whole or in part of the purchase price thereof out of revenues to be obtained from said utility, then, at its option, to appoint an agent, corporate or individual, to have charge of and to manage the said utility, so far as may be permitted by law, pending the time that the revenues of the utility shall pay the full purchase price thereof. In the event of the appointment of such agent by contract, the provisions of sections affecting the powers and duties of the manager and of the manager of such utility shall be suspended as to such utility during the term of such contract.

6. To sue and to be sued, and to require the services of the City Attorney in all cases to which the Board or Department is a party, provided that the Board may employ other attorneys to assist the City Attorney therein, with the latter's written approval.

7. To lease, for a term not exceeding five years, any or all of the lands under its control for agricultural or other purposes, which shall not conflict with the beneficial uses of said lands by the City for the purposes for which they are held by the Board; and except as otherwise provided in this Charter, to sell, from time to time, such personal property, placed under its control, as shall not be longer necessary or suitable for the use of such Department. The Board shall have the right, in conjunction with the joint use of pipe lines, poles, or pole facilities, to buy, sell, or lease fractional interests in pipe lines, poles or pole facilities owned or controlled by said other utilities or by said Board. No real property nor any rights or interests in real property held by said Board shall be sold, leased, or otherwise disposed of, or in any manner withdrawn from its control, save as above provided, unless by written instrument duly authorized by Ordinance of the City and a Resolution of the Board, and duly executed by the City and the Board.

No water or water rights nor any of the following property now or hereafter owned or controlled by the City, to wit; gas, electric energy, or the right to develop electric or other power by means of any water or water right now or hereafter owned or controlled by the City, shall ever be sold, leased, or disposed of, in whole or in part, without the assent of two-thirds of the qualified voters of the City voting on the proposition at a general or special election, at which such proposition shall be lawfully submitted, and no water shall ever be sold, supplied, or distributed to any person or corporation, other than municipal, for resale, rental, or disposal to consumers or other persons. Neither shall any electric power or gas ever be sold, supplied or distributed to any person or corporation other than municipal for resale, rental or disposal to consumers or other persons without the assent of two-thirds of the qualified voters of said City given, as aforesaid; provided that nothing in this section contained shall be construed to prevent the ordinary sale and distribution by the City of water, gas, and electric energy to its own inhabitants for their own use, or to prevent the supplying or distribution by the City of surplus electric energy or gas to consumers or municipal corporations outside of the City, as elsewhere in this Charter provided.

8. To control, and order, except as otherwise in this Charter provided, the expenditure of all money received for the sale or use of water, or from any other source in connection with the operation of said waterworks, and all money received from the sale or use of electric energy or from any other source in connection with the operation of said electric works, and all money received from the sale or use of gas or of transportation or of any other public utility, or from any other source in connection with the operation of said public utilities; provided that all money pertaining to each of said utilities shall be deposited in the City Treasury to the credit of a special fund created for each of said utilities; and the money so deposited

in each special fund shall be kept separate and apart from other money of the City and shall be drawn only from said fund upon demands authenticated by signature of the Finance Director. Any interest or increment received on the money in any such special fund shall be paid into such special fund and become a part thereof.

Section 53b is amended to read as follows:

Section 53b. The Board shall each year apportion and set apart out of the revenue fund in the City Treasury pertaining to each such municipal works an amount or amounts sufficient to pay at maturity all sums coming due in said year for principal and interest, upon all outstanding general bonds, and/or other obligations issued for the purposes of the works, to which such revenue fund pertains, and also all sums coming due in said year for principal and interest upon all outstanding district bonds, issued for such purposes or such part of the last mentioned sums as can be paid from moneys in said fund not appropriated to other purposes and the Board finds are not required to meet outstanding obligations or liabilities payable out of said fund, including the principal and interest of general bonds, and/or other obligations; and said amounts shall be transferred forthwith into a special fund in the City Treasury, to be designated by name indicating the nature or purpose of such special fund, and the money in such special fund shall be subject to apportionment by the Finance Director as may be required to make such payments on the principal and interest of said bonds and/or other obligations, and for no other purpose. Any interest or increment received on the money in any such special fund shall be paid into such special fund and become a part thereof. The foregoing provisions of this section shall apply to all such bonds now outstanding or hereafter issued; except as in this section provided said Board may, at its discretion, apply the moneys in such revenue funds to such purposes permitted by this Charter and in such order and such amounts as in the exercise of such discretion it shall determine. Balances remaining unexpended in said revenue funds, and all sums receivable into said fund from unpaid bills of consumers and other similar sources at the close of any fiscal year shall be available for appropriations for, and expenditures in, succeeding fiscal years in like manner and for like purposes as revenues received during such succeeding years. The Board shall appoint and shall have the power to remove the General Manager, who shall be the chief administrative officer. The City Manager may be appointed General Manager.

Section 55 is amended to read as follows:

Section 55. The Board shall, prior to the beginning of each fiscal year, adopt an annual departmental budget and make an annual departmental budget appropriation covering the anticipated revenues and expenditures of said department. Such budget shall conform, as far as practicable, to the forms and times provided in this Charter for the general city budget. Such budget shall contain a sum to be known as the “unappropriated balance,” which sum shall be available for appropriation by the Board later in the ensuing fiscal year to meet contingencies as they may arise. A copy of such budget, when adopted, and of every Resolution subsequently adopted making appropriations from said unappropriated balance shall

promptly be filed with the City Council and Finance Director. No expenditure shall be made for financial obligations incurred by such department except as authorized by the annual department budget appropriation, or appropriations made subsequent to said annual budget, or as otherwise provided in this Charter. Provided, however, and anything contained in this Charter to the contrary notwithstanding, the Board shall have power at any time to pledge said unappropriated balance, or to contract with reference therefor, for any of the purposes set forth in this Charter.

Section 55a is amended to read as follows:

Section 55a. No money shall be drawn from any fund under the control of such department, except upon warrants authenticated by the signature of the Finance Director, who shall be directly appointed by the Board and shall be directly responsible to it in the discharge of his/her duties. The Board, by resolution, may authorize a temporary substitution in the case of the absence or inability to act of the person whose signature is herein required.

Section 68 is amended to read as follows:

Section 68. All fees, fines or other moneys collected by the Librarian shall be paid into the City Treasury at least once each week, and all money collected by the Recreation, Parks and Library Director shall likewise be paid into such treasury at least once each week.

Section 69 is amended to read as follows:

Section 69. At the beginning of each fiscal year the Council shall designate Certified Public Accountants or qualified Public Accountants, duly licensed by the State Board of Accountancy or the State of California, who, at such time or times specified by the Council, shall make an independent audit of accounts and other evidences of financial transactions of the City government, and shall submit their reports to the Council and to the City Manager, and shall, at the end of the fiscal year, submit a final report to the Council and to the City Manager, a copy of such report to be placed on file with the City Clerk for inspection by the general public.

Such Accountants shall have no personal interest, direct or indirect, in the fiscal affairs of the City government, or any of its officials; they shall not maintain any accounts or records of the City business, but within the specifications approved by the Council, shall post audit the books and documents kept by the Finance Director, and any separate or subordinate account kept by any office, department or agency of the City government.

Section 71 is amended to read as follows:

Section 71. Except as otherwise provided for by law, this Charter, or by Ordinance, all public offices shall be kept open every day of the business week, as determined by the City Council, except legal holidays, and all books and records of every officer and department shall be open to the inspection of any citizen at any time during business hours, subject to the proper rules and regulations of the efficient conduct of the business of each department or office.

Certified to be a true copy by Richard Ortega, Mayor, and Anna J. Vital, Chief Deputy City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 2—City and County of San Francisco

***Amendments to the Charter of the City and  
County of San Francisco***

[Filed with the Secretary of State January 11, 2005.]

SEC. 10.102. DEPARTMENT OF HUMAN RESOURCES.

The Department of Human Resources shall consist of a Human Resources Director and such employees as may be necessary to carry out its functions and duties.

Pursuant to and in accordance with policies, rules and procedures of the Civil Service Commission governing the merit system, the Department of Human Resources shall be the personnel department for the City and County and shall determine appointments on the basis of merit and fitness as shown by appropriate test and, except as specifically set forth in this Charter, shall perform all tests, duties and functions previously performed by the Civil Service Commission, including but not limited to authority to recruit, select, certify, appoint, train, evaluate, promote career development, classify positions, administer salaries, administer employee discipline, discharge and other related personnel activities in order to maintain an effective and responsive work force.

The Department of Human Resources shall be responsible for coordination of all state, local and federal health and safety mandates, programs and requirements relating to employees including but not limited to industrial hygiene programs, health and safety programs, OSHA compliance and return to work programs. Department heads shall coordinate such activities of employees under their jurisdiction with the Human Resources Director.

The Department of Human Resources shall be responsible for policy, management and administration of the worker's compensation program and shall review and determine all applications for disability leave.

Subject to Section 11.100 hereof, the Department of Human Resources shall be responsible for management and administration of all labor relations of the City and County.

Except for the purpose of inquiry, the Mayor shall deal with the administration of the civil service merit system solely through the Human Resources Director and the Civil Service Commission or their designees. The Mayor shall not dictate, suggest or interfere with the merit system activities of the Civil Service Commission or Human Resources Department. Administrative matters shall be dealt with only in the manner provided by this Charter, and any dictation, suggestion or

interference herein prohibited shall constitute official misconduct; provided that nothing herein contained shall restrict the power of hearing and inquiry as provided in this Charter.

**SEC. 10.103. HUMAN RESOURCES DIRECTOR.**

A Human Resources Director shall be selected by the Mayor from candidates nominated by the Civil Service Commission and confirmed by vote of the Board of Supervisors. The Human Resources Director shall possess not less than ten years professional experience in personnel, human resources management, labor or employee relations at least five years of which must be in federal, state or local governmental personnel management and such other qualifications as determined by the Commission. Notwithstanding any other provisions of this Charter, the Human Resources Director shall be appointed by and serve at the pleasure of the Mayor, provided that the Mayor's removal of the Human Resources Director may be rejected by a four-fifths vote of the Commission. Failure of the Commission to act within 30 days shall be deemed approval of the Mayor's action. The nominee of the Mayor may be appointed acting Human Resources Director pending confirmation. The person so appointed shall, before taking office, make under oath and file in the Office of the County Clerk the following declaration: "I am opposed to appointments to the public service as a reward for political activity and will execute the Office of Human Resources Director in the spirit of this declaration."

The appointment of the Director of the Human Resources Department as of the effective date of this Charter shall be effective until July 1, 1996, after which time he may be reappointed to the position in accordance with the appointment method provided herein.

The Human Resources Director shall have full power to administer the affairs of the Department. He or she shall have all powers of a department head and may appoint a Director of Employee Relations, an executive assistant and one confidential secretary, each of whom shall be exempt from the civil service provisions of this Charter, to assist in the administration and management of the functions of the department.

The Human Resources Director shall review and resolve allegations of discrimination as defined in Article XVII of this Charter against employees or applicants, or otherwise prohibited nepotism or favoritism. Notwithstanding any other provisions of this Charter except the fiscal provisions hereof, the decision of the Human Resources Director shall forthwith be enforced by every employee and officer, unless the decision is appealed to the Commission in accordance with Section 10.101.

The Human Resources Director shall investigate all employee complaints concerning job-related conduct of City and County employees and shall promptly report to the source of the complaint.

The Human Resources Director shall promote effective and efficient management through personnel programs that encourage productivity, job satisfaction and exemplary performance.



The Human Resources Director shall provide a procedure for resolution of employee disputes which shall be consistent with other provisions of this Charter and shall be utilized by all department heads and appointing officers in the absence of an applicable grievance procedure in a binding labor agreement.

The Human Resources Director shall verify that all persons whose names appear on City and County payrolls have been legally appointed to or employed in positions legally established under this Charter. The Controller shall not draw his or her warrant for any claim for salary, wages or compensation which has been disapproved by the Human Resources Director.

Consistent with the foregoing and other applicable provisions of this Charter, the Human Resources Director may delegate to the various appointing officers appropriate personnel responsibilities, and shall consult with appointing officers with respect to Civil Service Commission rules affecting their operations.

The Human Resources Director shall establish a system of job classification. The decision of the Human Resources Director regarding classification matters shall be final unless appealed to the Commission; provided, however, that nothing herein shall be construed to alter the scope of bargaining set forth in the following sections of the 1932 Charter: 8.400, 8.403, 8.404, 8.405, 8.407-1, 8.409 et seq. and 8.590-1 et seq.

The allocation or reallocation of a position shall not adversely affect the civil service rights of an occupant regularly holding such position. No person shall hold a position outside of the classification to which the person has been appointed, provided that every employee of any department or office shall discharge any of the duties pertaining to such department or office to which the employee's department head may temporarily assign the employee.

#### SEC. 12.200. HEALTH SERVICE BOARD.

There shall be a Health Service Board which shall consist of seven members as follows: one member of the Board of Supervisors, to be appointed by the President of the Board of Supervisors; the City Attorney or designated deputy city attorney, except that on May 15, 2005, the City Attorney's tenure on the Health Service Board shall expire and that seat shall be filled by a member elected from the active and retired members of the System from among their number; two members appointed by the Mayor pursuant to Section 3.100, one of whom shall be an individual who regularly consults in the health care field, and the other a doctor of medicine; and three members (in addition to the elected member assuming the seat vacated by the City Attorney) elected from the active and retired members of the System from among their number. Elections shall be conducted by the Director of Elections in a manner prescribed by ordinance. Elected members need not reside within the City and County. The terms of members, other than the ex officio members, shall be five years, and shall expire on May 15 of each year.

A vacancy on the Board appointed by the Mayor shall be filled by the Mayor. A vacancy in an elective office on the Board shall be filled by a special election within 90 days after the vacancy occurs unless a regular election is to be held within six months after such vacancy shall have occurred.

The Health Service Board shall:

1. Establish and maintain detailed historical costs for medical and hospital care and conduct an annual review of such costs;
2. Apply benefits without special favor or privilege;
3. Put such plans as provided for in Section A8.422 into effect and conduct and administer the same and contract therefor and use the funds of the System;
4. Make rules and regulations for the administration of business of the Health Service System, the granting of exemptions and the admission to the System of persons who are hereby made members, and such other officers and employees as may voluntarily become members with the approval of the Board; and
5. Receive, consider and, within 60 days after receipt, act upon any matter pertaining to the policies of, or appeals from, the Health Service System submitted to it in writing by any member or any person who has contracted to render medical care to the members.

Except as otherwise specifically provided, the Health Service Board shall have the powers and duties and shall be subject to the limitations of Charter Sections 4.102, 4.103 and 4.104.

#### SEC. 12.201. MEDICAL DIRECTOR AND HEALTH SERVICES ADMINISTRATOR.

The Health Service Board may appoint a full-time or part-time medical director. He or she shall hold office at its pleasure. The medical director shall be responsible to the Board as a board, but not to any individual member or committee thereof. The Health Service Board shall appoint a full-time administrator with experience in administering health plans or in comparable work, who shall hold office at the Health Service Board's pleasure. The Health Services administrator shall administer the Health Service System in accordance with the provisions of this Charter and the rules, regulations and policies of the Health Service Board. The Board and each committee of the Board shall confine its activities to policy matters and to matters coming before it as an appeals board. The Board shall prepare its rules, regulations and policies so that they are clear, definite and complete and so that they can be readily administered by the Health Services administrator.

#### A8.423 REVISION OF SCHEDULES AND COMPENSATION.

In January of each year, at a public hearing, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable but such revisions shall not become effective until approved by ordinance of the board of supervisors adopted by three-fourths of its members.

Commencing in 1973, the Health Service Board shall, prior to the second Monday in January in each year, conduct a survey of the 10 counties in the State of California, other than the City and County of San Francisco, having the largest populations to determine the average contribution made by each such county

toward the providing of health care plans, exclusive of dental care, for each employee of such county. The Health Service Board may promulgate rules and regulations for the survey to allow for unavoidable gaps in survey data and to insure a consistent methodology from year to year. In accordance with said survey, the Health Service Board shall determine the average contribution made with respect to each employee by said 10 counties toward the health care plans provided for their employees and on or before the second Monday in January of each year, the Health Service Board shall certify to the board of supervisors the amount of such average contribution. For the purposes of Section A8.428, the amount of such average contribution shall be “the average contribution.”

The Health Service Board shall have the responsibility to obtain and disseminate information to its members with regard to plan benefits and costs thereof. All expenses in connection with obtaining and disseminating said information and the investment of such fund or funds as may be established, including travel and transportation costs, shall be borne by the system from reserves in the health service fund but only upon adoption of a resolution by the Health Service Board approving such expenses.

#### A8.427 EFFECT OF OTHER CHARTER PROVISIONS.

Except as otherwise specifically provided herein, all provisions of the charter shall be fully applicable to the Health Service Board, the health service system and its administrator, medical director and employees in the same manner that they apply to other boards, commissions, and departments of the city and county.

#### A8.428 HEALTH SERVICE SYSTEM TRUST FUND.

There is hereby created a health service system trust fund. The costs of the health service system shall be borne by the members of the system and retired persons, the City and County of San Francisco because of its members and retired persons and because of the members and retired persons of the Parking Authority of the City and County of San Francisco, the San Francisco Unified School District because of its members and retired persons and the San Francisco Community College District because of its members and retired persons. A retired person as used in this section means a former member of the health service system retired under the San Francisco City and County Employees’ Retirement System, and the surviving spouse or surviving domestic partner of an active employee and the surviving spouse or surviving domestic partner of a retired employee, provided that the surviving spouse or surviving domestic partner and the active or retired employee have been married or registered as domestic partners for a period of at least one year prior to the death of the active or retired employee.

The city and county, the school district and the community college district shall each contribute to the health service fund amounts sufficient for the following purposes, and subject to the following limitations:

- (a) All funds necessary to efficiently administer the health service system.
- (b) The city and county, the school district and the community college district shall contribute to the health service system fund with respect to each of their

members an amount equal to “the average contribution,” as certified by the Health Service Board in accordance with the provisions of Section A8.423.

(c) Monthly contributions required from retired persons and the surviving spouses and surviving domestic partners of active employees and retired persons participating in the system shall be equal to the monthly contributions required from members in the system for health coverage—excluding health coverage or subsidies for health coverage paid for active employees as a result of collective bargaining, with the following modifications:

(1) the total contributions required from retired persons who are also covered under Medicare shall be reduced by an amount equal to the amount contributed monthly by such persons to Medicare;

(2) because the monthly cost of health coverage for retired persons may be higher than the monthly cost of health coverage for active employees, the city and county, the school district and the community college district shall contribute funds sufficient to defray the difference in cost to the system in providing the same health coverage to retired persons and the surviving spouses and surviving domestic partners of active employees and retired persons as is provided for active employee members excluding health coverage or subsidies for health coverage paid for active employees as a result of collective bargaining;

(3) after application of Section (c) and subsections (c)(1) and (c)(2), the city and county, the school district and the community college district shall contribute 50% of retired persons’ remaining monthly contributions.

(d) The city and county, the San Francisco Unified School District and the San Francisco Community College District shall contribute to the health service system fund 50% of the monthly contributions required for the first dependent of retired persons in the system. Except as hereinbefore set forth, the city and county, the San Francisco Unified School District and the San Francisco Community College District shall not contribute to the health service system fund any sums on account of participation in the benefits of the system by members’ dependents, except surviving spouses and surviving domestic partners, retired persons’ dependents, except surviving spouses and surviving domestic partners, persons who retired and elected not to receive benefits from San Francisco City and County Employees’ Retirement System; resigned employees and teachers defined in Section A8.425, and any employee whose compensation is fixed in accordance with Section A8.401, A8.403, or A8.404 of this charter and whose compensation therein includes an additional amount for health and welfare benefits or whose health service costs are reimbursed through any fund established for said purpose by ordinance of the board of supervisors.

It shall be the duty of the board of supervisors, the board of education and the governing board of the community college district annually to appropriate to the health service system fund such amounts as are necessary to cover the respective obligations of the city and county, the San Francisco Unified School District and the San Francisco Community College District hereby imposed. Contributions to

the health service system fund of the city and county, of the school district and of the community college district shall be charged against the general fund or the school, utility, bond or other special fund concerned.

The amendments of this section contained in the proposition therefor submitted to the electorate on November 7, 2000, shall be effective July 1, 2001.

Certified to be a true copy by Matt Gonzalez, President of the Board of Supervisors, and Gloria L. Young, Clerk.

Date of Municipal Election: March 2, 2004.

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Charter Chapter 3—City and County of San Francisco

***Amendments to the Charter of the City and  
County of San Francisco***

[Filed with the Secretary of State January 11, 2005.]

Section 1. The San Francisco Charter is hereby amended by amending Section A8.586-4 to read as follows:

**A8.586-4 DEATH ALLOWANCE**

If a member of the police department shall die before or after retirement by reason of an injury received in, or illness caused by the performance of his or her duty, a death allowance, in lieu of any allowance, payable under any other section of the charter or by ordinance, on account of death resulting from injury received in or illness caused by the performance of duty, shall be paid, beginning on the date next following the date of death, to his or her surviving spouse throughout his or her life or until his or her remarriage. If the member, at the time of death, was qualified for service retirement, but he or she had not retired, the allowance payable shall be equal to the retirement allowance which the member would have received if he or she had been retired for service on the date of death, but such allowance shall not be less than 50 percent of the final compensation earnable by said member immediately preceding death. If death occurs prior to qualification for service retirement, the allowance payable shall be equal to the compensation of said member at the date of death, until the date upon which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, had he or she lived and rendered service without interruption in the rank held by him or her at death, and after said date the allowance payable shall be equal to the retirement allowance said member would have received if retired for service on said date, based on the final compensation he or she would have received prior to said date, had he or she lived and rendered service as assumed, but such allowance shall not be less than 50 percent of such final compensation. If he or she had retired prior to death, for service or for disability resulting from injury received in, or illness caused by the performance of duty, the allowance payable shall be equal to the retirement allowance of the

member, except that if he or she was a member under Section A8.586 and retirement was for such disability, and if death occurred prior to qualification for the service retirement allowance, the allowance continued shall be adjusted upon the date at which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, in the same manner as it would have been adjusted had the member not died.

If there be no surviving spouse entitled to an allowance hereunder, or if he or she dies or remarries before every child of such deceased member attains the age of 18 years, then the allowance which the surviving spouse would have received had he or she lived and not remarried shall be paid to his or her child or children under said age, collectively, until every such child dies or attains said age, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. Should said member leave no surviving spouse and no children under the age of 18 years, but leave a parent or parents dependent upon him or her for support, the parents so dependent shall collectively receive a monthly allowance equal to that which a surviving spouse otherwise would have received, during such dependency. No allowance, however, shall be paid under this section to a surviving spouse following the death of a member unless he or she was married to the member prior to the date of the injury or onset of the illness which results in death.

The amendments to this Section A8.586-4, approved by the electorate on November 2, 2004, shall apply to any work-related death that occurs on or after November 2, 2004, and to any qualified survivor who, on November 2, 2004, is receiving a continuation allowance under this section due to the work-related death of a member on or after January 1, 1989. Any increase in the continuation allowance payable to such a qualified survivor by virtue of the amendments to this section approved by the electorate on November 2, 2004, shall be prospective only, beginning November 2, 2004.

Section 2. The San Francisco Charter is hereby amended by amending Section A8.588-4 to read as follows:

#### A8.588-4 DEATH ALLOWANCE

If a member of the fire department shall die before or after retirement by reason of an injury received in, or illness caused by the performance of his or her duty, a death allowance, in lieu of any allowance, payable under any other section of the charter or by ordinance, on account of death resulting from injury received in or illness caused by the performance of duty, shall be paid, beginning on the date next following the date of death, to his or her surviving spouse throughout his or her life or until his or her remarriage. If the member, at the time of death, was qualified for service retirement, but he or she had not retired, the allowance payable shall be equal to the retirement allowance which the member would have received if he or she had been retired for service on the date of death, but such allowance shall not be less than 50 percent of the final compensation earnable by said member immediately preceding death. If death occurs prior to qualification

for service retirement, the allowance payable shall be equal to the compensation of said member at the date of death, until the date upon which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, had he or she lived and rendered service without interruption in the rank held by him or her at death, and after said date the allowance payable shall be equal to the retirement allowance said member would have received if retired for service on said date, based on the final compensation he or she would have received prior to said date, had he or she lived and rendered service as assumed, but such allowance shall not be less than 50 percent of such final compensation. If he or she had retired prior to death, for service or for disability resulting from injury received in, or illness caused by the performance of duty, the allowance payable shall be equal to the retirement allowance of the member, except that if he or she was a member under Section A8.588 and retirement was for such disability, and if death occurred prior to qualification for the service retirement allowance, the allowance continued shall be adjusted upon the date at which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, in the same manner as it would have been adjusted had the member not died.

If there be no surviving spouse entitled to an allowance hereunder, or if he or she dies or remarries before every child of such deceased member attains the age of 18 years, then the allowance which the surviving spouse would have received had he or she lived and not remarried shall be paid to his or her child or children under said age, collectively, until every such child dies or attains said age, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. Should said member leave no surviving spouse and no children under the age of 18 years, but leave a parent or parents dependent upon him or her for support, the parents so dependent shall collectively receive a monthly allowance equal to that which a surviving spouse otherwise would have received, during such dependency. No allowance, however, shall be paid under this section to a surviving spouse following the death of a member unless he or she was married to the member prior to the date of the injury or onset of the illness which results in death.

The amendments to this Section A8.588-4, approved by the electorate on November 2, 2004, shall apply to any work-related death that occurs on or after November 2, 2004, and to any qualified survivor who, on November 2, 2004, is receiving a continuation allowance under this section due to the work-related death of a member on or after January 1, 1989. Any increase in the continuation allowance payable to such a qualified survivor by virtue of the amendments to this section approved by the electorate on November 2, 2004, shall be prospective only, beginning November 2, 2004.

Section 3. The San Francisco Charter is hereby amended by amending Section A8.597-4 to read as follows:

#### A8.597-4 DEATH ALLOWANCE

If a member of the police department shall die before or after retirement by reason of an injury received in, or illness caused by the performance of his or her duty, a death allowance, in lieu of any allowance, payable under any other section of the charter or by ordinance, on account of death resulting from injury received in or illness caused by the performance of duty, shall be paid, beginning on the date next following the date of death, to his or her surviving spouse throughout his or her life or until his or her remarriage. If the member, at the time of death, was qualified for service retirement, but he or she had not retired, the allowance payable shall be equal to the retirement allowance which the member would have received if he or she had been retired for service on the date of death, but such allowance shall not be less than 50 percent of the final compensation earnable by said member immediately preceding death. If death occurs prior to qualification for service retirement, the allowance payable shall be equal to the compensation of said member at the date of death, until the date upon which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, had he or she lived and rendered service without interruption in the rank held by him or her at death, and after said date the allowance payable shall be equal to the retirement allowance said member would have received if retired for service on said date, based on the final compensation he or she would have received prior to said date, had he or she lived and rendered service as assumed, but such allowance shall not be less than 50 percent of such final compensation. If he or she had retired prior to death, for service or for disability resulting from injury received in, or illness caused by the performance of duty, the allowance payable shall be equal to the retirement allowance of the member, except that if he or she was a member under Section A8.597 and retirement was for such disability, and if death occurred prior to qualification for the service retirement allowance, the allowance continued shall be adjusted upon the date at which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, in the same manner as it would have been adjusted had the member not died.

If there is no surviving spouse entitled to an allowance hereunder, or if he or she dies or remarries before every child of such deceased member attains the age of 18 years, then the allowance which the surviving spouse would have received had he or she lived and not remarried shall be paid to his or her child or children under said age, collectively, until every such child dies or attains said age, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. Should said member leave no surviving spouse and no children under the age of 18 years, but leave a child or children, regardless of age, dependent upon him or her for support because partially or totally disabled and unable to earn a livelihood or a parent or parents dependent upon him or her for support, the child or children and the parents so dependent shall collectively receive a monthly allowance equal to that which a surviving spouse otherwise would have received,



during such dependency. No allowance, however, shall be paid under this section to a surviving spouse following the death of a member unless he or she was married to the member prior to the date of the injury or onset of the illness which results in death.

The amendments to this Section A8.597-4, approved by the electorate on November 2, 2004, shall apply to any work-related death that occurs on or after November 2, 2004, and to any qualified survivor who, on November 2, 2004, is receiving a continuation allowance under this section due to the work-related death of a member on or after January 1, 1989. Any increase in the continuation allowance payable to such a qualified survivor by virtue of the amendments to this section approved by the electorate on November 2, 2004, shall be prospective only, beginning November 2, 2004.

Section 4. The San Francisco Charter is hereby amended by amending Section A8.598-4 to read as follows:

#### A8.598-4 DEATH ALLOWANCE

If a member of the fire department shall die before or after retirement by reason of an injury received in, or illness caused by the performance of his or her duty, a death allowance, in lieu of any allowance, payable under any other section of the charter or by ordinance, on account of death resulting from injury received in or illness caused by the performance of duty, shall be paid, beginning on the date next following the date of death, to his or her surviving spouse throughout his or her life or until his or her remarriage. If the member, at the time of death, was qualified for service retirement, but he or she had not retired, the allowance payable shall be equal to the retirement allowance which the member would have received if he or she had been retired for service on the date of death, but such allowance shall not be less than 50 percent of the final compensation earnable by said member immediately preceding death. If death occurs prior to qualification for service retirement, the allowance payable shall be equal to the compensation of said member at the date of death, until the date upon which said member would have completed at least twenty-five (25) years of service in the aggregate and attained the age of fifty (50) years, had he or she lived and rendered service without interruption in the rank held by him or her at death, and after said date the allowance payable shall be equal to the retirement allowance said member would have received if retired for service on said date, based on the final compensation he or she would have received prior to said date, had he or she lived and rendered service as assumed, but such allowance shall not be less than 50 percent of such final compensation. If he or she had retired prior to death, for service or for disability resulting from injury received in, or illness caused by the performance of duty, the allowance payable shall be equal to the retirement allowance of the member, except that if he or she was a member under Section A8.598 and retirement was for such disability, and if death occurred prior to qualification for the service retirement allowance, the allowance continued shall be adjusted upon the date at which said member would have completed at least twenty-five (25)

years of service in the aggregate and attained the age of fifty (50) years, in the same manner as it would have been adjusted had the member not died.

If there is no surviving spouse entitled to an allowance hereunder, or if he or she dies or remarries before every child of such deceased member attains the age of 18 years, then the allowance which the surviving spouse would have received had he or she lived and not remarried shall be paid to his or her child or children under said age, collectively, until every such child dies or attains said age, provided that no child shall receive any allowance after marrying or attaining the age of 18 years. Should said member leave no surviving spouse and no children under the age of 18 years, but leave a child or children, regardless of age, dependent upon him or her for support because partially or totally disabled and unable to earn a livelihood or a parent or parents dependent upon him or her for support, the child or children and the parents so dependent shall collectively receive a monthly allowance equal to that which a surviving spouse otherwise would have received, during such dependency. No allowance, however, shall be paid under this section to a surviving spouse following the death of a member unless he or she was married to the member prior to the date of the injury or onset of the illness which results in death.

The amendments to this Section A8.598-4, approved by the electorate on November 2, 2004, shall apply to any work-related death that occurs on or after November 2, 2004, and to any qualified survivor who, on November 2, 2004, is receiving a continuation allowance under this section due to the work-related death of a member on or after January 1, 1989. Any increase in the continuation allowance payable to such a qualified survivor by virtue of the amendments to this section approved by the electorate on November 2, 2004, shall be prospective only, beginning November 2, 2004.

Certified to be a true copy by Matt Gonzalez, President of the Board of Supervisors, and Gloria L. Young, Clerk.

Date of Municipal Election: March 2, 2004.

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Charter Chapter 4—City and County of San Francisco

***Amendments to the Charter of the City and  
County of San Francisco***

[Filed with the Secretary of State January 11, 2005.]

**SEC. 12.200. HEALTH SERVICE BOARD.**

There shall be a Health Service Board which shall consist of seven members as follows: one member of the Board of Supervisors, to be appointed by the President of the Board of Supervisors; the City Attorney or designated deputy city attorney; two members appointed by the Mayor pursuant to Section 3.100, one of whom shall be an individual who regularly consults in the health care field, and

the other a doctor of medicine; and three members elected from the active and retired members of the System from among their number. Elections shall be conducted by the Director of Elections in a manner prescribed by ordinance. Elected members need not reside within the City and County. The terms of members, other than the two ex officio members, shall be five years, one term expiring on May 15 of each year.

A vacancy on the Board appointed by the Mayor shall be filled by the Mayor. A vacancy in an elective office on the Board shall be filled by a special election within 90 days after the vacancy occurs unless a regular election is to be held within six months after such vacancy shall have occurred.

The Health Service Board shall:

1. Establish and maintain detailed historical costs for medical and hospital care and conduct an annual review of such costs;
2. Apply benefits without special favor or privilege;
3. Put such plans as provided for in Section A8.422 into effect and, through the Human Resources Department, conduct and administer the same and contract therefor and use the funds of the System;
4. Make rules and regulations for the administration of business of the Health Service System, the granting of exemptions and the admission to the System of persons who are hereby made members, and such other officers and employees as may voluntarily become members with the approval of the Board; and
5. Receive, consider and, within 60 days after receipt, act upon any matter pertaining to the policies of, or appeals from, the Health Service System submitted to it in writing by any member or any person who has contracted to render medical care to the members.

Subject to the requirements of state law and the budgetary and fiscal provisions of the Charter, the Health Service Board may make provision for health or dental benefits for residents of the City and County of San Francisco as provided in Section A8.421 of Appendix A of the Charter.

#### A8.421 ADOPTION OF PLANS FOR RESIDENTS

Subject to the requirements of state law and the budgetary and fiscal provisions of the Charter, the Health Service Board is authorized by a two-thirds vote of the entire membership of the Health Service Board to adopt a plan or plans or make other provision for health or dental benefits for residents of the City and County of San Francisco. Such plan or plans shall not become effective until approved by an ordinance of the Board of Supervisors adopted by three-fourths of its members. Residents shall not by virtue of enrolling in such plan or plans become members of the Health Service System. The Health Service System Fund shall not be used to provide any benefits under this section. The Health Service Board shall adopt rules and regulations to administer this section.

The determinations made under this section, including but not limited to whether to adopt a plan or plans, what benefits to offer, determination of eligibility, and the fixing and allocation of the cost of any plan or plans, are within the sole discretion of the City and County and its officials.

#### A8.422 ADOPTION OF PLANS FOR MEMBERS

The board shall have power and it shall be its duty by a two-thirds vote of the entire membership of the Health Service Board to adopt a plan or plans for rendering medical care to members of the system, or for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs or for such care.

Such plan or plans as may be adopted, shall not become effective until approved by ordinance of the board of supervisors, adopted by three-fourths of its members.

The board of supervisors shall secure an actuarial report of the costs and effect of any proposed change in the benefits of the Health Service System or rates of contribution before enacting an ordinance or before voting to submit any proposed charter amendment providing for such change.

Certified to be a true copy by Matt Gonzalez, President of the Board of Supervisors, and Gloria L. Young, Clerk.

Date of Municipal Election: March 2, 2004.

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### Charter Chapter 5—City of Marysville

#### *Amendments to the Charter of the City of Marysville*

[Filed with the Secretary of State January 11, 2005.]

Section 2 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 2. Composition, election and terms of office of mayor and council members.

The council of the City of Marysville shall consist of a mayor and four council members elected by the qualified electors of the City. The mayor shall be elected and hold office as provided by Section 27 of this Article. The council members shall hold office for four years from and after the first regularly scheduled council meeting following the certification of the vote. Two council members shall be elected at every general municipal election.

2. Section 3 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 3. Eligibility to hold office as member of council.

A person is not eligible to hold office as a member of the council unless such person is at the time of filing nomination papers for such office an elector of the city.

3. Section 5 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 5. Same—Filling vacancies for council members.

Should a vacancy arise on the council the vacancy shall be filled in accordance with California Government Code Section 36512(b), as may be amended from time to time, except for a vacancy in the office of mayor, which shall be filled in accordance with Section 27 of this Article.

4. Section 13 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 13. Council to prescribe its rules of procedure.

The council shall determine its own rules of procedure and may prescribe rules to compel the attendance of the mayor and council members at the council meetings.

5. Section 15 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 15. Mayor and council members required to vote; exception; when ayes and noes to be taken.

The ayes and noes shall be taken upon the passage of all ordinances, resolutions, and motions and entered upon the journal or minutes of the proceedings of the council. Upon the request of any member, the ayes and noes shall be taken and recorded on any vote. All members when present must vote unless legally disqualified to vote on any proposition or matter.

6. Section 19 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 19. Adoption of ordinances and resolutions generally.

With the sole exception of ordinances which take effect upon adoption hereinafter referred to, no ordinance shall be adopted by the council on the day of its introduction nor within five days thereafter nor at any time other than at a regular or adjourned regular meeting. At the time of adoption of an ordinance or resolution it shall be read in full unless after the reading of the title thereof, the further reading thereof is waived by unanimous consent of the council members, including the mayor, present. In the event that any ordinance is altered after its introduction, the same shall not be finally adopted except at a regular or adjourned regular meeting held not less than five days after the date on which such ordinance was so altered. The correction of typographical or clerical errors shall not constitute the making of any alteration within the meaning of the foregoing sentence.

No order for the payment of money shall be adopted or made at any other than a regular or adjourned regular meeting except for wages and salaries due and payable to any employee of the City of Marysville.

7. Section 27 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 27. Election and term of mayor and vice-mayor.

The mayor shall be directly elected by the voters for a term of four years. The mayor shall take office at the next regularly scheduled council meeting following the certification of the vote. The mayor shall appoint a vice-mayor from among the council for a term of one year. The vice-mayor shall act as mayor in the temporary absence or the disability of the mayor.

Should the office of mayor become vacant, the vice-mayor shall act as mayor until the office of mayor is filled as provided for herein and shall, upon assuming the office of mayor, appoint a temporary vice-mayor. The vacancy in the office of mayor shall be filled in accordance with California Government Code Section 34902(a), as may be amended from time to time.

8. Section 32 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 32. Interest of city officials in city contracts.

Neither the mayor nor any other member of the council nor any official or employee of the city shall be interested in any contract to which the city is a party as prescribed by any law of the state.

9. Section 33 of Article II of the Marysville City Charter shall be amended to read as follows:

Section 33. City Manager.

The city council shall exercise its authority as it relates to the office and duties of the City Manager as prescribed under city ordinance.

10. Section 1 of Article III of the Marysville City Charter shall be amended to read as follows:

Section 1. Compensation of mayor and council members; reimbursement for expenses.

The mayor and each member of the council, will receive five dollars (\$5.00) for attendance upon each meeting of the council. Mayor and council members on order of the council shall be reimbursed for expenses incurred on city business, except as the same may be modified by ordinances duly passed and ordained by the council.

11. Section 2 of Article III of the Marysville City Charter shall be amended to read as follows:

Section 2. Salaries and expenses of subordinate officers.

Salaries of all subordinate officers shall be fixed by the council by ordinance, and subordinate officers on order of the council shall be reimbursed for expenses incurred on city business; except as the same may be modified by ordinances duly passed and ordained by the council.

12. Section 3 of Article VII of the Marysville City Charter shall be amended to read as follows:

Section 3. Effective date of Charter amendments.

Charter amendments approved at the general municipal election of November 2, 2004, shall be effective on and after January 1, 2005, and when said amendments have been filed with the Secretary of the State of California.

Certified to be a true copy by Bill D. Harris, Mayor, and Billie J. Fangman, City Clerk.

Date of Municipal Election: November 2, 2004.

## Charter Chapter 6—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

The Preamble is hereby amended to read as follows:

We, the people of the City of Riverside believe in promoting an inclusive community with shared economic, environmental and cultural prosperity, equal civil and political rights, social harmony and cohesion, and opportunities for all governed by responsible and responsive public officials who promote citizen participation, as well as just and equitable tax and financial policies; and these beliefs are rooted in our desire to enhance the uniqueness of the City of Riverside.

We, the people of the City of Riverside, to obtain and retain for ourselves the benefits of local government, do hereby exercise the express right granted by the Constitution and statutes of the State of California and enact this Charter for the City of Riverside.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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 Charter Chapter 7—City of Riverside
***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

The title to Article II is hereby amended to read as follows:

ARTICLE II. GENERAL POWERS OF CITY.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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 Charter Chapter 8—City of Riverside
***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Article II is hereby amended by adding the following new Section 201:

Sec. 201. Access to public meetings and public records.

City agencies, boards, commissions, committees, officials, staff and officers, including the Mayor and members of the City Council, exist to conduct the peo-

ple's business. It is fundamental that the people have full access to information, not to just what decisions have been made in their name but how those decisions were reached and how they were deliberated. The people insist on remaining informed so that they may retain control over the instruments they have created. The people do not give their agencies or public servants the right to decide what is good for the people to know and what is not good for them to know.

Our values lie in a government that helps its citizens in a timely way to obtain information. Our values lie in a broadening base of public participation, involvement and interest, providing new ideas and energy.

Our values lie not in hiding embarrassment and unpleasant occurrences. Our values lie not in preventing dissent.

To carry out the purposes set forth in this section, the provisions of the Ralph M. Brown Act (California Government Code Section 54950 et seq.) and the Public Records Act (California Government Code Section 6250 et seq.) shall apply to the City Council, and any commission, committee, board or other body created by Charter, ordinance, resolution or formal action of the City Council, or the Mayor.

Special circumstances dictate that there must be exceptions to access. But those exceptions should be narrowly drawn and narrowly exercised. Public employees must be protected from unwarranted invasions of privacy while the public's right to fundamental information must be protected. Citizen right to privacy must be protected with the knowledge that involvement in government matters necessarily reduces an expectation of privacy.

In general, the value of access should be given a strong presumption of public benefit.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 9—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Article II is hereby amended by adding the following new Section 202:

Sec. 202. Adoption of ethics code.

The City of Riverside shall adopt a Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees to assure public confidence in the integrity of local government and its effective and fair operation. The City Council shall adopt the Code of Ethics and Conduct by ordinance or resolution within six months of the effective date of this Charter section.



Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 10—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 403 of Article IV is hereby amended to read as follows:

Sec. 403. Compensation.

The Mayor and members of the City Council shall receive compensation for their services as such, and in addition, when on official duty, shall receive reimbursement for their necessary expenses on order of the City Council. In January of every odd-numbered year, the City Council shall review the compensation including salary and benefits, of the Mayor and members of the City Council, and shall establish any increase in compensation of the Mayor and/or the members of the City Council. No increase in salary shall exceed 5 percent of their then-existing salary. Compensation shall be fixed by ordinance, adopted by not fewer than five affirmative votes of the City Council, after a noticed, public hearing, notice of which has been given by publication at least fourteen days prior to such hearing.

Once a level of compensation for City Council members and the Mayor is established, such level will not be permitted to change automatically by linking such compensation to internal or external factors.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 11—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 408 of Article IV is hereby amended to read as follows:

Sec. 408. Meetings.

The City Council shall hold regular meetings at least twice each month at such times as it shall fix by ordinance or resolution and may adjourn or readjourn any regular meeting to a date and hour certain which shall be specified in the order of adjournment and when so adjourned each adjourned meeting shall be a regular meeting for all purposes. If the hour to which a meeting is adjourned is not stated in the order of adjournment such meeting shall be held at the hour for holding

regular meetings. If at any time any regular meeting falls on a holiday such regular meeting shall be held on the next business day.

Special meetings may be called in accordance with State law.

Meetings of City Council-appointed and Mayoral-appointed standing and ad hoc Council committees, regardless of the number of City Council members who might be on such committees, shall be open to the public and the time and place of such meetings shall be publicly announced at the City Council meetings prior to such committee meetings.

All meetings of the City Council conducted in closed session under the Ralph M. Brown Act (California Government Code Sections 54950 et seq.) shall be audio recorded. The recording shall be confidential and shall be available for inspection only as permitted by state law. The recording shall be retained for a period of at least two years.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 12—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 411 of Article IV is hereby amended to read as follows:

Sec. 411. Same—Citizen participation.

Each citizen shall have the right, personally or through counsel, to present comments at any regular meeting of the Council, or a Council standing or Ad Hoc committee, or offer suggestions with respect to municipal affairs.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 13—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 703 of Article VII is hereby amended to read as follows:

Sec. 703. Powers and duties of City Clerk.

The City Clerk shall have power and be required to:

(a) Be responsible for the recording and maintaining of a full and true record of all of the proceedings of the City Council in books that shall bear appropriate titles and be devoted to such purpose and attend all meetings of the City Council either in person or by deputy.

(b) Maintain separate books, in which shall be recorded respectively all ordinances and resolutions, with the certificate of the clerk annexed to each thereof stating the same to be the original or a correct copy, and as to an ordinance requiring publication, stating that the same has been published in accordance with this Charter; keep all books properly indexed and open to public inspection when not in actual use.

(c) Maintain separate books, in which a record shall be made of all written contracts and official bonds.

(d) Be the custodian of the seal of the City.

(e) Administer oaths or affirmations, take affidavits and depositions pertaining to the affairs and business of the City and certify copies of official records.

(f) Have charge of all City elections.

(g) Facilitate and help members of the public examine and copy all appropriate public records, in accordance with the Government Code of the State of California.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 14—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 802 of Article VIII is hereby amended to read as follows:

Sec. 802. Appointments; terms.

The members of each such board or commission shall serve at the pleasure of the Mayor and City Council and shall be nominated and appointed by the Mayor and City Council from the qualified electors of the City, none of whom shall hold any paid office or employment in the City government. Each such board or commission shall have at least one member from each Council Ward. They shall be subject to removal by the Mayor and City Council by a motion adopted by five affirmative votes with the Mayor entitled to vote. The members thereof shall serve for a term of four years and until their respective successors are appointed and qualified, and may serve for not more than two consecutive full terms.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

## Charter Chapter 15—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 810 of Article VIII is hereby deleted, in its entirety.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

## Charter Chapter 16—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Article VIII is hereby amended by adding a new Section 810 which shall read as follows:

Sec. 810. Community police review commission.

There shall be a community police review commission which shall have the power and duty to:

(a) Advise the Mayor and City Council on all police/community relations issues.

(b) Conduct public outreach to educate the community on the purpose of the commission.

(c) Receive, and in its discretion, review and investigate citizen complaints against officers of the Riverside Police Department filed within six months of the date of the alleged misconduct in writing with the commission or any other City office as established by ordinance of the City Council.

(d) Review and investigate the death of any individual arising out of or in connection with actions of a police officer, regardless of whether a complaint regarding such death has been filed.

(e) Conduct a hearing on filed complaints or commission-initiated investigations when such hearing, in the discretion of the commission, will facilitate the fact finding process.

(f) Exercise the power of subpoena to require the attendance of witnesses, including persons employed by the City of Riverside, and the production of books and papers pertinent to the investigation and to administer oaths to such witnesses and to take testimony to the extent permissible by law. Subpoenas shall only be issued by the commission upon the affirmative vote of six commission members.

(g) Make findings concerning allegations contained in the filed complaint to the City Manager and Police Chief.

(h) Review and advise the Riverside Police Department in matters pertaining to police policies and practices.

(i) Prepare and submit an annual report to the Mayor and City Council on commission activities.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 17—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 1109 of Article XI is hereby amended to read as follows:

Sec. 1109. Public works contracts.

Every project for the construction and/or improvement of public buildings, works, streets, drains, sewers, utilities, parks or playgrounds, and every purchase of supplies or materials for any such project, when the total expenditures required for the same exceed \$50,000 shall be let by the City Council or by the board of public utilities pursuant to Section 1202(b), by contract to the lowest responsible bidder after notice by publication in a newspaper of general circulation within the City by one or more insertions, the first of which shall be at least ten days before the time for opening bids. Projects for the maintenance or repair of streets, drains or sewers are excepted from the requirements of this section if the City Council determines that such work can be performed more economically by a City department than by contracting for the doing of such work.

All bids shall be accompanied by either a certified or cashier's check, or a bidder's bond executed by a corporate surety authorized to engage in such business in California, made payable to the City, or such other form of bidder's security as the City Council establishes by ordinance. Such security shall be in an amount not less than that specified in the notice inviting bids or in an amount not less than ten percent of the aggregate amount of the bid. If the successful bidder neglects or refuses to enter into the contract, within the time specified in the notice inviting bids or in the specifications referred to therein, the amount of the bidder's security shall be declared forfeited to the City and shall be collected and paid into its general fund, and all bonds so forfeited shall be prosecuted and the amount thereof collected and paid into such fund.

The City Council or board of public utilities pursuant to Section 1202(b) may reject any and all bids presented and may readvertise in its discretion.

The City Council, without advertising for bids, or after rejecting bids, or if no bids are received, may declare and determine that, in its opinion, based on estimates approved by the City Manager, the work in question may be performed better or more economically by the City with its own employees or the supplies or materials may be purchased more economically on the open market, and after the

adoption of a resolution to that effect by at least five affirmative votes of the City Council may proceed to have said work done or said supplies or materials purchased in the manner stated, without further observance of the provisions of this section. Such contracts likewise may be let without advertising for bids if such work or supplies or materials shall be deemed by the City Council to be of urgent necessity for the preservation of life, health or property, and shall be authorized by resolution passed by at least five affirmative votes of the City Council and containing a declaration of the facts constituting such urgency.

Projects for the construction and/or improvement of any public utility operated by the City or for the purchase of supplies or equipment for any such utility may be excepted from the requirements of this section, provided the so determines by at least five affirmative votes.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 18—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 1110 of Article XI is hereby amended to read as follows:

Sec. 1110. Cash management.

Adequate cash shall be maintained to meet lawful demands of the City. Transfers and loans may be made by the City Council from one fund to another as may be required.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 19—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 1111 of Article XI is hereby amended to read as follows:

Sec. 1111. Capital projects funds.

(a) Funds for capital projects are hereby created. Capital projects initiated by the City Council which only require approval by the City Council are provided for

in subsection (b). Capital projects initiated by the City Council which also require approval by the voters are provided for in subsection (c).

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 20—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 1113 of Article XI is hereby amended to read as follows:

Sec. 1113. Independent audit.

The City Council shall employ, at the beginning of each fiscal year, a qualified public accountant who shall, at such time or times as may be specified by the City Council, and at such times as such accountant shall determine, examine the books, records, inventories and reports of all officers and employees who receive, handle or disburse public funds and of such other officers, employees or departments as the City Council may direct. As soon as practicable after the end of the fiscal year, a final audit and report shall be submitted by such accountant to the City Council, one copy thereof to be distributed to each member, one to the City Manager, controller, treasurer, and City Attorney, respectively, and three additional copies to be placed on file in the office of the City Clerk where they shall be available for inspection by the general public. At least every five years, the City Council shall employ a qualified public accountant different from the qualified public accountant who submitted the immediately preceding year's audit report.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 21—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Article XI is hereby amended by adding a new Section 1114 which shall read as follows:

Sec. 1114. Use of design-build procurement for public works projects.

Notwithstanding any provision to the contrary in the California Public Contracts Code, in Charter Section 1109, or any other law or regulation of the City of

Riverside, the use of design-build procurement by competitive negotiation is authorized. The City Council shall establish by ordinance regulations for the award, use and evaluation of such design-build contracts, in which the design and construction of public works project are procured from a single entity.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 22—City of Riverside

***Amendments to the Charter of the City of Riverside***

[Filed with the Secretary of State January 18, 2005.]

Section 1202 of Article XII is hereby amended to read as follows:

Sec. 1202. Same—Powers and duties.

The board of public utilities shall have the power and duty to:

(a) Consider the annual budget for the department of public utilities during the process of its preparation and make recommendations with respect thereto to the City Council and the City Manager.

(b) Authorize, and let public works contracts in compliance with Section 1109, within the limits of the budget of the department of public utilities, any purchase of equipment, materials, supplies, goods or services, or any acquisition, construction, improvement, extension, enlargement, diminution, or curtailment of all or any part of any public utility system when the amount exceeds \$50,000, and authorize the City Manager, or his designee, to execute contracts or issue purchase orders for the same. This amount may be increased in \$1,000 increments by ordinance to account for inflation whenever the cumulative increase in the consumer price index exceeds \$2,000 from the last increase. No such purchase, or acquisition, construction, improvement, extension, enlargement, diminution or curtailment shall be made without such prior authorization.

Notwithstanding the above, such a purchase, or acquisition, construction, extension, enlargement, diminution or curtailment may be made without prior approval (1) for work done at the request of and at the expense of a customer, pursuant to rules established by the board of public utilities and approved by the City Council, or (2) if there is an urgent necessity to preserve life, health or property (i) as determined by the director of public utilities or, (ii) if the amount exceeds \$100,000 by the director of public utilities and the City Manager. As soon as practicable thereafter, the director of public utilities shall take the matter under Section 1202(b)(2) to the board of public utilities for ratification.

(c) Within the limits of the budget of the department of public utilities, make appropriations from the contingency reserve fund for capital expenditures directly related to the appropriate utility function.



(d) Require of the City Manager monthly reports of receipts and expenditures of the department of public utilities, segregated as to each separate utility, and monthly statements of the general condition of the department and its facilities.

(e) Establish rates for all utility operations as provided under Section 1200 including but not limited to water and electrical revenue producing utilities owned, controlled or operated by the City, but subject to the approval of the City Council.

(f) Authorize the director of public utilities to negotiate and execute contracts with individual retail customers for water, electric and any other utility service as provided under Section 1200, consistent with rates for such individualized service established pursuant to Section 1202(e).

(g) Approve or disapprove the appointment of the director of public utilities, who shall be the department head.

(h) Designate its own secretary.

(i) Make such reports and recommendations in writing to the City Council regarding the department of public utilities as the City Council shall deem advisable.

(j) Exercise such other powers and perform such other duties as may be prescribed by ordinance not inconsistent with any of the provisions of this Charter.

Certified to be a true copy by Ronald O. Loveridge, Mayor, and Colleen J. Nicol, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 23—City of San Diego

***Amendments to the Charter of the City of San Diego***

[Filed with the Secretary of State January 21, 2005.]

Section 216.1 of the Charter of The City of San Diego is added to read as follows:

Section 216.1: Access to Government Information

(a) The people have the right to instruct their representatives, petition government for redress of grievances, and assemble freely to consult for the common good.

(b) (1) The people have the right of access to information concerning the conduct of the people's business, and therefore, the meetings of public bodies and the writings of public officials and agencies shall be open to public scrutiny.

(2) A statute, court rule, or other authority, including those in effect on the effective date of this Section, shall be broadly construed if it furthers the people's right of access, and narrowly construed if it limits the right of access. A statute, court rule or other authority adopted after the effective date of this Section that

limits the right of access shall be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

(3) Nothing in this Section supersedes or modifies the right of privacy guaranteed by Section 1 of the California Constitution or affects the construction of any statute, court rule, or other authority to the extent that it protects that right to privacy, including any statutory procedures governing discovery or disclosure of information concerning the official performance or professional qualifications of a peace officer.

(4) Nothing in this Section supersedes or modifies any provision of this Charter or the California Constitution, including the guarantees that a person may not be deprived of life, liberty or property without due process of law, or denied equal protection of the laws.

(5) This Section does not repeal or nullify, expressly or by implication, any constitutional or statutory exception to the right of access to public records or meetings of public bodies that is in effect on the effective date of this Section, including, but not limited to, any statute protecting the confidentiality of law enforcement and prosecution records.

Section 40 and Section 41(d) of the Charter of The City of San Diego are amended to read as follows:

Section 40: City Attorney

At the municipal primary and general election 1977, a City Attorney shall be elected by the people for a term of seven (7) years. A City Attorney shall thereafter be elected for a term of four (4) years in the manner prescribed by Section 10 of this Charter.

Notwithstanding any other provision of this Charter and commencing with elections held in 1992, no person shall serve more than two (2) consecutive four-year terms as City Attorney. If for any reason a person serves a partial term as City Attorney in excess of two (2) years, that partial term shall be considered a full term for purposes of this term limit provision. Persons holding the office of City Attorney prior to the November 1992 election shall not have prior or current terms be counted for the purpose of applying this term limit provision to future elections.

The City Attorney shall be the chief legal adviser of, and attorney for the City and all Departments and offices thereof in matters relating to their official powers and duties, except in the case of the Ethics Commission, which shall have its own legal counsel independent of the City Attorney. The attorney and his or her deputies shall devote their full time to the duties of the office and shall not engage in private legal practice during the term for which they are employed by the City, except to carry to a conclusion any matters for which they have been retained prior to taking office.

The City Attorney shall appoint such deputies, assistants, and employees to serve him or her, as may be provided by ordinance of the Council, but all appoint-

ments of subordinates other than deputies and assistants shall be subject to the Civil Service provisions of this Charter.

It shall be the City Attorney's duty, either personally or by such assistants as he or she may designate, to perform all services incident to the legal department; to give advice in writing when so requested, to the Council, its Committees, the Manager, the Commissions, or Directors of any department, but all such advice shall be in writing with the citation of authorities in support of the conclusions expressed in said written opinions; to prosecute or defend, as the case may be, all suits or cases to which the City may be a party; to prosecute for all offenses against the ordinances of the City and for such offenses against the laws of the State as may be required of the City Attorney by law; to prepare in writing all ordinances, resolutions, contracts, bonds, or other instruments in which the City is concerned, and to endorse on each approval of the form or correctness thereof; to preserve in the City Attorney's office a docket of all cases in which the City is interested in any of the courts and keep a record of all proceedings of said cases; to preserve in the City Attorney's office copies of all written opinions he or she has furnished to the Council, Manager, Commission, or any officer. Such docket, copies and papers shall be the property of the City, and the City Attorney shall, on retiring from office, deliver the same, together with all books, accounts, vouchers, and necessary information, to his or her successor in office.

The City Attorney shall have charge and custody of all legal papers, books, and dockets belonging to the City pertaining to his office, and, upon a receipt therefor, may demand and receive from any officer of the City any book, paper, documents, or evidence necessary to be used in any suit, or required for the purpose of the office.

The City Attorney shall apply, upon order of the Council, in the name of the City, to a court of competent jurisdiction for an order or injunction to restrain the misapplication of funds of the City or the abuse of corporate powers, or the execution or performance of any contract made in behalf of the City which may be in contravention of the law or ordinances governing it, or which was procured by fraud or corruption. The City Attorney shall apply, upon order of the Council, to a court of competent jurisdiction for a writ of mandamus to compel the performance of duties of any officer or commission which fails to perform any duty expressly enjoined by law or ordinance.

The City Attorney shall perform such other duties of a legal nature as the Council may by ordinance require or as are provided by the Constitution and general laws of the State.

The Council shall have authority to employ additional competent technical legal attorneys to investigate or prosecute matters connected with the departments of the City when such assistance or advice is necessary in connection therewith. The Council shall provide sufficient funds in the annual appropriation ordinance for such purposes and shall charge such additional legal service against the appropriation of the respective Departments.

The salary of the City Attorney shall be fixed by the Council and set forth in the annual appropriation ordinance, provided that the salary of the City Attorney may not be decreased during a term of office, but in no event shall said salary be less than \$15,000.00 per year.

In the event of a vacancy occurring in the office of the City Attorney by reason of any cause, the Council shall have authority to fill such vacancy, which said authority shall be exercised within thirty (30) days after the vacancy occurs. Any person appointed to fill such vacancy shall hold office until the next regular municipal election, at which time a person shall be elected to serve the unexpired term. Said appointee shall remain in office until a successor is elected and qualified.

#### Section 41: Commissions

(d) Ethics Commission. For so long as an Ethics Commission remains established by ordinance of the Council, the Executive Director of the Commission shall be appointed by the Commission, subject to confirmation by the Council, and shall thereafter serve at the direction and pleasure of the Commission. The Commission may, in accordance with complaint and investigation procedures approved by ordinance of the Council, subpoena witnesses, compel their attendance and testimony, administer oaths and affirmations, take evidence and require by subpoena the production of any books, papers, records, or other items material to the performance of the Commission's duties or exercise of its powers. The Ethics Commission shall be authorized to retain its own legal counsel, independent of the City Attorney, for legal support and guidance in carrying out its responsibilities and duties.

Article XV of the Charter of The City of San Diego is added to read as follows:

### ARTICLE XV Strong Mayor Trial Form of Governance

#### Section 250: Purpose and Intent

The City of San Diego has operated under a governance structure known as the City Manager form of government since its current Charter was adopted in 1931. Under the City Manager form of government, the City is governed by a Council consisting of eight members elected by district and a Mayor who is elected citywide. Also under this form of government, the policies, rules, and decisions of the Council are implemented by a city manager. The purpose of this Article is to modify the existing form of governance for a trial period of time to test implementation of a new form of governance commonly known as a Strong Mayor form of government.

#### Section 255: Operative Date; Sunset of Article; Future Action by Voters

(a) The date for the provisions of this Article to become operative is January 1, 2006.

(b) After January 1, 2006, the provisions of this Article shall remain in effect for a period of five years (until December 31, 2010) at which time this Article shall be automatically repealed and removed from the Charter. However, the Council and the people reserve the right to propose amendments to the Charter at the November 2010 election or sooner to extend, make permanent, shorten or repeal the effective period of this Article and to consider increasing the number of Council districts to nine at the time of the next City Council district reapportionment which follows the national decennial census in 2010.

Section 260: Integration of Article with Charter

(a) For the period of time this Article is operative, the following sections or subsections of the Charter shall be deemed inoperative and this Article shall supersede and completely govern the subjects:

Section 12(a) The Council [superseded by section 270]

Section 13 Meetings Of The Council [superseded by section 270]

Section 16 Introduction And Passage Of Ordinances And Resolutions [superseded by sections 275, 280, 285, and 290]

Section 17 When Ordinances And Resolutions Take Effect; Emergency Measures [superseded by section 295]

Section 22 Interference By Individual Members Of Council With Administrative Service Prohibited [superseded by sections 270(g) and 270(h)]

Section 24 Mayor [superseded by section 265]

Section 25 Deputy Mayor [superseded by section 265]

Section 27 The City Manager [superseded by sections 260 and 265]

(b) All executive authority, power, and responsibilities conferred upon the City Manager in Article V, Article VII, and Article IX shall be transferred to, assumed, and carried out by the Mayor during the period of time this Article is operative.

Section 265: The Mayor

(a) The Mayor shall be recognized as the official head of the City for all ceremonial purposes, by the courts for purpose of serving civil process, for the signing of all legal instruments and documents, and by the Governor for military purposes.

(b) In addition to exercising the authority, power, and responsibilities formally conferred upon the City Manager as described in section 260(b), the Mayor shall have the following additional rights, powers, and duties:

(1) To be the chief executive officer of the City;

(2) To execute and enforce all laws, ordinances, and policies of the City, including the right to promulgate and issue administrative regulations that give controlling direction to the administrative service of the City. Nothing in this section shall be interpreted or applied to add or subtract from powers conferred upon the City Attorney in Charter sections 40 and 40.1;

(3) To recommend to the Council such measures and ordinances as he or she may deem necessary or expedient, and to make such other recommendations to the Council concerning the affairs of the City as the Mayor finds desirable;

(4) To attend and be heard at any regular or special open session meeting of the Council, but not the right to vote at such meetings;

(5) To approve or veto actions passed by the Council in open session, pursuant to sections 280 and 290;

(6) To attend and be heard at any closed session meeting of the Council, but not the right to vote at such meetings. When present, the Mayor shall preside over closed session. When the Mayor does not attend closed session, the Presiding Officer of the Council shall chair the closed session meeting;

(7) Sole authority to appoint the City Manager, subject to Council confirmation;

(8) Sole authority to direct and exercise control over the City Manager in managing those affairs of the City under the purview of the Mayor as expressly permitted in the Charter;

(9) Sole authority to dismiss the City Manager without recourse;

(10) Notwithstanding contrary language in Charter section 39, sole authority to appoint the City Auditor and Controller, subject to Council confirmation;

(11) Notwithstanding contrary language in Charter sections 30, 39, 57 or 58, authority to dismiss the City Auditor and Controller, the Chief of Police or the Chief of the Fire Department, subject only to a right for these city officials to appeal to the City Council to overturn the Mayor's decision. Any such appeal must be filed with the City Clerk within 10 calendar days of receiving the notice of dismissal or termination from the Mayor. The City Clerk shall thereafter cause the appeal to be docketed at a regular open meeting of the City Council no later than 30 days after the appeal is filed with the Clerk;

(12) As provided for in Charter sections 41 and 43, the authority to appoint members of City boards, commissions, and committees, subject to Council confirmation;

(13) Sole authority to appoint City representatives to boards, commissions, committees and governmental agencies, unless controlling law vests the power of appointment with the City Council or a City Official other than the Mayor;

(14) To cooperate fully with the Council and the Office of Independent Budget Analyst, including but not limited to, supplying requested information concerning the budget process and fiscal condition of the City to the Council and the Office of Independent Budget Analyst; and

(15) To propose a budget to Council and make it available for public review, no later than April 15.

(c) On or before the 15th day of January of each year, the Mayor shall communicate by message to the City Council a statement of the conditions and affairs of the City, and make recommendations on such matters as he or she may deem expedient and proper. In time of public danger or emergency, the Mayor shall take command of the police, maintain order, and enforce the law.

(d) No person shall serve more than two consecutive four-year terms as Mayor. If for any reason a person serves a partial term as Mayor in excess of two years,

that partial term shall be considered a full term for purposes of this term limit provision.

(e) If a vacancy occurs in the Office of Mayor for any reason other than a successful recall election, and,

(1) If the vacancy occurs with one year or less remaining in the term, the Council shall appoint a person to fill the vacancy.

(2) If the vacancy occurs with more than one year remaining in the term, the Council shall call a special election to be held within ninety days of the vacancy, unless there is a regular municipal or statewide election scheduled to be held within 180 days of the vacancy. If there is a regular municipal or statewide election scheduled to be held within 180 days of the vacancy, the Council may consolidate the special election with that regular election.

(A) If one candidate receives the majority of votes cast for all candidates in the special election, the candidate receiving the majority of votes cast shall be deemed to be and declared by the Council to be elected to the Office of Mayor.

(B) If no candidate receives a majority of votes cast in the special election, a special run-off election shall be held within forty-nine days of the first special election, unless there is a regular municipal or statewide election scheduled to be held within ninety days of the proposed special run-off election date, at which time the City Council may consolidate the special run-off election with that regular election. The two candidates receiving the highest number of votes cast for the Office of Mayor in the first special election shall be the only candidates for the Office of the Mayor and the names of only those two candidates shall be printed on the ballot for that seat.

(f) If a vacancy occurs by reason of a successful recall election, the Council shall adopt procedures to fill the vacancy.

(g) Whether a person is appointed or elected to the Office of Mayor, whatever the reason for the vacancy, that person shall serve as Mayor for the remainder of the unexpired term.

(h) Upon the appointment or election of any person to the Office of Mayor, any other City office held by that person is automatically vacated.

(i) During the period of time when an appointment or election is pending to fill a vacancy in the Office of Mayor, the presiding officer of the Council shall be vested with the authority to supervise the staff remaining employed in the Office of the Mayor, to direct and exercise control over the City Manager in managing the affairs of the City under the purview of the Mayor and to exercise other power and authority vested in the Office of the Mayor when the exercise of such power and authority is required by law. This limited authority would include circumstances where the expeditious approval of a legislative action is necessary to meet a legal requirement imposed by a court or another governmental agency. Such limited authority would not include the exercise of the power of veto or any other discretionary privilege which is enjoyed by a person appointed or elected to the Office of Mayor. The presiding officer, while acting under this section pending the

filling of a mayoral vacancy, shall not lose his or her rights as a member of the Council.

(j) For purposes of this section, a vacancy may result from death, resignation, or recall. If a vacancy occurs by reason of a resignation, the date of the vacancy will be the date specified in the written letter of resignation or, if there is no date certain specified in the letter, upon the date of receipt of the letter by the City Clerk.

Section 270: The Council

(a) The Council shall be composed of eight councilmembers elected by district, and shall be the legislative body of the City.

(b) Each councilmember shall have the right to vote upon all questions before the Council.

(c) No resolution, ordinance, or other action of the Council shall be passed or become effective without receiving the affirmative vote of five members of the Council, unless a greater number is otherwise required by the Charter or other superseding law. All substantive actions of the Council shall be passed by adoption of an ordinance or resolution.

(d) The Council shall have the right to determine its own rules and order of business as provided for in Charter section 14, including a process for the selection of a presiding officer who shall have responsibility for chairing meetings of the Council and managing the docket process. Any such rules shall provide a process for the Mayor and independent department heads to propose matters for consideration by the Council in open session and a process for the City Attorney, Mayor, and Presiding Officer to coordinate the docketing of matters for consideration by the Council in any closed session of the Council.

(e) The Council shall have the right to establish committees of the Council and to establish advisory boards and citizen committees as provided for in Charter section 43.

(f) The Council shall have the right to establish an Office of Independent Budget Analyst to be managed and controlled by the Independent Budget Analyst. The Council shall appoint this independent officer who shall serve at the pleasure of the Council and may be removed from Office by the Council at any time. The Council shall determine the powers of this Office and its manager by ordinance.

(g) No member of the Council shall directly or indirectly by suggestion or otherwise attempt to influence or coerce the City Manager or other officer appointed or confirmed by the Council in the making of any appointment to, or removal from, any City office or employment, or the purchase of any supplies, or discuss directly or indirectly with any candidate for City Manager the matter of appointments to City Offices or employment, or attempt to exact any promises from such candidate relative to any such appointments.

(h) Except for the purpose of inquiry or communications in furtherance of implementing policies and decisions approved by resolution or ordinance of the Council, individual members of Council shall deal with the administrative service



for which the Mayor is responsible only through the Mayor, the City Manager, or the Mayor's designees.

(i) Any City official or department head in the administrative service may be summoned to appear before the Council or any committee of the Council to provide information or answer any question.

**Section 275: Introduction and Passage of Ordinances and Resolutions**

(a) Ordinances shall be introduced in the Council only in written form. An alteration necessary only to correct a typographical or clerical error or omission may be performed by the City Clerk with the written approval and concurrence of the City Attorney, so long as the alteration does not materially or substantially alter the contents, requirements, rights, responsibilities, conditions, or prescriptions contained in the original text of the ordinance. A typographical or clerical error shall include, but is not limited to, incorrect spelling, grammar, numbering, punctuation, transposed words or numbers, and duplicate words or numbers.

(b) All ordinances except annual appropriation ordinances and ordinances codifying or rearranging existing ordinances, shall be confined to one subject, and the subject or subjects of all ordinances shall be clearly expressed in the title.

(c) The following ordinances may be passed by the Council on the day of their introduction: ordinances making the annual tax levy; the annual appropriation ordinance; ordinances calling or relating to elections; ordinances recommended by the Mayor or independent department heads transferring or appropriating moneys already appropriated by the annual appropriation ordinance; ordinances establishing or changing the grade of a public highway; and emergency ordinances as defined by section 295 of this Charter. Other ordinances, however, shall be passed by the Council only after twelve calendar days have elapsed from the day of their introduction.

(d) Each ordinance shall be read in full prior to passage unless such reading is dispensed with by a vote of five members of the Council, and a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(e) The yeas and nays shall be taken upon the Council's passage of all resolutions and ordinances and entered upon the journal of the proceedings of the Council.

(f) The enacting clause of ordinances passed by the Council shall be "Be it ordained by the Council of the City of San Diego." The enacting clause of ordinances submitted by initiative shall be "Be it ordained by the People of the City of San Diego."

**Section 280: Approval or Veto of Council Actions by Mayor**

(a) The Mayor shall have veto power over all resolutions and ordinances passed by Council with the following exceptions:

(1) The Mayor's veto power shall not extend to matters that are exclusively within the purview of Council, such as selection of the Independent Budget Analyst, the selection of a presiding officer, or the establishment of other rules or

policies of governance exclusive to the Council and not affecting the administrative service of the City under the control of the Mayor.

(2) The Mayor's veto power shall not extend to those matters where the Council has acted as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented.

(3) Emergency Ordinances.

(4) The Annual Appropriation Ordinance.

(5) The Salary Ordinance, which instead shall be subject to veto in accordance with the process described in section 290.

(b) Matters that are not subject to the Mayor's veto power shall be clearly indicated as such on the Council's agenda and within the body of the resolution or ordinance, which, pursuant to section 40, shall be signed as to form and legality by the City Attorney.

(c) The following shall apply to each resolution and ordinance that has been passed by the Council and is subject to the Mayor's veto:

(1) Each such resolution or ordinance shall, within forty-eight hours of passage, be transmitted to the Mayor by the City Clerk with appropriate notations of the action taken by the Council.

(2) The Mayor shall act upon each resolution or ordinance within ten business days of receiving the City Clerk's transmittal.

(3) The Mayor shall either approve the resolution or ordinance by signing and returning it to the City Clerk within the specified time limit, or shall veto any resolution or ordinance and return it to the City Clerk with his or her written objections within the specified time limit.

(4) Failure to return the resolution or ordinance within the specified time limit shall constitute approval and such resolution or ordinance shall take effect without the Mayor's signed approval. The City Clerk shall note this fact on the official copy of such resolution or ordinance.

#### Section 285: Enactment Over Veto

The Council shall reconsider any resolution or ordinance vetoed by the Mayor. If, after such reconsideration, at least five members of the Council vote in favor of passage, that resolution or ordinance shall become effective notwithstanding the Mayor's veto. If more than five votes are required for the passage of any resolution or ordinance by the provisions of this Charter or other superseding law, such larger vote shall be required to override the veto of the Mayor. If a vetoed resolution or ordinance does not receive sufficient votes to override the Mayor's veto within thirty calendar days of such veto, that resolution or ordinance shall be deemed disapproved and have no legal effect.

#### Section 290: Council Consideration of Salary Ordinance and Budget; Special Veto Power

(a) No later than April 15 of each year, the Council shall introduce a Salary Ordinance fixing the salaries of all officers and employees of the City in accordance with Charter section 70. The Salary Ordinance shall be proposed by the Mayor for Council introduction in a form consistent with any existing Memorandum of Understandings with recognized labor organizations, or otherwise in conformance with procedures governed by the Meyers-Milias-Brown Act or any other legal requirements governing labor relations that are binding upon the City. Upon introduction, the Salary Ordinance shall be transmitted to the Mayor.

(1) The Mayor shall, within five business days of receipt of the Salary Ordinance introduced by Council, either approve the ordinance as introduced or veto all or any specific provision within the ordinance.

(2) The Salary Ordinance shall be returned to the Council within the five-business day period either approved by the Mayor or accompanied by a statement explaining any reasons for the veto. The Council shall thereafter have ten business days within which to override the veto and pass the Salary Ordinance as introduced or otherwise accept the changes proposed by the Mayor in the veto statement and pass the ordinance at second reading with the changes proposed by the Mayor.

(3) The Salary Ordinance passed by Council shall become a controlling document for preparation of the Annual Appropriation Ordinance for the ensuing fiscal year.

(b) Prior to June 15 of each year, the Council shall satisfy its obligations under Charter section 71 by holding a minimum of two public hearings to consider the budget submitted by the Mayor. Prior to the June 15 deadline, and after at least two such public hearings have been held, the Council shall pass a resolution that either approves the budget as submitted by the Mayor or modifies the budget in whole or in part. The Council's modifications may call for adding new items or for increasing or decreasing any item.

(1) If approved by the Council as proposed by the Mayor, the budget shall become a controlling document for preparation of the Annual Appropriation Ordinance for the ensuing fiscal year.

(2) If modified by the Council, the budget shall be returned to the Mayor as soon as practicable.

(A) The Mayor shall, within five business days of receipt either approve, veto, or modify any line item approved by the Council.

(B) The Council shall thereafter have five business days within which to override any vetoes or modifications made by the Mayor pursuant to section 290(b)(2)(A). Any item in the proposed budget that was vetoed or otherwise modified by the Mayor shall remain as vetoed or modified unless overridden by the vote of at least five members of the Council. In voting to override the actions of the Mayor, the Council may adopt either an amount it had previously approved or an amount in between the amount originally approved by the Council and the

amount approved by the Mayor, subject to the balanced budget requirements set forth in section 71.

(C) Upon the expiration of the Council's five business day period, or sooner if the Council by five votes so directs, the budget as returned by the Mayor, and to the extent modified thereafter by the Council, shall become a controlling document for preparation of the Annual Appropriation Ordinance for the ensuing fiscal year.

(c) As required by section 71, the Council shall adopt the Annual Appropriation Ordinance during the month of July.

(d) The Mayor shall have no power of veto over the Annual Appropriation Ordinance.

Section 295: When Resolutions and Ordinances Take Effect; Emergency Measures

(a) In the case of a resolution or ordinance for which the Mayor has veto power:

(1) The date of approval by the Mayor pursuant to section 280(c) shall be deemed the date of its final passage.

(2) If the time for approval or veto by the Mayor has expired and no action has been taken by the Mayor, the date of expiration of that time shall be deemed the date of its final passage.

(3) If a resolution or ordinance is adopted by Council overriding the Mayor's veto, then the date of Council's override vote shall be deemed the date of final passage.

(b) In the case of a resolution or ordinance for which the Mayor has no veto power, the date of passage by the Council shall be deemed the date of its final passage.

(c) Resolutions shall become effective immediately upon their final passage, unless otherwise stated therein.

(d) Ordinances making the annual tax levy, the annual appropriation ordinances, ordinances calling or relating to elections, and emergency measures, shall take effect at the time indicated therein. All other ordinances passed by the Council shall take effect at the time indicated therein, but not less than thirty calendar days from the date of their final passage. Ordinances adopted by vote of the electors shall take effect at the time indicated therein or the date the final canvass is issued by the County Registrar of Voters, whichever occurs later.

(e) An emergency measure is an ordinance to provide for the immediate preservation of the public peace, property, health, or safety, in which the emergency claimed is set forth and defined in the preamble thereto. The affirmative vote of at least six members elected to the Council shall be required to pass any ordinance as an emergency measure. No measure making or amending a grant, renewal, or extension of a franchise or other special privilege shall ever be passed as an emergency measure. No situation shall be declared an emergency by the Council except

as defined in this section, and it is the intention of this Charter that the courts shall strictly construe compliance with such definition.

Section 143 of the Charter of The City of San Diego is amended to read as follows:

**Section 143: Contributions**

The retirement system herein provided for shall be conducted on the contributory plan, the City contributing jointly with the employees affected thereunder. Employees shall contribute according to the actuarial tables adopted by the Board of Administration for normal retirement allowances, except that employees shall, with the approval of the Board, have the option to contribute more than required for normal allowances, and thereby be entitled to receive the proportionate amount of increased allowances paid for by such additional contributions. The City shall contribute annually an amount substantially equal to that required of the employees for normal retirement allowances, as certified by the actuary, but shall not be required to contribute in excess of that amount, except in the case of financial liabilities accruing under any new retirement plan or revised retirement plan because of past service of the employees. The mortality, service, experience or other table calculated by the actuary and the valuation determined by him and approved by the Board shall be conclusive and final, and any retirement system established under this article shall be based thereon. Funding obligations of the City shall be determined by the Board on an annual basis and in no circumstances, except for court approved settlement agreements, shall the City and the Board enter into multi-year contracts or agreements delaying full funding of City obligations to the system. When setting and establishing amortization schedules for the funding of the unfunded accrued actuarial liability, the Board shall place the cost of the past service liability associated with a new retirement benefit increase on no greater than a fixed, straight-line, five year amortization schedule. Effective July 1, 2008, the Board shall place the cost associated with net accumulated actuarial losses on no greater than a fifteen year amortization schedule and the Board shall place the benefit associated with net accumulated actuarial gains on no less than a five year amortization schedule. Notwithstanding the above, the Board shall retain plenary authority and fiduciary responsibility for investment of moneys and administration of the system as provided for in article XVI, section 17 of the California Constitution. The setting and establishing of amortization schedules by the Board pursuant this section is not intended and shall not be interpreted to preclude the City from issuing pension obligation bonds or other similar instruments containing repayment terms exceeding fifteen years.

Section 144 and Article X of the Charter of The City of San Diego are amended to read as follows:

**Section 144: Board of Administration**

Effective April 1, 2005, the system shall be managed by a newly constituted Board of Administration which shall consist of 13 members. Seven members shall constitute a quorum of the Board and the concurring vote of seven members shall

be required for the Board to take any action. Prior to April 1, 2005, in anticipation of the effective date, and thereafter, members shall be selected to serve as follows:

(a) Seven (7) members shall be appointed by the Mayor and confirmed by the Council. No person who is a City employee, participant in the Retirement System, or City union representative may be eligible for appointment in this category. Such appointees shall have the professional qualifications of a college degree in finance, economics, law, business, or other relevant field of study or a relevant professional certification. In addition, such appointees shall have a minimum of fifteen (15) years experience in pension administration, pension actuarial practice, investment management, real estate, banking, or accounting. Members of the Board serving in this category shall serve staggered terms of four (4) years each (inaugural appointments shall have three (3) members serving two year terms) and members in this category shall be limited to a maximum of eight (8) consecutive years in office and an interval of four (4) years must pass before such persons can be reappointed. Such appointees shall not have any other personal interests which would create a conflict of interest with the duties of a Board member and trustee.

(b) One (1) police safety member of the Retirement System elected by the active police safety members to serve a four (4) year term, except that the inaugural member elected in 2005 to fill the seat in this category shall serve a two (2) year term.

(c) One (1) fire safety member of the Retirement System elected by the active fire safety members to serve a four (4) year term.

(d) Two (2) general members of the Retirement System elected by active general members of the Retirement System to serve a four (4) year term.

(e) One (1) retired member of the Retirement System elected by the retired members of the Retirement System to serve a four (4) year term, except that the inaugural member elected in 2005 to fill the seat in this category shall serve a two (2) year term.

(f) One (1) City management employee in the administrative service appointed by the City Manager to serve at the pleasure of the City Manager selected from the following: City Manager, City Treasurer, Deputy or Assistant City Manager, or person in a similar position who reports to the City Manager.

The Board of Administration may establish such rules and regulations as it may deem proper; shall elect one of its members president and appoint a secretary and may appoint such other employees as may be necessary. Such appointments, except the actuary, shall be made under the provisions of Article VIII of this Charter.

The Board of Administration shall be the sole authority and judge under such general ordinances as may be adopted by the Council as to the conditions under which persons may be admitted to benefits of any sort under the Retirement System; and shall have exclusive control of the administration and investment of

such fund or funds as may be established; and shall be permitted to invest in any bonds or securities which are authorized by General Law for savings banks; and, further, shall be permitted to invest in such additional classes or types of investments as are approved by resolution of the Council of the City of San Diego; provided, however, that individual investments within the classes or types approved by the Council must be approved by independent investment counsel; and, provided, further, the Board may place such funds in the hands of the Funds Commission for investment. Provided, however, that the Auditor and Comptroller shall refuse to allow any warrant drawn for payment of a retirement allowance if, in the opinion of the Auditor and Comptroller, such retirement allowance has been granted in contravention of this Article or any ordinances passed under the authority granted herein.

Article X: Transfer Of Police And Fire Department  
Employees Into The Retirement System

Notwithstanding any language in Article IX of this Charter to the contrary the City Council shall, upon the taking effect of this amendment, by ordinance provide for the transfer into the City Employees' Retirement System of all members of the Police and Fire Departments of the City of San Diego who were regularly employed and members of their respective Pension systems on June 30, 1946; provided, however, that in any such ordinance said Council shall provide as follows:

(1) A minimum retirement allowance of \$200.00 per month when a member has completed the required number of years of service as provided in this Charter, and who at the effective date of the ordinance is receiving a monthly salary of at least \$400.00.

(2) For retirement of members of the Police Department who entered the service of the department on or prior to the 8th day of May, 1941, and who have served for 20 years or more in the aggregate as a member or employee in any rank or capacity in said department, regardless of age, and for the retirement of members of the Police Department who entered the service of the department subsequent to the 8th day of May, 1941, after completion of 25 years of service in the aggregate.

(3) For retirement of members of the Fire Department who entered the service of the department on or prior to January 1, 1936, and who have served for 20 years or more in the aggregate as a member or employee in any rank or capacity in said department, regardless of age, and for the retirement of members of the Fire Department who entered the service of the department subsequent to the 1st day of January, 1936, after completion of 25 years of service in the aggregate.

(4) Each member of either the Fire or Police Department who is entitled to retire after 20 years of aggregate service with the City shall receive a pension credit of 2 ½% of his final compensation for each year completed at the effective date of said ordinance, but in no case shall such credit exceed 50% of such final

compensation. For each year completed after the effective date of said ordinance the member shall be credited with 1/60th of his final compensation. The pension credits specified above will not be allowable until after such member shall have reached the age of 50 years. No member of either department who is entitled to retire after 20 years as above and who has had 20 years of service in the aggregate shall receive less than the following: \$200.00 per month as retirement allowance, together with such additional amount per month as will represent the actuarial equivalent of that portion of the contributions of such member contributed after his 20th year of service but before his attainment of age 50.

(5) Members of the Fire and Police Departments who are not eligible for retirement until the completion of 25 years of service in the aggregate shall receive a pension credit of 2% of their final compensation for each year completed at the effective date of said ordinance, provided that such credit shall not exceed 50% of such final compensation, and in addition thereto shall be entitled to credits of 1/60th of their final compensation for each year completed after the effective date of the ordinance. The pension credits specified in this paragraph will not be allowable until after such member shall have reached the age of 55 and has completed 20 years of aggregate service in the department, provided, however, that such member may be permitted to retire at the age of 50 years after 20 years of aggregate service in the department with a reduced allowance, as provided in Article IX and the ordinance passed pursuant thereto. Except as to those members who are forced to retire because of disability or who die, 'Final Compensation' within the meaning of paragraphs 4 and 5 hereof shall be the highest average compensation received during any five consecutive years of service, limited, however, to the following monthly maximums for members who retire: During the first year after the ordinance is adopted, \$400.00; during the second year, \$500.00; during the third year, \$600.00; during the fourth year, \$700.00; during the fifth year, \$800.00; and after the end of the fifth year there shall be no ceiling considered in determining the amount of the final compensation. As to those members who are compelled to retire because of disability or who die after the ordinance becomes effective 'Final Compensation' shall be defined as above, but with the following monthly maximums: For death or disability occurring during the first year, after the ordinance is adopted, \$500.00; during the second year, \$600.00; during the third year, \$700.00; during the fourth year, \$800.00; during the fifth year, \$900.00; and after the end of the fifth year no ceiling shall be considered in determining the amount of the final compensation.

(6) No member of either the Fire or Police Departments transferred pursuant to the provisions of this Article of the Charter shall be required to contribute in excess of 8% of his total salary; and each member so transferred shall be classed as a safety member of a special class and shall be entitled to all of the service credit earned by such member in the Police and Fire Retirement System up to the date of transfer without further contributions from said member because of absences prior thereto while serving in the armed forces of the United States.



Immediately upon the taking effect of the ordinance making the transfer of members into the City Employees' Retirement System, all of the provisions of Article IX not inconsistent with the hereinabove provided, together with any ordinance passed pursuant thereto, shall be applicable to such transferred members, and the Police and Fire Retirement System heretofore created in 1947 is abolished, and except as prescribed by this amendment all benefits therein authorized are canceled.

All moneys in the Police and Fire Retirement Fund at the date of the taking effect of the ordinance transferring said members are hereby transferred to the City Employees' Retirement Fund.

Nothing herein contained shall be construed in any way so as to affect the vested rights of members of the Police and Fire Departments who have been heretofore retired by virtue of any retirement or pension system of The City of San Diego.

Certified to be a true copy by Dick Murphy, Mayor, and Charles G. Abdelnour, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 24—City of Santa Barbara

***Amendments to the Charter of the City of Santa Barbara***

[Filed with the Secretary of State January 27, 2005.]

Section 502. Compensation.

Beginning July 1, 2005, the members of the City Council, except the Mayor, shall receive an annual salary in the sum equal to eighty percent (80%) of the annual Area Median Income and the Mayor shall receive an annual salary equal to one hundred percent (100%) of the Area Median Income. In addition, the Mayor and each member of the City Council shall receive reimbursement on order of the City Council for Council authorized traveling and other expenses when on official duty upon submission of an itemized expense account therefor, or may receive an advance for such purposes subject to such accounting. In addition, members shall receive such uniform, reasonable and adequate amount as may be established by ordinance, which amount shall be deemed to be reimbursement to them of other routine and ordinary expenses and costs imposed upon them by virtue of their serving as City Councilmen, including the Mayor.

The term "Area Median Income" shall refer to the annual Area Median Income for a one-person household within Santa Barbara County as determined and set by the United States Department of Housing and Urban Development or, if the Housing and Urban Development Area Median Income determination is not available for any reason, by a comparable index published by the state of Cali-

fornia. The Mayor and City Council member salaries shall also be adjusted each year as of the first day of April based on changes in the Area Median Income.

Certified to be a true copy by Marty Blum, Mayor, and Roxanne Fiorillo, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 25—City of San Leandro

***Amendments to the Charter of the City of San Leandro***

[Filed with the Secretary of State March 10, 2005.]

Section 1. Section 235 of the City Charter is hereby amended to read as follows:

Section 235: TERM OF OFFICE.

(a) Council Members and the Mayor shall hold office for four years. The term of office shall commence on January 1 following the election.

(b) Notwithstanding the provisions of Section 235(a) of this Charter, the officers elected in 2002 shall hold office for a term ending December 31, 2006 and officers elected in 2004 shall hold office for a term ending December 31, 2008.

Certified to be a true copy by Shelia Young, Mayor, and Marian Handa, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 26—City of San Bernardino

***Charter of the City of San Bernardino***

[Filed with the Secretary of State March 17, 2005.]

PREAMBLE

We, the citizens of the City of San Bernardino, hereby establish this Charter to promote economic, environmental, and cultural prosperity throughout our community; to enable our City government to meet the needs of the people effectively and efficiently; to provide for accountability and ethics in public service; and to ensure equality of opportunity for every resident.

Article I

Boundaries, Rights and Liabilities

Section 1. Powers of City. The municipal corporation now existing known as the City of San Bernardino shall remain and continue a body politic and corporate in name and in fact, by the name of the City of San Bernardino, and by that name shall have perpetual succession and may sue and defend in all courts and places and in all matters and proceedings, whatever, and all property, rights and interests of the said City shall continue and vest in and belong to said City under

this Charter. It may have and use a common seal and alter it at pleasure; may purchase, receive and hold real and personal property within and without the City limits; may sell and dispose of the same for the common benefit; receive bequests and donations of all kinds of property in trust for charitable or other purposes and do all acts necessary to carry out the purposes of such bequests and donations, with power to manage, sell or otherwise dispose of the same in accordance with the terms of the bequest or donation.

The City of San Bernardino may make and enforce all laws and regulations in respect to municipal affairs, subject only to the restrictions and limitations provided in this Charter, and in respect to other matters it shall be subject to general laws.

Section 2. Boundaries—Jurisdiction. The boundaries of the City of San Bernardino shall be as follows: Commencing at the southeast corner of block seven of the Rancho San Bernardino, at the intersection of the center lines of Mill Street and Waterman Avenue, and running thence north along said center line of Waterman Avenue, and along the east boundary of said block seven, and of blocks six, five, four, three, two, one and thirty-two of said Rancho, to the northeast corner of lot one of said block thirty-two; thence west along the north boundary of said lot one and of lot fourteen of said block thirty-two, and the north line of lots one and fourteen of block thirty-three, lots one and fourteen of block thirty-four, lots one and fourteen of block thirty-five, lots one and fourteen of block thirty-six, lots three and six of block fifty-three, and lots three and six of block fifty-nine, to the northwest corner of said lot six of block fifty-nine; thence south along west line of lots six and five of said block fifty-nine, to the southwest corner of said lot five of block fifty-nine; thence east along the south line of said lot five to the intersection of the west line of lot twenty-four of block twenty-one with the north line of Base Line Street; thence south along the west line of lots twenty-four and seven in said block twenty-one, lots twenty-four and seven of block twenty-two, lots twenty-four and seven of block twenty-three, lots twenty-four and seven of block twenty-four, and lots twenty-four and seven in block twenty-five, to the southwest corner of said lot seven of block twenty-five, at the intersection of said west line with the north line of First Street; thence east along the south line of said block twenty-five and along said north line of First Street to the northwest corner of lot eight in block sixty-six, at the intersection of the west line of said lot eight with the said north line of First Street; thence south along the west line of lots eight and one of block sixty-six, to the southwest corner of said lot one of block sixty-six, at the intersection of said west line with the center line of Mill Street; thence east along the center line of said Mill Street and along the southline of blocks sixty-six, fourteen, thirteen, twelve, eleven, ten, nine, eight and seven, to the southeast corner of said block seven at the place of beginning; all being in and of the Rancho San Bernardino, according to the plan of survey of said Rancho, of record in the office of the County Recorder of said San Bernardino County.

The jurisdiction of said city, for all purposes of ownership, control, protection, management and maintenance, shall extend to and embrace all that parcel of land about two and one-half miles northwest of the courthouse in the City of San Bernardino, consisting of ten acres, more or less, and known as the “City Reservoir Tract,” and that other parcel of land of about twenty-two acres about one-half mile east of the city limits known as the “Job Antil Tract,” and such jurisdiction shall also extend to any other real property that may hereafter be acquired by said City of San Bernardino.

Section 3. Time and Change of Boundaries. The Mayor and Common Council by ordinance shall divide the area of the City into seven (7) wards of approximately equal population and thereafter shall periodically change the boundaries of the wards to maintain them in compact form and as nearly equal in population as possible, provided that such changes shall not be made more than once in any two (2) year period nor within ninety (90) days of any general municipal election.

## Article II Elective Officers and Elections

Section 10. Primary and General Election. A primary election shall be held in said City on the first Tuesday after the first Monday in March of each odd numbered year, for the nomination of candidates to be elected at the ensuing general election, and a general election shall be held in said City on the first Tuesday in May of each odd numbered year, for the election of City officers. Beginning with the primary election in 1995, and thereafter a primary election shall be held in said City on the first Tuesday after the first Monday in November in each odd numbered year for the nomination of candidates to be elected at the ensuing general election, and a general election shall be held in said City on the first Tuesday in February of the following even numbered year for the election of City Officers. Said election shall be conducted in the manner provided for by general law; provided, however, that the Mayor and Common Council shall have power, by ordinance, to provide for the manner of holding such election.

Section 10-A. Election to Office. Any candidate for any City office who at a primary election shall receive votes on a majority of all the ballots cast for candidates for the office for which such candidates seek nomination, shall be elected to such office. Where two or more candidates are to be elected to a given office and a greater number of candidates receive a majority than the number to be elected, those candidates shall be elected who secure the highest votes of those receiving such majority, and equal in number to the number to be elected. Any officer elected shall hold office until his or her successor is elected and qualifies.

Section 11. Provision for Elections—Returns—Certificate. The Mayor and Common Council shall provide for the holding of all City elections.

On the second day after a City election, exclusive of holidays, at 1:30 p.m. the Mayor and Common Council, or the City Clerk, or a canvassing board appointed by the City Clerk by order of the Mayor and Common Council shall meet at the

City Hall, San Bernardino, California and proceed to canvass the election returns.

The previous paragraph notwithstanding, all City elections consolidated with elections conducted by the County of San Bernardino, and all City elections that are conducted pursuant to agreement with the County of San Bernardino shall follow the County's process for the conduct of such elections and the canvass of such returns.

At the next regular or adjourned regular council meeting following the completion of the canvass, the Mayor and Common Council shall declare the results of said election as certified by the City Clerk or the Registrar of Voters of the County of San Bernardino as being official.

Section 11-A. Compensation For Officers. That the Mayor and Common Council shall, regardless of the provisions of the foregoing section, fix the compensation for each inspector, judge, clerk, and other election officers.

Section 12. Approval and Filing of Bond. After the result of an election is declared, or an appointment made, the City Clerk under his/her hand and official seal shall issue a certificate thereof to the person elected or appointed by delivering it to him/her personally, or by depositing it with postage pre-paid in the post office, addressed to him/her at the City of San Bernardino; and within ten days thereafter such person so elected or appointed, shall file the certificate with his/her oath of office attached, in the office of the City Clerk. When an Official Bond is required of an officer it shall be approved and filed before entering upon the duties of his/her office, within twenty (20) days after the certificate of election is issued to him/her.

Section 13. Officers Elected. There shall be elected at the general election in 1998, and every fourth year thereafter three members of the Common Council, one each from the First, Second and Fourth Wards, who shall have been qualified electors and residents of their respective wards for a period of at least thirty (30) consecutive days next preceding the date of filing of their nomination papers for the office and who shall be elected by the qualified electors of their respective wards for terms of four years commencing on the first Monday in March next succeeding their elections.

Section 14. Officers and Terms. There shall be elected at its general election in 1996 and every fourth year thereafter, four members of the Common Council, one each from the Third, Fifth, Sixth and Seventh Wards, who shall have been qualified electors and residents of their respective wards for at least thirty (30) consecutive days next preceding the date of filing of their nomination papers for the office and who shall be elected by the qualified electors of their respective wards, a City Attorney, City Clerk and City Treasurer elected at large who shall hold office for terms of four years from and after the first Monday in March and next succeeding their elections.

There shall be elected at the general election in 1998 and every fourth year thereafter, a Mayor who shall be elected at large for a term of four years commencing on the first Monday in March next succeeding such election.

Section 14-A. Vacancy on Council. A vacancy on the Common Council, from whatever cause arising, shall be filled for the unexpired term thereof through the election of a successor Council Member by the qualified electors of the ward in which the vacancy has occurred. Such Council Member shall have been a qualified elector and resident of the ward for at least thirty (30) consecutive days next preceding the date of filing of nomination papers for the office.

Said election shall be held at the time established by the Mayor and Common Council and shall be conducted in the manner provided for by general law; provided that the Mayor and Common Council shall have power by ordinance to provide for the manner of holding such election and such ordinance shall prevail over the general law.

Section 14-B. Consolidated General Election. Notwithstanding any other section of this Charter, whenever a County-wide election is scheduled to be held within sixty (60) days after the date which a City general election would otherwise be held pursuant to this Charter, the City shall consolidate the City general election with the County-wide election. In the event said consolidated general election causes the successful candidate to be qualified to take office after the expiration of the term of the incumbent, the term of said incumbent shall be extended until said successor qualifies and takes office, or until the incumbent qualifies and takes office in the event of re-election. Any such successful candidate elected in said consolidated general election shall take office at the first Council meeting of the month following the month in which the consolidated general election is held.

Section 15. Vacancies. An office becomes vacant when the incumbent thereof dies, resigns, is adjudged insane, convicted of a felony or of any major offense involving a violation of his/her official duties, or is removed from office, or ceases, in the case of a Council Member to be a resident of his/her ward, or, in the case of any other elected official to be a resident of the City, or refuses after notice from the Mayor and Common Council to qualify by taking the oath of office and filing his/her official bond.

Section 16. Military Leave of Absence. Anything in this Charter to the contrary notwithstanding, all employees or officers, excepting elective officers, who have heretofore or shall hereafter enter the armed forces of the United States during war or national emergency as declared by the President or the Congress of the United States shall be entitled to a leave of absence during such service in accordance with applicable State and Federal laws, and for a period of ninety (90) days thereafter. Every such employee or officer returning to the City within the time herein specified, and who has been honorably discharged from such services, shall be reinstated without loss of status or seniority, provided he/she is still qualified for such office or position. If the office or position no longer exists, or the

employee or officer is no longer qualified for his/her former position, he/she has the right to return to a position to which he/she meets the qualifications at the same compensation, status and seniority.

All persons appointed to fill such positions during war or national emergency shall be temporary appointees only.

#### Bonds and Salaries

Section 20. Approval of Bonds. Officers of the City, before entering upon the discharge of their official duties, shall execute to said City such Official Bond as may be required by law, ordinance or this Charter. When the amount of any bond is not fixed by law, ordinance or this Charter, and power to fix same is not herein conferred upon any board or officer, it may be fixed by ordinance. All bonds shall be approved by the authorized designee of the Mayor and Common Council and filed with the City Clerk, and shall be recorded by the City Clerk in a book entitled "Official Bonds" and kept for that purpose, except the Bond of the City Clerk, which shall be filed with the Mayor, after being so recorded. The approval of every Official Bond must be endorsed thereon and, signed by the officers approving the same after the examination of the surety.

Section 21. City Officials as Surety—Form—Liability—Bond of Surety Company. City Officers shall not be accepted as surety for each other on Official Bonds. Every Bond shall be in form joint and several and made payable to the City of San Bernardino, and contain a condition that the principal will faithfully perform all official duties that may be imposed upon or required of him/her by law or ordinance, and that at the expiration of his/her term of office he/she will surrender to his/her successor all property, books, papers and documents that may come into his/her possession as such officer. Said Bond must be executed by two or more sureties, but when the amount of the bond is more than five thousand dollars (\$5,000.00), the sureties may become severally liable for a portion of not less than twenty-five hundred (\$2,500.00), when there are more than two sureties, said sureties may justify in an amount which in the aggregate shall equal double the amount of said bond. But the Mayor and Common Council may require the Treasurer to give a Surety Company Bond in which case the expense of such bond shall be borne by the City, and may accept and approve of a Surety Company Bond for any officer without other surety.

Section 23. Additional bond—Vacancy. When an Official Bond is required of an officer, the Mayor and Common Council may require an additional bond if, in their opinion, the original bond or any surety becomes insufficient. If such additional bond be not given in thirty (30) days, the Mayor and Common Council must declare the office vacant and thereupon it shall become vacant.

Section 24. Salary of Mayor. The Office of Mayor shall be a full time position and the incumbent shall not engage in any business, professional or occupational activities which interfere with the discharge of the duties of such office. Effective January 1, 2003, the annual salary of the Mayor shall be set at fifty percent (50%) of the salary for a Superior Court Judge, County of San Bernardino,

State of California, as of July 1, 2002, and shall thereafter be adjusted and implemented January 1 of each subsequent year at the same fifty percent (50%) figure of the salary for said Superior Court Judge then in effect on said January 1 date.

Section 24-A. Salary of Council. The Council Members shall each receive an annual salary of six hundred dollars (\$600.00), payable monthly.

Section 24-B. Salary of City Clerk. That the salary to be received by the City Clerk shall be fixed by the Mayor and the Common Council.

### Article III

#### Legislative Department—The Common Council

Section 30. Legislative Power. The legislative power of the City is hereby vested in the Common Council consisting of seven members, four of whom shall constitute a quorum, but a less number may adjourn from time to time, or compel the attendance of other members. No order, except to adjourn for lack of quorum, or to compel the attendance of a quorum, and no ordinance or resolution shall be valid unless it receives the affirmative vote of four Council Members, or, in the event of a tie vote by the Council Members present, if it receives the affirmative vote of three Council Members and the Mayor.

Section 31. Ordinances—Adoption—Emergency and Urgency. Except for emergency or urgency ordinances, no ordinance may be adopted by the Common Council on the day of its introduction, nor within five (5) days thereafter, nor except at a regular or adjourned regular meeting. At the time of adoption of an ordinance or resolution it shall be read in full unless, except for its title, the reading thereof is waived by unanimous consent of all Council Members present. If an ordinance is altered after its introduction (except for correction of typographical or clerical errors), it shall not be adopted except at a regular or adjourned regular meeting held not less than five (5) days after the date of such alteration. Ordinances and codes may be adopted by reference in accordance with general law.

Emergency or urgency ordinances and each resolution may be adopted on the day of introduction and may take effect upon adoption; provided, however, that this section is not intended, nor shall it be deemed to affect the method of adopting special ordinances and resolutions as required by municipal improvement act, laws relating to elections, taxation, and annexations, or other provisions of law prescribing the time, form and manner for the adoption of ordinances and resolutions of special cases.

No order, resolution or ordinance shall have effect without approval of the Mayor, except when five (5) members of the Common Council concur in its adoption. In case of orders, the approval of the Mayor shall be presumed unless at the same meeting at which the order is passed, the Mayor causes his/her disapproval, with his/her reasons therefore, to be spread upon the minutes. All resolutions and ordinances after passage must be submitted to the Mayor who shall, within five (5) days after he/she has received the same, endorse his/her approval or disapproval thereon, giving the reasons for his/her disapproval. Each



ordinance or resolution to be valid must be passed by a vote of not less than four (4) Council Members and approval by the Mayor, provided that if the Mayor fails to approve the same it may be passed by a vote of not less than five (5) Council Members, and shall take effect as if approved by the Mayor.

Section 32. Ordinances—Enacting Clause. The enacting clause of all ordinances shall be: “The Mayor and Common Council of the City of San Bernardino do ordain as follows.”

Section 33. Ordinances—Publication. After the passage of each ordinance, and at all times thereafter, the City Clerk shall maintain on file and open to public inspection a certified copy of the full text of the ordinance. Within fifteen (15) days after the passage of each ordinance, it shall be published by the City Clerk once in a newspaper of general circulation published and circulated in the City with the names of the members of the Common Council voting for and against the ordinance and the name of the Mayor approving or disapproving the ordinance. The publication of the ordinance may be satisfied by the publication of the entire ordinance or by the publication of a summary of the ordinance, the number and title of the ordinance, and the names of the members of the Common Council voting for and against the ordinance and the name of the Mayor approving or disapproving the ordinance. Such summary shall be prepared by the City Clerk, or other official designated by the Mayor and Common Council, and approved by the City Attorney. The publication shall include a statement that the full text of the ordinance is available for inspection in the office of the City Clerk. The Mayor and Common Council may direct the publication of the entire ordinance in special cases. Ordinances shall not be published in a newspaper if the charge exceeds the customary rate charged by the newspaper for publication of private legal notices, but such ordinances shall be posted by the City Clerk in at least three public places in the City within fifteen (15) days after passage of the ordinances. Except as otherwise provided in this Charter, an ordinance shall not take effect or be valid unless it is published in substantially the manner and at the time required herein.

Section 34. Powers of Common Council—Written Charges. The Common Council shall have power to adopt rules for its own proceedings; to compel the attendance of witnesses and absent members; the production of papers in any matters under investigation; to judge of the qualification and election of its own members; to punish any member by a fine not exceeding two hundred fifty dollars (\$250.00) for disorderly or contemptuous behavior in its presence; and may expel a member or any city officer appointed by the Mayor and Common Council for continued neglect of his/her duty, or the willful violation of any penal law, or any provision of this Charter; but in every case the member or officer accused, if holding office for a definite term shall be entitled to have written charges presented and be heard on his/her own behalf.

The Ayes and Noes shall be taken and entered in the Journal of its proceedings at the request of any member and must be so taken and entered upon the passage of all Ordinances and Resolutions, and in matters concerning the granting of fran-

chises, making of contracts, allowing bills, ordering work to be done, or supplies to be furnished, disposing of City property, or any act that may involve the payment of money or the incurring of a debt against the City.

Section 35. Meetings—Time of—Adjournments. All meetings of the Common Council shall be public, and the regular meetings shall be held on the first and third Mondays in each month, unless such days be a legal holiday, when the meeting shall be held on the following day. Adjournments may be taken from a meeting to a day certain, and in such case the adjourned meeting shall be deemed an adjourned regular meeting.

Section 36. Mayor to Preside—Temporary Absence of Mayor; Mayor Temporarily Unable to Perform Duties. The Mayor shall preside at all meetings of the Common Council, but shall not be entitled to vote except in the event of a tie. In the absence of the Mayor from any Council meeting, the Common Council may choose one of their own number to preside over that meeting who shall retain the right to vote upon all questions under consideration, and shall have the same power to disapprove any order made by the Common Council, and with like effect as the Mayor would have had if present at this meeting, however, that member shall not have the ability to cast an additional vote in the event of a tie.

In case of temporary absence from the City, or sickness, or due to any other cause, the Mayor is temporarily unable to perform the duties of his/her office, the Common Council shall appoint one of their own number Mayor Pro-Tempore who shall have all powers and authority which the Mayor would have possessed if personally present and attending to such duties, and such Mayor Pro-Tempore shall not lose his/her vote as Council Member, but shall not have the ability to cast an additional vote in the event of a tie.

Section 37. Council Committees. Notwithstanding any other provision(s) of this Charter, the Common Council may create such standing and ad hoc committees as it deems appropriate, to be composed entirely of Council Members and said committee members shall be appointed by the Common Council.

Section 39. Power to Override Mayor. Any order, directive and/or decision of the Mayor made either formally or informally may be overridden, amended, revised or withdrawn by two-thirds (2/3) vote of the Common Council.

#### Subjects of Legislation

Section 40. Powers of Mayor and Common Council. The Mayor and Common Council of the City of San Bernardino, hereafter referred to as Council, shall have the following enumerated powers.

(a) Purchase and Sale of Property. Council shall have power to purchase, lease, receive and hold real and personal property within or without the city limits, and to control, sell and dispose of the same for the common benefit, provided that the procedure for the sale of real property shall be established by the Council by ordinance but such sale shall not be for less than the fair market value of the

property as determined by the Council, based on good and sufficient evidence in the record.

(b) Police and Sanitary Regulations. Council shall have power, subject to any pre-emptive law(s) of the State of California, to make and enforce all such local, police, sanitary and other regulations, as pertain to municipal affairs, and for this purpose may define misdemeanors committed within the city limits or on lands under the jurisdiction of the City, and provide penalties and punishment therefor.

(c) Nuisances. Council shall have power to define nuisances and provide for their removal.

(d) License Fee. Council shall have power to license for purposes of revenue all and every kind of business, occupations, shows, exhibitions, and lawful games carried on in the City and to fix the rate of license fee thereon.

(e) Taxes. Council shall have power to levy and collect taxes subject to State law.

(f) Fire Department. Council shall have power to establish and maintain a fire department, prescribe fire limits and adopt regulations for the protection of the City against fires.

(g) Police. Council shall have power to establish and maintain a police force.

(h) Overflow. Council shall have power to protect the City against overflow.

(i) Houses of Ill Fame. Council shall have power to prohibit and suppress lewdness and houses of ill fame and buildings or places used for lewdness, assignation or prostitution.

(j) Storage. Council shall have power to prohibit the storage of gunpowder, oils or other combustible substances in quantity.

(k) Parks. Council shall have power to lay out and maintain parks.

(l) Hospitals, etc. Council shall have power to regulate hospitals, pesthouses and slaughter houses, and to provide for their removal or discontinuance.

(m) Cemeteries. Council shall have power to provide cemeteries and regulate their management.

(n) Animal Shelter. Council shall have power to establish and regulate a public animal shelter.

(o) City Jail/Holding Area; Use of Inmates. Council shall have power to provide a City jail/holding area and to provide for the utilization of the services of any person(s) sentenced by the court to perform such community service as may be prescribed.

(p) Sewers. Council shall have power to acquire, establish, construct, reconstruct, maintain, operate, manage, repair, improve or finance any building, system, plant, works, facilities or undertaking used for or useful in the collection, treatment or disposal of sewage and the reclamation of effluent therefrom, or storm water, including drainage.

(q) Bridges, Streets, etc. Council shall have power to establish, build and repair bridges; to establish, lay out, alter, keep open, open, close, improve and

repair streets, sidewalks, alleys, squares, and other public highways, and places within the City, and to drain, sprinkle, oil and light the same; to remove all obstructions therein; to establish the grades thereof; to grade, pave, macadamize, gravel and curb the same in whole or part, and to construct gutters, culverts, sidewalks and crosswalks thereon, or upon any part thereof; to cause to be planted, set out and cultivated shade trees therein, and generally to manage and control all such highways and places.

(r) Fines and Penalties. Council shall have power to impose fines, penalties and forfeitures for any and all violations or ordinances; and for any breach or violation of ordinances; to fix the penalty by fine or imprisonment, or both. The violation of any lawful ordinance made, by the Mayor and Common Council shall constitute either a misdemeanor or an infraction, as determined by the Council by ordinance, and shall be prosecuted in the name of the people of the State of California.

(s) Compensation and Removal of Officer. Council shall have power to appoint, confirm and remove such appointed officers and appointed full-time permanent employees, and to fix the qualifications, duties and compensations of City employees subject to the civil service provisions and other provisions of this Charter upon the recommendation of the City Manager except that the appointment and removal of the City Manager, Acting City Manager, Chief of Police and Chief of the Fire Department shall only be acted upon in response to the Mayor's nomination in instances of appointments and the Mayor's recommendation in instances of removal(s). The Council may not, however, remove officers appointed for a definite term, nor deputies, assistants, clerks, and attachés holding office at the pleasure of an elective officer, nor may the Council remove employees of a City Manager-directed department except the Council may give consent to such removal as provided in Section 102(b) herein. Other provisions of this Charter notwithstanding, a Mayor Pro Tempore, acting as the Mayor shall not remove, discharge or recommend the removal or discharge of the City Manager, Acting City Manager, Chief of Police or Chief of the Fire Department unless, and until, said Mayor Pro Tempore, acting as the Mayor shall have been acting as Mayor for a period of not less than sixty (60) consecutive days prior to said removal or discharge, or prior to making a recommendation to remove or discharge. The authority of a Mayor Pro Tempore, while acting as Mayor, to suspend for cause is not limited by the preceding sentence.

(t) Public Utilities. Council shall have power to contract for supplying the City water for municipal purposes, or to acquire, construct, repair and manage pumps, aqueducts, reservoirs or other works necessary or proper for supplying water for the use of such City or its inhabitants, or for irrigating purposes therein, subject to the powers and supervision of the Board of Water Commissioners as in this Charter provided.

(u) Public Works. Council shall have power to acquire, own, construct, maintain and operate street railways, telephone and telegraph lines, gas, electrical

and other works for light, power and heat, and to supply such light, power and heat to the municipality and the inhabitants thereof; and to acquire, own and maintain public libraries, museums, gymnasiums, parks and baths.

(v) Permit for Construction in Proximity to City Streets. Council shall have power to permit, under such restrictions, as they may deem proper, the laying of railroad tracks and the construction and operation of street railways and the running of cars drawn by steam, electricity or other power thereon; and the laying of gas and water pipes in the public streets; and the construction and maintenance of telephone and telegraph lines therein.

(w) Schools. Council shall have power to maintain public schools.

(x) Duties Not Defined. Council shall have power to prescribe by ordinance the duties of all officers whose duties are not defined by this Charter, and to prescribe for any officer, duties other than herein prescribed.

(y) Animal Licensing Fee. Council shall have power to impose and collect an annual license fee on any canine owned or harbored within the limits of the City.

(z) Make and Enforce Laws and Regulations. Council shall have power to make and enforce all laws and regulations in respect to municipal affairs, subject only to the restriction and limitations provided in this Charter or by State law.

(aa) Other Powers. Council shall have power to pass all orders, resolutions and ordinances and to do and perform any and all other acts and things necessary or proper to complete execution of the powers vested by law or this Charter, or inherent in the municipality, or that may be necessary or proper for the general welfare of the City or its inhabitants.

Section 41. System for Assessment, Levy, and Collection of Taxes. The Mayor and Common Council shall have power, and it shall be their duty, to provide by ordinance a system for the assessment, levy and collection of all City taxes, which system shall conform as nearly as the circumstances of the case may permit, to the provisions of the laws of this State in reference to assessment, levy and collection of State and County taxes, except as to the time for such assessment, levy and collection, and except as to the officers by whom such duties are to be performed. All taxes assessed together with any percentage imposed for delinquency, and the cost of collection, shall constitute liens on the property assessed, from and after the first Monday in March in each year, which liens may be enforced by a summary sale of such property and the execution and delivery of all necessary certificates and deeds therefor, and such regulations as may be prescribed by ordinance, or by action in any court of competent jurisdiction to foreclose such lien; provided that any property sold for such taxes shall be subject to redemption within the time and in the manner provided, or that may thereafter be provided by law for the redemption of property sold for State or County taxes. All deeds made upon any sale of property for taxes, or special assessment under the provisions of this Charter shall have the same force and effect in evidence as is, or may hereafter be provided by law for deeds for property sold for nonpayment of State or County taxes. The maximum rate of taxation shall not exceed in any one (1) year one

dollar and thirty-five cents (\$1.35) upon each hundred dollars (\$100.00) of valuation or property assessed exclusive of the amount necessary to pay the principal of and interest on the bonded indebtedness of the City.

Article IV  
Elected Municipal Officers

Mayor

Section 50. Chief Executive Officer. The Mayor shall be the Chief Executive Officer, and chief spokesperson, of the City of San Bernardino and a citizen of the State of California who shall be at least thirty years of age and a resident and qualified elector of the City for a period of at least thirty (30) consecutive days next preceding the date of filing nomination papers for the office. The Mayor shall vigilantly observe the official conduct of all public officers, and take notice of the fidelity and exactitude, or the want thereof, with which they execute their duties and obligations, especially in the collection, administration and disbursement of public funds and property. The books, records and official papers of all departments, boards, officers and persons in the employ or service of the City shall, at all times be open to all persons for inspection and examination. Any defamation or willful neglect of duty or official misconduct which may be reported or discovered by the Mayor shall be laid before the Common Council in order that public interests may be protected and the person in default proceeded against according to law. The Mayor shall, from time to time, give the Common Council information in writing relative to the state of the City's municipal affairs and business, and shall recommend such measures as may be deemed beneficial.

The Mayor shall have the books and records of all public departments, pertaining to the finances of the City, experted by a competent person at least once in every year. Any person refusing to submit to, or permit such examination, or purposely delaying, or impeding the same, may be suspended from office by the Mayor and removed for malfeasance by the Mayor and Common Council. The Mayor shall have general supervision over all the departments and public institutions of the City. The Mayor shall take all proper measures for the preservation of public order and suppression of all riots and tumults.

Section 51. Appointments and Vacancies. The Mayor, with the consent and approval of the Common Council, shall appoint all officers, and all members of joint powers authorities, committees, and commissions, regardless of whether they are local, county, regional, state or otherwise, except those appointments made by the City Manager or by elected officials pursuant to this Charter, and except any other appointments for which this Charter expressly provides otherwise, and shall fill all vacancies in an elective office not otherwise provided for in this Charter; provided that in no case where a vacancy has occurred and an appointment been made to an elective office, shall the officer hold beyond the next general municipal election at which time an election shall be held for that office so vacated to fill the unexpired term. In case of a vacancy in the office of Mayor,

the vacancy shall be filled by the Common Council by a majority vote, and the appointee shall be a person meeting all of the requirements for the office of Mayor found in Section 50, and said person shall hold office for the unexpired term. In filling a vacancy in the office of Mayor, and in the process of filling such vacancy, the Mayor Pro Tempore shall not have the authority to exercise any veto or vetoes.

Section 52. Supervision by Mayor. The Mayor shall have the general supervision of the City Manager, Acting City Manager, Chief of Police, Chief of the Fire Department, and of all elected officers, except Council Members. The Mayor shall have the authority to suspend and discharge, for cause, the City Manager and/or the Acting City Manager subject to the laws of the State of California.

#### City Attorney

Section 55. Position—Duties—Salary. (a) The office of City Attorney shall be a full-time position, and the incumbent shall not engage in private practice.

(b) To be eligible to hold the office of City Attorney, the person elected or appointed shall be an attorney at law, duly licensed as such under the laws of the State of California, and shall have been engaged in the practice of law for at least five (5) years prior to his/her election or appointment, and shall have been a resident and elector of the City for a period of at least thirty (30) consecutive days next preceding the appointment or the filing of nomination papers for election to the office.

(c) In the event a vacancy shall occur in the office of City Attorney during his/her term, such vacancy shall be filled by appointment by the Mayor and Common Council, which appointment shall be valid until the next general municipal election, at which time a City Attorney shall be elected for the remainder of any unexpired term, or for a full term in accordance with Article II of this Charter.

(d) The City Attorney shall be the chief legal officer of the City; he or she shall represent and advise the Mayor and Common Council and all City officers in all matters of law pertaining to their offices; he or she shall represent and appear for the City in all legal actions brought by or against the City, and prosecute violations of City ordinances, and may prosecute violations of State law which are misdemeanors or infractions and for which the City Attorney is specifically granted the power of enforcement by State law without approval of the District Attorney, or those violations which are drug or vice related; he or she shall also act and appear as attorney for any City officer or employee who is a party to any legal action in his or her official capacity; he or she shall attend meetings of the City Council, draft proposed ordinances and resolutions, give his or her advice or opinion in writing when requested to do so in writing by the Mayor or Common Council or other City official upon any matter pertaining to Municipal affairs; and otherwise to do and perform all services incident to his or her position and required by statute, this Charter or general law.

(e) The salary of the City Attorney shall be fixed by the Mayor and Common Council, but shall not be less than seventy-five hundred dollars (\$7,500.00) per annum. He/She shall be provided with office space and equipment, and clerical help by the City.

#### City Clerk

Section 60. Duties. The duties of the City Clerk shall be to keep the corporate seal and all books, papers, records and other documents belonging to his/her office, attend all meetings of the Mayor and Common Council and keep a journal of the proceedings. He/She shall have full power and authority to take all affidavits and administer all oaths necessary in the transaction of city business, but shall make no charge therefor. His/Her official books and records shall be kept properly indexed and be open to public inspection during office hours. He/She shall number and keep a record of all demands allowed and certified to him/her, showing the date of approval, to whom the same is allowed, the nature of the claim, and the fund out of which the same is payable. He/She shall issue all licenses and countersign all warrants on the City Treasury, except warrants of the boards, and shall do and perform all other acts required of him/her by this Charter, or by ordinance, or which may be required of him/her by the Mayor and Common Council.

#### Treasurer

Section 70. Duties. The Treasurer shall receive and pay out all moneys belonging to the City, and shall keep an account of all receipts and expenditures, under such rules and regulations as may be prescribed. He/She shall make a monthly statement to the Mayor and Common Council of the receipts and expenditures of the preceding month, and shall perform all duties required of him/her by law and the Mayor and the Common Council. He/She shall not pay out any monies belonging to the City except on claims presented, allowed and submitted in the manner provided by this Charter.

Section 90. Veto Power of Mayor in Community Development Commission. When pursuant to state law the Mayor and Common Council have designated themselves as the Community Development Commission of the City, the Mayor shall have the power of veto of all orders and resolutions of the Commission, in the same manner as he or she has as Mayor of the City, subject to the power of the Commission to override the veto, in the same manner as the Council has in the City.

#### Article V

##### City Manager

Section 100. Selection and Qualifications. The Mayor shall appoint, subject to confirmation by the Common Council, a City Manager who shall be the chief administrative officer of the City. The City Manager shall be responsible for the administration of all City departments except the Offices of the Mayor, City Attorney, City Clerk, City Treasurer, the Water Department, the Free Public



Library and the Civil Service System. Said City Manager shall be at least 30 years of age and shall be a resident of the City or shall become a resident of the City within 180 days of assuming office. Said City Manager shall have received, from an accredited college or university, a masters degree in public administration, business administration, or an equivalent degree in a related field, or a higher degree, and said City Manager shall have served as a City Manager, or as a City Administrator, or Chief Executive Officer of a county, or as an Assistant City Manager, City Administrator, or Chief Executive Officer of a county for a minimum of three years. The Mayor shall appoint the person deemed best qualified on the basis of executive and administrative capabilities, giving preference to candidates with management experience, and knowledge of accepted practices with respect to the duties of the office as set forth in this Charter.

Section 101. Assistant City Manager. The City Manager shall have the power to appoint, with the confirmation of the Mayor and Common Council, an Assistant City Manager, who shall be empowered to perform all duties of the City Manager in the event of the absence or disability of the City Manager and such other duties as the City Manager shall direct. The Assistant Manager shall serve at the pleasure of the City Manager.

Section 102. Authority and Duties of the City Manager. The City Manager shall have the following authority and duties:

(a) To direct and exercise immediate supervision over the administration of all Manager-directed departments of the City;

(b) To appoint, subject to section 40(s) of this charter; exercise immediate supervision over, suspend, and remove, all City employees of all Manager-directed departments of the City in both the classified and unclassified service; except that for the classified service, such powers shall be pursuant to the Civil Service provisions of this Charter, Civil Service rules, regulations and ordinances, and except that the removal of such employees in the unclassified service is subject to the consent of the Mayor and Common Council; and to appoint any temporary, part-time employees of all Manager-directed departments of the City;

(c) To ensure, in cooperation with the Attorney General, District Attorney, City Attorney, Police Chief and Fire Chief, that all laws, ordinances, orders, resolutions, contracts and franchises are enforced and executed;

(d) To attend all meetings of the Mayor and Common Council or council committee meetings, and to have the right to participate in the discussion without vote;

(e) To prepare and submit the annual budget and to keep the Mayor and/or the Mayor and Common Council fully advised as to the financial condition and needs of the City, including the filing of annual and interim financial reports;

(f) To submit such reports as the Mayor and/or the Mayor and Common Council may require concerning the operations of Manager-directed departments, and to recommend to the Mayor and Common Council the adoption of measures deemed advisable;

(g) To perform such other duties as are specified in the Charter, by law or required by the Mayor and/or the Mayor and Common Council;

(h) To confer regularly with the Mayor, to implement the policies of the Mayor and Common Council as directed by the Mayor and to keep the Mayor informed of any issues, events and controversies that may arise; to be responsible for the implementation of the Mayor's policy directives and to insure that those directives are acted upon by all supervisors and employees in the Manager-directed departments of the City;

(i) To confer regularly with the City Attorney on legal issues; to immediately notify the City Attorney of any important legal issues or difficulties that arise; to obtain the legal advice of the City Attorney, and to carefully consider such advice, understanding that recommendations of the City Attorney are advisory only. Neither the City Attorney, nor employees of the Office of the City Attorney, has authority to issue orders to the City Manager or any of his/her subordinates; it is the responsibility of the City Manager to insure that all Manager-directed departments and the employees of those departments perform all of their duties legally and that those departments and their employees are faithful in the observance, adherence, and enforcement of all pertinent laws, ordinances, and legal requirements in the performance of their duties and in their official conduct;

(j) To confer regularly with the City Treasurer on financial issues, to obtain the financial advice of the City Treasurer and to carefully consider that advice, and to keep the Treasurer informed of all financial matters and to immediately notify the City Treasurer of any important financial issues or difficulties that arise.

Section 103. Vacancy. Whenever a vacancy occurs in the office of the City Manager, the Mayor shall proceed immediately to appoint a City Manager, subject to confirmation by the Common Council. Until a City Manager is appointed and has assumed the duties of the office, the Assistant City Manager shall be designated as Acting City Manager. He/She shall perform all of the duties of City Manager and be vested with all the powers of City Manager as set forth in this Charter. The Assistant City Manager shall continue in the position of Acting City Manager, subject to the Mayor's authority to remove the Acting City Manager, until a new City Manager has been appointed and has assumed the duties of that office.

Section 104. Mayor and Common Council's Authority Over the City Manager and Other City Employees. Neither the Mayor nor any member of the Common Council, nor any other elected City official, nor the Common Council, nor any of its committees or members shall dictate or attempt to dictate, either directly or indirectly, the appointment of any person to office or employment by the City Manager, or in any manner interfere with or prevent the City Manager, from exercising judgment in the appointment of officers and employees in the administrative service. Neither the Mayor, Common Council Members, employees of the Common Council, nor employees of the Office of the Mayor, shall give

orders to any of the subordinates of the City Manager, either publicly or privately.

Section 105. Non-Eligibility of Elected Officials. No person who held any elected office in the City, between June 1, 1987, and the effective date of this Charter, regardless of how long any such person held any such elected office, may be employed as City Manager until eight years passes from the effective date of this Charter, and no person who holds any elected office on or after the effective date of this Charter may be employed as City Manager until eight years passes after such person leaves said elected office.

#### Article VI

Reserved

#### Article VII

##### Initiative, Referendum and Recall

Section 120. The Initiative. Any proposed ordinance may be submitted to the Common Council by a petition signed by qualified and registered electors of the City equal in number to the percentage hereinafter required. The signatures to the petition need not all be appended to one paper, but each signer shall add to his/her signature his/her place of residence, giving the street and such other identification as may be required by the registration law. One of the signers of each such paper shall make oath before an officer qualified to administer oaths, that the statements therein made are true, and that each signature to the paper appended is the genuine signature of the person whose name purports to be thereunto subscribed. Within ten days from the date of filing such petition, the City Clerk shall examine and from the great register ascertain whether, or not, said petition is signed by the requisite number of qualified electors and if necessary, the Council shall allow him/her extra help for that purpose, and he/she shall attach to said petition his/her certificate showing the results of said examination. If, by the Clerk's certificate, the number of signatures on the petition is shown to be insufficient, it shall be returned forthwith by the Clerk to the filer(s) thereof who shall have an additional ten (10) days from the date the petition is returned to them by the Clerk, to obtain the required number of signatures. The Clerk shall, within ten (10) days after such additional ten (10) day period to obtain additional signatures, make like examination of said petition, and if his/her certificate shall show the same to be insufficient, it shall be returned to the person filing same, without prejudice, however, to the filing of a new petition to the same effect. If the petition shall be found to be sufficient the Clerk shall submit the same to the Council without delay.

If the petition accompanying the proposed ordinance be signed by electors equal in number to thirty percent (30%) of the entire vote cast for all candidates for Mayor at the last preceding City election at which a Mayor was elected, and contains a request that said ordinance be submitted forthwith to a vote of the people at a special, or general municipal election, then the Council shall either:

(a) Pass such ordinance without alteration within twenty (20) days after the attachment of the Clerk's certificate of sufficiency to the accompanying petition (subject to referendary vote), and if the ordinance shall be passed by the Council, but shall be vetoed by the Mayor, and on reconsideration shall fail of passage by the Council, then, within five (5) days after determination that said ordinance shall have so failed of final adoption, the Council shall proceed to call a special election at which said ordinance without alteration, shall be submitted to a vote of the people; or,

(b) Forthwith after the Clerk shall attach to the petition accompanying such Ordinance his/her certificate of sufficiency, the Council shall proceed to call a special election at which said ordinance, without alteration, shall be submitted to a vote of the people.

The ballots used when voting upon said proposed ordinance shall contain the words, "For the Ordinance," (stating the general nature of the proposed ordinance) and "Against the Ordinance," (stating the general nature of the proposed ordinance). If a majority of the qualified electors voting on said proposed ordinance shall vote in favor thereof, such ordinance shall thereupon become a valid and binding ordinance of the City; and any ordinance proposed by petition, or which shall be adopted by a vote of the people, cannot be repealed or amended except by a vote of the people obtained in like manner.

Any number of proposed ordinances may be voted upon at the same election. In accordance with the provisions of this section; provided that there shall not be held under this section of the Charter more than one special election in any period of twelve months.

Section 121. The Referendum. No ordinance passed by the Common Council (except when otherwise required by the general laws of the State, or by the provisions of this Charter, respecting street improvements and except an ordinance for the immediate preservation of the public peace, health, or safety, which contains a statement of its urgency, and is passed by a two-thirds (2/3) vote of the Council, but no grant of any franchise shall be construed to be an urgency matter, but all franchises shall be subject to the referendary vote herein provided) shall go into effect before thirty (30) days from the time of its final passage and its approval by the Mayor; and if during said thirty days a petition signed by electors of the City equal in number to at least thirty percent (30%) of the entire vote cast for all candidates for Mayor at the last preceding City election at which time a Mayor was elected, protesting against the passage of such ordinance, be presented to the Council, the same shall thereupon be suspended from going into operation, and it shall be the duty of the Council to reconsider such ordinance, and if the same is not entirely repealed, the Council shall submit the ordinance proposed to the vote of the electors of the City either at the next general municipal election or at a special municipal election to be called for that purpose, and such ordinance shall not go into effect or become operative unless a majority of the qualified electors voting on the same, shall vote in favor thereof. Said petition shall be in all respects

in accordance with the provisions of the first section of this article (The Initiative) and shall be examined and certified by the Clerk in all respects as therein provided.

Section 122. The Recall. Proceedings may be commenced for recall of the holder of any elective office of this City and the election of a successor of the holder sought to be removed by the service, filing and publication of a notice of intention to circulate a recall petition. Such proceedings may not be commenced against the holder of an office unless, at the time of commencement, the holder has held office for at least ninety days and no recall petition has been filed against such holder within the preceding six months. A petition demanding the recall of the officer sought to be recalled shall be submitted to the City Clerk. The petition shall be signed by not less than fifteen percent (15%) of the voters of the City, or in the case of a City Council Member elected by ward twenty-five percent (25%) of the voters of that ward, according to the County Clerk's last official report of registration to the Secretary of State. No signature may be affixed to the petition until the proponents have served, filed and published a notice of intention to circulate a recall petition, containing the name of the officer sought to be recalled and the title of his/her office, a statement in not more than 500 words of the grounds on which the recall is sought, and the name and address of at least one, but not more than five proponents. The notice of intention shall be served, personally or by certified mail, on the officer sought to be recalled, and a copy thereof with a certificate of the time and manner of service shall be filed with the clerk of the legislative body. Within seven (7) days after the filing of the notice of intention, the officer sought to be recalled may file with the City Clerk an answer in not more than 500 words to the statement of the proponents and if an answer is filed, shall serve a copy thereof, personally or by certified mail, on one of the proponents named in the notice of intention. At the time the proponents publish the notice and statement referred to above, the officer sought to be recalled may have the answer published at his/her expense. If the answer is to be published the officer shall file with the City Clerk at the time the answer is filed a statement declaring his/her intent that the answer be published. The statement and answer are intended solely for the information of the voters and no insufficiency in the form or substance thereof shall affect the validity of the election or proceedings. The notice and statement as referred to above, and the answer, if it is to be published shall be published at least once in a newspaper of general circulation, as described in Sections 6000 to 6066 of the Government Code, adjudicated as such.

Seven (7) days after the publication of the notice, statement and answer, if it is to be published, the recall petition may be circulated and signed. The petition shall bear a copy of the notice of intention, statement and answer, if any. If the officer has not answered, the petition shall so state. Signatures shall be secured and the petition filed within ninety (90) days from the filing of the notice of intention. If such petition is not filed within the time permitted by this section, the same shall be void for all purposes. The signatures to the petition need not all be appended to

one paper; but each signer shall add to his/her signature his/her place of residence, giving the street and such other identification as may be required by the registration law. One of the signers of each such paper shall make oath before an officer qualified to administer oaths, that the statements therein made are true, and that each signature to the paper appended, is the genuine signature of the person whose name purports to be thereunto subscribed. Within thirty (30) days after the date of filing such petition the City Clerk shall examine and ascertain whether or not said petition is signed by the requisite number of qualified electors and, if necessary, the Council shall allow extra help for that purpose, and the City Clerk shall attach to said petition a certificate showing the result of said examination. If, by the City Clerk's certificate, the number of signatures on the petition is shown to be insufficient, it shall be returned forthwith by the Clerk to the filer(s) thereof who shall have an additional thirty (30) days from the date the petition is returned to them by the Clerk to obtain the required number of signatures. The City Clerk shall, within thirty (30) days after such additional thirty (30) day period to obtain additional signatures, make like examination of said petition, and, if his/her certificate shall show the same to be insufficient it shall be void for all purposes. If the petition shall be found to be sufficient, the City Clerk shall submit the same to the Council without delay and the Council shall thereupon order and fix a date for holding said election, not less than fifty (50) days, nor more than seventy (70) days from the date of the City Clerk's certificate to the Council that a sufficient petition is filed.

The ballots used when voting upon said proposed recall shall contain the words "shall (title of office and the name of the person against whom the recall is filed) be recalled?" and the words "yes" and "no."

The Council and the City Clerk shall make, or cause to be made, publication of notice and all arrangements for conducting, returning and declaring the results of such election in the same manner as other City elections.

Qualified candidates to succeed the person against whom the recall is filed, shall be listed on the ballot, except that the incumbent shall not be eligible to succeed himself/herself in any such recall election.

In any such removal election, if a majority of the votes cast is for "yes" on the question of whether or not the incumbent should be recalled, the candidate receiving the highest number of votes shall be declared elected. The incumbent shall thereupon be deemed removed from the office upon qualification of his/her successor. In case the party who received the highest number of votes should fail to qualify within ten (10) days after receiving notification of election, the office shall be deemed vacant. The successor of any officer so removed shall hold office during the unexpired term of his/her predecessor.

Article VIII  
Revenue and Finance

Section 130. Reports and Estimates. On or before the first Monday in June in each year the City Manager shall transmit to the Mayor and Common Council, accompanied with the estimates and reports of each department an estimate of the probable financial necessities of the City Government for the fiscal year, stating the amount required to meet the interest and principal on all bonded or funded indebtedness of the City, together with the amount needed for the salaries and probable wants of all the departments of the Municipal Government in detail, showing specifically the necessities of each fund in the treasury. Such estimate shall also show what amount of income and revenue will probably be collected from fines, licenses and other sources of revenue, exclusive of taxes upon property, and what amount will probably be required to be levied and raised by taxation in order to meet the necessities of each specific fund for such fiscal year.

Section 131. Ordinance To Be Passed. The Mayor and Common Council on or before the first Monday of January, 1907, and annually thereafter while any valid law exists for the assessment and collection of City taxes by officers of the County of San Bernardino, shall pass an ordinance electing to avail the City of San Bernardino of the provisions of an act entitled: "An Act to provide for the levy and Collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the County, and fixing the compensation to be allowed for such County officers for the services so rendered to such municipal corporation," approved March 27, 1895, and shall cause a certified copy of such ordinance to be filed with the Auditor of said County of San Bernardino. If said act shall be amended, or some other law be substituted in its stead providing for the assessment and collection of City taxes by County officers, the Mayor and Common Council shall conform to the provisions of such amended act or such law in order to avail the City of the privilege of having its taxes assessed and collected by such County officers. Such ordinances shall take effect immediately after their passage and shall not be subject to "The Referendum" as hereinbefore provided.

Section 132. Ex-officio Assessor and Tax Collector. After the time of noon on the first Monday of March, 1907, if for any cause there shall not be in force any ordinance availing the City of the privilege of having its taxes assessed and collected by the officers of the County, and during the time that there shall be no such ordinance or provision in force, the City Clerk shall be ex-officio Assessor, and the Chief of Police shall be ex-officio Tax Collector; they shall perform respectively the duties and have all the powers prescribed by law or ordinance for Assessors and Tax Collectors. While the City avails itself of the privilege of having its taxes assessed and collected by the County officers, the offices of City Assessor and City Tax Collector shall not exist. The Mayor and the Common Council shall

have power, by ordinance, to provide for the compensation of the City Clerk, while acting as ex-officio Assessor and of the Chief of Police while acting as ex-officio Tax Collector for such extra services. The taxes so levied and collected shall be apportioned by the Treasurer to the several specific funds.

Section 133. Indebtedness for Municipal Improvement. General obligation bonded indebtedness of the City for any purpose for which the City is authorized to provide or for carrying out any of the powers possessed by the City may be incurred in the manner provided by the general laws of the State of California at the time such proceedings are taken. The City shall not incur any indebtedness evidenced by general obligation bonds which shall in the aggregate exceed fifteen percent (15%) of the total assessed value for purposes of City taxation of all the taxable real and personal property in the City. The City shall not incur any bonded indebtedness constituting a general obligation of the City unless such indebtedness is authorized by the affirmative votes of not less than two-thirds (2/3) of those electors voting on the question of incurring such indebtedness at any election at which such question is submitted to the electors of the City. Notwithstanding any other provision or limit in this Charter, bonds of the City payable solely from the revenues of any revenue-producing improvement, building, system, plant works, facilities or undertaking used for or useful in (a) the producing, obtaining, conserving, treating, storing, transmitting, distributing and supplying of water for domestic use, irrigation, sanitation, industrial use, fire protection, recreation or any other public or private use, and (b) the collection, treatment or disposal of sewage, garbage, refuse waste or storm water, including drainage, may be authorized and issued in the manner provided by the general laws of the State of California at the time such proceedings are taken. The issuance of such revenue bonds must be authorized by the affirmative votes of a majority of the electors voting upon the proposition of their issuance at any election at which such question is submitted to the electors of the City.

When two or more questions or propositions for the incurring of general obligation bonded debt or for the issuance of revenue bonds are submitted at the same election to the votes cast for and against each question or proposition shall be counted separately.

Section 134. Sewer Service Charges. The Mayor and Common Council shall levy charges for sewer service which, if so ordered by the Mayor and Common Council, may be collected together with or separately from charges for water service and all charges received for sewer service and all other income and receipts derived from the operations of the sewer system, including any sewage treatment and effluent reclamation works, or arising from the sewer system or said works shall be paid into the Sewer Fund. Said charges shall be at least sufficient to pay the following amounts in the order set forth:

(a) The necessary and reasonable maintenance and operation costs of the sewer system, including any sewage treatment and effluent reclamation works (which include the reasonable expenses of billing and collection of service charges, man-



agement, repair and other expenses necessary to maintain and preserve the sewer system and said works in good repair and working order);

(b) The principal and interest on bonds issued for sewer purposes;

(c) Any payment specifically authorized or required by the Mayor and Common Council in any ordinance or resolution providing for the issuance of said bonds.

Section 135. Demands Against City. The provisions of the laws of the State of California relating to the processing of demands and claims against the municipality, the establishment and operation of funds and the transfer of revenue between funds which apply to general law cities shall be applicable to and given full force and effect in the City, provided that the Mayor and Common Council are empowered to and may, by ordinance, prescribe and provide for such matters and other matters directly related thereto and such ordinance after its adoption shall prevail over said provisions of the general law.

Section 139. Valid Claims. No claim for commodities furnished, or service performed, shall be valid unless prior to furnishing such commodities, or the rendition of the service, authority for the same had been given by the Common Council, the City Manager or some department of City government, having the authority so to do. No member of the Common Council, the City Manager or member of any department, and no City officer, shall have power to create an indebtedness against the City, or to furnish the basis of a claim without said authority.

Section 140. Advertisement For Supplies, Etc. The purchase of any goods, equipment, materials, supplies, or other personal property, except purchases from other governments or governmental agencies or as otherwise excepted by law, shall be made in the manner prescribed by ordinance which shall provide that such purchases or contracts for purchases where the amount therefor equals or exceeds an amount fixed by such ordinance, shall be open to competitive bidding and that the procedures for such bidding shall include public advertisement therefor, and consideration of factors in the award including low bid, expertise, and such other relevant factors as may be determined by the Mayor and Common Council from time to time. The Mayor and Common Council or any board or officer advertising for sealed proposals hereunder shall have the power to reject any and all bids and readvertise at their discretion.

Section 143. Special Funds. There is hereby created the following specific funds, to wit: Library Fund, Sewer Fund, Water Fund, and such other funds as may be designated by ordinance or resolution duly passed by the Mayor and Common Council.

Section 146. Water Fund. Out of the Water Fund shall be paid all warrants drawn thereon duly authorized by the Board of Water Commissioners.

Section 148. Library Fund. Out of the Library Fund shall be paid all warrants drawn thereon duly authorized by the Board of Library Trustees.

Section 149. Sewer Fund. Out of the Sewer Fund shall be paid:

(a) The necessary and reasonable maintenance and operation costs of the sewer system, including any sewage treatment and effluent reclamation works which include the reasonable expenses of billing and collection of sewer charges, management, repair and other expenses necessary to maintain and preserve the sewer system and said works in good repair and working order;

(b) The principal and interest of bonds issued for sewer purposes;

(c) Any payments specifically authorized or required by the Mayor and Common Council in any ordinance or resolution providing for the issuance of said bonds;

(d) Amounts, as the Mayor and Common Council may direct, for the payment of the costs of extensions and improvements of or additions to the sewer system and said works or for any other sewer purposes.

#### Article IX

##### Water Department

Section 160. Water Commissioners—Term of Office—Qualifications—Duties. There is hereby created a board consisting of five members which shall be known as the Board of Water Commissioners. Members of such board shall be appointed by the Mayor, subject to the confirmation of the Common Council. The term of office of each commissioner shall be six years; provided, however, that on or after twelve o'clock noon on the second Monday in May 1935, one member of the Board shall then be appointed for a term of six years; that on or after twelve o'clock noon on the second Monday of May, 1937, one member of such board shall be appointed for a term of two years, and one member shall be appointed for a term of six years; and thereafter, on or after twelve o'clock noon on the second Monday of May of each odd numbered year, one member of the Board shall be appointed for a term of six years; provided further that on or after twelve o'clock noon on the second Monday of May, 1971, two members of the Board shall be appointed, one for a one year term and one for a three year term, commencing on the second Monday of May, 1971; and thereafter such members shall be appointed for six year terms commencing on the second Monday of May, 1972, and of May, 1974, and for every six years thereafter. Any member of the Board may be removed at any time by the affirmative vote of five Council Members, and upon any such removal, the vacancy shall be filled by the Mayor, with the consent of the Common Council, for the unexpired term. No person shall be eligible to appointment as a member of said Board unless he/she shall have been a qualified elector of said City for the period of five (5) years next preceding the date of his/her appointment.

The Board of Water Commissioners shall perform the duties and responsibilities prescribed in this Charter and shall perform such other duties and responsibilities as are or may be prescribed or delegated by the Mayor and Common Council with the concurrence of the Board.

Section 161. Oath of Office. Before entering upon the duties of his/her office, each member of the Board of Water Commissioners shall make and subscribe before some officer authorized by law to certify oaths, the same oath of office required of other City officers.

Section 162. President—Inventory of Property. The first Board of Water Commissioners appointed hereunder shall, within one week after their confirmation by the Common Council, and thereafter their successors shall biennially, meet and organize by the election of one of their number as president. And said Board shall within a reasonable time thereafter, not to exceed thirty (30) days, make an inventory of all the property of the City pertaining to the Water Department that is on hand and in use, consisting of lands, reservoirs, conduits, rights of way, pipes, pipe lines, hydrants, gates, engines, pumps, tools, wells and private water service connection, and shall estimate the value of all such property to determine the whole amount the City has invested in its water system; and shall enter said inventory, together with such estimates, in a record book to be kept by said Commission and shall therein keep a record of all property belonging to the water service of the City, afterwards acquired, together with a record and account of the disposition of any property of said department which has been, or may be sold, lost, destroyed or worn out.

Section 163. Powers. The Board of Water Commissioners is hereby authorized and empowered:

1. To establish and collect all water rates, collect all rentals from water bearing lands and generally regulate, control, manage, renew, repair and extend the entire water system of the City;

2. To employ such persons as the necessities of the water service may require, to fix and pay out of the Water Fund the compensation of any and all employees in said water service and to require of any employee in the Water Department an adequate bond for the faithful performance of his/her duties;

3. Upon the order of and in the manner directed by the Mayor and Common Council, to generally regulate, control, manage, renew, repair and extend the City waste water treatment (sewage disposal) plants and that portion of the outfall sewer lines extending from Mill and "E" Streets to said plants, and if so ordered by the Mayor and Common Council to pay all costs and expenses in connection therewith from the Water Fund;

4. To incur any indebtedness or liability not exceeding in any year the income and revenue provided for such year, subject to the debt limitation provisions of the Constitution of the State of California;

5. To make rules and regulations governing the conduct of said Board and the members thereof.

Section 164. Sale And Use Of Water. The Board shall have power to control and order the expenditure of all money received from sale or use of water, for the defraying of expenses or maintenance and repairs and operation of the water system, and for any expenses for additions to the same; and for supplying the City

with water for any and all purposes; provided that all such money shall be deposited in the treasury of the City to the credit of a fund to be known as the Water Fund, and shall be kept separate and apart from other moneys of the City, and shall only be drawn from said fund upon demands authenticated by the signature of the President and Secretary of the Board, or in the absence of the President, by the signatures of two members and the Secretary of the Board, except that the Common Council may, in its discretion, monthly transfer from the Water Fund to the General Fund not more than ten percent (10%) of the revenues of the Water Department during the preceding month, and except that the Mayor and Common Council may, in its discretion, monthly transfer from the Water Fund to the proper Bond Fund an amount of money equal to one-twelfth (1/12) of the amount which will become due and payable during the current year for interest or principal, or for interest and principal, upon any or all outstanding Water Works Bonds.

Section 165. Receipts and Disbursements of Water Funds. Said Board shall cause to be kept in proper books provided therefor, a complete and accurate account of all the receipts and disbursements on account of said water system, and the same shall be kept open to the inspection of the public at any and all reasonable hours.

Section 166. Map Of Water System And Service. Said Board appointed hereunder shall within a reasonable time after their appointment, cause to be made and drafted by a competent engineer a suitable map showing the entire water system of the City; its source of supply, reservoirs, mains, gates, stop-off cocks, size of pipe, hydrants and all individual water service connections; said map to be the official map of the water system of the City. And from time to time, as the water service of the City increases, said Board shall cause to be made additional maps showing in detail the increased water service of the City.

Section 167. Financial Condition Of Water Department, Etc. Not less than thirty (30) days, nor more than forty (40) days, prior to the fixing of the general tax levy by the Common Council, and at any other time when required by the Common Council, said Board shall make and file with the Clerk of said Common Council a report, showing a full detailed statement of the financial condition of the Water Department; together with an estimate of the needs and requirements of said department for the ensuing year and the costs thereof. And whenever required by the Common Council said Board shall make and file with the Clerk of said Common Council, a full and detailed statement of all property of whatsoever nature or kind belonging to said Water Department.

Section 168. City Clerk Ex-Officio Secretary. The City Clerk shall be ex-officio Secretary of said Board, and shall keep a record of the proceedings thereof; and shall, whenever required so to do, certify such proceedings under his/her hand, the same to be authenticated by seal, if a seal is adopted and provided by said Board for that purpose.

Section 169. Meetings. The Board shall hold regular stated meetings at the City Hall at least twice in each month, and as often as the necessities of the Water Department require.

Section 170. Compensation of Members. The members of said Board shall each receive a salary as compensation for his/her services, payable out of the Water Fund of the City, as follows: The President, three hundred dollars (\$300.00) a year, and each of the other members, one hundred fifty dollars (\$150.00) a year.

Section 171. Ordinance to Enforce Rules. It shall be the duty of the Mayor and Common Council to pass such ordinances as may be necessary to enforce the rules and regulations of said Board of Water Commissioners.

#### Article X

#### Police and Fire Departments

Section 180. Powers of Mayor and Common Council. The police and fire departments shall be under the general supervision of the Mayor. The City Manager shall be the immediate supervisor of the Chief of Police and the Chief of the Fire Department. Neither the Mayor nor the City Manager shall interfere or attempt to interfere with the discharge of those duties of the Police or Fire Chief(s) the performance of which are required by law.

The Mayor and Common Council shall have power upon the recommendation of the City Manager to fix and prescribe the salaries, qualifications, duties, rank, badges of office and uniforms of the officers, members and employees of said departments; to prescribe rules and regulations for the organization, government and discipline of the same, and to prescribe penalties for violations thereof; subject to the civil service provisions of this Charter.

The Mayor shall determine any and all complaints of misconduct, inefficiency or violation of rules or other charges against the chiefs of said departments, and shall take such action thereon as shall be most conducive to the maintenance and discipline and efficiency of such departments, including suspending and or dismissing, for cause, the Chief of Police and/or the Chief of the Fire Department subject to the laws of the State of California.

Section 181. Police Department—Membership. The Police Department shall consist of a Chief of Police, and as many ranking officers, police officers and other employees as the Mayor and Common Council may from time to time determine.

Section 182. Chief of Police—Duties. The Mayor shall appoint a Chief of Police, subject to the approval of the Common Council. The Chief of Police shall have the powers and duties that are now or that may hereafter be conferred upon chiefs of police by the laws of the State, and such powers and duties shall in all respects be promptly executed by the Chief of Police, police officers, and by authorized personnel in the Police Department. The Chief of Police shall enforce the laws of the State and the ordinances of said City, and shall arrest or cause to

be arrested all persons for whom probable cause exists to believe said person(s) may be guilty of violations of the same. He/she shall also have charge of the City jail, if one is in existence, of all prisoners and of all those who are sentenced to labor upon the public streets, public works or other places of said City and shall execute and enforce all orders and sentences in reference thereto; and he/she shall perform such other duties as may be prescribed by the Mayor and Common Councilor by the City Manager.

Section 183. Fire Department—Membership. The Fire Department shall consist of a Chief of the Fire Department and as many ranking officers, firefighters and other employees as the Mayor and Council may determine.

A. Chief of the Fire Department—Duties. The Mayor shall appoint a Chief of the Fire Department, subject to the approval of the Common Council. The Chief of the Fire Department shall have the powers and duties that are now or that may hereafter be conferred upon chiefs of fire departments by the laws of the State, and such powers and duties shall in all respects be promptly executed by the Fire Chief and by authorized personnel in the Fire Department; and he/she shall perform such other duties as may be prescribed by the Mayor and Common Council or by the City Manager.

Section 184. Supervision of City Manager Over Funds, Moneys, Etc. The City Manager shall supervise and possess power and authority over all the funds, moneys and appropriations for the use of the Police and Fire Department, also the organization, government and discipline, subject to the restrictions in Section 180 of this Charter, of said Departments, and shall have control of all the property and equipments belonging to the same.

Section 185. Power to Make Rules and Regulations. Said Mayor and Common Council shall have power to make all necessary rules and regulations, upon the recommendation of the City Manager, to carry into execution and effect the foregoing powers contained in this Article, and in general to enable the appropriate city officers to manage and control said departments.

Section 186. Salaries. There is hereby established for the City of San Bernardino a basic standard for fixing salaries, classifications, and working conditions of the employees of the Police and Fire Departments of the City of San Bernardino, and the Mayor and the Common Council in exercising the responsibility over these departments vested in them by this Charter shall hereafter be guided and limited by the following provisions:

FIRST: Classification

The following classes of positions are hereby created in the Fire Department and Police Department of the City of San Bernardino, and the code numbers, titles, and salaries as hereinafter set forth are hereby established and fixed for such classes of positions. The letter “P” represents “Position” and the five steps in Positions 1, 2 and 3 being represented by the letters “a,” “b,” “c,” “d” and “e” are: “a” designating the first six months of service in the respective departments, “b” des-

ignating the following eighteen months of service in the respective departments, “c” designating the third year of service in the respective departments, “d” designating the fourth year of service in the respective departments, and “e” designating the fifth and all subsequent years of service. Advancements in salary shall be made automatically step by step after each step of aggregate active service in the department in which the member is employed. Each person employed in the Fire Department and Police Department shall be entitled to receive for his/her services in his/her position the applicable respective rate or rates of compensation prescribed for the class in which his/her position is allocated. Additional titles may be established by the Mayor and Common Council, upon the recommendation of the City Manager, but only titles for Local Safety members of the Police and Fire Departments shall be placed in one of the following classifications having the most nearly equal duties and responsibilities. Local Safety members of the Police and Fire Departments shall mean any local police officer or local firefighter as defined under the provisions of the Public Employees Retirement System Law as specified in the California Government Code or amendments thereto.

Classification Number	Class of Position	
	Fire Department Title	Police Department Title
P1 (Steps a,b,c,d,e)	Firefighter, Battalion Chief Aide	Police Officer
P2 (Steps a,b,c,d,e)	Fire Prevention Inspector	Juvenile Officer, Detective, Senior Identification Inspector
P3 (Steps a,b,c,d,e)	Engineer	Sergeant
P4	Captain, Assistant Fire Prevention Engineer	Lieutenant
P5	Battalion Chief, Drill Master, Fire Prevention Engineer	Captain, Superintendent of Records and Identifi- cation
P6	Assistant Chief	Assistant Chief
P7	Chief	Chief

#### SECOND: Basic Salary Schedule

(a) The monthly salaries of Local Safety members of the San Bernardino Police and Fire Departments included in classifications P1, P2, P3 steps “a” and “e” of P4, P5, P6 and P7 shall be fixed on August 1, 1976, for the balance of the current fiscal year and, thereafter, annually on August 1 of each succeeding year at the amount equal to the arithmetic average of the monthly salaries, paid or approved for payment to Local Safety members of like or most nearly comparable positions

of the police and fire departments of ten cities of California with populations of between 100,000 and 250,000 as shown in the latest Annual Report of Financial Transactions of California Cities published by the State Controller.

(b) The ten cities used for fixing the monthly salaries shall be those ten cities remaining from an original and complete list of all California Cities in the 100,000 to 250,000 population range based on the latest Annual Report of Financial Transactions of California Cities, published by the State Controller after representatives of the City and the appropriate recognized employee organization have alternately struck the names of cities from the list one at a time until the names of ten cities remain. The representatives to strike the first name from the list shall be determined by lot.

(c) In the event one or more of the ten cities does not have one or more of the comparable position classifications, the monthly salary for the particular classification, shall be computed as the arithmetic average of the next highest and next lowest comparable position classification of that City.

(d) The salaries paid in step “a” shall be the same as the arithmetic average of the starting salaries of the comparable positions in the ten cities and the salaries paid in step “e” shall be the same as the average of the top salaries paid in the comparable positions in the ten cities. The salaries paid in steps “b,” “c” and “d” shall be fixed at amounts which will cause the Local Safety members of the San Bernardino Police and Fire Departments to advance from the starting steps to the maximum pay steps in approximately equal salary advances.

#### THIRD: Special Salary Provisions

The following special provisions shall apply in addition to the compensation received in accordance with the above salary positions:

(a) Police Department: Each police officer assigned to traffic enforcement duties on a motorcycle shall be paid when performing such duties during the period of assignment at the rate of not less than fifty dollars per month in addition to the pay step to which he/she is entitled as extra-hazard pay for motorcycle duty. The Police Chief shall certify monthly as to the assignment and the period of time worked to validate entitlement to the extra-hazard pay.

(b) Police and Fire Departments: Any Local Safety member of the Fire and Police Departments temporarily acting in a position in a higher rank during periods of absence of the incumbent or during a vacancy in the position for more than ten (10) consecutive working days or five consecutive shifts, shall receive the same salary for the higher rank to which he/she would be entitled, were he/she promoted to that rank during the period in which the employee is acting in the higher rank. The Chief of the department in which the assignment to the higher rank occurs shall certify as to the assignment and the period of time worked in the higher rank to validate entitlement to the salary of the higher rank.

(c) Fire Department—Paramedics. The Mayor and Common Council, upon the recommendation of the City Manager, may authorize additional salary to be



paid to local safety members of the Fire Department, assigned to duty as paramedics, during the period of such assignment.

(d) Fire and Police Departments—Education/Longevity Incentive Pay. The Mayor and Common Council, upon the recommendation of the City Manager, may authorize additional salary to be paid to local safety members of the Police Department and the Fire Department who have completed educational or longevity requirements specified by the Mayor and Common Council.

(e) Fire Fighters

(1) All employees (below the rank of Battalion Chief) assigned to an average 56 hours per week assignment shall be compensated at an hourly rate of time and one-half (1½) their regular hourly rate of base pay, such compensation to be computed for each one quarter (¼) hour increment worked in excess of their average 56 hour weekly assignment.

(2) All employees (below the rank of Battalion Chief) working a 40 hour per week assignment shall be compensated at an hourly rate of time and one-half (1½) their regular hourly rate of base pay, such compensation to be computed for each 30 minute increment worked in excess of their regular eight (8) hour per day assignment of their 80 hours assignment during each pay period.

#### SIXTH: Definitions

The words and terms defined in this subsection shall have the following meanings in this section:

(a) “Shift” means a 24-hour duty for the Fire Department, except for the positions of Chief, Assistant Chief, and local safety members working in the Fire Prevention Bureau, and such other local safety positions as may hereafter be granted a forty (40) hour average work week by resolution of the Common Council upon the recommendation of the City Manager.

#### Article XI

##### School Districts

Section 190. Definition. The San Bernardino City Unified School District, as such term is used by this Charter, shall mean and include all of the public schools of said District.

##### Board of Education

Section 191. Members. The Board of Education of the San Bernardino City Unified School District shall consist of seven members who shall be residents of the Unified School District or, in the event trustee areas are established in said District, of such trustee areas. The Board of Education shall have all the powers and duties now or hereafter prescribed by the Education Code of the State of California for such board.

##### Board of Education: Term, Election

Section 192. Terms of Office—Election. The terms of office and the election of the members of the Board of Education shall be in accordance with

and pursuant to the provisions of the Education Code of the State of California relating to governing boards of such school districts.

#### Vacancies

Section 193. How Filled. Vacancies in the office of members of the Board of Education shall be filled by the remaining members of the Board at the next regular meeting after such vacancy occurs. The member so appointed shall hold such office for the unexpired term of his predecessor.

Section 194. Meetings. The Board of Education shall enter upon the discharge of their duties on the second Monday in May after their election, and the Board shall meet upon said date and organize by electing one of their number president and biennially thereafter. They shall hold regular meetings at least once each month at such place and time as may be designated by its rules. Special meetings may be called by the President, or by any three members. No business shall be transacted at such special meetings that has not been distinctly stated in the call. A majority of the members shall constitute a quorum, but an affirmative vote of three members shall be necessary to pass an order. The sessions of the Board shall be public and its minutes open to public inspection. The Board may determine the rules of its proceedings and the ayes and noes shall be taken and recorded when demanded, and they shall be taken and recorded on all questions involving elections, or appointments, or the expenditure of money.

Section 200. Filing of Claims. All claims payable out of the School Fund shall be filed with the Secretary of the Board and, before payment, shall be approved by said Board upon a call of ayes and noes which shall be recorded.

### Article XII

#### Free Public Library

Section 205. Trustees—Terms. The Free Public Library shall be under the management of a Board of five Trustees who shall be appointed by the Mayor subject to the approval of the Common Council; provided, that the first Board of Trustees under this Charter shall take office on the second Monday of May, 1905, and shall at their first meeting so classify themselves by lot that three of their number shall go out of office at the expiration of two years, and two at the expiration of four years; otherwise their term of office shall be four years. On the second Monday in May succeeding every General Municipal Election, the Board shall organize by choosing one of their number President. They shall also elect some suitable person as Secretary who shall act and hold office at the pleasure of the Board.

Section 206. Trustees—No compensation. The position of Trustees shall be one of honorary trust without salary, or compensation, and all appointments made by them shall be made without regard to politics, and irrespective of sex. Said Library Trustees shall not be less than twenty-five (25) years of age, and must have been residents of said City at least five years prior to their appointment.

Section 207. Library Tax. The Mayor and Common Council shall at the request of the Board of Trustees in making the annual tax levy, and as part thereof, levy a rate which shall produce a minimum amount of at least two thousand dollars (\$2,000.00) for the purpose of maintaining said Library and for purchasing books, journals and periodicals.

Section 208. Donations—Bequests. If payment into the treasury of any money or property derived by donations or bequest would be inconsistent with the conditions, or terms of any such donations, or bequest, said Board shall provide for the safety and preservation of the same, and the application thereof to the use of said Library in accordance with the terms and conditions of such donation or bequest.

Section 209. Title To Real And Personal Property. The title to all property, real and personal, now owned or hereafter acquired by purchase, donation or bequest, or otherwise, for the purpose, or use of said Library, when not inconsistent with the terms of its acquisition, shall vest and be and remain in said City, and in the name of said City may be sued for and defended by action at law, or otherwise.

Section 210. Meetings. The Board shall meet at least once each month and a majority shall constitute a quorum for the transaction of business, but a less number may adjourn from time to time. It shall elect a Librarian and such assistants as may be necessary. The Secretary shall keep a full account of all property, money, receipts and expenditures and a record of all its proceedings. The Secretary must serve without compensation.

Section 211. Powers of Board. The Board shall have power:

FIRST: To make and enforce all rules, regulations and by-laws necessary for the administration, government, and protection of said Library and all property belonging thereto, or that may be loaned thereto;

SECOND: To administer any trust declared, or created for such Library and reading rooms;

THIRD: To define the powers and prescribe the duties of all officers, to determine the number of, and elect all necessary subordinate officers and assistants, and at their pleasure to remove any such officer or assistant, subject to the civil service provisions of this Charter;

FOURTH: To purchase necessary books, journals, publications and other personal property;

FIFTH: To fix salaries of the Librarian and assistants, and other employees; to rent and equip such building or buildings, room or rooms as may be necessary for such Library or reading rooms;

SIXTH: To allow non-residents to borrow books upon such conditions as the Board may prescribe;

SEVENTH: To provide memorial tablets and niches or other means to perpetuate the memory of any person who makes donations or bequests to the Public Library;

EIGHTH: To do all that may be necessary to carry into effect the provisions of this Charter with reference to said Library and reading rooms.

Section 212. Reports. Said Board on or before the third Monday in July of each year, shall make a report to the Mayor and Common Council giving the condition of its trust, with full statement of all property and money received, whence derived, how used and expended, the number of books, journals and other publications on hand, the number added by purchase, gift or otherwise, during the next preceding fiscal year, the number lost or missing, the number and character of those loaned, and such other statistics, information and suggestions as may be of general interest; and also a financial report showing all receipts and disbursements, with particulars thereof, and the names of all employees and the salaries paid to each.

#### Article XII-A

##### Park and Recreation Commission

Section 213. Members—Term of Office. There is hereby created a Park and Recreation Commission consisting of nine (9) members, whose terms of office shall be four years.

Section 214. Appointment. Each Council Member shall appoint one commissioner whose term shall coincide with that of the appointing Council Member and the Mayor shall appoint two (2) commissioners, one of whom shall initially have a two (2) year term coinciding with the term of the Mayor and the other shall have a four (4) year term commencing on the second Monday of May, 1969. Thereafter, each Mayor and each Council Member, upon assuming office, shall appoint one member to the Commission for a four (4) year term. Any vacancy occurring for any reason shall be filled in the same manner as the original appointment.

Section 215. Removal From Office. Commissioners shall hold office for a term of four (4) years and until their successors have been appointed and qualified. Commissioners shall serve at the pleasure of the appointing officer and any member of said Park and Recreation Commission may be removed at any time by the affirmative vote of five (5) Council Members, and upon any such removal the vacancy shall be filled as aforesaid for the unexpired term.

Section 216. No Compensation—Meetings. The members of the Park and Recreation Commission shall serve without compensation. Immediately after appointment and qualification, said Commission shall organize by electing from among its membership a Chairman and a Secretary. Regular meetings shall be held at least once a month.

Section 217. Duties. The Park and Recreation Commission shall:

(a) Act in an advisory capacity to the Mayor and Common Council and to the City Manager in all matters pertaining to parks, recreation and parkways.

(b) Consider the annual budget of the Park and Recreation Department during the process of its preparation and make recommendations with respect thereto to the Mayor and Common Council and to the City Manager.

(c) Perform such other duties as may be prescribed by ordinance not inconsistent with the provisions of this Charter.

Section 219. Appeal to Council. Any person dissatisfied with a decision of ruling of the Park Commission may appeal to the Common Council, and said Council by an affirmative vote of five (5) members may reverse or modify said decision or ruling.

### Article XIII Miscellaneous

Section 220. Fiscal year. The fiscal year of the City of San Bernardino shall begin on the first day of July and end on the last day of June of each year.

Section 221. Definitions. City: The word "City" wherever it occurs in this Charter, unless it expressly appears otherwise, means the City of San Bernardino.

General Supervision: The supervision by the Chief Executive Officer which is supervision that includes giving general policy directions, but does not include the authority to issue specific, day to day directives; requires the person exercising the general supervision to vigilantly observe the official conduct of the person/department/public institution being supervised, and take notice of the fidelity and exactitude or want thereof, with which the person/department/public institution being supervised executes his/her/its duties and obligations, especially in the collection, administration and disbursement of public funds and property. Any defamation or willful neglect of duty or official misconduct shall be laid before the Common Council in order that public interests may be protected and the person/department/public institution in default proceeded against according to law.

Immediate Supervisor: The person with authority to observe, evaluate, issue specific, day to day directives to, approve/disapprove requests of, promote, demote, recommend or not recommend salary increases for, suspend, and recommend for termination, the person being supervised, except in cases of recommendations for termination of persons who occupy positions for which this Charter specifically provides otherwise.

Manager-Directed Departments of the City: All City departments except the Offices of the Mayor, City Attorney, City Clerk and City Treasurer and except for the Water Department, the Free Public Library and the Civil Service Administration.

Component Board: Board of Water Commissioners, Civil Service Board, Free Public Library Board of Trustees, and/or any other board established under the authority of the Mayor and Common Council which has the formal authority to

hire, terminate, promote, or demote, any person applying for or occupying a salaried position under the City government.

**Civil Service Administration:** The Civil Service Chief Examiner and those employees who work under his/her supervision.

**Civil Service System:** The Civil Service Board, the Chief Examiner, the employees supervised by the Chief Examiner, the functions and work products of the Civil Service Board, the Chief Examiner and the employees he/she supervises.

**Current Charter:** The Charter adopted by the voters on January 6, 1905, and all amendments thereto, beginning with those approved on December 28, 1908, through November 5, 2002, and any other amendments that may be adopted prior to the effective date of this Charter as provided in Section 244, herein.

**This Charter:** This document and its full text.

**Full-time Permanent Employee:** Any person hired to work for the City who works a minimum of thirty-two (32) hours per week, and who is hired as a retirement benefits-eligible employee pursuant to the Public Employees Retirement System (PERS) guidelines, and for whom there is no date of termination stated when said person is hired.

**Section 222. Oath of office.** Whenever oath of office is mentioned in this Charter, it means the oath of office or affirmation in form as prescribed by the Constitution of this State.

**Section 223. Ordinances in Force.** All laws, ordinances and resolutions relating to the City of San Bernardino, now in force and not inconsistent with this Charter, shall be and remain in force after this Charter takes effect until repealed or changed by the proper authority; and all actions and proceedings in any court wherein said City is a party, when this Charter takes effect, shall continue thereafter with said City as a party until regularly disposed of.

**Section 225. Restrictions on Officers.** No person holding a salaried office of this City, whether by election or appointment, shall hold any other office of honor, trust or emolument under the government of the United States, or of this State, except the office of Notary Public, Court Commissioner, or an office in the National Guard, and any person holding any salaried office of this City, who, during his/her term of such office, shall accept or hold any other office as aforesaid, except that of Notary Public, Court Commissioner, or in the National Guard, shall be deemed thereby to have vacated the office held by him/her under this City Government, and the same shall immediately become vacant. Nothing herein shall be deemed to prohibit any person holding any salaried office of this City from accepting an appointment to and serving on any Federal or State Commission or Committee providing such appointment and service is not full-time.

**Section 226. Delivery of Property.** All Officers, Board, and Commissioners shall each, on going out of office, turn over and deliver to their respective successors in office, all books, papers, documents, records, archives and all other property or things pertaining to their respective offices, boards or departments, in their possession or under their charge or control.

Section 227. Office Hours. The Common Council shall provide by ordinance the hours that the several offices of the City shall be kept open for the transaction of business.

Section 229. Deposit of Money. It shall be the duty of every City officer, upon receiving into his/her hands money belonging to the Municipality, to forthwith deposit the same with the City Treasurer, except where otherwise provided by this Charter.

Section 230. Term of Office. Every elective or appointive officer of the City shall hold office during the term prescribed by this Charter, and until his/her successor is elected or appointed and qualified, and every appointive officer or employee, except employees in the classified service, whose term is not fixed, shall hold office during the pleasure of the officer or board appointing him/her, and when an appointment is made to fill a vacancy in an unexpired term, the person appointed shall, if it be an appointive office, hold for the unexpired term and if for an elective office until the next succeeding general municipal election, at which time the office shall be filled for the balance of the term by an election.

Section 234. Reimbursement For Expenses. That elective officers shall be entitled to receive reimbursement for their necessary expenses while engaged on Municipal business, including mileage in the City of San Bernardino, such expenses not to exceed the expenses authorized for other City employees or officers.

(a) The Mayor and Common Council shall, with all due diligence, contract with the Board of Administration of the State Employees Retirement System, and do all things necessary to provide for the participation by the City of San Bernardino and the employees thereof, in the State Employees Retirement System, with full credit being given to the employees of said City for prior service rendered.

(b) That any contract so entered into by said Mayor and Common Council with the Board of Administration of the State Employees Retirement System shall only be terminated by an ordinance adopted by a majority vote of the electorate of the City of San Bernardino.

Section 235. Qualification of Officers. The City Clerk and City Treasurer shall have been qualified electors and residents of the City for a period of at least thirty (30) consecutive days prior to their appointment or filing of their nomination papers for election to office.

Section 238. Power to Reject Bids and Readvertise. In all cases where advertising is required for sealed proposals under Section 140 of this Charter, the Mayor and Common Council, or any board or officer making such advertisement, shall have power to reject any or all bids and readvertise in their discretion.

Section 240. Taking or Damaging Private Property. Whenever it becomes necessary for the City to take or damage private property for public use, the Mayor and Common Council may direct proceedings to be taken therefor under the provisions of the Code of Civil Procedure of this State to procure the same.

Section 241. Employment of Legal Counsel. Upon the recommendation, and with the written consent, of the City Attorney, the Mayor and Common Council shall have power and authority to employ and engage such legal counsel and services and other assistants, as may be necessary and proper for the interest and benefit of the City and the inhabitants thereof.

Section 242. Qualifications of City Employees and Appointment. The Mayor and Common Council may prescribe the number, qualification and compensation of the deputies, clerks, assistants, employees and attaches of the City Attorney, City Treasurer and City Clerk. All deputies, clerks, assistants, attaches and employees of the City Attorney, City Clerk and City Treasurer shall be appointed by the respective officers with the consent and approval of the Mayor and Common Council, and shall hold office at the pleasure of the officers appointing them.

Section 243. Nepotism. Neither the Common Council, the Board of Water Commissioners, the Free Public Library Board of Trustees, the Civil Service Board, nor any elective officer, nor the City Manager, nor the Civil Service Chief Examiner, shall recommend for hire, appoint, hire or confirm the hiring or appointment to a salaried position under the City government or any of its components any person who is a relative by blood or marriage within the third degree of any one or more of the members of such Common Council, member of a component board, any elected official of the City, the City Manager or the Civil Service Chief Examiner, nor shall any department head or other officer recommend for appointment or appoint any relative of such department head or other officer within such degree to any such position.

This provision shall not affect the employment or promotional status of a person who has attained a salaried position with the City prior to the existence of a situation contemplated by this provision; however, those persons with appointive powers and/or supervisory powers in such a situation shall disqualify themselves from all decisions affecting the employment and promotional status of such person.

Section 244. When Charter Takes Effect. This Charter shall take effect on the day of the swearing in of the Mayor for the 2006 to 2010 term for the Office of Mayor, but notwithstanding the foregoing, this Charter shall take effect no later than April 3, 2006.

Section 245. Early Effective Date of Certain Sections of This Charter. Notwithstanding the effective date of this Charter provided in Section 244 herein, the provisions of Sections 120, 122 and this Section (245) shall take effect when accepted and filed by the Secretary of State as amendments to the current Charter; subsequently, Sections 120, 122 and 245 herein, shall continue in full force and effect under this Article with the same text and same section designations in this Charter, when this Charter takes effect as provided in Section 244 herein.

Section 246. Civil Service Board—Appointment. A Civil Service Board is hereby created which shall consist of five members who shall be qualified electors



of the City and appointed as hereinafter provided. The three members in office on the first Monday in May, 1959, shall continue to serve for the remainder of their respective terms. On July 1, 1958, or as soon thereafter as this Charter amendment becomes effective, the Mayor, with the consent and approval of the Council, shall appoint one member to serve until the first Monday of May, 1959, and one to serve until the first Monday of May, 1961, and thereafter, by rotation in the following manner: Two members shall be appointed on the first Monday of May, 1959, two on the first Monday of May, 1961, and one on the first Monday of May, 1963, each for a term of six years. On the first Monday of May, 1965, and every odd numbered year thereafter, the Mayor with the consent and approval of the Council, shall appoint the same number of members of the Civil Service Board for a term of six years as the number of members whose term of office expires at that time, who shall take office the first Monday of May of said year, or as soon thereafter as appointed and qualified. Members of the Board shall not hold any other public office.

Section 247. Civil Service to Organize and Appoint Secretary. Immediately after appointment and qualification the Board shall organize by electing one of its members chairperson. The Board shall appoint a Chief Examiner who shall also act as Secretary of the Board. The Board may appoint such subordinates as the City Council may, by ordinance, prescribe.

Section 248. Classified and Unclassified Civil Service. The Civil Service of the City of San Bernardino is hereby divided into the unclassified and the classified service:

- (1) The unclassified service shall include:
  - (a) All officers elected by the people;
  - (b) All officers appointed for a definite term;
  - (c) All deputies and assistants of elective officers who hold office during the pleasure of such elective officers;
  - (d) City Manager, Assistant City Manager, Deputies and/or other Assistants of the City Manager;
  - (e) The heads of departments, and the heads of divisions of departments and members of all appointive boards;
  - (f) One secretary for each department and one secretary for the City Manager.
- (2) The classified service shall comprise all positions not specifically included in this Charter in the unclassified service. There shall be in the classified service, the following three classes, to be known as the competitive class, the uncompetitive class and the labor class:
  - (a) The competitive class shall include all positions and employment for which it is practicable to determine the merit and fitness of applicants by competitive examinations.
  - (b) The uncompetitive class shall consist of all positions requiring peculiar and exceptional qualifications of a scientific, managerial, professional or educational character, or may be determined by the rules of the Board.

(c) The labor class shall include ordinary unskilled labor.

Section 249. Veteran Preference. In any open examination administered by the Civil Service Board or its Board of Special Examiners or Chief Examiner, any person who has served in the regular armed forces of the United States of America in time of war and who has been honorably placed on inactive status or has been honorably discharged from such service shall receive a bonus of five (5) grade points which will be added to the final examination grade of said person who has obtained a passing grade for such examination. An additional five (5) grade points shall be added to the final examination grade of such person who qualified for the initial five grade points for veteran preference and who have a service-connected disability rated at not less than ten percent (10%) of an authorized agency of the federal government. In any such open examination, ten (10) grade points shall be added to the final examination grade of any successful applicant who is a wife of any such United States veteran honorably discharged from the service who, while in service in time of war, was disabled or crippled, thereby being permanently prevented from engaging in a remunerative occupation; or who is the widow of any such veteran who died or was killed in such service and who has not remarried. The Civil Service Board shall define the phrase "in time of war" in its rules and regulations and such definition shall include each war and any campaign involving the United States for which the federal government allows veterans preference. The Bonus granted under this section shall not apply to promotions or promotional examinations.

Section 250. Codes of Rules and Regulations. The Civil Service Board, subject to the approval of the Mayor and Council, shall adopt, amend and enforce a code of rules and regulations, providing for appointment and employments in all positions in the classified service, based on merit, efficiency, character and industry, which shall have the force and effect of law; shall make investigations concerning the enforcement and effect of this article and of the rules adopted.

Section 251. Examinations. The examiner shall approve examinations for all positions in the classified service in accordance with regulations of the Civil Service Board, and shall maintain lists of eligibles of each class of service of these meeting the requirements of said regulations. All positions in the classified service shall be filled from such eligible list. In making such appointment, preference shall be given to bona fide residents of the City of San Bernardino who have been such residents for at least one year next preceding the date of their appointment, and who are, on said date, qualified electors of said City; subject, however, to the preference provided for in Section 249 of this Charter. As positions are filled, the examiner shall certify the fact by proper and prescribed form to the City Treasurer and the heads of the department in which the vacancy exists.

Section 252. Promotion to Positions. The Civil Service Board shall provide for promotion to all positions in the classified service, based on records of merit, efficiency, character, conduct and seniority.

Section 253. One Year Probation. An appointment or promotion shall not be deemed complete until an applicable period of probation of not more than one year has elapsed. The probationer may be discharged or reduced at any time within said period upon the recommendation of the head of the department in which said probationer is employed with the approval of a majority of the Civil Service Board. Periods of probation shall be fixed by resolution of the Mayor and Common Council upon the recommendation of the City Manager and procedures for and effective dates of discharges and reductions shall be adopted by the Civil Service Board in its rules and regulations.

Section 254. Discharge or Reduction of Compensation. No employee in the classified service shall be discharged or reduced in rank or compensation until he/she has been presented with reasons for such discharge or reduction in rank or compensation specifically stated in writing and has been given an opportunity to be heard before the Board in his/her own defense. The reason for such discharge or reduction and any reply thereto by such employee, shall be in writing and filed with the Civil Service Board. Verified written charges may be filed by any qualified elector of the City of San Bernardino under such rules and regulations as may be prescribed by the Civil Service Board. All charges shall be heard and trials had under such rules as the Civil Service may prescribe. PROVIDED, that the provisions of this section are at all times subject and subordinate to the provisions of Section 256.

Section 255. Appeal of Suspension. Any employee of any department in the City in the classified service who is suspended, reduced in rank, or dismissed from a department by the City Manager or by the Head of the Department, or by any other authorized supervisor, may appeal from the decision of such officer to the Civil Service Board, and such Board shall define the manner, time and place by which such appeal shall be heard. The judgment of such board shall be final; PROVIDED that the provisions of this section are at all times subject and subordinate to the provisions of Section 256.

Section 256. Power to Dismiss.

A. The City Manager, Acting City Manager, Chief of Police, Chief of the Fire Department and any appointive commissioner, board member or committee member of any committee, of the City of San Bernardino, except those commissioners and members appointed for a definite term, and except for any committees of which the membership is composed entirely of members of the Common Council, may summarily be dismissed for the good of the service by the Mayor, with the consent of two-thirds (2/3) of the Common Council.

B. Any Department Head, Division Head or any employee in the unclassified service except elected officers, officers appointed for a definite term, and except deputies, assistants, clerks, employees, and attachés holding office at the pleasure of an elective officer, may summarily be dismissed for the good of the service by the City Manager with the consent of the Mayor and Common Council.

Section 257. Position in Classified Service. All persons in the employ of the City holding positions in the classified service, as established by this Charter, at the time it takes effect, shall retain the same until discharged, reduced, promoted or transferred in accordance herewith.

Section 258. Payment of Salaries. The City Treasurer shall not pay any salary or compensation for service to any person holding a position in the classified service unless the payroll or account for such salary or compensation shall bear the certificate of the Civil Service Board, by its Secretary, that the persons named therein have been appointed or employed and are performing a service in accordance with the provisions of this Charter and of the rules established thereunder.

Section 259. Investigations. In any investigation conducted by the Civil Service Board, it shall have the power to subpoena and require the attendance of witnesses and the production thereby of books and papers pertinent to the investigation, and to administer oaths to such witnesses.

Section 261. Penalties Fixed by Civil Service Board. The Civil Service Board, subject to the approval of the Mayor and Council, shall determine the penalties for the violation of the Civil Service provision of this Charter; such penalties, when fixed by ordinance by the Mayor and Council, may be changed from time to time as required.

Section 262. Effectiveness and Repeal of Former Charter. Upon the effective date as set forth in Section 244, the provisions of this Charter shall be in full force and effect under the law, except for Sections 120, 122, and 245, which take effect when accepted and filed by the Secretary of State as set forth in Section 245. Upon the effective date as set forth in Section 244, the former Charter is hereby repealed except that the text in those articles, sections, categories, and subparagraphs which have been reserved by this Charter are not repealed nor otherwise amended and shall continue in full force and effect in this Charter in their same text and same designations.

Section 263. Severability. The provisions of the Charter are severable, and, if any sentence, section or other part of this Charter should be found to be invalid, such invalidity shall not affect the remaining provisions, and the remaining provisions shall continue in full force and effect.

Certified to be a true copy by Judith Valles, Mayor, and Rachel G. Clark, City Clerk.

Date of Municipal Election: November 2, 2004.

## Charter Chapter 27—City of Cypress

***Amendments to the Charter of the City of Cypress***

[Filed with the Secretary of State March 24, 2005.]

Article VII, Section 704 of the Cypress City Charter is amended to read:

Section 704. Director of Community Development. There shall be a Director of Community Development who shall:

(a) Advise the City Manager on any matter affecting the physical development of the City.

(b) Formulate and recommend to the City Manager modifications of the City's general plan.

(c) Review and make recommendations regarding proposed Council action implementing the general plan.

(d) Participate in the preparation and revision of the Capital Program.

(e) Advise the City Planning Commission or City Planning Agency in the exercise of its responsibilities and in connection therewith provide necessary staff assistance.

(f) Perform such other duties as may be prescribed by the Council.

Article X, Section 1012 of the Cypress City Charter is amended to read:

Section 1012. Contracts on Public Works. Unless subject to an exception set forth in another subparagraph of Section 1012, every project involving an expenditure of more than Three Thousand Five Hundred Dollars (or such other amount as may be prescribed by ordinance) for the construction, improvement, repair or maintenance of public works shall be let by the Council by contract to the lowest responsible bidder after notice by publication in the official newspaper by one or more insertions, the first of which shall be at least ten days before the time for opening bids.

Projects for the maintenance or repair of public works are excepted from the requirements of this paragraph if the Council determines that such work can be performed more economically by a City department than by contracting for the doing of such work.

The Council may reject any and all bids presented and may readvertise in its discretion.

The Council, after rejecting bids, or if no bids are received, may declare and determine that, in its opinion, based on estimates approved by the City Manager, the work in question may be performed better or more economically by the City with its own employees and after the adoption of a resolution to this effect by at least four affirmative votes of the Council may proceed to have said work done, without further observance of the provisions of this section.

Such contracts may be let and such purchases made without advertising for bids, if such work shall be deemed by the Council to be of urgent necessity for the preservation of life, health, or property, and shall be authorized by resolution

passed by at least four affirmative votes of the Council and containing a declaration of the facts constituting such urgency.

At its election, the Council may authorize the use of a design-build construction procurement process for capital improvement projects.

For capital improvement project maintenance contracts, the Council may award the contract to the most qualified bidder instead of to the lowest responsible bidder.

**Severability:** If any part of this charter amendment is held to be invalid for any reason, such decision shall not affect the validity of the remaining provisions of the amendment, and we hereby declare that we would have voted for the amendment if such invalid portion thereof had been deleted.

Certified to be a true copy by Tim Keenan, Mayor, and Jill R. Guertin, City Clerk.

Date of Municipal Election: November 2, 2004.

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Charter Chapter 28—City of Los Angeles

***Amendments to the Charter of the City of Los Angeles***

[Filed with the Secretary of State April 6, 2005.]

Section 1. The title of Part 3, Article XI of the Charter is hereby amended to read:

**INCLUSION OF PORT POLICE IN THE  
FIRE AND POLICE PENSION PLAN**

Section 2. Section 1232 of the Charter is hereby added to read:

Section 1232. Authority of City Council to Amend Tier 5 of the Fire and Police Pension Plan to Include Sworn Port Police Officers.

(a) **Council Authority.** The Council may, by ordinance adopted in accordance with the provisions of this section, provide for mandatory Tier 5 membership in the Fire and Police Pension Plan (Plan) for sworn Port Police employees with Peace Officer status under Penal Code Section 830.1 (Sworn Port Police Officers) appointed on or after the operative date of the ordinance, and provide Sworn Port Police Officers who were appointed prior to the operative date of the ordinance the right to irrevocably elect Tier 5 Plan membership. The authority granted in this section shall include the authority to make necessary modifications by ordinance to Tier 5 of the Plan, to the Deferred Retirement Option Plan (DROP), to the Pension Savings Plan for Part-Time, Seasonal and Temporary Employees, and to the Los Angeles City Employees' Retirement System (LACERS) in order to implement this membership change. Such ordinance shall be adopted by the Council no later than December 31, 2005 and shall specify an operative date that is the first day of a payroll period.

(b) Limitations on Council Authority. The authority given to the Council to implement this membership change is specifically limited as follows:

(1) Sworn Port Police Officers includes only employees serving in Port Police civil service classifications with the Harbor Department requiring Peace Officer status under Penal Code Section 830.1.

(2) Each person regularly appointed as a Sworn Port Police Officer on or after the operative date of the ordinance shall become a member of Tier 5 upon appointment, provided that person has previously completed academy training required by the Harbor Department. The Council retains the authority to determine if, and on what terms and conditions, such persons may be allowed to transfer prior sworn service in the Harbor Department from LACERS to Tier 5.

(3) Each Sworn Port Police Officer who was regularly appointed and completed the required academy training prior to the operative date of the ordinance and who was employed in that capacity on such date may elect to become a member of Tier 5. The election to transfer to Tier 5 membership must be made no later than one year after the operative date of the ordinance and shall be conditioned upon the person agreeing to pay an amount as determined by a labor-management Memorandum of Understanding as the employee contributions for all periods of service transferred to Tier 5 from LACERS. Employees who elect to change retirement plans shall have all sworn service with the Harbor Department in classifications included in subsection (1) above transferred to Tier 5 from LACERS. Only actual service with the Harbor Department shall be transferred; prior service with other City departments transferred for purposes of Charter Section 1014 to the Harbor Department shall not be transferred. Further, all funds on deposit in LACERS attributable to service transferred to Tier 5 on behalf of these employees shall be transferred to the Plan. The amount of funds due to the Plan from LACERS shall be mutually agreed upon between the Plan and LACERS and is to include, but not necessarily be limited to: employee contributions, City contributions, and earnings to cover all funded accrued liability. All transferring employees shall pay the full amount of contributions required under Tier 5 retroactive to the operative date of the ordinance, provided that the City shall pay 1% as provided in Charter Section 1222, if applicable. An employee who is eligible to become a Tier 5 member, but chooses to remain in LACERS, will continue as a LACERS member even if subsequently appointed to a different Sworn Port Police Officer civil service classification.

(4) Sworn Port Police Officers who become members of Tier 5 of the Plan shall not be eligible to retire from LACERS while remaining employed as Sworn Port Police Officers. Charter Section 1164 prohibits retired members of LACERS from thereafter being paid for any services rendered as an officer or employee of the City, except as expressly provided therein.

(5) The Harbor Department shall pay the Plan for all costs and expenses incurred by the Plan as a result of amending Tier 5 of the Plan to include Sworn Port Police Officers, including any unfunded liability incurred by the Plan. The

Harbor Department shall also pay LACERS for all costs and expenses incurred by LACERS in connection with transfers between LACERS and Tier 5 related to these Sworn Port Police Officers.

(6) Inclusion of Sworn Port Police Officers in Tier 5 of the Plan shall not trigger the elimination of the 1% payment by the City of Tier 5 employee contributions as provided in Charter Section 1222 and Los Angeles Administrative Code Section 4.2014. The determination of 100% funded status required by Charter Section 1222 and Los Angeles Administrative Code Section 4.2014 shall be made without regard to any impact resulting from the inclusion of this group of employees in Tier 5 of the Plan and any other group of employees from other Outside Agencies included in Tier 5 in the future.

(c) Technical Corrections. The Council is hereby authorized to make conforming and technical changes to Tier 5 that do not result in any additional costs to the Plan.

(d) Operability of the Section. This section shall become inoperative in the event that a demand is made by a bargaining unit representing employees affected by this section that an impasse over a proposed ordinance authorized by this section be resolved by binding arbitration if such arbitration is authorized by law. In such event, pension benefits shall again be determined by Charter provisions in effect at the time this section was adopted. Courts of law shall have the exclusive authority to resolve disputes over whether an ordinance authorized by this section satisfies any legal requirement.

(e) Mode of Adoption. Ordinances adopted pursuant to this section shall be adopted in the same manner as provided in Section 1618(b) of this Charter, but the City Council shall be advised in writing by an enrolled actuary as to the cost of the proposed changes.

Section 3. Subsection (e) of Section 1202 of the Charter is amended to read:

(e) Department Member. A person who is a sworn Member of the Fire Department or a sworn Member of the Police Department or a sworn Member of the Harbor Department who is a Tier 5 Plan Member.

Certified to be a true copy by Alex Padilla, President of the City Council, and Brian Walters, Council Clerk.

Date of Municipal Election: March 8, 2005.

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Charter Chapter 29—City of Los Angeles

***Amendments to the Charter of the City of Los Angeles***

[Filed with the Secretary of State April 6, 2005.]

Section 1. The title of Part 3, Article XI of the Charter is hereby amended to read:



## MODIFICATIONS TO THE FIRE AND POLICE PENSION PLAN

Section 2. Section 1226 of the Charter is hereby added to read:

Section 1226. Authority of City Council to Allow Retired Members of Tiers 3, 4, and 5 to Return to Active Duty.

(a) Council Authority. The Council may, by ordinance adopted in accordance with the provisions of this section, authorize the return to active duty of Retired Plan Members who retired from Tiers 3, 4, and 5.

(b) Limitations on Council Authority. The authority given to the Council herein is specifically limited as follows:

(1) A retiree's pension shall be terminated when he or she returns to active duty.

(2) The return to active duty provisions shall be substantially similar to those contained in Charter Section 1410 for Tier 2.

(3) The Retired Plan Member shall return to active duty as a member of the tier from which he or she retired.

(4) Notwithstanding the requirement that return to duty applications must be filed within three years of retirement, the ordinance may provide that Retired Plan Members of Tiers 3, 4, and 5 whose three year period after retirement expired between January 1, 2004 and the effective date of the ordinance implementing these return to work provisions will be allowed to file an application to return to active duty no later than a date specified in the ordinance but in no event later than six months after the effective date of the ordinance implementing these provisions.

(5) Members of Tiers 3, 4, and 5 who participated in the Deferred Retirement Option Program (DROP) shall not be eligible to return to active duty.

(6) Rehired Members of Tiers 3, 4, and 5 are ineligible to participate in DROP until three years following return to active duty.

(c) Mode of Adoption. Ordinances adopted pursuant to this section shall be adopted in the same manner as provided in Section 1618(b), but the City Council shall be advised in writing by an enrolled actuary as to the cost of the proposed change.

Section 3. Subsection (c) of Section 1330 is hereby amended to read:

(c) Council Authority to Establish Subsidy Limitations. The Council may establish by ordinance the maximum subsidy payments for beneficiaries under any programs established by the Council pursuant to subsection (a), including appropriate limitations for employees receiving subsidies from other City plans.

Section 4. Subsection (e) of Section 1330 is hereby amended to read:

(e) Board Authority to Adjust Subsidy Amount. The Council may by ordinance authorize the Board to increase or decrease subsidy payments pursuant to factors, standards, and limitations prescribed in the ordinance.

Section 5. Subsection (c) of Section 1428 is hereby amended to read:

(c) Council Authority to Establish Subsidy Limitations. The Council may establish by ordinance the maximum subsidy payments for beneficiaries under

any programs established by the Council pursuant to subsection (a), including appropriate limitations for employees receiving subsidies from other City plans.

Section 6. Subsection (e) of Section 1428 is hereby amended to read:

(e) Board Authority to Adjust Subsidy Amount. The Council may by ordinance authorize the Board to increase or decrease subsidy payments pursuant to factors, standards, and limitations prescribed in the ordinance.

Section 7. Subsection (c) of Section 1518 is hereby amended to read:

(c) Council Authority to Establish Subsidy Limitations. The Council may establish by ordinance the maximum subsidy payments for beneficiaries under any programs established by the Council pursuant to subsection (a), including appropriate limitations for employees receiving subsidies from other City plans.

Section 8. Subsection (e) of Section 1518 is hereby amended to read:

(e) Board Authority to Adjust Subsidy Amount. The Council may by ordinance authorize the Board to increase or decrease subsidy payments pursuant to factors, standards, and limitations prescribed in the ordinance.

Section 9. Subsection (c) of Section 1618 is hereby amended to read:

(c) Council Authority to Establish Subsidy Limitations. The Council may establish by ordinance the maximum subsidy payments for beneficiaries under any programs established by the Council pursuant to subsection (a), including appropriate limitations for employees receiving subsidies from other City plans.

Section 10. Subsection (e) of Section 1618 is hereby amended to read:

(e) Board Authority to Adjust Subsidy Amount. The Council may by ordinance authorize the Board to increase or decrease subsidy payments pursuant to factors, standards, and limitations prescribed in the ordinance.

Section 11. Section 1228 of the Charter is hereby added to read:

Section 1228. Authority to Amend Tier 5 Subsidy Provisions.

The Council may by ordinance amend Tier 5 to establish maximum subsidy payments for beneficiaries and to authorize the Board to increase or decrease subsidy payments on the same terms and conditions that apply to subsidy payments for members of Tier 4 in Section 1618 of this Charter. Ordinances adopted pursuant to this section shall be adopted in the same manner as provided in Section 1618(b) of this Charter, but the City Council shall be advised in writing by an enrolled actuary as to the cost of the proposed program.

Section 12. Section 1230 of the Charter is hereby added to read:

Section 1230. Authority of City Council to Allow a City Defrayal of Employee Contributions by Ordinance.

(a) Council Authority. The Council may, by ordinance adopted in accordance with the provisions of this section, authorize payment of a portion of employee contributions to Tiers 3, 4, and 5 of the Fire and Police Pension Plan, not to exceed a portion of the required contributions under Charter Sections 1514 and 1614 and Los Angeles Administrative Code Section 4.2014 equal to 2% of salary, pursuant to labor-management Memoranda of Understanding (MOU) for members of the Fire and Police Pension Plan. Provided that a defrayal of an amount equal to no

more than 1% of salary may be negotiated as part of each MOU and that such defrayal shall not be considered salary for purposes of computing Final Average Salary or for any other purpose. Funds paid by the City as a defrayal of member contributions pursuant to this section shall be paid into the appropriate Fund of the Fire and Police Pension Plan, but shall not be credited to members' individual contribution accounts, nor shall such funds be refundable to any member, former member or beneficiary. The defrayal of employee contributions authorized in this section shall be in addition to the contribution payment authorized under Charter Section 1222 in an amount equal to 1% of salary; should that payment cease by operation of the terms of Charter Section 1222, this shall not affect the authority granted to the Council under this section.

(b) Mode of Adoption. Ordinances adopted pursuant to this section shall be adopted in the same manner as provided in Section 1618(b), but the City Council shall be advised in writing by an enrolled actuary as to the cost of the proposed defrayal.

Certified to be a true copy by Alex Padilla, President of the City Council, and Brian Walters, Council Clerk.

Date of Municipal Election: March 8, 2005.

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Charter Chapter 30—City of Glendale

***Amendments to the Charter of the City of Glendale***

[Filed with the Secretary of State May 5, 2005.]

Article I. Territory of City.

Sec. 2. For the purposes of this Charter, the masculine gender shall include the feminine and the neuter. The singular number includes the plural and the plural includes the singular. Shall is mandatory and may is permissive.

Article IV. Officers and Employees Generally.

Sec. 1. The officers of the City of Glendale shall be five members of the council, a city assessor, a city tax collector, a city manager, a director of administrative services, a city clerk, a city treasurer, a city attorney, a director of public works, a city engineer, a maintenance services administrator, a building official, a chief of police, and a fire chief. The council may also provide by ordinance for additional offices and for the duties thereof, and for additional duties of offices herein provided for, but in no such manner as to encroach upon the duties of any officer as provided for by this Charter. The council may also provide by ordinance for such subordinate officers, assistants, deputies, clerks, and employees in the several offices and departments as they deem necessary. The members of the council, the members of the board of education, the city treasurer and the city clerk shall be elected from the city at large, as provided in this Charter; provided, however, that all qualified electors of the Glendale City School District shall also

have the right to vote for members of the board of education. All other officers, assistants, deputies, clerks and employees shall be appointed as provided in this Charter, or as the council may provide by ordinance in case no provision for their appointment is herein made, and shall hold their respective offices or positions at the pleasure of the appointing power. Where the appointment of any of said officers, assistants, deputies, clerks or employees is vested in the council or any commission, such appointment and any removal must be made by a three-fifths vote of the members of the appointing power.

Article XI. Fiscal Administration.

Sec. 1. The director of administrative services shall be the general accountant of the city. He shall receive and preserve in his office all accounts, books, vouchers, documents and papers relating to accounts and contracts of the city, its disbursements, revenues and other financial affairs. He shall keep an account of all moneys paid into and out of the treasury, and shall draw and sign all warrants on the treasurer for payment of money out of the treasury, except as otherwise provided in this Charter or by general law. The city clerk shall furnish the director of administrative services with copies of all ordinances, resolutions and orders of the council making appropriations or authorizing expenditures of money for any purpose. All orders for the purchase of goods, materials or supplies, and all orders or contracts proposed to be entered into by the city by virtue of which any money shall or may become payable by the city, except contracts, the expense of which is to be paid by assessments upon properties benefitted or affected thereby, shall before becoming effective, on behalf of the city, be presented to the director of administrative services and have indorsed thereon his certificate that there remains unexpended and unapplied in the city treasury as provided by this Charter, a balance of the appropriation or fund applicable thereto sufficient to pay the estimated expense to be incurred during the then current fiscal year under said order or contract as estimated by the board or officer making the same, or that adequate provision therefore has been made in the tax levy, or by other revenues to be received by the city as estimated in the budgets. It shall be the duty of the director of administrative services to make such endorsement upon every such contract or order so presented to him if there remains unexpended and unapplied the said estimated amount in any appropriation fund or tax levy, or other estimated revenue applicable thereto, and thereafter he shall hold and retain the said amount to pay the expense to be incurred under said order or contract until the same is fully performed and expense paid.

Sec. 4. Warrants on treasury. All demands approved by the proper board, commission or officer shall be presented to the director of administrative services, who shall examine the same; and if the amount thereof is legally due and there remains on his books an unexhausted balance or an appropriation against which the same may be charged, he shall approve such demand and draw and sign his warrant on the treasurer therefore, payable out of the proper fund. Objections of the director of administrative services to any demand may be overruled by the

council, and the director of administrative services shall thereupon draw his warrant as directed by the council. Such warrants when presented to the treasurer, shall be paid by him out of the fund therein designated, if there be sufficient money in such fund for that purpose. A warrant not paid for lack of funds shall be registered, and all registered warrants shall be paid in the order of registration when funds are available therefore. The director of administrative services shall draw his warrants for payment of municipal or other bonds payable out of funds in the treasury upon presentation and surrender of the proper bonds or coupons, without approval of any body or officer. The council may make further regulations by ordinance regarding the presentation, approval and payment of demands against the city.

Article XXI. Public Works Department.

Sec. 3. The maintenance services administrator shall have the general care and supervision of streets and of the maintenance and repair thereof and the care of and custody of tools and implements belonging to the City of Glendale and used for street construction and repair.

Sec. 4. The building official shall have charge of the issuing of building permits and shall see that no permit is issued unless the building plans show conformity to all state laws and all ordinances of the city applicable thereto. He shall see that the laws and ordinances regulating the construction of buildings are enforced. He shall perform all duties that are imposed by existing ordinances of the city on the building inspector, the plumbing inspector and the inspector of electric wiring.

Article XXIII. Miscellaneous Provisions.

Sec. 14. Payment into city treasury of moneys received from taxes, licenses, fees, etc. All moneys received from taxes, licenses, fees, fines, penalties and forfeitures, and all moneys which may be collected or received by any officer of the city in his official capacity, or by any department of the city, for the performance of any official duty, and all moneys accruing to the city from any source, and all moneys directed by law, or by this Charter, to be paid or deposited in the treasury, shall be paid into the treasury daily. The treasurer shall receipt for each such deposit in triplicate, giving the original and duplicate to the depositor, who must file the duplicate with the director of administrative services.

Sec. 22. Officers to report fees, etc., monthly. On the first day of each month every officer authorized by law to charge any fee, commission, percentage, allowance or compensation, must make a written report to the director of administrative services of all moneys received by him during the preceding month.

Article XXIV. Civil Service.

Sec. 5. Suspension of competition.

(1) In case of a vacancy in a position requiring peculiar and exceptional qualifications of a scientific, professional, or expert character, and upon satisfactory evidence that competition is impracticable and that the position can best be filled by the selection of some designated person of recognized attainments, the com-

mission may, after public hearing and by the affirmative vote of all its members, suspend competition, but no such suspension shall be general in its application to such position, and all such cases of suspension shall be reported, together with the reasons therefore, in the annual report of the commission. (2) In case of a vacancy in the position of director of administrative services, city attorney or his assistants or deputies, director of public works, building official, city engineer, maintenance services administrator, head or chief librarian, or in an office created by ordinance, and upon the filing with the commission of a written statement by the appointing agency that it intends to appoint a designated person of recognized attainments to fill such vacancy, competition shall be suspended.

Sec. 10. Certification of appointment. The person or persons having authority of appointment shall notify the commission of any appointment made, and the commission shall certify such fact to the director of administrative services. The director of administrative services shall not approve any salary or compensation for services to any person holding or performing the duties of a position in the classified service until the appointment shall have been so certified.

#### Article V. Elections.

Sec. 3. Canvass of elections. The council shall canvass the returns of an election at its second regular meeting following the election, unless otherwise provided in the ordinance or resolution calling the election.

Sec. 6. Terms of elective officers. From and after the general municipal election to be held on the first Tuesday in April of 1965, the clerk and treasurer elected and the three members of the council and the three members of the board of education receiving the highest number of votes for said offices respectively shall hold office for terms of four years commencing at 8:00 P.M. of the second Monday following the day of election and until their successors are elected and qualified. From and after the general municipal election of 1967 the two members of the council and the two members of the board of education then elected shall hold office for terms of four years commencing at 8:00 P.M. of the second Monday following the day of said general municipal election of 1967 and until their successors are elected and qualified. Any person elected to fill a vacancy shall serve for the remainder of the unexpired term. In the election of councilmen and members of the board of education, where full terms and one or more unexpired terms are to be filled, no distinction shall be made in nominating or voting between the full terms and the unexpired terms, but the person or persons elected by the highest number of votes shall be elected for the full term or terms and the person or persons receiving the next highest vote shall be elected for the unexpired term or terms, as the case may be.

#### Article VI. Legislative. The Council: Powers and Duties.

Sec. 1. The legislative power of the City of Glendale shall be vested in the people through the initiative and referendum, and in a body to be designated The Council. Each candidate for member of the council shall be a qualified elector pursuant to state law.

Sec. 5. The council shall: 1. Judge of the qualifications of its members and of all election returns; 2. Establish rules for its proceedings; 3. Cause a correct record of its proceedings to be kept. The ayes and noes shall on demand of any member, be taken and entered therein, and they shall be recorded on all votes passing any ordinance or appointing or dismissing or confirming the appointment or dismissal of any officer, or authorizing the execution of contracts, or the appropriation or payment of money; 4. Choose one of its members as presiding officer, to be called mayor. The mayor shall preside over the sessions of the council, shall sign official documents when the signature of the council or mayor is required by law, and he shall act as the official head of the city on public and ceremonial occasions. He shall have power to administer oaths and affirmations. When the mayor is absent from any meeting of the council, the mayor pro tem shall be selected monthly by alphabetical rotation. The mayor pro tem. shall act as mayor if the mayor is absent or unavailable; 5. Appoint a city assessor, which office may be combined with that of the city clerk, a city tax collector, a city attorney, and city manager; 6. Exercise general supervision and direction over all persons, firms, companies and corporations owning, controlling or operating public utilities, in so far as any of them are subject to municipal control. This provision is subject to other Charter provisions relative to such public utilities as now are or may hereafter be owned by the city.

Sec. 9. Contracts. The Council shall provide by ordinance a complete procedure to ensure the integrity of awarding all contracts. Except as otherwise required in this Charter, no contract for supplies, material, labor, or other valuable consideration, or for the construction, improvement, repair, or maintenance of public works shall be authorized by the Council except to the lowest responsible bidder after competitive bidding. The Council may reject any and all bids. Competitive bidding shall not be required for: (a) Labor or services rendered by any City officer or employee;(b) Labor, material, supplies, or services furnished by one City department to another City department;(c) Contracts for labor, material, supplies or services which are available from only one vendor;(d) Contracts for labor, materials, supplies or services or for the construction, improvement, repair or maintenance of public works involving the expenditure of an amount not exceeding the limit established by ordinance of the City Council;(e) Contracts relating to the acquisition of real property;(f) Contracts for professional or unique services;(g) Contracts for labor, material, supplies and services for actual emergency work;(h) Contracts with other governmental entities, or their contractors, for labor, materials, supplies or services. The Council, after rejecting bids, or if no bids are received, may readvertise for bids, or may have the work done by City forces if it determines that City forces can economically do the work, or it may have the contract negotiated without further bidding. Upon recommendation of the City Manager, the Council may dispense with competitive bidding for any contract when it determines that it is in the best interests of the City so to do and acts by resolution setting forth the reason for such action.

Sec. 13. Vacancies in elective offices.

a. Vacancy—Unexcused Absence. Any member of the council who is absent from all meetings thereof for two consecutive months, unless excused by the council shall forfeit his seat.

b. Filling Vacancies: Generally. Any vacancy occurring in the council shall be filled by a majority vote of the remaining members of the council. Any vacancy occurring in the board of education shall be filled by a majority vote of the remaining members of the board of education. If any appointment to the council, city clerk or city treasurer is not made within thirty (30) working days of the vacancy, then council shall immediately call for a special election to be held within 120 days for the purpose of filling such vacancy, unless the earliest next general municipal election or next county or statewide election with which a city election may be consolidated is no more than 180 days from the call for special election. A person appointed to fill a vacancy shall serve until such time as a successor may be elected at the earliest of the next general municipal election, or the next county or statewide election, with which a city election may be consolidated. The elected successor shall hold office for the remainder of the unexpired term.

Article IX. City Manager.

Sec. 2. In the event the City Manager is incapacitated from performing the essential functions of his duties for a period up to thirty (30) days, the Assistant City Manager shall perform the duties of the City Manager during such time. On or after the thirtieth (30th) day of incapacity, the City Council may appoint an interim City Manager.

Article IV. Officers, Deputies and Employees and Their Compensation.

Sec. 4. The city manager shall appoint and remove, subject to the civil service provisions of this Charter, all department heads of the city, except as otherwise provided by this Charter, such appointments and removals to be subject to the approval of the council. Department heads shall appoint and remove, subject to the civil service provisions of this Charter, all of their subordinate officers, assistants, deputies, clerks, and employees, except as otherwise provided by this Charter, such appointments and removals to be subject to the approval of the city manager.

Article X. Departments of Government.

Sec. 1. For the purpose of organization and administration of the business of the City of Glendale, there are hereby created the following departments: administrative services, city clerk, city treasurer, fire, Glendale Water and Power, legal, library, management services, parks, police, and public works.

Sec. 2. The police department shall have charge of police protection.

Sec. 3. The fire department shall have charge of fire protection and emergency medical services.

Sec. 4. THE PUBLIC WORKS DEPARTMENT shall have charge of: General engineering, traffic engineering, flood control, street and sewer construction and maintenance, assessments, building inspection, care of public



buildings, collection and disposal of refuse, and installation, maintenance and removal of parkway trees and parkways.

Sec. 5. The department of Glendale Water and Power shall have charge of the construction, maintenance and operation of all public utilities owned or operated by the city.

Sec. 6. Except as otherwise provided in this Charter, or by authority thereof, the city manager shall be executive head of the department of management services and of the various departments of the city.

Article XI. Fiscal Administration.

Sec. 6. Estimates and budgets. The fiscal year of the city shall begin on the first day of July. On or before the first day of June of each year, the city manager shall submit to the council a proposed budget for the department of Glendale Water and Power and a proposed budget for all other departments to be known as the general budget. Said budgets shall include estimates of the revenues and expenditures of the city departments for the ensuing year. These estimates shall be compiled from detailed information obtained from the several departments on blanks to be furnished by the city manager. The classification of the estimates of expenditures shall be as nearly uniform as possible for all departments, and shall give the following information:

1. A detailed estimate of the expenses of each department; 2. Expenditures for corresponding items for the last and for the current fiscal years, including adjustments due to transfers between appropriations plus an estimate of expenditures necessary to complete the current fiscal year; 3. Such information as may be required by the council or as the manager may deem advisable to submit; 4. The recommendation of the manager as to the amounts to be appropriated, with reasons therefore, in such detail as the council may direct. Sufficient copies of such proposed budgets shall be prepared and submitted, that there may be copies on file in the office of the clerk for the inspection by the public and one copy of each budget furnished each member of the council. The council shall have power to revise, correct or modify proposed budgets in any particular.

Sec. 7. Appropriations. After considering said proposed budgets, the council shall fix a time for holding a public hearing upon the same and shall publish a notice of the time fixed for said hearing once in a newspaper of general circulation at least ten days before the time for the hearing. After said hearing the council may further correct or modify said proposed budget and shall by resolution, adopt a Glendale Water and Power budget and a general budget. Such resolution shall operate as an appropriation of funds to the amounts and for the purposes set forth in the budgets so adopted.

Sec. 14. General budget fund. A fund to be known as the general budget fund is hereby created. All receipts from the general tax levy, licenses, fines, permits, and interest on bank deposits, and all other receipts except those from the department of Glendale Water and Power, and those which are collected for a specific purpose, or are herein ordered to be credited to some other fund, shall be

credited to said fund, and all disbursements, on account of general budget appropriations, excepting such appropriations as are payable out of special funds, shall be charged to said general budget fund. The credit balance, if any, in said general budget fund, at the end of any fiscal year, the amount of which is in excess of the amount of all outstanding demands and liabilities unpaid on account of general budget appropriations for said fiscal year, shall be transferred to the general reserve fund.

Sec. 17. Depreciation funds. The council shall annually set aside from the income of the department of Glendale Water and Power derived from the waterworks of the city and paid into the waterworks revenue fund, a fund which, according to the estimates of the city manager, shall be sufficient to meet the normal depreciation of such waterworks. It shall also annually set aside from the income of the department of Glendale Water and Power derived from the electric works of the city and paid into the electric works revenue fund, a fund which, according to the estimates of the city manager, shall be sufficient to meet the normal depreciation of such electric works. Each of such funds shall be used only for the repair, replacement, betterment and extensions of the plants and equipment of the waterworks or electric works, as the case may be, from which said revenue is derived. Nothing herein contained shall limit the right to vote and issue bonds of the city for said purposes or any thereof or to issue revenue bonds of said city for said purposes or any thereof.

Sec. 20. Revenue funds. All receipts by the department of Glendale Water and Power from the sale of water or otherwise derived from the waterworks of the city shall be credited to a fund hereby created to be known as the waterworks revenue fund. All receipts by the department of Glendale Water and Power from the sale of electric energy or otherwise derived from the electric works of the city shall be credited to a fund hereby created to be known as the electric works revenue fund. All disbursements (except those payable from the waterworks depreciation fund) provided in the Glendale Water and Power budget on account of said waterworks shall be charged to said waterworks revenue fund and all disbursements (except those payable from the electric works depreciation fund) provided in said budget on account of the electric works shall be charged to said electric works revenue fund. The credit balance, if any, or any part thereof, in each of said funds at the end of any fiscal year, the amount of which is in excess of the amount of all outstanding demands and liabilities unpaid from said fund on account of budget appropriations therefrom, shall be transferred to the Glendale Water and Power surplus fund.

Sec. 21. Glendale Water and Power sinking fund. For the payment of principal and interest of all Glendale city or municipal improvement district bonds heretofore issued for the acquisition, improvement or extension of waterworks or electric works operated by the city, the council shall transfer from time to time from the waterworks revenue fund or the electric works revenue fund, or both thereof, to the Glendale Water and Power sinking fund a sufficient amount each

year to cover the total amount of payments falling due that year for principal and interest of said bonds. Nothing in this section shall impair the power of the council to levy such taxes as may be necessary to provide for the payment of interest and principal of such bonds, or the power of the council to pay from the waterworks revenue fund the principal and interest of any general obligation bonds of the city hereafter issued for waterworks purposes or to pay from the electric works revenue fund the principal and interest of any general obligation bonds of the city hereafter issued for electric works purposes.

Sec. 22. A fund to be known as the Glendale Water and Power surplus fund is hereby created, to which fund shall be credited from the receipts of the department of Glendale Water and Power in the waterworks revenue fund and the electric works revenue fund, any amounts in excess of the requirements of the several funds as hereinbefore set forth. Except as otherwise provided in this section, disbursements from said Glendale Water and Power surplus fund may be made by the council by special appropriation for waterworks or electric works purposes only, which shall include payment of all or any portion of the tax of the Metropolitan Water District of Southern California, or its successors in interest, which the council may elect to pay out of the funds of the City of Glendale.

At the end of each fiscal year an amount equal to twenty-five per centum (25%) of the operating revenues of the department of Glendale Water and Power for such year, excluding receipts from water or power supplied to other cities or utilities at wholesale rates, shall be transferred from said Glendale Water and Power surplus fund to the general reserve fund; provided, that the council may annually, at or before the time for adopting the general budget for the ensuing fiscal year, reduce said amount or wholly waive such transfer if, in its opinion, such reduction or waiver is necessary to insure the sound financial position of said department of Glendale Water and Power and it shall so declare by resolution.

#### Article XV. City Planning.

Sec. 2. The council may, from time to time, on its own motion, or on petition after hearing and public notice of such hearing given by one publication in a newspaper of general circulation at least ten days before the time of hearing, amend, supplement or change the regulations and districts established by any ordinance adopted pursuant to subdivisions 19 and 20 of section 2, article III, of this Charter. Whenever the owners of fifty percent or more of the frontage of any district or part thereof, shall present to the council a petition duly signed and acknowledged by them, requesting any such amendment, supplement, change or repeal of the regulations prescribed for such district, or part thereof, the council shall act upon such petition within ninety days after the filing thereof. No amendment, change, supplement or repeal of the regulations or of the boundaries of districts established by any ordinance passed under the abovementioned provisions of the Charter shall be made except by a four-fifths vote of the council, and if at the time of the hearing thereon a protest against such amendment, supplement, change or repeal is presented, duly signed and acknowledged by the owners of twenty percent or more

of the frontage of property which will be directly affected by the proposed amendment, supplement, change or repeal, or by the owners of twenty percent of the frontage of property which is immediately adjacent thereto, either in the rear, or the sides, or across the street, no such amendment, change, supplement or repeal shall be adopted except by unanimous vote of the council. When a petition has been denied in whole or in part, no petition for the amendment, change, supplement or repeal so denied may be filed within six months after such denial.

Article XX. Police and Fire Departments.

Sec. 1. Chief of police. The chief of police shall have command and control over the police department. He shall enforce all laws and ordinances for the peace and safety of the city, and shall see that all orders and provisions of the council for these purposes are properly executed. He shall have power to appoint such police officers as are authorized by ordinance, subject to the approval of the city manager. He shall devote his entire time to the discharge of his official duties and shall not be absent from the city except under urgent need or in the performance of his official duties, unless granted permission by the city manager. His office shall be kept open at all hours of the day and night, and either he or a subordinate shall be in constant attendance.

Sec. 2. Fire chief. The fire chief shall have control of the fire department, and it shall be his duty to superintend the extinguishing of fires and to take measures for the protection of property imperiled thereby. He shall appoint, subject to the approval of the city manager, such firemen and other subordinates as may be authorized by ordinance.

Article XXII. Department of Glendale Water and Power.

Sec. 1. The department of Glendale Water and Power shall have charge of the construction, maintenance and operation of all public utilities owned or operated by the city.

Article XIII. Libraries and Reading Rooms.

Sec. 1. All libraries shall be forever free to the inhabitants and nonresident taxpayers of the City of Glendale, subject to such rules and regulations as may be deemed necessary for the administration, government, and protection of the library; provided, however, that for violation of any of said rules and regulations, the city manager may impose fines or may exclude the violator from the privileges of the library. All such fines shall be paid into the general fund.

Article IV. Officers and Employees Generally.

Sec. 1. The officers of the City of Glendale shall be five members of the council, a city assessor, a city tax collector, a city manager, a director of administrative services, a city clerk, a city treasurer, a city attorney, a director of public works, a city engineer, a maintenance services administrator, a building official, a chief of police, and a fire chief. The council may also provide by ordinance for additional offices and for the duties thereof, and for additional duties of offices herein provided for, but in no such manner as to encroach upon the duties of any officer as provided for by this Charter. The council may also provide by ordinance

for such subordinate officers, assistants, deputies, clerks, and employees in the several offices and departments as they deem necessary. The members of the council, the members of the board of education, the city treasurer and the city clerk shall be elected from the city at large, as provided in this Charter; provided, however, that all qualified electors of the Glendale City School District shall also have the right to vote for members of the board of education. All other officers, assistants, deputies, clerks and employees shall be appointed as provided in this Charter, or as the council may provide by ordinance in case no provision for their appointment is herein made, and shall hold their respective offices or positions at the pleasure of the appointing power. Where the appointment of any of said officers, assistants, deputies, clerks or employees is vested in the council or any commission, such appointment and any removal must be made by a three-fifths vote of the members of the appointing power.

Article XIX. (Repealed)

Article XXIV. Civil Service.

Sec. 7. Unclassified and classified service. The provisions of this article shall apply to all positions now existing or hereafter created, except those in the unclassified service. The unclassified service shall consist of the following offices and employments: All officers elected by the people. All members of appointive boards and commissions, and persons serving without compensation. The chief examiner of the civil service commission. The city assessor. The city manager. The assistant city manager. The secretary of the city manager. The city tax collector. One secretary of any officer elected by the people. Special officers of the police and fire departments. Positions in any unskilled labor class created for a special or temporary purpose and which do not exist for a period of longer than thirty days; provided that the commission may, upon application of the appointing agency and after public notice and hearing, by the affirmative vote of four-fifths of its members, exempt any position in any unskilled labor class or any part-time, seasonal or temporary position for such period of time as it may determine; and provided further, that any such exemption shall not affect the tenure of any person whose appointment has become complete under this article. Persons employed to render professional, scientific, technical or expert service of an occasional and exceptional character.

Article X. Departments of Government Generally.

Sec. 7. Care of parks. The council shall provide for the general care and supervision of parks.

Article XXIII. Miscellaneous Provisions.

Sec. 4 is deleted.

Article IV. Officers and Employees Generally.

Sec. 3. (a) Compensation and increase in compensation of council members. Compensation for council members is hereby set, and from time to time shall be changed, in accordance with the schedule and procedure for adjustment applicable to the City of Glendale set forth in the provisions of the

Government Code relating to salaries of council members in general law cities. The compensation of council members may also be increased during the terms of their respective offices by vote of the electors.

(b) Compensation and increase in compensation of city clerk and city treasurer. When percentage increases are granted to other officers and employees generally, the council may grant comparable percentage increases to the city clerk and the city treasurer. The compensation of the city clerk and city treasurer may also be increased during the terms of their respective offices by vote of the electors.

Article XXIII. Miscellaneous Provisions.

Sec. 9. Officers, etc., to be United States citizens. All officers and such other persons as specified by local, state or federal law must be citizens of the United States during their period of employment.

Sec. 17. Office hours for city officers. Unless otherwise provided for by law, all city officers shall keep such office hours as may be established by ordinance.

Sec. 27. Penalty for violation of Charter or ordinances; The violation of the Charter or ordinance of the City shall be a misdemeanor except that notwithstanding any other provision of this Charter or by ordinance, any such violation constituting a misdemeanor may, in the discretion of the city attorney, be charged and prosecuted as an infraction. Fines and penalties shall be set by the council, but the maximum fine or penalty for any such violation shall be the sum of one thousand dollars, or a term of imprisonment for a period not exceeding six months, or both such fine and imprisonment, or such greater fine or imprisonment as established by state law for general law cities. The council by ordinance may provide that a violation of an ordinance shall be classified as an infraction and set the fine for a violation thereof.

Article XXIV. Civil Service.

Sec. 8. All persons in the classified service, whose appointments have become complete, shall be discharged only for cause as herein provided.

Article XIV. Boards and Commissions.

Section 1. Creation of Commission. The City Council, by ordinance, may create such permanent or temporary boards or commissions as it finds, in its judgment, are required to assist in the performance of any municipal function.

Section 2. Ordinance to Include Specifics. In accordance with those powers granted by this Charter to the members of Council to establish boards or commissions, an ordinance establishing such boards or commissions shall specify the following: (a) The number of members comprising such board or commission; (b) Their term of office; (c) The powers and duties assigned to the board or commission; (d) The conditions under which vacancies in membership shall occur automatically; (e) The qualifications for appointment to such board or commission; and (f) Such other matters as may be necessary, in the judgment of the Council, to enable the board or commission to perform its assigned functions.

Section 3. Appointment and Removal of Members. The selection, appointment, removal, and terms of office of boards or commission members shall be as prescribed by ordinance or resolution of the City Council.

Section 4. Meetings. The meetings and acts of all boards and commissions shall be called, noticed, held and conducted in accordance with State law. Each board or commission shall adopt rules for the conduct of its meetings, a copy of which shall be filed with the City Clerk.

Certified to be a true copy by Doris Twedt, City Clerk.

Date of Municipal Election: April 5, 2005.

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Charter Chapter 31—City of Glendale

***Amendments to the Charter of the City of Glendale***

[Filed with the Secretary of State May 5, 2005.]

Sec. VI. The Council Generally.

Sec. 15. With the exception of city owned SR zoned property or property dedicated as park land of five or more acres no sale of real estate shall be authorized by the council except by ordinance passed by the affirmative vote of four-fifths of all the members and no lease shall be made for a period of longer than five years, except by ordinance adopted by the council. City owned SR zoned property or property dedicated as park land which property is either an individual parcel of five acres or more, or parcels which are adjoining and collectively equal or exceed five or more acres shall not be sold or transferred except upon approval of a majority of the voters at an election held for such purpose. For purposes of this Charter, “dedicated park land” means property now owned or hereafter acquired by the city which has been either dedicated by ordinance, zoned SR, or where the documents executed for the acquisition thereof provide that the acquisition is in whole or in part for preservation or use as open space or recreational purposes of any type. For purposes of this Charter “sold or transferred” does not mean or include an easement, or an acquisition of property either jointly with another public agency or with grant funds provided by another public agency where the property is required to be conveyed to the other public agency for the purpose of preserving the property as open space or recreational purposes.

Certified to be a true copy by Doris Twedt, City Clerk.

Date of Municipal Election: April 5, 2005.

## Charter Chapter 32—City of Los Angeles

***Amendments to the Charter of the City of Los Angeles***

[Filed with the Secretary of State June 7, 2005.]

Section 1. The title of Section 435 of the Charter is hereby amended to read:

**VOTE COUNTY PROCEDURES FOR RECALL ELECTIONS**

Section 2. Section 435 of the Charter is hereby amended to read:

Section 435. In addition to the question of whether the incumbent shall be removed from office, each recall ballot shall also list the names of all persons who have been nominated as candidates to succeed the person whose removal is sought. The name of the incumbent shall not appear on the ballot as a candidate for the office. If a majority of the registered voters voting on the matter vote in favor of the recall, then the incumbent shall be removed from office effective on the date the successor qualifies.

Certified to be a true copy by Alex Padilla, President of the City Council, and Brian Walters, Council Clerk.

Date of Municipal Election: May 17, 2005.

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 Charter Chapter 33—City of Berkeley
***Amendments to the Charter of the City of Berkeley***

[Filed with the Secretary of State July 11, 2005.]

Section 14 of Article V shall be amended to read as follows:

Section 14. Mayor's term of office

The Mayor shall hold office for a term of four years from and after the first day of December after his or her election is certified by the City Clerk and until a successor is elected and qualified. However, the term of the Mayor elected in the November 2006 general municipal election shall expire on the first day of December, 2008 after a successor is elected in the November, 2008 general municipal election. Thereafter, mayoral elections shall coincide with presidential elections.

Certified to be a true copy by Tom Bates, Mayor, and Sara T. Cox, City Clerk.

Date of Municipal Election: November 2, 2004.



## Charter Chapter 34—City of Modesto

***Amendments to the Charter of the City of Modesto***

[Filed with the Secretary of State October 12, 2005.]

**SECTION 503. LIMITATION OF TERMS OF OFFICE.**

No person elected to the office of Councilmember or Mayor for two (2) consecutive terms shall again be eligible to hold that same office until one (1) full intervening term of four (4) years has elapsed. The offices of Mayor and Councilmember shall be considered separate offices for the purpose of applying this provision so that service of two (2) full terms in one (1) office shall not act as a bar to service of two (2) full terms in the other. If a person serves a partial term in excess of twenty-six (26) months, it shall be considered a full term for the purpose of this provision. This limitation applies prospectively to terms to which persons have been elected commencing with the 2003 general municipal election.

Certified to be a true copy by Jim Ridenour, Mayor, and Jean Zahr, City Clerk.  
Date of Municipal Election: November 3, 2003.

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 Charter Chapter 35—City of Sunnyvale
***Amendments to the Charter of the City of Sunnyvale***

[Filed with the Secretary of State December 14, 2005.]

Section 1016 of Article X of the Charter of the City of Sunnyvale is amended to read as follows:

Section 1016. Heritage Preservation Commission. Powers and Duties. The Heritage Preservation Commission shall have power to:

- (a) Act in an advisory capacity to the City Council in all matters pertaining to heritage resources, landmark sites and landmark districts.
- (b) Exercise such functions with respect to any heritage resource, landmark site or landmark district as may be prescribed by ordinance.

Certified to be a true copy by Dean J. Chu, Mayor, and Katherine Bradshaw Chapple, City Clerk.

Date of Municipal Election: November 8, 2005.

## Charter Chapter 36—City of Sunnyvale

***Amendments to the Charter of the City of Sunnyvale***

[Filed with the Secretary of State December 14, 2005.]

Section 1002 of Article X of the Charter of the City of Sunnyvale is amended to read as follows:

Section 1002. Appointments. Qualifications. Except as otherwise provided in this Article:

The members of each board or commission shall be appointed, and shall be subject to removal, by motion of the City Council adopted by at least four affirmative votes.

No member of any board or commission shall be eligible to serve for more than two four year terms nor shall such member be eligible for appointment to the same board or commission for two years after the expiration of the full term for which the member was appointed and served. Any person appointed to a board or commission to fill an unexpired term of not more than two years in length shall be eligible to serve two full four year term terms upon the expiration of the unexpired term for which such person was appointed.

Any person appointed to a board or commission shall be immediately eligible to serve on a different board or commission.

Unless otherwise provided, the members first appointed to boards and commissions composed of four members shall so classify themselves by lot that each succeeding July 1st, the term of one of their number shall expire. If the total number of the members of a board or commission to be appointed exceeds four, the classification by lot shall provide for the grouping of terms to such an extent as is necessary in order that the term of at least one member shall expire on each succeeding July 1st.

Certified to be a true copy by Dean J. Chu, Mayor, and Katherine Bradshaw Chappellear, City Clerk.

Date of Municipal Election: November 8, 2005.

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 Charter Chapter 37—City and County of San Francisco
***Amendments to the Charter of the City and County of San Francisco***

[Filed with the Secretary of State December 19, 2005.]

**SEC. 13.101. TERMS OF ELECTIVE OFFICE.**

Except in the case of an appointment or election to fill a vacancy, the term of office of each elected officer shall commence at 12:00 noon on the eighth day of January following the date of the election.

Subject to the applicable provisions of Section 13.102, the elected officers of the City and County shall be elected as follows:

At the general municipal election in 1995 and every fourth year thereafter, a Mayor, a Sheriff and a District Attorney shall be elected.

At the statewide general election in 1996 and every fourth year thereafter, four members of the Board of Education and four members of the Governing Board of the Community College District shall be elected.

At the general municipal election in 1997 and every fourth year thereafter, a City Attorney and a Treasurer shall be elected.

At the general municipal election in 2006 and every fourth year thereafter, an Assessor-Recorder and Public Defender shall be elected.

At the statewide general election in 1998 and every fourth year thereafter, three members of the Board of Education and three members of the Governing Board of the Community College District shall be elected.

The election and terms of office of members of the Board of Supervisors shall be governed by Section 13.110.

Certified to be a true copy by Aaron Peskin, President of the Board of Supervisors, and Gloria L. Young, Clerk.

Date of Municipal Election: November 8, 2005.



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GOVERNOR'S REORGANIZATION  
PLAN NO. 1 of 2005

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GOVERNOR'S REORGANIZATION  
PLAN NO. 1 OF 2005

Received by Assembly February 22, 2005; received by Senate February 22, 2005.  
Takes effect on May 5, 2005; by operation of Government Code Section 12080.5.





February 22, 2005

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**STATUTORY PROVISIONS**

An act to amend Section 11552 of, to add Article 14 (commencing with Section 12838) to Chapter 1 of Part 2.5 of Division 3 of Title 2 of, and to repeal Sections 11560, 11563.1, 12811, and 12811.1 of, the Government Code, and to amend Sections 2800, 2802, 2803, 2804, 2806, 2807, 2808, 2809, 2810, 2810.5, 2811, 2815, 2816, 3041, 3041.1, 5000, 5001, 5003.5, 5050, 5052, 5054, 5055, 5057, 5067, 5075, 5076.1, 6024, 6025, 6026, 6030, 6050, 7518, 13600, 13601, 13602, 13603, 13810, and 14204 of, to amend the headings of Chapter 1 (commencing with Section 5000), Chapter 2 (commencing with Section 5050), Chapter 3 (commencing with Section 5075), Chapter 4 (commencing with Section 6001), and Chapter 5 (commencing with Section 6024) of Title 7 of Part 3 of, and to amend the heading of Title 4.5 (commencing with Section 13600) of Part 4, of, and to add Sections 5075.1, 5075.6, and 5075.7 to, and to repeal Sections 2036, 2038, 2043.3, 2045.3, 2046.3, 2048.3, 2048.7, 5051, 5051.5, 5053, 5082, 6001, 6003, and 6004 of, and to repeal Article 3 (commencing with Section 2400) of Chapter 2 of Title 1 of Part 3 of, the Penal Code, and to amend Sections 1000, 1703, 1710, 1711, 1712, 1713, 1714, 1716, 1719, 1720, 1723, 1725, 1766, 1798, 3150, 3151, 3158, 3300, and 3309 of, and to repeal Sections 1717, 1718, 1721, 1722, 1798.5, and 3157 of, the Welfare and Institutions Code, relating to reorganizing the Youth and Adult Correctional Agency.

LEGISLATIVE COUNSEL'S DIGEST  
Governor's Reorganization Plan No.1 of 2005  
Corrections.

Existing law establishes the Youth and Adult Correctional Agency, which consists of the Department of Corrections, the Department of the Youth Authority, the Board of Prison Terms, the Board of Corrections, the Youth Authority Board, and the Narcotic Addict Evaluation Authority.

This measure would, as of July 1, 2005, abolish those departments and boards, and instead create the Department of Corrections and Rehabilitation, which would consist of the Division of Adult Operations, the Division of Youth Operations, the Corrections Standards Authority, and the Board of Parole Hearings. The department would be headed by the Secretary of the Department of Corrections and Rehabilitation, who would be appointed by, and hold office at the pleasure of, the Governor, subject to confirmation by the Senate. The measure would authorize the Governor to appoint 2 subordinate officers for the secretary. The measure would also require the Governor to appoint 2 additional subordinate officers, who would be known as the Chief Administrative Officer of the Department of Corrections and Rehabilitation, Division of Adult Operations, and the Chief Administrative Officer of the Department of Corrections and Rehabilitation, Division of Youth Operations.

The measure would vest the new department with all the powers, duties, responsibilities, obligations, liabilities, and jurisdiction of the Youth and Adult Correctional Agency, the Department of Corrections, the Department of the Youth Authority, the Commission on Correctional Peace Officer Standards and Training, the Board of Corrections, and the State Commission on Juvenile Justice, Crime and Delinquency Prevention. The measure would maintain the existing functions, powers, responsibilities, and jurisdiction of the Council on Mentally Ill Offenders, Prison Industry Authority, Prison Industry Authority Board, California Council for Interstate Adult Offender Supervision, and the Joint Venture Policy Advisory Board under the new department.

Under existing law, the Board of Prison Terms is comprised of 9 members, appointed by the Governor, with the advice and consent of the Senate, each for a term of 4 years and until the appointment of a successor.

Under this measure, the Board of Parole Hearings would be comprised of 17 commissioners, appointed by the Governor, subject to Senate confirmation, for 3-year terms. The board would be vested with all of the powers, duties, responsibilities, obligations, liabilities, and jurisdiction of the Board of Prison Terms, the Narcotic Addict Evaluation Authority, and the Youth Authority Board. This measure would revise provisions relating to hearings by the board.

Under existing law, the Board of Corrections is comprised of 15 members.

Under this measure, the Corrections Standards Authority would be comprised of 17 members. The measure would vest the new authority with all of the duties, functions, and responsibilities of the Board of Corrections and the Commission on Correctional Peace Officer Standards and Training.

The measure would make other related changes to implement the creation of the new department.

- 1 SECTION 1. Section 11552 of the Government Code is  
2 amended to read:  
3 11552. Effective January 1, 1988, an annual salary of  
4 eighty-five thousand four hundred two dollars (\$85,402) shall be  
5 paid to each of the following:  
6 (a) Commissioner of Financial Institutions.  
7 (b) Commissioner of Corporations.  
8 (c) Insurance Commissioner.  
9 (d) Director of Transportation.  
10 (e) Real Estate Commissioner.  
11 (f) Director of Social Services.  
12 (g) Director of Water Resources.  
13 (h) ~~Director of Corrections~~ *Chief Administrative Officer of the*  
14 *Department of Corrections and Rehabilitation, Division of Adult*  
15 *Operations.*  
16 (i) Director of General Services.  
17 (j) Director of Motor Vehicles.  
18 (k) ~~Director of the Youth Authority~~ *Chief Administrative*  
19 *Officer of the Department of Corrections and Rehabilitation,*  
20 *Division of Youth Operations.*  
21 (l) Executive Officer of the Franchise Tax Board.  
22 (m) Director of Employment Development.  
23 (n) Director of Alcoholic Beverage Control.

- 1 (o) Director of Housing and Community Development.
- 2 (p) Director of Alcohol and Drug Abuse.
- 3 (q) Director of the Office of Statewide Health Planning and
- 4 Development.
- 5 (r) Director of the Department of Personnel Administration.
- 6 (s) Chairperson and Member of the Board of Equalization.
- 7 (t) Secretary of Technology, Trade, and Commerce.
- 8 (u) State Director of Health Services.
- 9 (v) Director of Mental Health.
- 10 (w) Director of Developmental Services.
- 11 (x) State Public Defender.
- 12 (y) Director of the California State Lottery.
- 13 (z) Director of Fish and Game.
- 14 (aa) Director of Parks and Recreation.
- 15 (ab) Director of Rehabilitation.
- 16 (ac) Director of Veterans Affairs.
- 17 (ad) Director of Consumer Affairs.
- 18 (ae) Director of Forestry and Fire Protection.
- 19 (af) The Inspector General pursuant to Section 6125 of the
- 20 Penal Code.
- 21 (ag) Director of Child Support Services.
- 22 (ah) Director of Industrial Relations.

23 The annual compensation provided by this section shall be  
 24 increased in any fiscal year in which a general salary increase is  
 25 provided for state employees. The amount of the increase  
 26 provided by this section shall be comparable to, but shall not  
 27 exceed, the percentage of the general salary increases provided  
 28 for state employees during that fiscal year.

29 SEC. 2. Section 11560 of the Government Code is repealed.

30 ~~11560. Effective January 1, 1988, an annual salary of~~  
 31 ~~thirty-four thousand five hundred thirty-seven dollars (\$34,537)~~  
 32 ~~shall be paid to the Chairperson of the Narcotic Addict~~  
 33 ~~Evaluation Authority.~~

34 ~~The annual compensation provided by this section shall be~~  
 35 ~~increased in any fiscal year in which a general salary increase is~~  
 36 ~~provided for state employees. The amount of the increase~~  
 37 ~~provided by this section shall be comparable to, but shall not~~  
 38 ~~exceed, the percentage of the general salary increases provided~~  
 39 ~~for state employees during that fiscal year.~~

40 SEC. 3. Section 11563.1 of the Government Code is repealed.

1     ~~11563.1. Effective January 1, 1988, an annual salary of thirty~~  
2     ~~thousand one hundred forty-one dollars (\$30,141) shall be paid to~~  
3     ~~each member of the Narcotic Addict Evaluation Authority.~~

4     ~~The annual compensation provided by this section shall be~~  
5     ~~increased in any fiscal year in which a general salary increase is~~  
6     ~~provided for state employees. The amount of the increase~~  
7     ~~provided by this section shall be comparable to, but shall not~~  
8     ~~exceed, the percentage of the general salary increases provided~~  
9     ~~for state employees during that fiscal year.~~

10    SEC. 4. Section 12811 of the Government Code is repealed.

11     ~~12811. The Youth and Adult Correctional Agency consists of~~  
12     ~~the Department of Corrections, the Department of the Youth~~  
13     ~~Authority, the Board of Prison Terms, the Youthful Offender~~  
14     ~~Parole Board, the Board of Corrections, and the Narcotic Addict~~  
15     ~~Evaluation Authority.~~

16    SEC. 5. Section 12811.1 of the Government Code is repealed.

17     ~~12811.1. The Governor, upon recommendation of the~~  
18     ~~Secretary of the Youth and Adult Correctional Agency, may~~  
19     ~~appoint not to exceed two deputies for the secretary.~~

20    SEC. 6. Article 14 (commencing with Section 12838) is  
21    added to Chapter 1 of Part 2.5 of Division 3 of Title 2 of the  
22    Government Code, to read:

23  
24           Article 14. Department of Corrections and Rehabilitation

25  
26     12838. (a) There is hereby created in state government the  
27     Department of Corrections and Rehabilitation, to be headed by a  
28     secretary, who shall be appointed by, and hold office at the  
29     pleasure of, the Governor, subject to Senate confirmation. The  
30     Department of Corrections and Rehabilitation shall consist of the  
31     Division of Youth Operations, the Division of Adult Operations,  
32     the Corrections Standards Authority, and the Board of Parole  
33     Hearings.

34     (b) The Governor, upon recommendation of the secretary, may  
35     appoint no more than two subordinate officers for the secretary,  
36     in addition to those authorized by Section 12838.1.

37     12838.1. There is hereby created within the Department of  
38     Corrections and Rehabilitation, the Division of Youth Operations  
39     and the Division of Adult Operations. Each division shall be  
40     headed by a subordinate officer to the secretary, who shall, upon

1 recommendation of the secretary, be appointed by the Governor,  
2 and hold office at the pleasure of the Governor, subject to Senate  
3 confirmation.

4 12838.2. The Board of Parole Hearings is hereby created. The  
5 Board of Parole Hearings shall be comprised of 17  
6 commissioners, who shall be appointed by the Governor, subject  
7 to Senate confirmation, for three-year terms. The Board of Parole  
8 Hearings hereby succeeds to, and is vested with, all the powers,  
9 duties, responsibilities, obligations, liabilities, and jurisdiction of  
10 the following entities, which shall no longer exist: Board of  
11 Prison Terms, Narcotic Addict Evaluation Authority, and  
12 Youthful Offender Parole Board. For purposes of this article, the  
13 above entities shall be known as “predecessor entities.”

14 12838.3. The Department of Corrections and Rehabilitation  
15 hereby succeeds to, and is vested with, all the powers, duties,  
16 responsibilities, obligations, liabilities, and jurisdiction of the  
17 following entities, which shall no longer exist: Youth and Adult  
18 Correctional Agency, Department of Corrections, Department of  
19 the Youth Authority, Commission on Correctional Peace Officer  
20 Standards and Training, Board of Corrections, and State  
21 Commission on Juvenile Justice, Crime and Delinquency  
22 Prevention. For purposes of this article, the above entities shall  
23 be known as “predecessor entities.”

24 12838.4. The following entities shall be continued in  
25 existence within the Department of Corrections and  
26 Rehabilitation and shall retain existing functions, powers,  
27 responsibilities, and jurisdiction: Council on Mentally Ill  
28 Offenders, Prison Industry Authority, Prison Industry Authority  
29 Board, California Council for Interstate Adult Offender  
30 Supervision, and the Joint Venture Policy Advisory Board. For  
31 purposes of this article, these shall be known as “continuing  
32 entities.”

33 12838.5. (a) The Secretary of the Department of Corrections  
34 and Rehabilitation shall serve as the Chief Executive Officer of  
35 the Department of Corrections and Rehabilitation and shall have  
36 all of the powers and authority which are conferred upon a head  
37 of a state department by Chapter 2 (commencing with Section  
38 11150) of Part 1 of Division 3 of Title 2 of the Government  
39 Code.

1 (b) Without limiting any other powers or duties, the secretary  
2 shall assure compliance with the terms of any state plan,  
3 memorandums of understanding, administrative order,  
4 interagency agreements, assurances, single state agency  
5 obligations, federal statute and regulations, and any other form of  
6 agreement or obligation that vital government activities rely  
7 upon, or are a condition to, the continued receipt by the  
8 department of state or federal funds or services. This includes,  
9 but is not limited to, the designation, appointment, and provision  
10 of individuals, groups, and resources to fulfill specific  
11 obligations of any agency, board, or department that is abolished  
12 pursuant to Section 12838.2 or 12838.3.

13 12838.6. All regulations adopted by the predecessor entities,  
14 continuing entities, and any of their predecessors are expressly  
15 continued in force. Any statute, law, rule, or regulation now in  
16 force, or that may hereafter be enacted or adopted with reference  
17 to the predecessor entities and any of their predecessors shall  
18 mean the Department of Corrections and Rehabilitation. Any  
19 action concerning these duties, responsibilities, obligations,  
20 liabilities, and functions shall not abate but shall continue in the  
21 name of the Department of Corrections and Rehabilitation, and  
22 the Department of Corrections and Rehabilitation shall be  
23 substituted for the predecessor entities and continuing entities by  
24 the court wherein the action is pending. The substitution shall not  
25 affect the rights of the parties to the action.

26 12838.7. No contract, lease, license, or any other agreement to  
27 which the predecessor entities, continuing entities, and any of  
28 their predecessors are a party shall be void or voidable by reason  
29 of this measure, but shall continue in full force and effect, with  
30 the Department of Corrections and Rehabilitation assuming all of  
31 the rights, obligations, and duties of the predecessor entities. That  
32 assumption by the Department of Corrections and Rehabilitation  
33 shall not in any way affect the rights of the parties to the contract,  
34 lease, license, or agreement. Bonds issued by the predecessor  
35 entities, continuing entities, and any of their predecessors on or  
36 before July 1, 2005, shall become the indebtedness of any newly  
37 created entity. Any ongoing obligations or responsibilities of the  
38 predecessor entities, continuing entities, and any of their  
39 predecessors for managing and maintaining bond issuances shall

1 be transferred to the newly created entity without impairment to  
2 any security contained in the bond instrument.

3 12838.8. On and after July 1, 2005, the unencumbered  
4 balance of all money available for expenditure by the predecessor  
5 entities, continuing entities, and any of their predecessors in  
6 carrying out any functions transferred to the Department of  
7 Corrections and Rehabilitation by this measure shall be made  
8 available for the support and maintenance of the Department of  
9 Corrections and Rehabilitation. All books, documents, records,  
10 and property of the predecessor entities shall be transferred to the  
11 Department of Corrections and Rehabilitation.

12 12838.9. On and after July 1, 2005, positions filled by  
13 appointment by the Governor in the predecessor entities or  
14 continuing entities shall be transferred to the Department of  
15 Corrections and Rehabilitation. Individuals in positions  
16 transferred pursuant to this section shall serve at the pleasure of  
17 the Governor, unless as otherwise expressly stated. Titles of  
18 positions transferred pursuant to this section shall be determined  
19 by the secretary with the approval of the Governor. Salaries of  
20 positions transferred shall remain at the level established  
21 pursuant to law on June 30, 2005.

22 12838.10. (a) Any officer or employee of the predecessor  
23 entities who is engaged in the performance of a function  
24 specified in this reorganization plan and who is serving in the  
25 state civil service, other than as a temporary employee, shall be  
26 transferred to the Department of Corrections and Rehabilitation  
27 pursuant to the provisions of Section 19050.9.

28 (b) Any officer or employee of the continuing entities who is  
29 engaged in the performance of a function specified in this  
30 reorganization plan and who is serving in the state civil service,  
31 other than as a temporary employee, shall continue such status  
32 with the continuing entity pursuant to the provisions of Section  
33 19050.9.

34 (c) The status, position, and rights of any officer or employee  
35 of the predecessor entities shall not be affected by the transfer  
36 and shall be retained by the person as an officer or employee of  
37 the Department of Corrections and Rehabilitation, as the case  
38 may be, pursuant to the State Civil Service Act (Part 2  
39 (commencing with Section 18500) of Division 5 of Title 2 of the



1 Government Code), except as to a position that is exempt from  
2 civil service.

3 12838.11. This article shall become operative as of July 1,  
4 2005.

5 SEC. 7. Section 2036 of the Penal Code is repealed.

6 ~~2036. The Deuel Vocational Institution shall be an~~  
7 ~~intermediate security-type institution. Its primary purpose shall~~  
8 ~~be to provide custody, care, industrial, vocational and other~~  
9 ~~training, guidance and reformatory help for young men, too~~  
10 ~~mature to be benefited by the programs of institutions under the~~  
11 ~~jurisdiction of the Youth Authority and too immature in crime for~~  
12 ~~confinement in prisons.~~

13 SEC. 8. Section 2038 of the Penal Code is repealed.

14 ~~2038. The Director of Corrections shall make rules and~~  
15 ~~regulations for the government of the Deuel Vocational~~  
16 ~~Institution and the management of its affairs.~~

17 SEC. 9. Section 2043.3 of the Penal Code is repealed.

18 ~~2043.3. The Director of Corrections shall make rules and~~  
19 ~~regulations for the government of the California Correctional~~  
20 ~~Center at Susanville and the management of its affairs.~~

21 SEC. 10. Section 2045.3 of the Penal Code is repealed.

22 ~~2045.3. The Director of Corrections shall make rules and~~  
23 ~~regulations for the government of said institution and the~~  
24 ~~management of its affairs.~~

25 SEC. 11. Section 2046.3 of the Penal Code is repealed.

26 ~~2046.3. The Director of Corrections shall make rules and~~  
27 ~~regulations for the government of the said prison and the~~  
28 ~~management of its affairs.~~

29 SEC. 12. Section 2048.3 of the Penal Code is repealed.

30 ~~2048.3. The Director of Corrections shall make rules and~~  
31 ~~regulations for the government of the California Correctional~~  
32 ~~Institution at Tehachapi and the management of its affairs.~~

33 SEC. 13. Section 2048.7 of the Penal Code is repealed.

34 ~~2048.7. Notwithstanding other provisions of the law, the~~  
35 ~~Director of Corrections shall have the authority to modify the~~  
36 ~~percentage of the inmate population of the Southern Maximum~~  
37 ~~Security Complex to be employed by the Prison Industry~~  
38 ~~Authority, or to participate in vocational training commensurate~~  
39 ~~with security requirements in relation to the type of inmates~~  
40 ~~housed therein, provided that the percentage of the inmate~~

1 population to be employed by the Prison Industry Authority or to  
2 participate in vocational training shall be no less than 60 percent  
3 of the inmates in the general population. Authority is also vested  
4 in the director to utilize up to 100 percent of the cells of the  
5 facility to house special cases. The director may also choose to  
6 double occupy each cell if systemwide overcrowding demands  
7 that measure.

8 The Director of Corrections may implement the provisions of  
9 this section only if the encumbrance of those funds is authorized  
10 by the Department of Finance, not sooner than 30 days after  
11 notification in writing of the necessity therefor, to the chairman  
12 of the committee in each house which considers appropriations  
13 and the Chairman of the Joint Legislative Budget Committee.

14 SEC. 14. Article 3 (commencing with Section 2400) of  
15 Chapter 2 of Title 1 of Part 3 of the Penal Code is repealed.

16 SEC. 15. Section 2800 of the Penal Code is amended to read:  
17 2800. *There Commencing July 1, 2005, there is hereby*  
18 ~~established~~ *continued in existence within the Department of*  
19 *Corrections and Rehabilitation the Prison Industry Authority. As*  
20 *used in this article “authority” means the Prison Industry*  
21 *Authority. Commencing July 1, 2005, any reference to the*  
22 *Department of Corrections shall refer to the Department of*  
23 *Corrections and Rehabilitation.*

24 SEC. 16. Section 2802 of the Penal Code is amended to read:  
25 2802. ~~The authority shall be under the policy direction of a~~  
26 ~~board of directors, to be known as the Prison Industry Board, and~~  
27 ~~to be referred to hereafter as the board~~ *Commencing July 1, 2005,*  
28 *there is hereby continued in existence within the Department of*  
29 *Corrections and Rehabilitation a Prison Industry Board. The*  
30 *board shall consist of the following 11 members:*

31 (a) ~~The Director of Corrections shall be a member~~ *Secretary of*  
32 *the Department of Corrections and Rehabilitation, or his or her*  
33 *designee.*

34 (b) ~~The Director of the Department of~~ *General Services, or his*  
35 *or her designee, shall be a member.*

36 (c) ~~The Secretary of Business, Transportation and Housing, or~~  
37 *his or her designee, shall be a member.*

38 (d) ~~The Speaker of the Assembly shall appoint two members~~  
39 *to represent the general public.*

1 (e) The Senate Committee on Rules shall appoint two  
2 members to represent the general public.

3 (f) The Governor shall appoint four members. Of these, two  
4 shall be representatives of organized labor, and two shall be  
5 representatives of industry. The initial term of one of the  
6 members appointed by the Speaker of the Assembly shall be two  
7 years, and the initial term of the other shall be three years. The  
8 initial term of one of the members appointed by the Senate  
9 Committee on Rules shall be two years, and the initial term of the  
10 other shall be three years. The initial terms of the four members  
11 appointed by the Governor shall be four years. All subsequent  
12 terms of all members shall be for four years. Each member's  
13 term shall continue until the appointment and qualification of his  
14 or her successor.

15 SEC. 17. Section 2803 of the Penal Code is amended to read:

16 2803. The ~~Director of Corrections~~ *Secretary of the*  
17 *Department Corrections and Rehabilitation* shall be the  
18 ~~chairman~~ *chairperson* of the board. The ~~chairman~~ *chairperson*  
19 shall be the administrative head of the board and shall exercise  
20 all duties and functions necessary to insure that the  
21 responsibilities of the board are successfully discharged. The  
22 board shall ~~meet regularly at least four times during each fiscal~~  
23 ~~year, and shall hold extra meetings on the call of the chairman~~  
24 *chairperson* or a majority of the board. Six members of the  
25 board, including the ~~chairman~~ *chairperson*, shall constitute a  
26 quorum. The vote of a majority of the members ~~in office serving~~  
27 *on the board* is necessary for the transaction of the business of  
28 the board.

29 SEC. 18. Section 2804 of the Penal Code is amended to read:

30 2804. The appointed members of the board shall receive a per  
31 diem to be determined by the ~~chairman~~ *chairperson*, but not less  
32 than the usual per diem rate allowed to the Department of  
33 *Corrections and Rehabilitation* employees during travel out of  
34 state. All members, including the ~~chairman~~ *chairperson*, shall  
35 also receive their actual and necessary expenses of travel  
36 incurred in attending meetings of the commission and in making  
37 investigations, either as a board or individually as members of  
38 the board at the request of the ~~chairman~~ *chairperson*. All the  
39 expenses shall be paid from the Prison Industries Revolving  
40 Fund.

1 SEC. 19. Section 2806 of the Penal Code is amended to read:  
2 2806. There is hereby constituted a permanent revolving fund  
3 in the sum of not less than seven hundred thirty thousand dollars  
4 (\$730,000), to be known as the Prison Industries Revolving  
5 Fund, and to be used to meet the expenses necessary in the  
6 purchasing of materials and equipment, salaries, construction and  
7 cost of administration of the prison industries program. The fund  
8 may also be used to refund deposits either erroneously made or  
9 made in cases where delivery of products cannot be  
10 consummated. The fund shall at all times contain the amount of  
11 at least seven hundred thirty thousand dollars (\$730,000), either  
12 in cash or in receivables, consisting of raw materials, finished or  
13 unfinished products, inventory at cost, equipment, or any  
14 combination of the above. Money received from the rendering of  
15 services or the sale of products in the prisons and institutions  
16 under the jurisdiction of the ~~board~~ *Department of Corrections*  
17 *and Rehabilitation pursuant to this article* shall be paid to the  
18 State Treasurer monthly and shall be credited to the fund. At any  
19 time that the ~~authority~~ *Secretary of the Department of*  
20 *Corrections and Rehabilitation* and the Director of Finance  
21 jointly determine that the balance in ~~said~~ *that* revolving fund is  
22 greater than is necessary to carry out the purposes of the  
23 authority, they shall so inform the Controller and request a  
24 transfer of the unneeded balance from the revolving fund to the  
25 General Fund of the State of California. The Controller is  
26 authorized to transfer balances upon request. Funds deposited in  
27 the revolving fund are not subject to annual appropriation by the  
28 Legislature and may be used without a time limit by the  
29 authority.

30 The Prison Industries Revolving Fund is not subject to the  
31 provisions of Articles 2 (commencing with Section 13320) and 3  
32 (commencing with Section 13335) of Chapter 3 of Part 3 of  
33 Division 3 of Title 2 of the Government Code.

34 ~~The revolving fund created by Section 2714 known as the~~  
35 ~~Correctional Industries Revolving Fund is abolished, and the~~  
36 ~~Controller shall transfer the balance in that revolving fund to the~~  
37 ~~Prison Industries Revolving Fund.~~ Any major capital outlay  
38 project undertaken by the authority *pursuant to this article* shall  
39 be subject to review by the Public Works Board pursuant to the

1 provisions of Part 10.5 (commencing with Section 15752) of  
2 Division 3 of Title 2 of the Government Code.

3 SEC. 20. Section 2807 of the Penal Code is amended to read:

4 2807. (a) The authority is hereby authorized and empowered  
5 to operate industrial, agricultural, and service enterprises which  
6 will provide products and services needed by the state, or any  
7 political subdivision thereof, or by the federal government, or  
8 any department, agency, or corporation thereof, or for any other  
9 public use. Products may be purchased by state agencies to be  
10 offered for sale to inmates of the department and to any other  
11 person under the care of the state who resides in state-operated  
12 institutional facilities. Fresh meat may be purchased by food  
13 service operations in state-owned facilities and sold for onsite  
14 consumption.

15 (b) All things authorized to be produced under subdivision (a)  
16 shall be purchased by the state, or any agency thereof, and may  
17 be purchased by any county, city, district, or political  
18 subdivision, or any agency thereof, or by any state agency to  
19 offer for sale to persons residing in state-operated institutions, at  
20 the prices fixed by the ~~board~~ *Prison Industry Authority*. State  
21 agencies shall make maximum utilization of these products, and  
22 shall consult with the staff of the authority to develop new  
23 products and adapt existing products to meet their needs.

24 SEC. 21. Section 2808 of the Penal Code is amended to read:

25 2808. (a) *Commencing July 1, 2005, the Secretary of the*  
26 *Department of Corrections and Rehabilitation shall have the*  
27 *authority to contract for the services of a general manager to*  
28 *serve as the chief administrative officer of the Prison Industry*  
29 *Authority. Alternatively, the secretary may appoint a general*  
30 *manager to serve as the chief administrative officer of the Prison*  
31 *Industry Authority. The general manager shall either render*  
32 *services consistent with the terms of his or her contract or, if*  
33 *appointed, serve at the pleasure of the secretary. The general*  
34 *manager shall have wide and successful experience with a*  
35 *productive enterprise and have a demonstrated appreciation of*  
36 *the problems associated with prison management.*

37 (b) ~~The board general manager shall, in the exercise of its~~  
38 ~~duties, have all the powers and do all the things which the board~~  
39 ~~of directors of a private corporation would do, except as~~  
40 ~~specifically limited in this article, including, but not limited to,~~

1 *his or her duties under this article, have the authority to do all of*  
2 *the following:*

3 (1) To enter into contracts and leases, execute leases, pledge  
4 the equipment, inventory and supplies under the control of the  
5 authority and the anticipated future receipts of any enterprise  
6 under the jurisdiction of the authority as collateral for loans, and  
7 execute other necessary instruments and documents.

8 ~~(b)–~~

9 (2) To assure that all funds received by the authority are kept  
10 in commercial accounts according to standard accounting  
11 practices.

12 ~~(c)–~~

13 (3) To arrange for an independent annual audit.

14 ~~(d)–~~

15 (4) To review ~~and approve~~ the annual budget for the authority,  
16 in order to assure that the solvency of the Prison Industries  
17 Revolving Fund is maintained.

18 ~~(e) To contract to employ a general manager to serve as the~~  
19 ~~chief administrative officer of the authority. The person so~~  
20 ~~appointed shall serve at the pleasure of the chairman. The general~~  
21 ~~manager shall have wide and successful experience with a~~  
22 ~~productive enterprise and have a demonstrated appreciation of~~  
23 ~~the problems associated with prison management.~~

24 ~~(f)–~~

25 (5) To apply for and administer grants ~~and contracts of all~~  
26 ~~kinds that are consistent with the purposes of the authority.~~

27 ~~(g)–~~

28 (6) To establish, notwithstanding any other provision of law,  
29 procedures governing the purchase of raw materials, component  
30 parts, and any other goods and services which may be needed by  
31 the authority or in the operation of any enterprise under its  
32 jurisdiction. ~~Such~~ *Those* procedures shall contain provisions for  
33 ~~appeal to the board from any action taken in connection with~~  
34 ~~them requesting any action taken in connection with the~~  
35 ~~procedures to be discussed in a public forum before the Prison~~  
36 ~~Industry Board. The board shall assure adequate public notice of~~  
37 ~~any forum. The board shall issue a report with findings of fact~~  
38 ~~and recommendations as a result of any public forum held~~  
39 ~~pursuant to this paragraph.~~

40 ~~(h)–~~

1 (7) To establish, expand, diminish, or discontinue industrial,  
2 agricultural and service enterprises under ~~its~~ *the authority's*  
3 jurisdiction to enable ~~the authority~~ *it* to operate as a  
4 self-supporting ~~organization~~ *enterprise*, to provide as much  
5 employment for inmates as is feasible, and to provide diversified  
6 work activities to minimize the impact on existing private  
7 industry in the state.

8 ~~(i) To hold public hearings pursuant to paragraph (h) above to~~  
9 ~~provide an opportunity for persons or organizations who may be~~  
10 ~~affected to appear and present testimony concerning the plans~~  
11 ~~and activities of the authority. The authority shall assure~~  
12 ~~adequate public notice of such hearings. No new industrial,~~  
13 ~~agricultural, or service enterprise which involves a gross annual~~  
14 ~~production of more than fifty thousand dollars (\$50,000) shall be~~  
15 ~~established unless and until a hearing concerning the enterprise~~  
16 ~~has been held by a committee of persons designated by the board~~  
17 ~~including at least two board members. The board shall take into~~  
18 ~~consideration the effect of a proposed enterprise on California~~  
19 ~~industry and shall not approve the establishment of the enterprise~~  
20 ~~if the board determines it would have a comprehensive and~~  
21 ~~substantial adverse impact on California industry which cannot~~  
22 ~~be mitigated.~~

23 ~~(j)~~

24 (8) To periodically determine the prices at which activities,  
25 supplies, and services shall be sold.

26 ~~(k)~~

27 (9) To report to the Legislature in writing, on or before  
28 February 1 of each year, regarding:

29 ~~(1)~~

30 (A) The financial activity and condition of each enterprise  
31 under its jurisdiction.

32 ~~(2)~~

33 (B) The plans of the ~~board~~ *general manager* regarding any  
34 significant changes in existing operations.

35 ~~(3)~~

36 (C) The plans of the ~~board~~ *general manager* regarding the  
37 development of new enterprises.

38 ~~(4)~~

39 (D) A breakdown, by institution, of the number of prisoners at  
40 each institution, working in enterprises under the jurisdiction of

1 the authority, said number to indicate the number of prisoners  
2 which are not working full time.

3 (c) *The Prison Industry Board shall hold public forums to*  
4 *provide an opportunity for persons or organizations who may be*  
5 *affected to appear and present testimony concerning the plans*  
6 *and activities of the general manager. The board shall assure*  
7 *adequate public notice of the forums. No new industrial,*  
8 *agricultural, or service enterprise that involves a gross annual*  
9 *production of more than fifty thousand dollars (\$50,000) shall be*  
10 *established unless and until a public forum concerning the*  
11 *enterprise has been held by a committee of persons designated by*  
12 *the board, including at least two board members. The board*  
13 *shall take into consideration the effect of a proposed enterprise*  
14 *on California industry and shall issue a report detailing whether*  
15 *or not the establishment of the enterprise would have a*  
16 *comprehensive and substantial adverse impact on California*  
17 *industry that cannot be mitigated.*

18 SEC. 22. Section 2809 of the Penal Code is amended to read:  
19 2809. Notwithstanding any other provision of law,  
20 commencing July 1, 2005, the authority may recruit and employ  
21 ~~such~~ civilian staff ~~as~~ that may be necessary to carry out the  
22 purposes of this article, and shall establish recruiting, testing,  
23 hiring, promotion, disciplinary, and dismissal procedures and  
24 practices which will meet the unique personnel needs of the  
25 authority. The practices may include incentives based on  
26 productivity, profit-sharing plans, or other criteria which will  
27 encourage civilian employee involvement in the productivity  
28 goals of the authority. The procedures and practices shall apply  
29 to all employees working in enterprises under the jurisdiction of  
30 the authority. ~~The Director of Corrections~~ *general manager* shall  
31 be the appointing authority for all personnel of the authority  
32 other than the general manager.

33 SEC. 23. Section 2810 of the Penal Code is amended to read:  
34 2810. ~~The board~~ *Commencing July 1, 2005, the general*  
35 *manager, with the approval of the Department of Finance, may*  
36 authorize the borrowing of money by the authority for purposes  
37 of *any of the following:*

- 38 (a) Operating the business affairs of the authority.  
39 (b) Purchasing new equipment, materials and supplies.



1 (c) Constructing new facilities, or repairing, remodeling, or  
2 demolishing old facilities. ~~Funds~~

3 *Funds* may be borrowed from private sources, upon ~~such those~~  
4 ~~terms as the board~~ *that the Department of Finance* deems  
5 appropriate, including but not limited to, the use of equipment  
6 under the jurisdiction of the authority, and of the future income  
7 of an enterprise under the jurisdiction of the authority, as  
8 collateral to secure any loan.

9 SEC. 24. Section 2810.5 of the Penal Code is amended to  
10 read:

11 2810.5. Notwithstanding any other provision of law,  
12 *commencing July 1, 2005*, the Pooled Money Investment Board,  
13 *or its successor*, may grant loans to the authority when money is  
14 appropriated for that purpose by the Legislature, upon application  
15 ~~by the Prison Industry Board~~ *Secretary of the Department of*  
16 *Corrections and Rehabilitation*, in order to finance the  
17 establishment of a new industrial, agricultural, or service  
18 enterprise. All loans shall bear the same interest rate as the  
19 pooled money market investment rate and shall have a maximum  
20 repayment period of 20 years from the date of approval of the  
21 loan.

22 Prior to making its decision to grant a loan, the Pooled Money  
23 Investment Board, *or its successor*, shall require the authority to  
24 demonstrate all of the following:

25 (a) The proposed industry project cannot be feasibly financed  
26 from private sources under Section 2810. The authority shall  
27 present proposed loan conditions from at least two private  
28 sources.

29 (b) The proposed industry project cannot feasibly be financed  
30 from proceeds from other Prison Industry Authority enterprises.

31 (c) The proceeds from the proposed project provide for a  
32 reasonable payback schedule to the General Fund.

33 SEC. 25. Section 2811 of the Penal Code is amended to read:

34 2811. ~~The board~~ *Commencing July 1, 2005*, the general  
35 *manager* shall adopt and maintain a compensation schedule for  
36 prisoner employees. ~~Such~~ *That* compensation schedule shall be  
37 based on quantity and quality of work performed and shall be  
38 required for its performance, but in no event shall ~~such that~~  
39 compensation exceed one-half the minimum wage provided in  
40 Section 1182 of the Labor Code, except as otherwise provided in

1 this code. This compensation shall be credited to the account of  
2 the prisoner.

3 ~~Such~~ Prisoner compensation shall be paid from the Prison  
4 Industries Revolving Fund.

5 SEC. 26. Section 2815 of the Penal Code is amended to read:

6 2815. ~~The~~ *Commencing July 1, 2005, the* authority may,  
7 under rules prescribed by the ~~board~~ *Secretary of the Department*  
8 *of Corrections and Rehabilitation*, dispose of products developed  
9 from the operations of industrial enterprises in prisons and  
10 institutions under the jurisdiction of the authority by sale to  
11 foreign governments, corporations for distribution in foreign  
12 countries, and private persons or their agents in markets outside  
13 the United States and in countries which permit the importation  
14 of prison-made goods. All sales made pursuant to this section  
15 shall be reported to the Legislature in the ~~board's~~ *general*  
16 *manager's* annual report pursuant to Section 2808.

17 SEC. 27. Section 2816 of the Penal Code is amended to read:

18 2816. With the approval of the Department of Finance, there  
19 shall be transferred to, or deposited in, the Prison Industries  
20 Revolving Fund for purposes authorized by this section, money  
21 appropriated from any source including sources other than state  
22 appropriations.

23 Notwithstanding subdivision ~~(i)~~ (b) of Section 2808, the  
24 ~~chairman, in consultation with the board,~~ *general manager* may  
25 order any authorized public works project involving construction,  
26 renovation, or repair of prison facilities to be performed by  
27 inmate labor when the total expenditure does not exceed the  
28 project limit established by Section 10108 of the Public Contract  
29 Code. Projects entailing expenditure of greater than the project  
30 limit established by Section 10108 of the Public Contract Code  
31 shall be reviewed and approved by the ~~board~~ *Secretary of the*  
32 *Department of Corrections and Rehabilitation*.

33 Money so transferred or deposited shall be available for  
34 expenditure by the department for the purposes for which  
35 appropriated, contributed or made available, without regard to  
36 fiscal years and irrespective of the provisions of Sections 13340  
37 and 16304 of the Government Code. Money transferred or  
38 deposited pursuant to this section shall be used only for purposes  
39 authorized in this section.

40 SEC. 28. Section 3041 of the Penal Code is amended to read:

1 3041. (a) In the case of any prisoner sentenced pursuant to  
2 any provision of law, other than Chapter 4.5 (commencing with  
3 Section 1170) of Title 7 of Part 2, the Board of ~~Prison Terms~~  
4 *Parole Hearings* shall meet with each inmate during the third  
5 year of incarceration for the purposes of reviewing the inmate's  
6 file, making recommendations, and documenting activities and  
7 conduct pertinent to granting or withholding postconviction  
8 credit. One year prior to the inmate's minimum eligible parole  
9 release date a panel ~~consisting of at least two commissioners of~~  
10 ~~the Board of Prison Terms~~ *of two or more commissioners or*  
11 *deputy commissioners* shall again meet with the inmate and shall  
12 normally set a parole release date as provided in Section 3041.5.  
13 ~~The panel shall consist solely of commissioners or deputy~~  
14 ~~commissioners from the Board of Prison Terms.~~ *No more than*  
15 *one member of the panel shall be a deputy commissioner. In the*  
16 *event of a tie vote, the matter shall be referred for an en banc*  
17 *hearing by the board.* The release date shall be set in a manner  
18 that will provide uniform terms for offenses of similar gravity  
19 and magnitude in respect to their threat to the public, and that  
20 will comply with the sentencing rules that the Judicial Council  
21 may issue and any sentencing information relevant to the setting  
22 of parole release dates. The board shall establish criteria for the  
23 setting of parole release dates and in doing so shall consider the  
24 number of victims of the crime for which the prisoner was  
25 sentenced and other factors in mitigation or aggravation of the  
26 crime. At least one commissioner of the panel shall have been  
27 present at the last preceding meeting, unless it is not feasible to  
28 do so or where the last preceding meeting was the initial meeting.  
29 Any person on the hearing panel may request review of any  
30 decision regarding parole ~~to the full board~~ for an en banc hearing  
31 *by the board.* In case of a review, a majority vote ~~of the full~~  
32 ~~Board of Prison Terms in favor of parole is in favor of parole by~~  
33 *the board members participating in an en banc hearing is*  
34 required to grant parole to any prisoner.

35 (b) The panel or *the board, sitting en banc,* shall set a release  
36 date unless it determines that the gravity of the current convicted  
37 offense or offenses, or the timing and gravity of current or past  
38 convicted offense or offenses, is such that consideration of the  
39 public safety requires a more lengthy period of incarceration for  
40 this individual, and that a parole date, therefore, cannot be fixed

1 at this meeting. After the effective date of this subdivision, any  
2 decision of the parole panel finding an inmate suitable for parole  
3 shall become final within 120 days of the date of the hearing.  
4 During that period, the board may review the panel's decision.  
5 The panel's decision shall become final pursuant to this  
6 subdivision unless the board finds that the panel made an error of  
7 law, or that the panel's decision was based on an error of fact, or  
8 that new information should be presented to the board, any of  
9 which when corrected or considered by the board has a  
10 substantial likelihood of resulting in a substantially different  
11 decision upon a rehearing. In making this determination, the  
12 board shall consult with the commissioners who conducted the  
13 parole consideration hearing. No decision of the parole panel  
14 shall be disapproved and referred for rehearing except by a  
15 majority vote of the board, *sitting en banc*, following a public  
16 hearing.

17 (c) For the purpose of reviewing the suitability for parole of  
18 those prisoners eligible for parole under prior law at a date earlier  
19 than that calculated under Section 1170.2, the board shall appoint  
20 panels of at least two persons to meet annually with each prisoner  
21 until the time the person is released pursuant to proceedings or  
22 reaches the expiration of his or her term as calculated under  
23 Section 1170.2.

24 ~~(d) Notwithstanding subdivision (a) and Section 5076.1, on an~~  
25 ~~emergency basis, and only until December 31, 2005, life parole~~  
26 ~~consideration hearings or life rescission hearings may be~~  
27 ~~conducted by two-person panels consisting of at least one~~  
28 ~~commissioner. In the event of a tie vote, the matter shall be~~  
29 ~~referred to the full board for a decision. It is the intent of the~~  
30 ~~Legislature in enacting this subdivision to allow the board to~~  
31 ~~increase the number of hearings conducted each month to~~  
32 ~~eliminate the backlog of inmates awaiting a parole consideration~~  
33 ~~hearing. The board shall report monthly on the number of~~  
34 ~~hearings conducted in the previous month, the number scheduled~~  
35 ~~in the current and subsequent months, the backlog of cases~~  
36 ~~awaiting a hearing, and progress toward eliminating the backlog,~~  
37 ~~if any. The report shall be made public at a regularly scheduled~~  
38 ~~meeting of the board and a written report shall be made available~~  
39 ~~to the public and transmitted to the Legislature quarterly. For~~  
40 ~~purposes of this section, an en banc hearing by the board means~~

1 *a hearing conducted by a committee of commissioners selected*  
2 *by the chairperson. The committee shall be comprised of a*  
3 *majority of commissioners holding office on the date the matter*  
4 *is heard by the committee.*

5 SEC. 29. Section 3041.1 of the Penal Code is amended to  
6 read:

7 3041.1. ~~Up to 90 days prior to a scheduled parole release date,~~  
8 ~~the~~ *The Governor shall have the power to may request review of*  
9 *any final decision by a parole authority concerning the grant or*  
10 *denial of parole to any prisoner in a state prison during the 90*  
11 *days following that final decision, or at least 90 days before a*  
12 *scheduled parole release date, whichever is later. The Governor*  
13 *shall state the reason or reasons for the request, and whether the*  
14 *request is based on a public safety concern, a concern that the*  
15 *gravity of current or past convicted offenses may have been*  
16 *given inadequate consideration, or on other factors. When a*  
17 *request has been made, ~~the full board, sitting en banc, a~~*  
18 *committee, selected by the chairperson of the board and*  
19 *comprised of a majority of the commissioners holding office,*  
20 *shall review the parole decision. In case of a review, a vote in*  
21 *favor of parole by a majority of the ~~current board members~~*  
22 *commissioners on the committee shall be required to grant parole*  
23 *to any prisoner. In carrying out any review, the board shall*  
24 *comply with the provisions of this chapter.*

25 SEC. 30. The heading of Chapter 1 (commencing with  
26 Section 5000) of Title 7 of Part 3 of the Penal Code is amended  
27 to read:

28  
29 CHAPTER 1. THE DEPARTMENT OF CORRECTIONS AND  
30 REHABILITATION  
31

32 SEC. 31. Section 5000 of the Penal Code is amended to read:

33 5000. ~~There is in the Youth and Adult Correctional Agency~~  
34 ~~the Department of Corrections~~ *Commencing July 1, 2005, any*  
35 *reference to the Department of Corrections in this or any other*  
36 *code refers to the Department of Corrections and Rehabilitation.*

37 SEC. 32. Section 5001 of the Penal Code is amended to read:

38 5001. ~~The department is composed of the Director of~~  
39 ~~Corrections and the Prison Industry Authority~~ *(a) Commencing*  
40 *July 1, 2005, there is within the Department of Corrections and*

1 *Rehabilitation a Division of Adult Operations. A subordinate*  
2 *officer to the secretary shall be appointed by the Governor,*  
3 *subject to Senate confirmation, pursuant to this section to serve*  
4 *at the pleasure of the Governor. The subordinate officer shall*  
5 *serve as the chief administrative officer of the Department of*  
6 *Corrections and Rehabilitation, Division of Adult Operations.*

7 *(b) The Governor may request the State Personnel Board to*  
8 *use extensive recruitment and merit selection techniques and*  
9 *procedures to provide a list of persons qualified for appointment*  
10 *pursuant to subdivision (a). The Governor may appoint any*  
11 *person from that list of qualified persons or may reject all names*  
12 *and appoint another person who meets the requirements of this*  
13 *chapter.*

14 SEC. 33. Section 5003.5 of the Penal Code is amended to  
15 read:

16 5003.5. The Board of ~~Prison Terms~~ *Parole Hearings* is  
17 empowered to advise and recommend to the ~~Director of~~  
18 ~~Corrections~~ *Secretary of the Department of Corrections and*  
19 *Rehabilitation* on general and specific policies and procedures  
20 relating to the duties and functions of the ~~director. The director~~  
21 *secretary. The secretary* is empowered to advise and recommend  
22 to the ~~Board of Prison Terms~~ *board* on matters of general and  
23 specific policies and procedures, relating to the duties and  
24 functions of the board. The ~~director secretary~~ and the board shall  
25 meet for purposes of exchange of information and advice.

26 It is the ~~intention of the Legislature that the Board of Prison~~  
27 ~~Terms and the Director of Corrections shall cooperate with each~~  
28 ~~other in the establishment of the classification, transfer, and~~  
29 ~~discipline policies of the Department of Corrections, to the end~~  
30 ~~that the objectives of the State Correctional System can best be~~  
31 ~~attained. The director and the Board of Prison Terms shall, not~~  
32 ~~less than four times each calendar year, meet for the purpose of~~  
33 ~~discussion of classification, transfer, and discipline policies and~~  
34 ~~problems and it is the intent of the Legislature that whenever~~  
35 ~~possible there shall be agreement on these subjects. But for the~~  
36 ~~purpose of maintaining responsibility for the secure and orderly~~  
37 ~~administration of the prison system, the Director of Corrections~~  
38 ~~shall have the final right to determine the policies on~~  
39 ~~classification, transfer and discipline.~~

1 In the event there is no agreement the Board of Prison Terms  
2 shall file in writing with the Board of Corrections a statement of  
3 its proposals or recommendations to the director, and the director  
4 shall answer such statement in writing to the Board of Prison  
5 Terms, and a copy of both documents shall be transmitted to the  
6 Governor and to the Board of Corrections.

7 SEC. 34. The heading of Chapter 2 (commencing with  
8 Section 5050) of Title 7 of Part 3 of the Penal Code is amended  
9 to read:

10  
11 CHAPTER 2. ~~THE DIRECTOR OF CORRECTIONS~~ SECRETARY OF  
12 THE DEPARTMENT OF CORRECTIONS AND REHABILITATION  
13

14 SEC. 35. Section 5050 of the Penal Code is amended to read:

15 5050. The Office of Director of Corrections is hereby created  
16 *Commencing July 1, 2005, any reference to the Director of*  
17 *Corrections in this or any other code refers to the Secretary of*  
18 *the Department of Corrections and Rehabilitation. As of that*  
19 *date, the office of the Director of Corrections is abolished.*

20 SEC. 36. Section 5051 of the Penal Code is repealed.

21 ~~5051. The director shall be appointed by the Governor with~~  
22 ~~the advice and consent of the Senate. He or she shall hold office~~  
23 ~~at the pleasure of the Governor, but before the director may be~~  
24 ~~removed, charges against him or her, which charges may be~~  
25 ~~preferred by any person, shall be heard by the Board of~~  
26 ~~Corrections. The Board of Corrections shall make detailed~~  
27 ~~findings with respect to the charges and submit the findings to~~  
28 ~~the Governor. The Governor may, but need not, abide by the~~  
29 ~~findings of the Board of Corrections, and may retain or remove~~  
30 ~~the director. If the Governor removes the director his or her~~  
31 ~~action shall be final. He or she shall receive an annual salary~~  
32 ~~provided for by Chapter 6 (commencing with Section 11550) of~~  
33 ~~Part 1 of Division 3 of Title 2 of the Government Code, and shall~~  
34 ~~devote his or her entire time to the duties of his or her office.~~

35 SEC. 37. Section 5051.5 of the Penal Code is repealed.

36 ~~5051.5. The Governor may request the State Personnel Board~~  
37 ~~to use extensive recruitment and merit selection techniques and~~  
38 ~~procedures to provide a list of persons qualified for appointment~~  
39 ~~as Director of Corrections. The Governor may appoint any~~  
40 ~~person from such list of qualified persons or may reject all names~~

1 and appoint another person who meets the requirements of this  
2 chapter.

3 SEC. 38. Section 5052 of the Penal Code is amended to read:  
4 5052. ~~The Director of Corrections and any other~~ Any officer  
5 or employee of the Department of Corrections *and Rehabilitation*  
6 designated in writing by the ~~director~~ *secretary*, shall have the  
7 power of a head of a department pursuant to Article 2  
8 (commencing at Section 11180) of Chapter 2, Part 1, Division 3,  
9 Title 2, of the Government Code.

10 SEC. 39. Section 5053 of the Penal Code is repealed.

11 ~~5053. The Director of Corrections is the chief administrative~~  
12 ~~officer of the Department of Corrections.~~

13 SEC. 40. Section 5054 of the Penal Code is amended to read:  
14 5054. ~~The~~ *Commencing July 1, 2005, the* supervision,  
15 management and control of the ~~State~~ *state* prisons, and the  
16 responsibility for the care, custody, treatment, training, discipline  
17 and employment of persons confined therein are vested in the  
18 ~~director~~ *Secretary of the Department of Corrections and*  
19 *Rehabilitation.*

20 SEC. 41. Section 5055 of the Penal Code is amended to read:

21 5055. ~~All~~ *Commencing July 1, 2005, all* powers and duties  
22 *previously* granted to and imposed upon the Department of  
23 Corrections shall be exercised by the ~~Director of Corrections~~  
24 *Secretary of the Department of Corrections and Rehabilitation,*  
25 except where ~~such~~ *those* powers and duties are expressly vested  
26 by law in the Board of ~~Prison Terms~~ *Parole Hearings.*

27 Whenever a power is granted to the ~~Director of Corrections~~  
28 *secretary* or a duty is imposed upon the ~~director~~ *secretary*, the  
29 power may be exercised or the duty performed by a ~~deputy of the~~  
30 ~~director~~ *subordinate officer to the secretary* or by a person  
31 authorized pursuant to law by the ~~director~~ *secretary.*

32 SEC. 42. Section 5057 of the Penal Code is amended to read:

33 5057. (a) Subject to the powers of the Department of Finance  
34 under Section 13300 of the Government Code, the ~~director~~ *must*  
35 *secretary shall* establish an accounting and auditing system for  
36 all of the agencies and institutions including the prisons which  
37 comprise the department, ~~except the Youth Authority, in such~~  
38 ~~form as in whatever form that~~ *will best facilitate their operation,*  
39 and may modify the system from time to time.



1 (b) The accounting and auditing system ~~must~~ shall include  
2 ~~such those~~ accounts and records ~~as are found~~ that are necessary  
3 to properly account for all money and property of the ~~prisoners~~  
4 ~~and the inmates~~.

5 (c) Except where other disposition is provided by law, all  
6 money belonging to the state received by the department, shall be  
7 reported to the Controller and deposited in the State Treasury  
8 monthly.

9 SEC. 43. Section 5067 of the Penal Code is amended to read:

10 ~~5067. There is, in the Department of Corrections, a~~  
11 ~~Correctional Conservation Camp Services Division, which shall~~  
12 ~~be headed by a Deputy Director of Corrections, appointed by the~~  
13 ~~Governor, on the recommendation of the Director of Corrections~~  
14 ~~to serve at the pleasure of the Governor. The division~~  
15 *Commencing July 1, 2005, the Department of Corrections and*  
16 *Rehabilitation shall operate the conservation centers, branches*  
17 *thereof, and permanent, temporary and mobile camps operating*  
18 *therefrom, and shall have charge, subject to the general direction*  
19 *of the Director of Corrections, of all other institutions in the*  
20 *department and activities of persons in the custody of the director*  
21 *secretary relating to conservation work. The Governor may*  
22 *appoint a subordinate officer to the secretary for purposes of*  
23 *implementing this section, who shall hold office at the pleasure of*  
24 *the Governor. The director secretary shall appoint such any*  
25 *additional personnel as that are necessary to enable the division*  
26 *department to carry out its the functions described in this section.*

27 SEC. 44. The heading of Chapter 3 (commencing with  
28 Section 5075) of Title 7 of Part 3 of the Penal Code is amended  
29 to read:

30  
31 CHAPTER 3. THE BOARD OF ~~PRISON TERMS~~ PAROLE HEARINGS  
32

33 SEC. 45. Section 5075 of the Penal Code is amended to read:

34 5075. (a) ~~The Board of Prison Terms shall be composed of~~  
35 ~~nine commissioners, each of whom shall be appointed by the~~  
36 ~~Governor, with the advice and consent of the Senate, for a term~~  
37 ~~of four years and until the appointment and qualification of his or~~  
38 ~~her successor. Commissioners shall be eligible for reappointment~~  
39 *Commencing July 1, 2005, there is hereby created the Board of*  
40 *Parole Hearings. As of July 1, 2005, any reference to the Board*

1 of Prison Terms in this or any other code refers to the Board of  
2 Parole Hearings. As of that date, the Board of Prison Terms is  
3 abolished.

4 (b) The Governor shall appoint 17 commissioners, subject to  
5 Senate confirmation, pursuant to this section. The terms of the  
6 commissioners shall expire as follows: eight on July 1, 2007, and  
7 nine on July 1, 2008. Successor commissioners shall hold office  
8 for terms of three years, each term to commence on the  
9 expiration date of the predecessor. Any appointment to a vacancy  
10 that occurs for any reason other than expiration of the term shall  
11 be for the remainder of the unexpired term. Commissioners are  
12 eligible for reappointment.

13 ~~(b)~~

14 (c) The chair of the board shall be designated by the Governor  
15 ~~from time to time. The chair periodically.~~ The Governor may  
16 appoint an executive officer of the board, who shall hold office at  
17 the pleasure of the Governor. The executive officer shall be the  
18 administrative head of the board and shall exercise all duties and  
19 functions necessary to insure that the responsibilities of the board  
20 are successfully discharged. ~~He or she shall be the appointing~~  
21 ~~authority for all civil service positions of employment in the~~  
22 ~~board.~~ The secretary shall appoint any additional personnel that  
23 are necessary to enable the board to carry out its functions.

24 ~~(e) The terms of the commissioners shall expire as follows:~~  
25 ~~two on March 15, 1978, two on March 15, 1979, two on March~~  
26 ~~15, 1980, and three on March 15, 1981. Successor commissioners~~  
27 ~~shall hold office for terms of four years, each term to commence~~  
28 ~~on the expiration date of the term of the predecessor. The~~  
29 ~~Governor shall fill every vacancy for the balance of the~~  
30 ~~unexpired term. The selection of persons and their appointment~~  
31 ~~by the Governor and confirmation by the Senate shall reflect as~~  
32 ~~nearly as possible a cross section of the racial, sexual, economic,~~  
33 ~~and geographic features of the population of the state.~~

34 It is the further intent of this section that the board shall adopt  
35 policies and practices as will permit continuing operations and  
36 improvements without any further increase in the number of its  
37 commissioners.

38 (d) Each commissioner shall participate in hearings on each  
39 workday, except when it is necessary for a commissioner to  
40 attend training, en banc hearings or full board meetings, or other

1 administrative business requiring the participation of the  
2 commissioner. For purposes of this subdivision, these hearings  
3 shall include ~~parole documentation hearings, parole consideration~~  
4 ~~hearings, parole rescission hearings, and parole progress~~  
5 ~~hearings, mentally disordered offender hearings, and sexually~~  
6 ~~violent predator hearings.~~

7 SEC. 46. Section 5075.1 is added to the Penal Code, to read:

8 5075.1. The Board of Parole Hearings shall do all of the  
9 following:

10 (a) Conduct parole consideration hearings, parole rescission  
11 hearings, and parole progress hearings for adults under the  
12 jurisdiction of the department.

13 (b) Conduct mentally disordered offender hearings.

14 (c) Conduct sexually violent predator hearings.

15 (d) Review prisoners' requests for reconsideration of denial of  
16 good-time credit and setting of parole length or conditions,  
17 pursuant to Section 5077.

18 (e) Determine revocation of parole for adult offenders under  
19 the jurisdiction of the Division of Adult Operations, pursuant to  
20 Section 5077.

21 (f) Carry out the functions described in Section 1719 of the  
22 Welfare and Institutions Code, and make every order granting  
23 and revoking parole and issuing final discharges to any person  
24 under the jurisdiction of the Division of Youth Operations.

25 (g) Conduct studies pursuant to Section 3150 of the Welfare  
26 and Institutions Code.

27 (h) Investigate and report on all applications for reprieves,  
28 pardons, and commutation of sentence, as provided in Title 6  
29 (commencing with Section 4800) of Part 3.

30 (i) Exercise other powers and duties as prescribed by law.

31 SEC. 47. Section 5075.6 is added to the Penal Code, to read:

32 5075.6. (a) Commissioners and deputy commissioners  
33 hearing matters pursuant to subdivision (f) of Section 5075.1, or  
34 any other matter involving wards under the jurisdiction of the  
35 Division of Youth Operations, shall have a broad background in,  
36 and ability for, appraisal of youthful law offenders and  
37 delinquents, the circumstances of delinquency for which those  
38 persons are committed, and the evaluation of an individual's  
39 progress toward reformation. Insofar as practicable,  
40 commissioners and deputy commissioners selected to hear these

1 matters also shall have a varied and sympathetic interest in youth  
2 correction work and shall have experience in the fields of  
3 corrections, sociology, law, law enforcement, mental health, and  
4 education.

5 (b) Within 60 days of appointment and annually thereafter,  
6 commissioners and deputy commissioners described in  
7 subdivision (a) shall undergo a minimum of 40 hours of training  
8 in the following areas: treatment and training programs provided  
9 to wards at Department of Corrections and Rehabilitation  
10 institutions, including, but not limited to, educational, vocational,  
11 mental health, medical, substance abuse, psychotherapeutic  
12 counseling, and sex offender treatment programs; a review of  
13 current national research on effective interventions with juvenile  
14 offenders and how they compare to department program and  
15 treatment services; parole services; commissioner duties and  
16 responsibilities; and a review of factors influencing ward lengths  
17 of stay and ward recidivism rates and their relationship to one  
18 another.

19 SEC. 48. Section 5075.7 is added to the Penal Code, to read:

20 5075.7. Insofar as practicable, commissioners or deputy  
21 commissioners conducting studies pursuant to subdivision (g) of  
22 Section 5075.1 shall have a background in law, sociology, law  
23 enforcement, medicine, education, or drug counseling.

24 SEC. 49. Section 5076.1 of the Penal Code is amended to  
25 read:

26 5076.1. (a) The board shall meet at each of the state prisons  
27 *and may meet at any facility under the jurisdiction of the*  
28 *Division of Youth Operations. Meetings shall be held at—such*  
29 *times as whatever times may be necessary for a full and complete*  
30 *study of the cases of all—prisoners inmates and wards whose*  
31 *applications for parole come before it matters are considered.*  
32 Other times and places of meeting may also be ~~fixed~~ *designated*  
33 by the board. Each commissioner of the board shall receive his  
34 actual necessary traveling expenses incurred in the performance  
35 of his *or her* official duties. Where the board performs its  
36 functions by meeting en banc in either public or executive  
37 sessions to decide matters of general policy, at least ~~five~~ *nine*  
38 members shall be present, and no ~~such~~ action shall be valid  
39 unless it is concurred in by a majority vote of those present.

1     **(b)** *The board may use deputy commissioners to whom it may*  
2 *assign appropriate duties, including hearing cases and making*  
3 *decisions. Those decisions shall be made in accordance with*  
4 *policies approved by a majority of the total membership of the*  
5 *board.*

6     **(c)** *The board may meet and transact business in panels. Each*  
7 *panel shall consist of ~~at least three~~ two or more persons. No*  
8 *action shall be valid unless concurred in by a majority vote of the*  
9 *persons present. In the event of a tie vote, the matter shall be*  
10 *referred to a committee selected by the chair, comprised of a*  
11 *majority of commissioners currently holding office.*

12     **(d)** *When determining whether commissioners or deputy*  
13 *commissioners shall hear matters pursuant to subdivision (f) of*  
14 *Section 5075.1, or any other matter submitted to the board*  
15 *involving wards under the jurisdiction of the Division of Youth*  
16 *Operations, the chair shall take into account the degree of*  
17 *complexity of the issues presented by the case. Any decision*  
18 *resulting in the extension of a parole consideration date shall*  
19 *entitle a ward to appeal the decision to a panel comprised of two*  
20 *or more commissioners, of which no more than one may be a*  
21 *deputy commissioner. The panel shall consider and act upon the*  
22 *appeal in accordance with rules established by the board.*

23     **(e)** *Consideration of parole release for persons sentenced to*  
24 *life imprisonment pursuant to subdivision (b) of Section 1168*  
25 *shall be heard by a panel, ~~a majority of whose commissioners are~~*  
26 *~~commissioners of the Board of Prison Terms~~ of two or more*  
27 *commissioners or deputy commissioners, of which only one may*  
28 *be a deputy commissioner. A recommendation for recall of a*  
29 *sentence under subdivisions (d) and ~~(f)~~ (e) of Section 1170 shall*  
30 *be made by a panel, a majority of whose commissioners are*  
31 *commissioners of the Board of ~~Prison Terms~~ Parole Hearings.*

32     ~~The board may employ deputy commissioners to whom it may~~  
33 ~~assign appropriate duties, including that of hearing cases and~~  
34 ~~making decisions. Such decisions shall be made in accordance~~  
35 ~~with policies approved by a majority of the total membership of~~  
36 ~~the board.~~

37     SEC. 50. Section 5082 of the Penal Code is repealed.

38     ~~5082. (a) Any number of employees of the Board of Prison~~  
39 ~~Terms as are needed to carry out its functions shall be selected~~  
40 ~~and appointed pursuant to the State Civil Service Act. Nothing~~

1 shall prohibit the Board of Prison Terms from employing any  
2 person employed formerly by the Adult Authority or Women’s  
3 Board of Terms and Paroles:

4 (b) The provisions of Chapter 6 (commencing with Section  
5 6050) of Title 7 of Part 3, relating to the employment of  
6 personnel by the department, do not apply to the employees of  
7 the Board of Prison Terms.

8 SEC. 51. The heading of Chapter 4 (commencing with  
9 Section 6001) of Title 7 of Part 3 of the Penal Code is amended  
10 to read:

11  
12 CHAPTER 4. ~~THE YOUTH AUTHORITY DIVISION OF YOUTH~~  
13 ~~OPERATIONS~~  
14

15 SEC. 52. Section 6001 of the Penal Code is repealed.

16 ~~6001. The establishment, organization, jurisdiction, powers,~~  
17 ~~duties, responsibilities, and functions of the Youth Authority are~~  
18 ~~continued as provided in the Youth Authority Act (Chapter 1~~  
19 ~~(commencing with Section 1700) of Division 2.5 of the Welfare~~  
20 ~~and Institutions Code).~~

21 SEC. 53. Section 6003 of the Penal Code is repealed.

22 ~~6003. The Youth Authority and the Director of Corrections~~  
23 ~~may, pursuant to Section 11253 and Sections 11256 to 11259,~~  
24 ~~inclusive, of the Government Code, provide for the performance~~  
25 ~~of any of the duties or the exercise of any of the powers of the~~  
26 ~~Youth Authority by the Department of Corrections, subject to the~~  
27 ~~direction and control of the Youth Authority, except that the~~  
28 ~~power of classification and segregation of persons committed to~~  
29 ~~the authority shall be exercised by the authority, and shall not be~~  
30 ~~exercised by any other agency.~~

31 SEC. 54. Section 6004 of the Penal Code is repealed.

32 ~~6004. Whenever the Director of Corrections or the~~  
33 ~~Department of Corrections exercises any power or performs any~~  
34 ~~duty of the Youth Authority pursuant to the authorization in~~  
35 ~~Section 6003:~~

36 (a) ~~The exercise of the power or the performance of the duty~~  
37 ~~by the Director of Corrections or the Department of Corrections~~  
38 ~~shall constitute an exercise of the power or a performance of the~~  
39 ~~duty by the Youth Authority for the purposes of the Youth~~

1 ~~Authority Act (Chapter 1 (commencing with Section 1700) of~~  
2 ~~Division 2.5 of the Welfare and Institutions Code).~~

3 ~~(b) The operation of any service, place, institution, hospital,~~  
4 ~~agency, or facility by the Department of Corrections under the~~  
5 ~~authorization in Section 6003 shall be deemed operation by the~~  
6 ~~Youth Authority.~~

7 ~~(e) All public officers and other persons under a duty to make~~  
8 ~~any reports or provide any information, access, or assistance to~~  
9 ~~the Youth Authority in respect to the power or duty so exercised~~  
10 ~~shall make the reports, or provide the information, access, or~~  
11 ~~assistance to the Director of Corrections or the Department of~~  
12 ~~Corrections.~~

13 SEC. 55. The heading of Chapter 5 (commencing with  
14 Section 6024) of Title 7 of Part 3 of the Penal Code is amended  
15 to read:

16  
17 CHAPTER 5. ~~THE BOARD OF CORRECTIONS~~ CORRECTIONS  
18 STANDARDS AUTHORITY  
19

20 SEC. 56. Section 6024 of the Penal Code is amended to read:

21 ~~6024. There is in the Youth and Adult Correctional Agency a~~  
22 ~~Board of Corrections. Commencing July 1, 2005, there is hereby~~  
23 ~~established with the Department of Corrections and~~  
24 ~~Rehabilitation the Corrections Standards Authority. As of July 1,~~  
25 ~~2005, any reference to the Board of Corrections refers to the~~  
26 ~~Corrections Standards Authority. As of that date, the Board of~~  
27 ~~Corrections is abolished.~~

28 SEC. 57. Section 6025 of the Penal Code is amended to read:

29 ~~6025. (a) The Board of Corrections. Commencing July 1,~~  
30 ~~2005, the Corrections Standards Authority shall be composed of~~  
31 ~~15 17 members, one of whom shall be the Secretary of the Youth~~  
32 ~~and Adult Correctional Agency Department of Corrections and~~  
33 ~~Rehabilitation, or his or her designee, who shall be designated as~~  
34 ~~the chairperson, one of whom shall be the Director of~~  
35 ~~Corrections, one of whom shall be the Director of the Youth~~  
36 ~~Authority, and and four of whom shall be subordinate officers of~~  
37 ~~the secretary. At least one subordinate officer shall be a manager~~  
38 ~~or administrator of a state correctional facility for adult~~  
39 ~~offenders, and at least one subordinate officer shall be a~~  
40 ~~manager or administrator of a state correctional facility for~~

- 1 *juvenile offenders. The remaining 12*~~of whom~~ *members shall be*  
2 *appointed by the Governor after consultation with, and with the*  
3 *advice of, the*~~Secretary of the Youth and Adult Correctional~~  
4 *Agency secretary, and with the advice and consent of the Senate.*  
5 *The gubernatorial appointments shall include all of the*  
6 *following:*
- 7 (1) *A county sheriff in charge of a local detention facility*  
8 *which has a*~~Board of Corrections~~ *Corrections Standards*  
9 *Authority rated capacity of 200 or less inmates.*
  - 10 (2) *A county sheriff in charge of a local detention facility*  
11 *which has a*~~Board of Corrections~~ *Corrections Standards*  
12 *Authority rated capacity of over 200 inmates.*
  - 13 (3) *A county supervisor or county administrative officer.*
  - 14 (4) *A chief probation officer from a county with a population*  
15 *over 200,000.*
  - 16 (5) *A chief probation officer from a county with a population*  
17 *under 200,000.*
  - 18 (6) *A manager or administrator of a county local detention*  
19 *facility.*
  - 20 (7) *An administrator of a local community-based correctional*  
21 *program.*
  - 22 (8) *Two public members, at least one of whom shall represent*  
23 *the interests of crime victims.*
  - 24 (9) *Two rank and file representatives*~~from one or more.~~ *One*  
25 *shall be from local corrections facilities, as described in Section*  
26 *6035. One representative shall be a juvenile probation officer at*  
27 *the level of the first line supervisor or below, with a minimum of*  
28 *five years of experience in a juvenile facility, and one*  
29 *representative shall be a deputy sheriff with the rank of sergeant*  
30 *or below, with a minimum of five years experience in an adult*  
31 *facility or a probation department, and one shall be from state*  
32 *correctional facilities or the parole division. One of the two*  
33 *representatives shall have a minimum of five years experience*  
34 *working in a state or local adult correctional facility.*
  - 35 (10) *A representative of a community-based youth service*  
36 *organization.*
- 37 (b) ~~Of the members first appointed by the Governor, two shall~~  
38 ~~be appointed for a term of two years, three for a term of three~~  
39 ~~years, and three for a term of four years. The length of the~~  
40 ~~original term to be served by each member first appointed shall~~



1 ~~be determined by lot. Their successors shall serve for a term of~~  
2 ~~three years and until appointment and qualification of their~~  
3 ~~successors, each term to commence on the expiration date of the~~  
4 ~~term of the predecessor.~~

5 (e) ~~The board~~ *authority* shall select a vice chairperson from  
6 among its members. ~~Seven~~ *Nine* members of the board shall  
7 constitute a quorum.

8 ~~(d)~~

9 (c) When the ~~board~~ *authority* is hearing charges against any  
10 member, the individual concerned shall not sit as a member of  
11 the board for the period of hearing of charges and the  
12 determination of recommendations to the Governor.

13 ~~(e)~~

14 (d) If any appointed member is not in attendance for three  
15 consecutive meetings the ~~board shall~~ *authority may* recommend  
16 to the Governor that the member be removed and the Governor  
17 ~~shall may~~ make a new appointment, with the advice and consent  
18 of the Senate, for the remainder of the term.

19 SEC. 58. Section 6026 of the Penal Code is amended to read:

20 6026. The ~~Board of~~ *Corrections Standards Authority* shall be  
21 the means whereby the Department of Corrections ~~and the~~  
22 ~~Department of the Youth Authority and Rehabilitation~~ may  
23 correlate ~~their~~ *its* individual programs for the adults and youths  
24 under ~~the~~ *its* jurisdiction ~~of each~~.

25 SEC. 59. Section 6030 of the Penal Code is amended to read:

26 6030. (a) The ~~Board of~~ *Corrections Standards Authority* shall  
27 establish minimum standards for local detention facilities ~~by July~~  
28 ~~1, 1972~~. The ~~Board of~~ *Corrections authority* shall review ~~such~~  
29 ~~those~~ standards biennially and make any appropriate revisions.

30 (b) The standards shall include, but not be limited to, the  
31 following: health and sanitary conditions, fire and life safety,  
32 security, rehabilitation programs, recreation, treatment of persons  
33 confined in local detention facilities, and personnel training.

34 (c) ~~Such~~ *The* standards shall require that at least one person on  
35 duty at the facility is knowledgeable in the area of fire and life  
36 safety procedures.

37 (d) The standards shall also include requirements relating to  
38 the acquisition, storage, labeling, packaging, and dispensing of  
39 drugs.

1 (e) In establishing minimum standards, the ~~Board of~~  
2 ~~Corrections~~ *authority* shall seek the advice of the following:

3 (1) For health and sanitary conditions:

4 The State Department of Health Services, physicians,  
5 psychiatrists, local public health officials, and other interested  
6 persons.

7 (2) For fire and life safety:

8 The State Fire Marshal, local fire officials, and other interested  
9 persons.

10 (3) For security, rehabilitation programs, recreation, and  
11 treatment of persons confined in local detention facilities:

12 The Department of Corrections, ~~the Department of the Youth~~  
13 ~~Authority,~~ *and Rehabilitation, state and* local juvenile justice  
14 commissions, *state and* local correctional officials, experts in  
15 criminology and penology, and other interested persons.

16 (4) For personnel training:

17 The Commission on Peace Officer Standards and Training,  
18 psychiatrists, experts in criminology and penology, the  
19 Department of Corrections, ~~the Department of the Youth~~  
20 ~~Authority,~~ *and Rehabilitation, state and* local correctional  
21 officials, and other interested persons.

22 SEC. 60. Section 6050 of the Penal Code is amended to read:

23 6050. (a) The Governor, upon recommendation of the  
24 ~~director, and with the advice and consent of the Senate~~ *secretary,*  
25 shall appoint the wardens of the various state prisons. Each  
26 warden shall be subject to removal by the ~~director~~ *secretary.* If  
27 the ~~director~~ *secretary* removes the warden, his or her action shall  
28 be final. The wardens shall be exempt from civil service.

29 (b) The Department of Personnel Administration shall fix the  
30 compensation of the wardens and superintendents of the state  
31 prisons.

32 SEC. 61. Section 7518 of the Penal Code is amended to read:

33 7518. (a) The Department of Corrections, ~~the Department of~~  
34 ~~the Youth Authority,~~ *and Rehabilitation* and local health officers  
35 shall adopt guidelines for the making of decisions pursuant to  
36 this chapter in consultation with the Office of AIDS in the State  
37 Department of Health Services. The guidelines shall be based on  
38 the latest written guidelines of HIV transmission and infection  
39 established by the federal Centers for Disease Control and  
40 Prevention.

1 (b) Oversight responsibility for implementation of the  
2 applicable provisions of this title, including the oversight of  
3 reports involving parole officers and the staff of state ~~prisons~~  
4 *adult and youth correctional facilities* shall be vested with the  
5 Chief of Medical Services in the Department of Corrections *and*  
6 *Rehabilitation*. ~~Oversight responsibility for implementation of~~  
7 ~~Section 7515 in the facilities of the Department of the Youth~~  
8 ~~Authority shall be vested with the Chief of Medical Services in~~  
9 ~~the Department of the Youth Authority. Oversight responsibility~~  
10 ~~for implementation of Section 7515 with respect to reports~~  
11 ~~involving parole or probation officers shall be vested with the~~  
12 ~~Chief of Parole and Community Services Division in the~~  
13 ~~Department of Corrections.~~

14 Oversight responsibility at the county, the city, or the county  
15 and city level shall rest with the local health officer.

16 SEC. 62. The heading of Title 4.5 (commencing with Section  
17 13600) of Part 4 of the Penal Code is amended to read:

18  
19 TITLE 4.5. ~~YOUTH AND ADULT CORRECTIONAL~~  
20 ~~PEACE OFFICER STANDARDS AND TRAINING~~  
21 *CORRECTIONS STANDARDS AUTHORITY*  
22

23 SEC. 63. Section 13600 of the Penal Code is amended to  
24 read:

25 13600. (a) *Commencing July 1, 2005, any reference to the*  
26 *Commission on Correctional Peace Officer Standards and*  
27 *Training or "CPOST" shall refer to the Corrections Standards*  
28 *Authority established pursuant to Chapter 5 (commencing with*  
29 *Section 6024) of Title 7 of Part 3. As of that date, the*  
30 *Commission on Correctional Peace Officer Standards and*  
31 *Training is abolished.*

32 (b) The Legislature finds and declares that peace officers of  
33 the state correctional system, including youth and adult  
34 correctional facilities, fulfill responsibilities that require creation  
35 and application of sound selection criteria for applicants and  
36 standards for their training prior to assuming their duties. For the  
37 purposes of this section, correctional peace officers are peace  
38 officers as defined in Section 830.5 and employed or designated  
39 by the Department of Corrections and ~~the Department of the~~  
40 ~~Youth Authority Rehabilitation.~~

1 The Legislature further finds that sound applicant selection and  
2 training are essential to public safety and in carrying out the  
3 missions of the ~~Youth and Adult Correctional Agency~~  
4 *Department of Corrections and Rehabilitation* in the custody and  
5 care of the state's offender population. The greater degree of  
6 professionalism which will result from sound screening criteria  
7 and a significant training curriculum will greatly aid the ~~Youth~~  
8 ~~and Adult Correctional Agency department~~ in maintaining  
9 smooth, efficient, and safe operations and effective programs in  
10 the ~~Department of Corrections and the Department of the Youth~~  
11 ~~Authority department~~.

12 ~~(b) There is within the Youth and Adult Correctional Agency~~  
13 ~~a Commission on Correctional Peace Officer Standards and~~  
14 ~~Training, hereafter referred to as the CPOST. The Department of~~  
15 ~~Corrections-Department of the Youth Authority Joint~~  
16 ~~Apprenticeship Committee, as referred to in the Memorandum of~~  
17 ~~Understanding for Unit 6, is hereby renamed the Commission on~~  
18 ~~Correctional Peace Officer Standards and Training. Any~~  
19 ~~reference to the Department of Corrections-Department of the~~  
20 ~~Youth Authority Joint Apprenticeship Committee shall be~~  
21 ~~deemed to refer to the CPOST.~~

22 ~~(e) (1) The executive board of the CPOST shall be composed~~  
23 ~~of six voting members:~~

24 ~~(A) Two members from, appointed by, and representing the~~  
25 ~~management of, the Department of Corrections and one member~~  
26 ~~from, appointed by, and representing the Department of the~~  
27 ~~Youth Authority:~~

28 ~~(B) Three members from, and appointed by the Governor upon~~  
29 ~~recommmendation by, and representing the membership of, the~~  
30 ~~California Correctional Peace Officers' Association. Two~~  
31 ~~members shall be rank and file persons from State Bargaining~~  
32 ~~Unit 6 and one member shall be supervisory:~~

33 ~~(C) Appointments shall be for four years.~~

34 ~~(D) Promotion of a member of CPOST shall invalidate the~~  
35 ~~appointment of that member and shall require the~~  
36 ~~recommmendation and appointment of a new member if the~~  
37 ~~member was appointed from rank and file or from supervisory~~  
38 ~~personnel and promoted out of his or her respective rank and file~~  
39 ~~or supervisory position during his or her term on CPOST.~~

1 ~~(2) Each appointing authority shall appoint one alternate~~  
2 ~~member for each regular member who they appoint pursuant to~~  
3 ~~paragraph (1). Every alternate member shall possess the same~~  
4 ~~qualifications as the regular member and shall substitute for, and~~  
5 ~~vote in place of, the regular member whenever he or she is~~  
6 ~~absent.~~

7 ~~(d) The rules for voting on the executive board of the CPOST~~  
8 ~~shall be as follows:~~

9 ~~(1) Decisions shall be made by a majority vote.~~

10 ~~(2) Proxy voting shall not be permitted.~~

11 ~~(3) Tentative approval of a decision may be taken by a~~  
12 ~~telephone vote. The CPOST members' decision shall be~~  
13 ~~documented in writing and submitted to the CPOST for~~  
14 ~~confirmation at the next scheduled CPOST meeting so as to~~  
15 ~~become a part of the permanent record.~~

16 ~~(e) The executive board of the CPOST shall adopt rules as it~~  
17 ~~deems necessary for efficient operations, including, but not~~  
18 ~~limited to, the appointment of advisory members for forming~~  
19 ~~whatever committee it deems necessary to conduct its business.~~  
20 ~~These rules shall be in conformance with the State Personnel~~  
21 ~~Board rules and regulations, the Department of Personnel~~  
22 ~~Administration rules and regulations, and the provisions of the~~  
23 ~~State Bargaining Unit 6 Memorandum of Understanding.~~

24 ~~(f) The CPOST shall appoint an executive director. The~~  
25 ~~executive director shall appoint~~

26 ~~(b) The Secretary of the Department of Corrections and~~  
27 ~~Rehabilitation shall, with advice from the Corrections Standards~~  
28 ~~Authority, appoint a subordinate officer to serve as executive~~  
29 ~~director of the board. The subordinate officer shall serve at the~~  
30 ~~pleasure of the secretary. The subordinate officer shall appoint~~  
31 ~~staff as provided for in the annual Budget Act, beginning in the~~  
32 ~~2005-06 fiscal year 1999-2000.~~

33 SEC. 64. Section 13601 of the Penal Code is amended to  
34 read:

35 13601. (a) ~~The CPOST~~ *Corrections Standards Authority*  
36 shall develop, approve, and monitor standards for the selection  
37 and training of state correctional peace officer apprentices. Any  
38 standard for selection established under this subdivision shall be  
39 subject to approval by the State Personnel Board. Using the  
40 psychological and screening standards established by the State

1 Personnel Board, the State Personnel Board or the Department of  
2 ~~the Youth Authority~~ *Corrections and Rehabilitation, Division of*  
3 *Youth Operations* shall ensure that, prior to training, each  
4 applicant who has otherwise qualified in all physical and other  
5 testing requirements to be a peace officer in either a youth or  
6 adult correctional facility, is determined to be free from  
7 emotional or mental conditions that might adversely affect the  
8 exercise of his or her duties and powers as a peace officer.

9 (b) ~~The CPOST~~ *authority* may approve standards for a course  
10 in the carrying and use of firearms for correctional peace officers  
11 that is different from that prescribed pursuant to Section 832. The  
12 standards shall take into consideration the different  
13 circumstances presented within the institutional setting from that  
14 presented to other law enforcement agencies outside the  
15 correctional setting.

16 (c) Notwithstanding Section 3078 of the Labor Code, the  
17 length of the probationary period for correctional peace officer  
18 apprentices shall be determined by ~~the CPOST~~ *authority* subject  
19 to approval by the State Personnel Board, pursuant to Section  
20 19170 of the Government Code.

21 (d) ~~The CPOST~~ *authority* shall develop, approve, and monitor  
22 standards for advanced rank-and-file and supervisory state  
23 correctional peace officer and training programs for the  
24 Department of Corrections ~~and Rehabilitation~~. When a  
25 correctional peace officer is promoted within the ~~Department of~~  
26 ~~Corrections~~ *department*, he or she shall be provided with and be  
27 required to complete these secondary training experiences.

28 (e) ~~The CPOST~~ *authority* shall develop, approve, and monitor  
29 standards for the training of state correctional peace officers in  
30 the ~~Department of Corrections~~ *department* in the handling of  
31 stress associated with their duties.

32 (f) Toward the accomplishment of the objectives of this act,  
33 ~~the CPOST~~ *authority* may confer with, and may avail itself of the  
34 assistance and recommendations of, other state and local  
35 agencies, boards, or commissions.

36 (g) Notwithstanding the authority of ~~the CPOST, the~~  
37 ~~departments~~ *authority, the department* shall design and deliver  
38 training programs, shall conduct validation studies, and shall  
39 provide program support. ~~The CPOST~~ *authority* shall monitor  
40 program compliance by the ~~departments~~ *department*.

1 (h) The ~~CPOST~~ *authority* may disapprove any training courses  
2 created by the ~~departments~~ *department* pursuant to the standards  
3 developed by the ~~commission~~ *authority* if it determines that the  
4 courses do not meet the prescribed standards.

5 (i) The ~~CPOST~~ *authority* shall annually submit an estimate of  
6 costs to conduct those inquiries and audits as may be necessary to  
7 determine whether the ~~departments~~ *department* and each of ~~their~~  
8 *its* institutions and parole regions are adhering to the standards  
9 developed by ~~CPOST~~ *the authority*, and shall conduct ~~such~~ *those*  
10 inquiries and audits consistent with the annual Budget Act.

11 (j) The ~~CPOST~~ *authority* shall establish and implement  
12 procedures for reviewing and issuing decisions concerning  
13 complaints or recommendations from interested parties regarding  
14 ~~CPOST~~ *authority* rules, regulations, standards, or decisions.

15 SEC. 65. Section 13602 of the Penal Code is amended to  
16 read:

17 13602. (a) The Department of Corrections ~~shall~~ *and*  
18 *Rehabilitation may* use the training academy at Galt ~~or the~~  
19 *training center in Stockton. This academy* *The academy at Galt*  
20 shall be known as the Richard A. McGee Academy. ~~The~~  
21 *Department of the Youth Authority shall use the training center*  
22 ~~at Stockton.~~ The training divisions, in using the funds, shall  
23 endeavor to minimize costs of administration so that a maximum  
24 amount of the funds will be used for providing training and  
25 support to correctional peace officers while being trained by the  
26 ~~departments~~ *department*.

27 (b) Each new cadet who attends an academy shall complete  
28 the course of training, pursuant to standards approved by ~~CPOST~~  
29 *the Corrections Standards Authority* before he or she may be  
30 assigned to a post or job as a peace officer. Every newly  
31 appointed first-line or second-line supervisor in the Department  
32 of Corrections *and Rehabilitation* shall complete the course of  
33 training, pursuant to standards approved by ~~CPOST~~ *the authority*  
34 for that position.

35 (c) The Department of Corrections and ~~the Department of the~~  
36 ~~Youth Authority~~ *Rehabilitation* shall make every effort to  
37 provide training prior to commencement of supervisory duties.  
38 If this training is not completed within six months of  
39 appointment to that position, any first-line or second-line

1 supervisor shall not perform supervisory duties until the training  
2 is completed.

3 SEC. 66. Section 13603 of the Penal Code is amended to  
4 read:

5 13603. (a) The Department of Corrections and—~~the~~  
6 ~~Department of the Youth Authority~~ *Rehabilitation* shall provide  
7 16 weeks of training to each correctional peace officer cadet.  
8 Except as provided by subdivision (b), this training shall be  
9 completed by the cadet prior to his or her assignment to a post or  
10 position as a correctional peace officer.

11 (b) If an agreement is reached between the ~~Department of~~  
12 ~~Corrections~~ *department* and the bargaining unit for the  
13 correctional peace officers that this subdivision shall apply, and  
14 with the approval of the ~~Commission on Correctional Peace~~  
15 ~~Officer Standards and Training~~ *Corrections Standards Authority*  
16 on how to implement the on-the-job training requirements of the  
17 subdivision, the ~~Department of Corrections~~ *department* shall  
18 provide a total of 16 weeks of training to each correctional peace  
19 officer cadet as follows:

20 (1) Twelve weeks of the training shall be at the department’s  
21 training academy. Cadets shall be sworn in as correctional peace  
22 officers upon the completion of this initial 12 weeks.

23 (2) Four weeks shall be at the institution where the cadet is  
24 assigned to a post or position.

25 (c) ~~The Department of Corrections and the Department of the~~  
26 ~~Youth Authority~~ *department* shall provide a minimum of two  
27 weeks of training to each newly appointed first line supervisor.

28 (d) *Training standards previously established pursuant to this*  
29 *section shall remain in effect until training requirements are*  
30 *established by the Corrections Standards Authority pursuant to*  
31 *Section 13602.*

32 SEC. 67. Section 13810 of the Penal Code is amended to  
33 read:

34 13810. There is hereby created in the state government the  
35 California Council on Criminal Justice, which shall be composed  
36 of the following members: the Attorney General; the  
37 Administrative Director of the Courts; 19 members appointed by  
38 the Governor, including the Commissioner of the Department of  
39 the Highway Patrol, the ~~Director of the Department of~~  
40 ~~Corrections, the Director of the Department of the Youth~~



1 ~~Authority~~ *Secretary of the Department of Corrections and*  
2 *Rehabilitation, or his or her designee, a subordinate officer of*  
3 *the Secretary of Corrections and Rehabilitation, and the State*  
4 *Public Defender; eight members appointed by the Senate Rules*  
5 *Committee; and eight members appointed by the Speaker of the*  
6 *Assembly.*

7 The remaining appointees of the Governor shall include  
8 different persons from each of the following categories: a district  
9 attorney, a sheriff, a county public defender, a county probation  
10 officer, a member of a city council, a member of a county board  
11 of supervisors, a faculty member of a college or university  
12 qualified in the field of criminology, police science, or law, a  
13 person qualified in the field of criminal justice research and six  
14 private citizens, including a representative of a citizens,  
15 professional, or community organization. The Senate Committee  
16 on Rules shall include among its appointments different persons  
17 from each of the following categories: a member of the Senate  
18 Committee on Criminal Procedure, a representative of the  
19 counties, a representative of the cities, a judge designated by the  
20 Judicial Council, and four private citizens, including a  
21 representative of a citizens, professional, or community  
22 organization. The Speaker of the Assembly shall include among  
23 his appointments different persons from each of the following  
24 categories: a representative of the counties, a representative of  
25 the cities, a member of the Assembly Committee on Public  
26 Safety, a chief of police, a peace officer, and three private  
27 citizens, including a representative of a citizens, professional, or  
28 community organization directly related to delinquency  
29 prevention.

30 The Governor shall select a chairman from among the  
31 members of the council.

32 SEC. 68. Section 14204 of the Penal Code is amended to  
33 read:

34 14204. The Attorney General shall provide training on the  
35 services provided by the center to line personnel, supervisors,  
36 and investigators in the following fields: law enforcement,  
37 district attorneys' offices, ~~California Youth Authority, the~~  
38 ~~Department of Corrections, including the Parole and Community~~  
39 ~~Services Unit~~ *the Department of Corrections and Rehabilitation,*  
40 probation departments, court mediation services, and the

1 judiciary. ~~The Commission on Peace Officer Standards and~~  
 2 ~~Training~~ *Corrections Standards Authority* shall provide for the  
 3 presentation of training to peace officers which will enable them  
 4 to more efficiently handle, on the local level, the tracing of  
 5 missing persons and victims of violent crimes.

6 ~~This~~ *The changes to this section made by the Governor's*  
 7 *Reorganization Plan 2 of 2005* shall become operative on July 1,  
 8 ~~1989~~ 2005.

9 SEC. 69. Section 1000 of the Welfare and Institutions Code is  
 10 amended to read:

11 1000. ~~The~~ *Commencing July 1, 2005, any reference to the*  
 12 *Department of the Youth Authority refers to the Department of*  
 13 *Corrections and Rehabilitation, Division of Youth Operations,*  
 14 *which has jurisdiction over all educational training and treatment*  
 15 *institutions now or hereafter established and maintained in the*  
 16 ~~State~~ *state* as correctional schools for the reception of wards of  
 17 the juvenile court and other persons committed to the  
 18 department.

19 SEC. 70. Section 1703 of the Welfare and Institutions Code is  
 20 amended to read:

21 1703. ~~As~~ *Commencing July 1, 2005, as used in this chapter*  
 22 *the following terms have the following meanings:*

23 (a) "Public offenses" means public offenses as that term is  
 24 defined in the Penal Code.

25 (b) "Court" includes any official authorized to impose  
 26 sentence for a public offense.

27 (c) "Youth Authority," "Authority," "authority," or  
 28 ~~department~~ *"division"* means the Department of ~~the Youth~~  
 29 ~~Authority~~ *Corrections and Rehabilitation, Division of Youth*  
 30 *Operations.*

31 (d) "Board" or "board" means the ~~Youth Authority~~ *Board of*  
 32 *Parole Hearings.*

33 (e) The masculine pronoun includes the feminine.

34 SEC. 71. Section 1710 of the Welfare and Institutions Code is  
 35 amended to read:

36 1710. ~~There is in the Youth and Adult Correctional Agency a~~  
 37 ~~Department of the Youth Authority~~ *Commencing July 1,*  
 38 *2005, any reference to the Department of the Youth Authority in*  
 39 *this or any other code refers to the Department of Corrections*  
 40 *and Rehabilitation, Division of Youth Operations.*

1 SEC. 72. Section 1711 of the Welfare and Institutions Code is  
2 amended to read:

3 ~~1711. The Director of the Youth Authority shall be appointed~~  
4 ~~by the Governor with the advice and consent of the Senate. He or~~  
5 ~~she shall hold office at the pleasure of the Governor but before~~  
6 ~~the director may be removed, the procedures set forth in Section~~  
7 ~~5051 of the Penal Code shall be followed. He or she shall receive~~  
8 ~~an annual salary provided for by Chapter 6 (commencing with~~  
9 ~~Section 11550) of Part 1 of Division 3 of Title 2 of the~~  
10 ~~Government Code, and shall devote his or her entire time to the~~  
11 ~~duties of his or her office~~ *Governor, upon recommendation of the*  
12 *Secretary of the Department of Corrections and Rehabilitation,*  
13 *shall appoint a subordinate officer to the secretary, subject to*  
14 *Senate confirmation. The subordinate officer shall serve at the*  
15 *pleasure of the Governor, and shall serve as the chief*  
16 *administrative officer of the Department of Corrections and*  
17 *Rehabilitation, Division of Youth Operations. Commencing July*  
18 *1, 2005, any reference to the Director of the Youth Authority*  
19 *shall be to the subordinate officer appointed pursuant to this*  
20 *section, unless otherwise expressly provided.*

21 SEC. 73. Section 1712 of the Welfare and Institutions Code is  
22 amended to read:

23 1712. (a) All powers, duties, and functions pertaining to the  
24 care and treatment of wards provided by any provision of law  
25 and not specifically and expressly assigned to the ~~Youth~~  
26 ~~Authority Board~~ *Department of Corrections and Rehabilitation,*  
27 *Division of Youth Operations or to the Board of Parole*  
28 *Hearings, shall be exercised and performed by the* ~~director. The~~  
29 ~~director~~ *Secretary of the Department of Corrections and*  
30 *Rehabilitation. The secretary shall be the appointing authority for*  
31 *all civil service positions of employment in the department. The*  
32 ~~director~~ *secretary may delegate the powers and duties vested in*  
33 *him or her by law, in accordance with Section 7.*

34 (b) ~~The director~~ *Commencing July 1, 2005, the secretary is*  
35 *authorized to make and enforce all rules appropriate to the proper*  
36 *accomplishment of the functions of the* ~~Department of the Youth~~  
37 ~~Authority~~ *Division of Youth Operations. The rules shall be*  
38 *promulgated and filed pursuant to Chapter 4.5 (commencing with*  
39 *Section 11371) of Part 1 of Division 3 of Title 2 of the*

1 Government Code, and shall, to the extent practical, be stated in  
2 language that is easily understood by the general public.

3 (c) ~~The Department of the Youth Authority~~ *secretary* shall  
4 maintain, publish, and make available to the general public, a  
5 compendium of rules and regulations promulgated by the  
6 department pursuant to this section.

7 (d) The following exceptions to the procedures specified in  
8 this section shall apply to the ~~Department of the Youth Authority~~  
9 *department*:

10 (1) The department may specify an effective date that is any  
11 time more than 30 days after the rule or regulation is filed with  
12 the Secretary of State; provided that no less than 20 days prior to  
13 that effective date, copies of the rule or regulation shall be posted  
14 in conspicuous places throughout each institution and shall be  
15 mailed to all persons or organizations who request them.

16 (2) The department may rely upon a summary of the  
17 information compiled by a hearing officer; provided that the  
18 summary and the testimony taken regarding the proposed action  
19 shall be retained as part of the public record for at least one year  
20 after the adoption, amendment, or repeal.

21 SEC. 74. Section 1713 of the Welfare and Institutions Code is  
22 amended to read:

23 1713. (a) ~~The Director of the Youth Authority~~ *subordinate*  
24 *officer appointed pursuant to Section 1711* shall have wide and  
25 successful administrative experience in youth or adult  
26 correctional programs embodying rehabilitative or delinquency  
27 prevention concepts.

28 (b) The Governor may request the State Personnel Board to  
29 use extensive recruitment and merit selection techniques and  
30 procedures to provide a list of persons qualified for appointment  
31 as ~~Director of the Youth Authority~~ *that subordinate officer*. The  
32 Governor may appoint any person from such list of qualified  
33 persons or may reject all names and appoint another person who  
34 meets the requirements of this section.

35 SEC. 75. Section 1714 of the Welfare and Institutions Code is  
36 amended to read:

37 1714. ~~The Director of the Youth Authority~~ *Secretary of the*  
38 *Department of Corrections and Rehabilitation* may transfer  
39 persons confined in one institution or facility of the ~~Department~~  
40 ~~of the Youth Authority~~ *Division of Youth Operations* to another.

1 SEC. 76. Section 1716 of the Welfare and Institutions Code is  
2 amended to read:

3 1716. (a) ~~There is in the Department of the Youth Authority~~  
4 ~~a Youth Authority Board, which shall be composed of six~~  
5 ~~members, one of whom shall be the Director of the Youth~~  
6 ~~Authority who shall serve as the ex officio nonvoting chair of the~~  
7 ~~board. Other than the chair, who is subject to appointment~~  
8 ~~pursuant to Section 1711, the members shall be appointed by the~~  
9 ~~Governor, with the advice and consent of the Senate, for a term~~  
10 ~~of four years, and shall devote their entire time to its work~~  
11 ~~Commencing July 1, 2005, any reference to the Youth Authority~~  
12 ~~Board refers to the Board of Parole Hearings. As of that date,~~  
13 ~~the Youth Authority Board is abolished.~~

14 (b) ~~The individuals who were members of the Youthful~~  
15 ~~Offender Parole Board immediately prior to the effective date of~~  
16 ~~this section shall continue in their respective terms of office as~~  
17 ~~members of the Youth Authority Board as provided in this~~  
18 ~~section. The positions held by one of the members whose term~~  
19 ~~ends on March 15, 2007, and by one of the members whose term~~  
20 ~~ends on March 15, 2006, shall be eliminated on the effective date~~  
21 ~~of this section, reducing the composition of the board to five~~  
22 ~~members, not including the position held by the Director of the~~  
23 ~~Youth Authority. All other members shall continue to serve out~~  
24 ~~their respective terms. Their successors shall hold office for~~  
25 ~~terms of four years. The members shall be eligible for~~  
26 ~~reappointment and shall hold office until the appointment and~~  
27 ~~qualification of their successors, with the term of each new~~  
28 ~~appointee to commence on the expiration date of the term of his~~  
29 ~~or her predecessor.~~

30 (c) ~~All appointments to a vacancy occurring by reason of any~~  
31 ~~cause other than the expiration of a term shall be for the~~  
32 ~~unexpired term.~~

33 (d) ~~If the Senate, in lieu of failing to confirm, finds that it~~  
34 ~~cannot consider all or any of the appointments to the Youth~~  
35 ~~Authority Board adequately because the amount of legislative~~  
36 ~~business and the probable duration of the session does not permit,~~  
37 ~~it may adopt a single house resolution by a majority vote of all~~  
38 ~~members elected to the Senate to that effect and requesting the~~  
39 ~~resubmission of the unconfirmed appointment or appointments at~~  
40 ~~a succeeding session of the Legislature, whether regular or~~

1 extraordinary, convening on or after a date fixed in the  
2 resolution. This resolution shall be filed immediately after its  
3 adoption in the office of the Secretary of State and the appointee  
4 or appointees affected shall serve subject to later confirmation or  
5 rejection by the Senate.

6 SEC. 77. Section 1717 of the Welfare and Institutions Code is  
7 repealed.

8 ~~1717. (a) Persons appointed to the Youth Authority Board~~  
9 ~~shall have a broad background in and ability for appraisal of~~  
10 ~~youthful law offenders and delinquents, the circumstances of~~  
11 ~~delinquency for which those persons are committed, and the~~  
12 ~~evaluation of the individual's progress toward reformation.~~  
13 ~~Insofar as practicable, members shall be selected who have a~~  
14 ~~varied and sympathetic interest in youth correction work~~  
15 ~~including persons widely experienced in the fields of corrections,~~  
16 ~~sociology, law, law enforcement, mental health, and education.~~

17 ~~(b) The selection of persons and their appointment by the~~  
18 ~~Governor and confirmation by the Senate shall reflect as nearly~~  
19 ~~as possible a cross section of the racial, sexual, economic, and~~  
20 ~~geographic features of the state.~~

21 ~~(c) The Director of the Youth Authority shall serve as the ex~~  
22 ~~officio nonvoting chair of the board. The chair shall be the~~  
23 ~~administrative head of the board and shall exercise all duties and~~  
24 ~~functions necessary to ensure that the responsibilities of the~~  
25 ~~board are successfully discharged.~~

26 ~~(d) Within 60 days of appointment and annually thereafter,~~  
27 ~~persons appointed to the Youth Authority Board shall undergo a~~  
28 ~~minimum of 40 hours of training in the following areas:~~  
29 ~~treatment and training programs provided to wards at Youth~~  
30 ~~Authority institutions, including, but not limited to, educational,~~  
31 ~~vocational, mental health, medical, substance abuse,~~  
32 ~~psychotherapeutic counseling, and sex offender treatment~~  
33 ~~programs; a review of current national research on effective~~  
34 ~~interventions with juvenile offenders and how they compare to~~  
35 ~~department program and treatment services; parole services;~~  
36 ~~board member duties and responsibilities; and a review of factors~~  
37 ~~influencing ward lengths of stay and ward recidivism rates and~~  
38 ~~their relationship to one another.~~

39 SEC. 78. Section 1718 of the Welfare and Institutions Code is  
40 repealed.

1     ~~1718. (a) The members of the board shall receive an annual~~  
2     ~~salary as provided for by Chapter 6 (commencing with Section~~  
3     ~~11550) of Part 1 of Division 3 of Title 2 of the Government Code~~  
4     ~~and their actual necessary traveling expenses to the same extent~~  
5     ~~as is provided for other state offices.~~

6     ~~(b) The Governor may remove any member of the board for~~  
7     ~~misconduct, incompetency or neglect of duty after a full hearing~~  
8     ~~by the Board of Corrections.~~

9     SEC. 79. Section 1719 of the Welfare and Institutions Code is  
10    amended to read:

11    1719. (a) ~~The~~ *Commencing July 1, 2005, the* following  
12    powers and duties shall be exercised and performed by the ~~Youth~~  
13    ~~Authority Board as such, or may be delegated to a panel,~~  
14    ~~member, or case hearing representative as provided in Section~~  
15    ~~1721~~ *Board of Parole Hearings: discharges of commitment,*  
16    orders to parole and conditions thereof, revocation or suspension  
17    of parole, and disciplinary appeals.

18    (b) Any ward may appeal an adjustment to his or her parole  
19    consideration date to a panel comprised of at least two ~~board~~  
20    ~~members~~ *commissioners.*

21    (c) The following powers and duties shall be exercised and  
22    performed by the ~~Department of the Youth Authority~~ *Division of*  
23    ~~Youth Operations: return of persons to the court of commitment~~  
24    for redispotion by the court, determination of offense category,  
25    setting of parole consideration dates, conducting annual reviews,  
26    treatment program orders, institution placements, furlough  
27    placements, return of nonresident persons to the jurisdiction of  
28    the state of legal residence, disciplinary decisionmaking, and  
29    referrals pursuant to Section 1800.

30    (d) ~~The Department of the Youth Authority~~ *department* shall  
31    promulgate policies and regulations implementing a  
32    departmentwide system of graduated sanctions for addressing  
33    ward disciplinary matters. The disciplinary decisionmaking  
34    system shall be employed as the disciplinary system in  
35    ~~department institutions~~ *facilities under the jurisdiction of the*  
36    ~~Division of Youth Operations, and shall provide a framework for~~  
37    handling disciplinary matters in a manner that is consistent,  
38    timely, proportionate, and ensures the due process rights of  
39    wards. The department shall develop and implement a system of  
40    graduated sanctions which distinguishes between minor,

1 intermediate, and serious misconduct. The department may  
2 extend a ward's parole consideration date, subject to appeal  
3 pursuant to subdivision (b), from one to not more than 12  
4 months, inclusive, for a sustained serious misconduct violation if  
5 all other sanctioning options have been considered and  
6 determined to be unsuitable in light of the ward's previous case  
7 history and the circumstances of the misconduct. In any case in  
8 which a parole consideration date has been extended, the  
9 disposition report shall clearly state the reasons for the extension.  
10 The length of any parole consideration date extension shall be  
11 based on the seriousness of the misconduct, the ward's prior  
12 disciplinary history, the ward's progress toward treatment  
13 objectives, the ward's earned program credits, and any  
14 extenuating or mitigating circumstances. The department shall  
15 promulgate regulations to implement a table of sanctions to be  
16 used in determining parole consideration date extensions. The  
17 department also may promulgate regulations to establish a  
18 process for granting wards who have successfully responded to  
19 disciplinary sanctions a reduction of up to 50 percent of any time  
20 acquired for disciplinary matters.

21 SEC. 80. Section 1720 of the Welfare and Institutions Code is  
22 amended to read:

23 1720. (a) The case of each ward shall be reviewed by the  
24 ~~Department of the Youth Authority~~ *division* within 45 days of  
25 arrival at the department, and at other times as is necessary to  
26 meet the powers or duties of the board.

27 (b) ~~The department~~ *Division of Youth Operations* shall  
28 periodically review the case of each ward for the purpose of  
29 determining whether existing orders and dispositions in  
30 individual cases should be modified or continued in force. These  
31 reviews shall be made as frequently as the department considers  
32 desirable and shall be made with respect to each ward at intervals  
33 not exceeding one year.

34 (c) The ward shall be entitled to notice if his or her annual  
35 review is delayed beyond one year after the previous annual  
36 review hearing. The ward shall be informed of the reason for the  
37 delay and of the date the review hearing is to be held.

38 (d) Failure of the ~~department~~ *division* to review the case of a  
39 ward within 15 months of a previous review shall not of itself  
40 entitle the ward to discharge from the control of the ~~Youth~~



1 ~~Authority~~ *division* but shall entitle him or her to petition the  
2 superior court of the county from which he or she was committed  
3 for an order of discharge, and the court shall discharge him or her  
4 unless the court is satisfied as to the need for further control.

5 (e) Reviews conducted by the ~~department~~ *division* pursuant to  
6 this section shall be written and shall include, but not be limited to,  
7 the following: verification of the treatment or program goals  
8 and orders for the ward to ensure the ward is receiving treatment  
9 and programming that is narrowly tailored to address the  
10 correctional treatment needs of the ward and is being provided in  
11 a timely manner that is designed to meet the parole consideration  
12 date set for the ward; an assessment of the ward's adjustment and  
13 responsiveness to treatment, programming, and custody; a review  
14 of the ward's disciplinary history and response to disciplinary  
15 sanctions; an updated individualized treatment plan for the ward  
16 that makes adjustments based on the review required by this  
17 subdivision; an estimated timeframe for the ward's  
18 commencement and completion of the treatment programs or  
19 services; and a review of any additional information relevant to  
20 the ward's progress.

21 (f) The ~~department~~ *division* shall provide copies of the reviews  
22 prepared pursuant to this section to the court and the probation  
23 department of the committing county.

24 SEC. 81. Section 1721 of the Welfare and Institutions Code is  
25 repealed.

26 ~~1721. (a) The Youth Authority Board shall adopt policies~~  
27 ~~governing the performance of its functions by the full board, or,~~  
28 ~~pursuant to delegation, by panels, or referees. Whenever the~~  
29 ~~board performs its functions meeting en banc in either public or~~  
30 ~~executive sessions to decide matters of policy, four members~~  
31 ~~shall be present and no action shall be valid unless it is concurred~~  
32 ~~in by a majority vote of those present.~~

33 ~~(b) Case hearing representatives from the Department of the~~  
34 ~~Youth Authority may be employed to participate with the board~~  
35 ~~in the hearing of cases and authority may be delegated to those~~  
36 ~~persons as provided in this section.~~

37 ~~(c) The board may delegate its authority to hear, consider, and~~  
38 ~~act upon cases to members or case hearing representatives, sitting~~  
39 ~~either on a panel or as a referee. A panel may consist of two or~~  
40 ~~more members, a member and a case hearing representative, or~~

1 two case hearing representatives. Two members of a panel shall  
2 constitute a quorum, and no action of the panel shall be valid  
3 unless concurred in by a majority vote of those present.

4 ~~(d) When delegating its authority, the board may condition~~  
5 ~~finality of the decision of the panel or referee to whom authority~~  
6 ~~is delegated on concurrence of a member or members of the~~  
7 ~~board. In determining whether, in any case, it shall delegate its~~  
8 ~~authority and the extent of such delegation, the board shall take~~  
9 ~~into account the degree of complexity of the issues presented by~~  
10 ~~the case.~~

11 ~~(e) The board shall adopt rules under which a person under the~~  
12 ~~jurisdiction of the Youth Authority or other persons, as specified~~  
13 ~~in those rules, may appeal any decision of a case hearing~~  
14 ~~representative. Any decision resulting in the extension of a parole~~  
15 ~~consideration date shall entitle a ward to appeal the decision to a~~  
16 ~~panel of at least two board members. The board shall consider~~  
17 ~~and act upon the appeal in accordance with those rules.~~

18 SEC. 82. Section 1722 of the Welfare and Institutions Code is  
19 repealed.

20 ~~1722. (a) Any rules and regulations, including any~~  
21 ~~resolutions and policy statements, promulgated by the Youth~~  
22 ~~Authority Board, shall be promulgated and filed pursuant to~~  
23 ~~Chapter 3.5 (commencing with Section 11340) of Part 1 of~~  
24 ~~Division 3 of Title 2 of the Government Code, and shall, to the~~  
25 ~~extent practical, be stated in language that is easily understood by~~  
26 ~~the general public.~~

27 ~~(b) The board shall maintain, publish, and make available to~~  
28 ~~the general public, a compendium of its rules and regulations,~~  
29 ~~including any resolutions and policy statements, promulgated~~  
30 ~~pursuant to this section.~~

31 ~~(c) The following exception to the procedures specified in this~~  
32 ~~section shall apply to the board: The chairperson may specify an~~  
33 ~~effective date that is any time more than 30 days after the rule or~~  
34 ~~regulation is filed with the Secretary of State; provided that no~~  
35 ~~less than 20 days prior to that effective date, copies of the rule or~~  
36 ~~regulation shall be posted in conspicuous places throughout each~~  
37 ~~institution and shall be mailed to all persons or organizations~~  
38 ~~who request them.~~

39 SEC. 83. Section 1723 of the Welfare and Institutions Code is  
40 amended to read:

1 1723. (a) ~~Except as provided in Section 1721, every~~ *Every*  
2 ~~order granting and or revoking parole and or issuing final~~  
3 ~~discharges to any person under the jurisdiction of the Youth~~  
4 ~~Authority division shall be made by the Youth Authority Board~~  
5 ~~board or its designee, as authorized by this article.~~

6 (b) All other powers conferred to the ~~Youth Authority Board~~  
7 ~~board concerning wards under the jurisdiction of the division~~  
8 may be exercised through subordinates or delegated to the  
9 ~~Department of the Youth Authority division~~ under rules  
10 established by the board. Any person subjected to an order of  
11 those subordinates or of the ~~department division~~ pursuant to that  
12 delegation may petition the board for review. The board may  
13 review those orders under appropriate rules and regulations.

14 (c) All board designees shall be subject to the training required  
15 pursuant to ~~subdivision (d) of Section 1717~~ *Section 5075.6 of the*  
16 *Penal Code.*

17 SEC. 84. Section 1725 of the Welfare and Institutions Code is  
18 amended to read:

19 1725. The ~~Youth Authority Board of Parole Hearings~~ shall  
20 ~~succeed to,~~ and shall exercise and perform all powers and duties  
21 *previously* granted to, exercised by, and imposed upon the  
22 Youthful Offender Parole Board *and Youth Authority Board*, as  
23 authorized by this article. The Youthful Offender Parole Board ~~is~~  
24 *and Youth Authority Board are abolished.*

25 SEC. 85. Section 1766 of the Welfare and Institutions Code is  
26 amended to read:

27 1766. (a) When a person has been committed to the  
28 ~~Department of the Youth Authority, the Youth Authority Board~~  
29 *Department of Corrections and Rehabilitation, Division of Youth*  
30 *Operations, the Board of Parole Hearings* may, according to  
31 standardized review and appeal procedures established by the  
32 board in policy and regulation and subject to the powers and  
33 duties enumerated in subdivision (a) of Section 1719 *do any of*  
34 *the following:*

35 (1) Permit the ward his or her liberty under supervision and  
36 upon conditions it believes are best designed for the protection of  
37 the public.

38 (2) Order his or her confinement under conditions it believes  
39 best designed for the protection of the public pursuant to the  
40 purposes set forth in Section 1700, except that a person

1 committed to the ~~Youth Authority~~ *division* pursuant to Sections  
2 731 or 1731.5 may not be held in physical confinement for a total  
3 period of time in excess of the maximum periods of time set forth  
4 in Section 731. Nothing in this subdivision limits the power of  
5 the board to retain the minor or the young adult on parole status  
6 for the period permitted by Sections 1769, 1770, and 1771.

7 (3) Order reconfinement or renewed release under supervision  
8 as often as conditions indicate to be desirable.

9 (4) Revoke or modify any parole or disciplinary appeal order.

10 (5) Modify an order of discharge if conditions indicate that  
11 such modification is desirable and when that modification is to  
12 the benefit of the person committed to the ~~authority~~ *division*.

13 (6) Discharge him or her from its control when it is satisfied  
14 that discharge is consistent with the protection of the public.

15 (b) Within 60 days of intake, the ~~department~~ *division* shall  
16 provide the court and the probation department, with a treatment  
17 plan for the ward.

18 (c) A ward shall be entitled to an appearance hearing before a  
19 ~~review panel of Youth Authority Board members~~ *panel of board*  
20 *commissioners* for any action that would result in the extension  
21 of a parole consideration date pursuant to subdivision ~~(e)~~ of  
22 ~~Section 1721~~ *(d) of Section 5076.1 of the Penal Code*.

23 (d) The department shall promulgate policies and regulations  
24 to implement this section.

25 (e) Commencing on July 1, 2004, and annually thereafter, for  
26 the preceding fiscal year, the department shall collect and make  
27 available to the public the following information:

28 (1) The total number of ward case reviews conducted by the  
29 ~~department and the Youth Authority Board~~ *division and the*  
30 *board*, categorized by guideline category.

31 (2) The number of parole consideration dates for each  
32 category set at guideline, above guideline, and below guideline.

33 (3) The number of ward case reviews resulting in a change to  
34 a parole consideration date, including the category assigned to  
35 the ward, the amount of time added to or subtracted from the  
36 parole consideration date, and the specific reason for the change.

37 (4) The percentage of wards who have had a parole  
38 consideration date changed to a later date, the percentage of  
39 wards who have had a parole consideration date changed to an

1 earlier date, and the average annual time added or subtracted per  
2 case.

3 (5) The number and percentage of wards who, while confined  
4 or on parole, are charged with a new misdemeanor or felony  
5 criminal offense.

6 (6) Any additional data or information identified by the  
7 department as relevant.

8 (f) As used in subdivision (e), the term “ward case review”  
9 means any review of a ward that changes, maintains, or  
10 appreciably affects the programs, treatment, or placement of a  
11 ward.

12 SEC. 86. Section 1798 of the Welfare and Institutions Code is  
13 amended to read:

14 ~~1798. An advisory commission shall be established which~~  
15 ~~shall be known as the State Commission on Juvenile Justice,~~  
16 ~~Crime and Delinquency Prevention. The members of the~~  
17 ~~commission shall be persons with a demonstrated interest in~~  
18 ~~juvenile justice or crime and delinquency prevention issues, or~~  
19 ~~representatives of youth groups or other public and private~~  
20 ~~agencies with a focus on the needs of youth. The commission~~  
21 ~~shall not exceed 16 members, one of whom shall be appointed by~~  
22 ~~the Senate Rules Committee, one of whom shall be appointed by~~  
23 ~~the Speaker of the Assembly, and four of whom shall be~~  
24 ~~chairpersons of the regional citizens' advisory committees~~  
25 ~~established pursuant to Section 1798.5. The remaining 10~~  
26 ~~commission members shall be appointed by the Director of the~~  
27 ~~Youth Authority, and shall include one public defender and one~~  
28 ~~district attorney who are currently assigned to juvenile justice~~  
29 ~~duties. As of July 1, 2005, the State Commission on Juvenile~~  
30 ~~Justice, Crime and Delinquency Prevention is abolished.~~

31 ~~The commission shall advise the Director of the Youth~~  
32 ~~Authority on matters relating to this article, and its activities shall~~  
33 ~~include the inspection of Youth Authority facilities, providing~~  
34 ~~advice to the director regarding department programs and~~  
35 ~~delinquency prevention funding, and acting as a liaison between~~  
36 ~~the Youth Authority and the public. The members of the~~  
37 ~~commission shall be entitled to their reasonable expenses,~~  
38 ~~including travel expenses, incurred in the discharge of their~~  
39 ~~duties.~~

1 SEC. 87. Section 1798.5 of the Welfare and Institutions Code  
2 is repealed.

3 ~~1798.5. The Director of the Youth Authority shall appoint~~  
4 ~~four regional citizens' advisory committees each of which shall~~  
5 ~~assist in the inspection of the Youth Authority facilities within its~~  
6 ~~region and provide public comment to the director concerning the~~  
7 ~~operations of the Youth Authority. The membership of the~~  
8 ~~advisory committees shall be drawn from representatives of~~  
9 ~~youth groups, county juvenile justice and delinquency prevention~~  
10 ~~commissions, community-based organizations, charitable~~  
11 ~~organizations, probation departments, the judiciary, social~~  
12 ~~services, law enforcement, the defense bar, education, and the~~  
13 ~~general public.~~

14 SEC. 88. Section 3150 of the Welfare and Institutions Code is  
15 amended to read:

16 ~~3150. (a) There is in the Youth and Adult Correctional~~  
17 ~~Agency a Narcotic Addict Evaluation Authority, hereafter~~  
18 ~~referred to in this article as the "authority." The authority shall be~~  
19 ~~composed of seven members, each of whom shall be appointed~~  
20 ~~by the Governor, for a term of four years and until the~~  
21 ~~appointment and qualification of his successor. Members shall be~~  
22 ~~eligible for reappointment. The chairman of the authority shall be~~  
23 ~~designated by the Governor from time to time. The terms of the~~  
24 ~~members first appointed to the authority shall expire as follows:~~  
25 ~~one on January 15, 1965, one on January 15, 1966, one on~~  
26 ~~January 15, 1967, and one on January 15, 1968. The terms of the~~  
27 ~~three members first appointed to the authority pursuant to~~  
28 ~~amendments to this section enacted at the 1979-80 Regular~~  
29 ~~Session of the Legislature shall expire as follows: one on January~~  
30 ~~15, 1983, one on January 15, 1984, and one on January 15, 1985.~~  
31 ~~Their successors shall hold office for terms of four years, each~~  
32 ~~term to commence on the expiration date of the term of the~~  
33 ~~predecessor. The Governor shall fill every vacancy for the~~  
34 ~~balance of the unexpired term. Insofar as practicable, persons~~  
35 ~~appointed to the authority shall have a broad background in law,~~  
36 ~~sociology, law enforcement, medicine, or education, and shall~~  
37 ~~have a deep interest in the rehabilitation of narcotic addicts~~  
38 *Commencing July 1, 2005, any reference to the Narcotic Addict*  
39 *Evaluation Authority refers to the Board of Parole Hearings, any*  
40 *reference to the chairperson of the authority is to the chair of the*

1 *board, and any reference to a member of the authority is to a*  
2 *commissioner of the board.*

3 ~~(b) Each member of the authority shall devote such time to the~~  
4 ~~duties of his or her office as required for performance of his or~~  
5 ~~her duties and shall be entitled to an annual salary of nine~~  
6 ~~thousand five hundred dollars (\$9,500) for attendance upon~~  
7 ~~business of the authority. The chairman shall be entitled to an~~  
8 ~~annual salary of ten thousand dollars (\$10,000). In addition, each~~  
9 ~~member shall be allowed actual expenses incurred in the~~  
10 ~~discharge of his duties, including travel expenses.~~

11 ~~(e) The authority shall maintain its headquarters at the~~  
12 ~~California Rehabilitation Center and shall be provided with~~  
13 ~~necessary office space, equipment and services from funds~~  
14 ~~appropriated to the California Rehabilitation Center.~~

15 ~~(d) The authority shall meet at the center or its branches at~~  
16 ~~such times as may be necessary for~~

17 ~~(b) The board shall conduct a full and complete study of the~~  
18 ~~cases of all patients who are certified by the Director of~~  
19 ~~Corrections to the authority Secretary of the Department of~~  
20 ~~Corrections and Rehabilitation to the board as having recovered~~  
21 ~~from addiction or imminent danger of addiction to such an extent~~  
22 ~~that release in an outpatient status is warranted. Other times and~~  
23 ~~places of meetings may also be fixed by the authority. Where the~~  
24 ~~authority performs its functions by meeting en banc in either~~  
25 ~~public or executive sessions to decide matters of general policy,~~  
26 ~~at least three members shall be present, and no such action shall~~  
27 ~~be valid unless it is concurred in by a majority vote of those~~  
28 ~~present. The authority may meet and transact business in panels.~~  
29 ~~Each authority panel shall consist of at least two members of the~~  
30 ~~authority. Two members of the authority shall constitute a~~  
31 ~~quorum for the transaction of business of a panel. No action shall~~  
32 ~~be valid unless concurred in by a majority of the members~~  
33 ~~present.~~

34 ~~(e)~~

35 ~~(c) Members of other similar boards may be assigned to hear~~  
36 ~~cases and make recommendations to the authority. Such board~~  
37 ~~on these matters. Those recommendations shall be made in~~  
38 ~~accordance with policies established by a majority of the total~~  
39 ~~membership of the authority board.~~

1 SEC. 89. Section 3151 of the Welfare and Institutions Code is  
2 amended to read:

3 3151. ~~After Commencing July 1, 2005, after~~ an initial period  
4 of observation and treatment, and subject to the rules and policies  
5 established by the ~~Director of Corrections~~ *secretary*, whenever a  
6 person committed under Article 2 or Article 3 of this chapter has  
7 recovered from his addiction or imminent danger of addiction to  
8 such an extent that, in the opinion of the ~~Director of Corrections~~  
9 *secretary*, release in an outpatient status is warranted, the ~~director~~  
10 *secretary* shall certify ~~such that~~ fact to the ~~authority board~~. If the  
11 ~~director~~ *secretary* has not so certified within the preceding 12  
12 months, in the anniversary month of the commitment of any  
13 person committed under this chapter his case shall automatically  
14 be referred to the ~~authority board~~ for consideration of the  
15 advisability of release in outpatient status. Upon ~~any such~~  
16 certification by the ~~director or such~~ *secretary* or upon automatic  
17 certification, the ~~authority board~~ may release ~~such the~~ person in  
18 an outpatient status subject to all rules and regulations adopted  
19 by the ~~authority board~~, and subject to all conditions imposed by  
20 the ~~authority board~~, whether of general applicability or restricted  
21 to the particular person released in outpatient status, and subject  
22 to being retaken and returned to inpatient status as prescribed in  
23 ~~such those~~ rules, regulations, or conditions. The supervision of  
24 ~~such those~~ persons while in an outpatient status shall be  
25 administered by the ~~Department of Corrections. Such~~  
26 ~~department. Those~~ persons are not subject to the provisions of  
27 ~~Penal Code Section 2600 of the Penal Code.~~

28 A single ~~member of the authority~~ *may commissioner of the*  
29 *board may*, by written or oral order, suspend the release in  
30 outpatient status of ~~such~~ a person and cause him *or her* to be  
31 retaken, until the next meeting of the ~~authority board~~. The  
32 written order of any ~~member of the authority~~ *commissioner* shall  
33 be a sufficient warrant for any peace officer to return ~~such~~  
34 persons to physical custody.

35 It is ~~hereby made~~ the duty of all peace officers to execute any  
36 ~~such order under this section in like the same~~ manner as ordinary  
37 criminal process.

38 SEC. 90. Section 3157 of the Welfare and Institutions Code is  
39 repealed.



1     ~~3157. The Chairman of the Narcotic Addict Evaluation~~  
2 ~~Authority shall have the authority of a head of a department set~~  
3 ~~forth in subdivision (c) of Section 11181 of the Government~~  
4 ~~Code to issue subpoenas as provided in Article 2 (commencing~~  
5 ~~with Section 11180) of Chapter 2 of Division 3 of Title 2 of the~~  
6 ~~Government Code. The authority shall adopt regulations on the~~  
7 ~~policies and guidelines for the issuance of regulations.~~

8     SEC. 91. Section 3158 of the Welfare and Institutions Code is  
9 amended to read:

10     3158. Notwithstanding Section 11425.10 of the Government  
11 Code, Chapter 4.5 (commencing with Section 11400) of Part 1 of  
12 Division 3 of Title 2 of the Government Code does not apply to a  
13 release hearing or other adjudication concerning rights of a  
14 person committed to the custody of the ~~Director of Corrections~~  
15 ~~conducted by the Narcotic Addiction Evaluation Authority~~  
16 *secretary by the board.*

17     SEC. 92. Section 3300 of the Welfare and Institutions Code is  
18 amended to read:

19     3300. There is hereby established an institution and branches,  
20 under the jurisdiction of the Department of Corrections *and*  
21 *Rehabilitation*, to be known as the California Rehabilitation  
22 Center. Branches may be established in existing institutions of  
23 ~~the Department of Corrections or of the Department of the Youth~~  
24 ~~Authority~~ *Department of Corrections and Rehabilitation,*  
25 *Division of Adult Operations*, in halfway houses as described in  
26 Section 3153, in such other facilities as may be made available  
27 on the grounds of other state institutions, and in city and county  
28 correctional facilities where treatment facilities are available.  
29 Branches shall not be established on the grounds of such other  
30 institutions in any manner which will result in the placement of  
31 patients of such institutions into inferior facilities. Branches  
32 placed in a facility of the State Department of Mental Health  
33 shall have prior approval of the Director of Mental Health, and  
34 branches placed in a facility of the State Department of  
35 Developmental Services shall have the prior approval of the  
36 Director of Developmental Services. ~~The branches in the~~  
37 ~~Department of the Youth Authority shall be established on order~~  
38 ~~of the Secretary of the Youth and Adult Correctional Agency and~~  
39 ~~shall be subject to the administrative direction of the Director of~~  
40 ~~the Youth Authority~~ *Commencing July 1, 2005, the branches in*

1 *the Department of Corrections and Rehabilitation, Division of*  
2 *Youth Operations shall be established by order of the secretary,*  
3 *and shall be subject to his or her administrative direction.*  
4 Branches placed in city or county facilities shall have prior  
5 approval of the legislative body of the city or county.

6 Persons confined pursuant to this section in branches  
7 established in city and county correctional facilities shall be  
8 housed separately from the prisoners therein, and shall be entitled  
9 to receive treatment substantially equal to that which would be  
10 afforded ~~such~~ those persons if confined in the main institution of  
11 the California Rehabilitation Center.

12 SEC. 93. Section 3309 of the Welfare and Institutions Code is  
13 amended to read:

14 3309. ~~The Director of Corrections~~ *Commencing July 1, 2005,*  
15 *the Secretary of the Department of Corrections and*  
16 *Rehabilitation* shall make rules and regulations for the  
17 government of the community correctional centers in the  
18 management of their affairs.

19 SEC. 94. This measure shall be operative as of July 1, 2005.

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GOVERNOR'S REORGANIZATION  
PLAN NO. 2 of 2005

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GOVERNOR'S REORGANIZATION  
PLAN NO. 2 OF 2005

Received by Assembly May 9, 2005; received by Senate May 9, 2005.

Takes effect on July 9, 2005; by operation of Government Code Section 12080.5.



May 9, 2005

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**STATUTORY PROVISIONS**

An act to amend Sections 12804, 13975, 14931, 14931.1, 15252, 15275, 15277, and 19857 of, to add Chapter 5.5 (commencing with Section 11531) to Part 1 of Division 3 of Title 2 of, to repeal Sections 15276 and 15279 of, and to repeal Article 2 (commencing with Section 11792) and Article 3 (commencing with Section 11796) of Chapter 7.5 of Division 3 of Title 2 of, the Government Code, relating to technology, and making an appropriation therefor.

LEGISLATIVE COUNSEL’S DIGEST

Governor’s Reorganization Plan No.2 of 2005

Technology reorganization: Department of Technology Services.

Existing law generally sets forth the requirements for the acquisition of information technology goods and services by the state, and for the operation of various information technology services by state agencies.

Existing law establishes the California Health and Human Services Agency Data Center in the California Health Services Agency and the Stephen P. Teale Data Center in the Business, Transportation and Housing Agency for the purpose of providing electronic data processing services to state agencies and for allocating moneys to projects that demonstrate or develop advanced information technologies as solutions to information processing problems.

The California Health and Human Services Agency Data Center Revolving Fund and the Stephen P. Teale Data Center Revolving Fund are established in the State Treasury and continuously appropriated for the payment of expenses incurred by the data centers. Under existing law, these funds cease to exist if the data centers are consolidated with other state information technology centers, and any remaining moneys in the funds are required to be distributed according to specified provisions of law.

Existing law also authorizes the Department of General Services to acquire, install, equip, maintain, and operate new or existing communications systems and facilities.

This reorganization plan would create the Department of Technology Services in state government, under the Director of Technology Services, within the State and Consumer Services Agency. The plan would create the Technology Services Board, with a specified membership, within the department.

The reorganization plan would authorize the department to acquire, install, equip, maintain, and operate new or existing business telecommunications systems and services and require it to coordinate all matters affecting statewide business telecommunications policy and planning. The reorganization plan would limit the authority of the Department of General Services to acquire, install, equip, maintain, and operate communications systems and facilities to public safety agencies.

The reorganization plan would also consolidate and transfer the functions of the Stephen P. Teale Data Center, the California Health and Human Services Agency Data Center, and the Telecommunications Division of the Department of General Services to the department. The Director would be required to administer the department pursuant to a written plan of operations developed with the advice of the Board. The reorganization plan would create the Department of Technology Services Revolving Fund within the State Treasury, which would be continuously appropriated and available for encumbrance without regard to fiscal years.

- 1 SECTION 1. Chapter 5.5 (commencing with Section 11531)
- 2 is added to Part 1 of Division 3 of Title 2 of the Government
- 3 Code, to read:



CHAPTER 5.5. TECHNOLOGY

Article 1. General Provisions and Definitions

11531. This chapter shall be known and may be cited as the Technology Act of 2005.

11532. For purposes of this chapter, the following terms shall have the following meanings, unless the context requires otherwise:

(a) “Board member” means a member of the Technology Services Board.

(b) “Department” means the Department of Technology Services established by this chapter.

(c) “Board” means the Technology Services Board created pursuant to Section 11535.

(d) “Director” means the Director of Technology Services.

(e) “Technology” includes, but is not limited to, all electronic technology systems and services, automated information handling, system design and analysis, conversion of data, computer programming, information storage and retrieval, and business telecommunications systems and services.

(f) “Business telecommunications systems and services” includes, but is not limited to, wireless or wired systems for transport of voice, video, and data communications, network systems, requisite facilities, equipment, system controls, simulation, electronic commerce, and all related interactions between people and machines. Public safety communications are excluded from this definition.

(g) “Public agencies” include, but are not limited to, all state and local governmental agencies in the state, including cities, counties, other political subdivisions of the state, state departments, agencies, boards, and commissions, and departments, agencies, boards, and commissions of other states and federal agencies.

Article 2. Department of Technology Services

11534. (a) There is in state government, in the State and Consumer Services Agency, the Department of Technology Services.

1 (b) The purpose of this article is to establish a general purpose  
2 technology services provider to serve the common technology  
3 needs of executive branch entities with accountability to  
4 customers for providing secure services that are responsive to  
5 client needs at a cost representing best value to the state.

6 (c) The purpose of this chapter is to improve and coordinate  
7 the use of technology and to coordinate and cooperate with all  
8 public agencies in the state in order to eliminate duplications and  
9 to bring about economies that could not otherwise be obtained.

10 11535. (a) There is, in the department, the Technology  
11 Services Board.

12 (b) The board shall consist of 13 members, as follows:

13 (1) The Governor’s designee, who shall serve as the chair of  
14 the board.

15 (2) The Director of Finance, who shall serve as vice chair of  
16 the board.

17 (3) The Controller.

18 (4) The Secretaries of the Department of Food and  
19 Agriculture, the Business, Transportation and Housing Agency,  
20 the California Environmental Protection Agency, the California  
21 Health and Human Services Agency, the Labor and Workforce  
22 Development Agency, the Resources Agency, the State and  
23 Consumer Services Agency, the Department of Veterans Affairs,  
24 and the Youth and Adult Correctional Agency.

25 (5) The Director of the Office of Emergency Services.

26 11536. The board shall meet not less than once each quarter.  
27 A quorum shall consist of seven members of the board. All  
28 decisions of the board shall be made by a majority vote of a  
29 quorum of the board.

30 11537. (a) The board shall engage an independent firm of  
31 certified public accountants to conduct an annual financial audit  
32 of all accounts and transactions of the department. The audit shall  
33 be conducted in accordance with Generally Accepted  
34 Government Auditing Standards. The audited financial  
35 statements shall be presented to the board, the Governor, and the  
36 Legislature not more than 120 days after the close of the fiscal  
37 year.

38 (b) The board may arrange for other audits as are necessary or  
39 prudent to ensure proper oversight and management of the  
40 department.

1 11538. The director shall be appointed by, and serve at the  
2 pleasure of, the Governor, subject to Senate confirmation. The  
3 director shall act as executive officer of the board.

4 11539. The director shall be responsible for managing the  
5 affairs of the department and shall perform all duties, exercise all  
6 powers and jurisdiction, and assume and discharge all  
7 responsibilities necessary to carry out the purposes of this  
8 chapter. The director shall employ professional, clerical,  
9 technical, and administrative personnel as necessary to carry out  
10 this chapter.

11 11540. (a) The director shall administer the department  
12 pursuant to a written plan of operations developed with advice  
13 from the board. The plan of operations shall establish in detail  
14 the policies, procedures, and organization of the department,  
15 including, but not limited to, financial and administrative  
16 operations, performance measurements, methods of collection,  
17 procedures consistent with constitutional, statutory, and common  
18 law requirements for dispute resolution, and procedures by which  
19 the department enters into all agreements and contracts,  
20 including, but not limited to, purchases, sales, leases, licenses,  
21 memorandums of understanding, and interagency agreements.  
22 The plan shall be limited to procedures and processes necessary  
23 to accomplish and carry out the consolidation and transfer  
24 prescribed in Section 11542 and the ongoing operation of that  
25 consolidated system.

26 (b) The director shall propose for board consideration and  
27 approval an annual budget for departmental operations. As part  
28 of the annual budget development, the department shall  
29 determine the impact of any rebates, abatements, or rate  
30 reductions resulting from excess reserve funds. At least 60 days  
31 before submitting the proposed budget to the board, the director  
32 shall submit the proposed budget to the Department of Finance.  
33 Submittal of the budget to the Department of Finance shall be in  
34 a format and timeframe determined by the Department of  
35 Finance. The Department of Finance shall prepare a report to the  
36 board evaluating the reasonableness of the proposed budget and  
37 any significant impact the department's budget is likely to have  
38 upon the budgets of other departments.

39 (c) The director shall propose for board consideration rates for  
40 department services based on a formal rate methodology

1 approved by the board. At least 60 days before submitting  
2 proposed rates to the board, the director shall submit the  
3 proposed rates to the Department of Finance. Submittal of the  
4 rates to the Department of Finance shall be in a format and  
5 timeframe determined by the Department of Finance. The  
6 Department of Finance shall prepare a report to the board  
7 evaluating the reasonableness of the proposed rates and any  
8 significant impact the department's rates are likely to have upon  
9 the budgets of other departments.

10 11541. (a) The department may acquire, install, equip,  
11 maintain, and operate new or existing business  
12 telecommunications systems and services. To accomplish that  
13 purpose, it may enter into contracts, obtain licenses, acquire  
14 property, install necessary equipment and facilities, and do other  
15 acts that will provide adequate and efficient business  
16 telecommunications systems and services. Any system  
17 established shall be made available to all public agencies in the  
18 state on terms that may be agreed upon by the agency and the  
19 department.

20 (b) With respect to business telecommunications systems and  
21 services, the department may do all of the following:

22 (1) Provide representation of public agencies before the  
23 Federal Communications Commission in matters affecting the  
24 state and other public agencies regarding business  
25 telecommunications systems and services issues.

26 (2) Provide, upon request, advice to public agencies  
27 concerning existing or proposed business telecommunications  
28 systems and services between any and all public agencies.

29 (3) Recommend to public agencies rules, regulations,  
30 procedures, and methods of operation that it deems necessary to  
31 effectuate the most efficient and economical use of business  
32 telecommunications systems and services within the state.

33 (4) Carry out the policies of this chapter.

34 (c) The department has responsibilities with respect to  
35 business telecommunications systems, services, policy, and  
36 planning, which include, but are not limited to, all of the  
37 following:

38 (1) Assessing the overall long-range business  
39 telecommunications needs and requirements of the state  
40 considering both routine and emergency operations for business

1 telecommunications systems and services, performance, cost,  
2 state-of-the-art technology, multiuser availability, security,  
3 reliability, and other factors deemed to be important to state  
4 needs and requirements.

5 (2) Developing strategic and tactical policies and plans for  
6 business telecommunications with consideration for the systems  
7 and requirements of public agencies.

8 (3) Recommending industry standards, service level  
9 agreements, and solutions regarding business  
10 telecommunications systems and services to assure multiuser  
11 availability and compatibility.

12 (4) Providing advice and assistance in the selection of business  
13 telecommunications equipment to ensure all of the following:

14 (A) Ensuring that the business telecommunications needs of  
15 state agencies are met.

16 (B) Ensuring that procurement is compatible throughout state  
17 agencies and is consistent with the state's strategic and tactical  
18 plans for telecommunications.

19 (C) Ensuring that procurement is designed to leverage the  
20 buying power of the state and encourage economies of scale.

21 (5) Providing management oversight of statewide business  
22 telecommunications systems and services developments.

23 (6) Providing for coordination of, and comment on, plans and  
24 policies and operational requirements from departments that  
25 utilize business telecommunications systems and services as  
26 determined by the department.

27 (7) Monitoring and participating, on behalf of the state, in the  
28 proceedings of federal and state regulatory agencies and in  
29 congressional and state legislative deliberations which have an  
30 impact on state governmental business telecommunications  
31 activities.

32 (d) The department shall develop and describe statewide  
33 policy on the use of business telecommunications systems and  
34 services by state agencies. In the development of that policy, the  
35 department shall assure that access to state business information  
36 and services is improved, and that the policy is cost-effective for  
37 the state and its residents. The department shall develop  
38 guidelines that do all of the following:

- 1 (1) Describe what types of state business information and  
2 services may be accessed using business telecommunications  
3 systems and services.
- 4 (2) Characterize the conditions under which a state agency  
5 may utilize business telecommunications systems and services.
- 6 (3) Characterize the conditions under which a state agency  
7 may charge for information and services.
- 8 (4) Specify pricing policies.
- 9 (5) Provide other guidance as may be appropriate at the  
10 discretion of the department.
- 11 11542. (a) The Stephen P. Teale Data Center and the  
12 California Health and Human Services Agency Data Center are  
13 consolidated within, and their functions are transferred to, the  
14 department.
- 15 (b) The business telecommunications systems and services  
16 functions of the Telecommunications Division of the Department  
17 of General Services are transferred to the department.
- 18 (c) Except as expressly provided otherwise in this chapter, the  
19 department is the successor to, and is vested with, all of the  
20 duties, powers, purposes, responsibilities, and jurisdiction of the  
21 Stephen P. Teale Data Center, the California Health and Human  
22 Services Agency Data Center, and the business  
23 telecommunications systems and services functions of the  
24 Telecommunications Division of the Department of General  
25 Services. Any reference in statutes, regulations, or contracts to  
26 those entities with respect to the transferred functions shall be  
27 construed to refer to the Department of Technology Services  
28 unless the context clearly requires otherwise.
- 29 (d) No contract, lease, license, or any other agreement to  
30 which the Stephen P. Teale Data Center, the California Health  
31 and Human Services Agency Data Center, or the  
32 Telecommunications Division of the Department of General  
33 Services, with respect to the business telecommunications  
34 systems and services functions, is a party, shall be void or  
35 voidable by reason of this chapter, but shall continue in full force  
36 and effect, with the department assuming all of the rights,  
37 obligations, and duties of the Stephen P. Teale Data Center, the  
38 California Health and Human Services Agency Data Center, or  
39 the Telecommunications Division of the Department of General  
40 Services, respectively.

1 (e) Notwithstanding subdivision (e) of Section 11793 and  
2 subdivision (e) of Section 11797, on and after the effective date  
3 of this chapter, the balance of any funds available for expenditure  
4 by the Stephen P. Teale Data Center, the California Health and  
5 Human Services Agency Data Center, and the  
6 Telecommunications Division of the Department of General  
7 Services, with respect to business telecommunications systems  
8 and services functions in carrying out any functions transferred to  
9 the department by this chapter, shall be transferred to the  
10 Department of Technology Services Revolving Fund created by  
11 Section 11544, and shall be made available for the support and  
12 maintenance of the department.

13 (f) All references in statutes, regulations, or contracts to the  
14 former Stephen P. Teale Data Center Fund or the California  
15 Health and Human Services Data Center Revolving Fund shall be  
16 construed to refer to the Department of Technology Services  
17 Revolving Fund unless the context clearly requires otherwise.

18 (g) All books, documents, records, and property of the Stephen  
19 P. Teale Data Center, the California Health and Human Services  
20 Agency Data Center, excluding the Systems Integration Division,  
21 and the Telecommunications Division of the Department of  
22 General Services, with respect to business telecommunications  
23 systems and services functions, shall be transferred to the  
24 department.

25 (h) (1) All officers and employees of the former Stephen P.  
26 Teale Data Center, the California Health and Human Services  
27 Agency Data Center, and the Telecommunications Division of  
28 the Department of General Services, with respect to business  
29 telecommunications systems and services functions, are  
30 transferred to the department.

31 (2) The status, position, and rights of any officer or employee  
32 of the Stephen P. Teale Data Center, the California Health and  
33 Human Services Agency Data Center, and the  
34 Telecommunications Division of the Department of General  
35 Services, with respect to business telecommunications systems  
36 and services functions, shall not be affected by the transfer and  
37 consolidation of their functions to the department.

38 11543. (a) The director shall confer as frequently as  
39 necessary or desirable, but not less than once every quarter, with  
40 the board, on the operation and administration of the department.

1 The director shall make available for inspection by the board or  
 2 any board member, upon request, all books, records, files, and  
 3 other information and documents of the department and  
 4 recommend any matters as he or she deems necessary and  
 5 advisable to improve the operation and administration of the  
 6 department.

7 (b) The director shall make and keep books and records to  
 8 permit preparation of financial statements in conformity with  
 9 generally accepted accounting principles and any state policy  
 10 requirements.

11

12 Article 3. Department of Technology Services Revolving  
 13 Fund

14

15 11544. (a) The Department of Technology Services  
 16 Revolving Fund, hereafter known as the fund, is hereby created  
 17 within the State Treasury. Notwithstanding Section 13340, the  
 18 fund is continuously appropriated and available for encumbrance  
 19 without regard to fiscal years for the purposes of this chapter.  
 20 The fund shall be administered by the director, pursuant to the  
 21 department’s plan of operations, to receive all revenues from the  
 22 sale of technology or technology services provided for in this  
 23 chapter and all other moneys properly credited to the board and  
 24 department from any other source, to pay all costs arising from  
 25 this chapter, including, but not limited to, operating and other  
 26 expenses of the board and department and costs associated with  
 27 approved information technology projects, and to establish  
 28 reserves. At the discretion of the director, segregated, dedicated  
 29 accounts within the fund may be established.

30 (b) The fund shall consist of all of the following:

31 (1) Moneys appropriated and made available by the  
 32 Legislature for the purpose of this chapter.

33 (2) Any other moneys that may be made available to the  
 34 department for the purpose of this chapter from any other source,  
 35 including the return from investments of moneys by the  
 36 Treasurer.

37 (c) The department may collect payments from public  
 38 agencies for providing services to those agencies that the  
 39 agencies have contracted with the department to provide. The  
 40 department may require monthly payments by client agencies for



1 the services the agencies have contracted the department to  
2 provide. Pursuant to Section 11255, the Controller shall transfer  
3 any amounts so authorized by the department, consistent with the  
4 annual budget of each department, to the fund. The department  
5 shall notify each affected state agency upon requesting the  
6 Controller to make the transfer.

7 (d) If the balance remaining in the fund at the end of any fiscal  
8 year exceeds 25 percent of the department's current fiscal year  
9 budget, the excess amount shall be used to reduce the billing  
10 rates for services rendered during the following fiscal year.

11 SEC. 2. Article 2 (commencing with Section 11792) of  
12 Chapter 7.5 of Division 3 of Title 2 of the Government Code is  
13 repealed.

14 SEC. 3. Article 3 (commencing with Section 11796) of  
15 Chapter 7.5 of Division 3 of Title 2 of the Government Code is  
16 repealed.

17 SEC. 4. Section 12804 of the Government Code is amended  
18 to read:

19 12804. The Agriculture and Services Agency is hereby  
20 renamed the State and Consumer Services Agency.

21 The State and Consumer Services Agency consists of the  
22 following: the Department of General Services; *the Department*  
23 *of Technology Services*; the Department of Consumer Affairs;  
24 the Franchise Tax Board; the Public Employees' Retirement  
25 System; the State Teachers' Retirement System; the Department  
26 of Fair Employment and Housing; the Fair Employment and  
27 Housing Commission; the California Science Center; the  
28 California Victim Compensation and Government Claims Board;  
29 the California African-American Museum; and the State Building  
30 and Standards Commission.

31 SEC. 5. Section 13975 of the Government Code is amended  
32 to read:

33 13975. The Business and Transportation Agency in state  
34 government is hereby renamed the Business, Transportation and  
35 Housing Agency. The agency consists of the Department of  
36 Alcoholic Beverage Control, the Department of the California  
37 Highway Patrol, the Department of Corporations, the Department  
38 of Housing and Community Development, the Department of  
39 Motor Vehicles, the Department of Real Estate, the Department  
40 of Transportation, the Department of Financial Institutions, the

1 Department of Managed Health Care, ~~the Stephen P. Teale~~  
2 ~~Consolidated Data Center~~; and the California Housing Finance  
3 Agency is also located within the Business, Transportation and  
4 Housing Agency, as specified in Division 31 (commencing with  
5 Section 50000) of the Health and Safety Code.

6 SEC. 6. Section 14931 of the Government Code is amended  
7 to read:

8 14931. The department may acquire, install, equip, maintain,  
9 and operate new or existing *public safety* communications  
10 systems and facilities *for public safety agencies*. To accomplish  
11 that purpose, it may, in the name of the state, enter into contracts,  
12 obtain licenses, acquire property, install necessary equipment and  
13 facilities, and do ~~such~~ other acts ~~as that~~ will provide adequate  
14 and efficient *public safety* communications systems. Any system  
15 established shall be available to all public agencies in the state on  
16 ~~such~~ terms ~~as that~~ may be agreed upon by the agency and the  
17 department.

18 SEC. 7. Section 14931.1 of the Government Code is amended  
19 to read:

20 14931.1. The department shall acquire, install, equip,  
21 maintain, and operate all new or replacement ~~microwave~~ *public*  
22 *safety* communications systems operated by the state, excepting  
23 microwave equipment used exclusively for traffic signal and  
24 signing control, traffic metering, and roadway surveillance  
25 systems. To accomplish that purpose, it may, in the name of the  
26 state, enter into contracts, obtain licenses, acquire property,  
27 install necessary equipment and facilities, and do ~~such~~ other acts  
28 ~~as that~~ will provide adequate and efficient microwave  
29 communications systems. Any system established shall be  
30 available to all public agencies in the state on ~~such~~ terms ~~as that~~  
31 may be agreed upon by the public agency and the department.

32 SEC. 8. Section 15252 of the Government Code is amended  
33 to read:

34 15252. The purpose of this part is to improve and coordinate  
35 the use of *public safety* radio and other *public safety*  
36 communications facilities owned and operated by the state, and  
37 to coordinate and cooperate with cities, counties, and other  
38 political subdivisions thereof, in order to eliminate duplications  
39 and interferences, to bring about economies ~~which that~~ could not  
40 otherwise be obtained.

1 SEC. 9. Section 15275 of the Government Code is amended  
2 to read:

3 15275. The Department of General Services may *do all of the*  
4 *following*:

5 (a) Provide adequate representation of local and state  
6 governmental bodies and agencies before the Federal  
7 Communications Commission in matters affecting the state and  
8 its cities, counties, and other public agencies *regarding public*  
9 *safety communications issues*.

10 (b) Provide, upon request, adequate advice to state and local  
11 agencies in the state concerning existing or proposed *public*  
12 *safety* communications facilities between any and all of the  
13 following: cities, counties, other political subdivisions of the  
14 state, state departments, agencies, boards, and commissions, and  
15 departments, agencies, boards, and commissions of other states  
16 and federal agencies.

17 (c) Recommend to the appropriate state and local agencies  
18 ~~such~~ rules, regulations, procedures, and methods of operation ~~as~~  
19 *that* it deems necessary to effectuate the most efficient and  
20 economical use of publicly owned and operated *public safety*  
21 communications facilities within this state.

22 (d) Provide, upon request, information and data concerning the  
23 *public safety* communications facilities which are owned and  
24 operated by public agencies in connection with official business  
25 of public safety services.

26 (e) Carry out the policy of this part.

27 SEC. 10. Section 15276 of the Government Code is repealed.

28 ~~15276. (a) The department shall coordinate experimental~~  
29 ~~studies on the use of telecommunications and information~~  
30 ~~systems for telecommuting and teleworking.~~

31 ~~(b) The department, in conducting these studies shall consider,~~  
32 ~~among other issues, all of the following issues of concern:~~

33 ~~(1) The impact of telecommuting and teleworking on the~~  
34 ~~effective delivery of existing state services.~~

35 ~~(2) New state services which telecommuting and teleworking~~  
36 ~~may make possible.~~

37 ~~(3) The consequences of telecommuting and teleworking for~~  
38 ~~managers and employees of state agencies, including the quality~~  
39 ~~of worklife within state agencies.~~

1     ~~(4) The opportunities created by telecommuting and~~  
2     ~~teleworking for the employment of, and the enhancement of~~  
3     ~~working life for, persons with disabilities.~~

4     ~~(5) The enhancements to telecommunications and information~~  
5     ~~systems now or soon to be available which may facilitate the~~  
6     ~~conduct of telecommuting and teleworking.~~

7     SEC. 11. Section 15277 of the Government Code is amended  
8     to read:

9     15277. There is hereby established within the department a  
10    Division of Telecommunications. The division shall include a  
11    policy and planning unit whose duties shall include, but not be  
12    limited to, all of the following:

13    (a) Assessing the overall long-range ~~telecommunications~~  
14    *public safety communications* needs and requirements of the state  
15    considering ~~both routine and~~ emergency operations,  
16    performance, cost, state-of-the-art technology, multiuser  
17    availability, security, reliability, and ~~such~~ other factors deemed to  
18    be important to state needs and requirements.

19    (b) Developing strategic and tactical policies and plans for  
20    ~~telecommunications~~ *public safety communications* with  
21    consideration for the systems and requirements of *the state and*  
22    ~~all public agencies in the state, counties, and other local~~  
23    ~~jurisdictions;~~—and preparing an annual strategic  
24    ~~telecommunications~~ *communications* plan ~~which that~~ includes  
25    the feasibility of interfaces with federal and other state  
26    telecommunications networks and services.

27    (c) Recommending industry standards for ~~telecommunications~~  
28    *public safety communications* systems to assure multiuser  
29    availability and compatibility.

30    (d) Providing advice and assistance in the selection of  
31    ~~telecommunications~~ *communications* equipment to ensure that  
32    the ~~telecommunications~~ *public safety communications* needs of  
33    state agencies are met and that procurements are compatible  
34    throughout state agencies and are consistent with the state's  
35    strategic and tactical plans for ~~telecommunications~~ *public safety*  
36    *communications*.

37    (e) Providing management oversight of statewide  
38    ~~telecommunications~~ *public safety communications* systems  
39    developments.

1 (f) Providing for coordination of, and comment on, plans ~~and~~,  
2 policies, and operational requirements from departments ~~which~~  
3 ~~that utilize telecommunications~~ *public safety communications* in  
4 support of their principal function, such as the Office of  
5 Emergency Services, National Guard, health and safety agencies,  
6 and others with primary ~~telecommunications~~ *public safety*  
7 *communications* programs.

8 (g) Monitoring and participating on behalf of the state in the  
9 proceedings of federal and state regulatory agencies and in  
10 congressional and state legislative deliberations ~~which that~~ have  
11 an impact on state government ~~telecommunications~~ *public safety*  
12 *communications* activities.

13 (h) Developing plans ~~and policy~~ regarding teleconferencing as  
14 an alternative to state travel ~~and regarding~~ *during* emergency  
15 ~~communications~~ *situations*.

16 SEC. 12. Section 15279 of the Government Code is repealed.  
17 ~~15279. The Division of Telecommunications shall, in its next~~  
18 ~~annual report to the Legislature, develop and describe state~~  
19 ~~policy on the use of voice telecommunications services for the~~  
20 ~~delivery of information and services by state agencies:~~

21 ~~That policy shall develop guidelines that:~~

22 ~~(a) Describe what types of state information and services may~~  
23 ~~be accessed using voice telecommunications services.~~

24 ~~(b) Characterize the conditions under which a state agency~~  
25 ~~may utilize voice telecommunications services to deliver state~~  
26 ~~information and services:~~

27 ~~(c) Characterize the conditions under which a state agency~~  
28 ~~may charge for that information and services:~~

29 ~~(d) Specify pricing policies:~~

30 ~~(e) Provide other guidance as appropriate.~~

31 ~~In the development of the state policy, the department shall~~  
32 ~~assure that access to state information and services is improved,~~  
33 ~~and that the policy is cost-effective for the state and its citizens:~~

34 SEC. 13. Section 19857 of the Government Code is amended  
35 to read:

36 19857. (a) The appointing power of any officer or employee  
37 not a member of the civil service may promulgate regulations  
38 governing vacations for these officers or employees. In the  
39 absence of these regulations, the rules of the department relating

1 to the regulation and methods of accumulation of vacation for  
2 civil service employees shall govern.

3 (b) Notwithstanding subdivision (a), no paid leave including,  
4 but not limited to, vacation, annual leave, and sick leave shall be  
5 accrued by state officers in the following positions:

6 (1) Executive Director of the California Housing Finance  
7 Agency.

8 (2) Director of the Office of Administrative Law.

9 (3) Director of Emergency Medical Services Authority.

10 ~~(4) Director of the Stephen P. Teale Data Center.~~

11 ~~(5)~~

12 (4) Executive Director of the Office of Criminal Justice  
13 Planning.

14 ~~(6)~~

15 (5) Director of the California Conservation Corps.

16 ~~(7)~~

17 (6) Director of the Arts Council.

18 The department may adopt regulations for the application of  
19 this provision to similar positions established in the future.