

SUMMARY ANALYSIS OF AMENDED BILL

Author: Berg, et al Analyst: Deborah Barrett Bill Number: AB 2487
 Related Bills: See Prior Analysis Telephone: 845-4301 Amended Date: April 23, 2008
 Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Courts Refer Domestic Violence Orders to FTB for Collection

- DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.
- AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- AMENDMENTS DID NOT RESOLVE THE DEPARTMENTS CONCERNS stated in the previous analysis of bill as introduced/amended _____.
- FURTHER AMENDMENTS NECESSARY.
- DEPARTMENT POSITION CHANGED TO _____.
- REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED March 10, 2008, STILL APPLIES.
- OTHER – See comments below.

SUMMARY

This bill would temporarily authorize courts to refer civil judgments awarded to victims of domestic violence to Franchise Tax Board (FTB) for collection.

SUMMARY OF AMENDMENTS

The April 23, 2008, amendments would do the following:

- Add co-authors,
- Add repeal dates to the Civil Code and Revenue and Taxation Code (R&TC) provisions that would allow a court to refer domestic violence orders to FTB, and
- Restore existing Civil Code and R&TC provisions operative after the repeal date of the provisions amended by this bill.

The “Effective/Operative Date” and “This Bill” discussion have been revised. The remainder of the department’s analysis of the bill as amended March 10, 2008, still applies.

Board Position:	Legislative Director	Date
<input type="checkbox"/> S	Brian Putler	5/2/08
<input type="checkbox"/> SA		
<input type="checkbox"/> N		
<input type="checkbox"/> NA		
<input type="checkbox"/> O		
<input type="checkbox"/> OUA		
<input type="checkbox"/> NP		
<input type="checkbox"/> NAR		
<input checked="" type="checkbox"/> PENDING		

EFFECTIVE/OPERATIVE DATE

This bill would be effective on January 1, 2009, and would be operative for civil judgments referred to FTB on or after that date. The provisions added by this bill would be repealed by its own terms on January 1, 2016, and current law would be stored as of that date.

POSITION

Pending.

THIS BILL

This bill would allow a court to refer civil judgments awarded to victims of domestic violence to the FTB for collection under existing court ordered debt collection statutes. The court may refer the civil judgments at the time awarded or upon petition by the victim at a later date.

The provisions added by this bill would be repealed by its own terms on January 1, 2016, and current law would be restored as of that date.

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