

BILL ANALYSIS

Analyst: William Koch
Work Phone: 845-4372

Department, Board, Or Commission Franchise Tax Board	Author Committee On Accountability & Administrative Review	Bill Number AB 1585
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SUBJECT

State Agencies Submit Required Reports As Printed Copies To Legislative Counsel And Secretary Of Senate, And As Electronic Copies To Chief Clerk Of Assembly And Members Of Legislature

SUMMARY

This analysis does not address provisions of the bill that impact the Legislative Counsel.

This bill would require state agencies to submit required reports as printed copies to the Legislative Counsel and the Secretary of the Senate, and as electronic copies to the Legislature, as specified.

PURPOSE OF BILL

According to the author's office, the purpose of this bill is to create efficiencies relating to required reports due to the Legislature from state and local agencies.

EFFECTIVE/OPERATIVE DATE

As an urgency statute, this bill would be effective and operative immediately upon enactment.

ANALYSIS

STATE LAW

Current state law provides that any report required or requested by law to be submitted by a state or local agency to the members of either house of the Legislature generally shall instead be submitted to the Legislative Counsel, the Secretary of the Senate, and the Chief Clerk of the Assembly, unless the report is required or requested by law to be directed to a committee or other specified entity within the Legislature. Each report must include a summary of its contents, not to exceed one page. The Legislative Counsel is required to provide a copy of the summary to each member of the appropriate house or houses of the Legislature within two working days of receipt of the summary.

Brian Putler, FTB Contact Person (916) 845-6333 (Office)	Executive Officer Geoff Way For Selvi Stanislaus	Date 02/18/10
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Under current state law, the Franchise Tax Board (FTB) is required to make available or submit to the Legislature the following reports:

- Annual Taxpayers' Bill of Rights
- Assignment of California Tax Law Credits
- Employers Child Care Assistance Credits
- Enterprise Zones
- Qualified Dependent Care Credit Plan
- Ready Return
- Status of Liquidated and Delinquent Accounts
- Summary of Federal Income Tax Changes

THIS BILL

This bill would require all state and local agencies, including the Franchise Tax Board (FTB), to provide a printed copy of any required report to both the Legislative Counsel and the Secretary of the Senate, and an electronic copy of any required report to the Chief Clerk of the Assembly. In addition, this bill would require all state agencies to submit an electronic copy of the summary of any required report to each member of the house or houses of the Legislature, as appropriate. In addition to other reports, the bill would require Legislative Counsel to remove specifically identified reports from the list of reports due from the FTB that are obsolete, as defined.

LEGISLATIVE HISTORY

SB 1641 (Oropeza, 2007/2008) would have allowed FTB to send any required report to the Legislature in electronic format instead of printing and mailing paper copies of the report. This bill was vetoed by Governor Schwarzenegger.

AB 219 (Nakanishi, 2005/2006) would have established procedures for state agencies to submit mandated reports to the Legislature, the Governor, or specified committees of the Legislature. This bill failed to pass out of the Senate Committee on Appropriations by the constitutional deadline.

AB 2482 (Campbell, 2003/2004) would have required state agencies to submit reports electronically and submit printed copies of the reports upon request. This bill failed passage from the Business & Professions Committee.

AB 2198 (Liu, 2003/2004) would have established procedures for state agencies to submit mandated reports. In addition, this bill would have required state agencies to have electronic versions of reports available for download. This bill failed to pass out of the house of origin by the constitutional deadline.

OTHER STATES' INFORMATION

Florida, Illinois, Massachusetts, Michigan, Minnesota, and New York laws require most state agencies to submit reports to the Legislature. Each state has a varying degree of specificity as to topic and who the reports are distributed to within the Legislature.

FISCAL IMPACT

This bill would not significantly impact the department's costs.

ECONOMIC IMPACT

This bill would not impact state income tax revenue.

Appointments

None.

Support/Opposition

Support: Unknown

Opposition: Unknown

VOTES

Assembly Floor – Ayes: 77, Noes: 0

Senate Floor – Ayes: 35, Noes: 0

Concurrence – Ayes: 60, Noes: 0

LEGISLATIVE STAFF CONTACT

William Koch
Franchise Tax Board
(916) 845-4375
william.koch@ftb.ca.gov

Brian Putler
Franchise Tax Board
(916) 845-6333
brian.putler@ftb.ca.gov