

**SUMMARY ANALYSIS OF AMENDED BILL**

Author: Correa Analyst: Deborah Barrett Bill Number: SB 40  
 Related Bills: See Prior Analysis Telephone: 845-4301 Amended Date: March 31, 2009  
 Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Personal Information/Social Security Numbers/State Agencies Shall Not Present To County Recorder Documents Containing More Than Last 4 Digits Of A Social Security Number

\_\_\_\_ 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 INTRODUCED

March 9, 2009, STILL APPLIES.

\_\_\_\_ OTHER – See comments below.

**SUMMARY**

This bill would require that any document created on or after January 1, 2010, containing more than four digits of a social security number (SSN) is not entitled to be recorded when presented to a county recorder’s office.

**SUMMARY OF AMENDMENTS**

The March 31, 2009, amendments removed provisions that limited the collection of an SSN on a birth or death record to only the last four digits of an SSN. The “This Bill”, ”Implementation Concerns”, “Fiscal Impact”, and “Economic Impact” discussions are revised. The remainder of the department’s analysis of the bill as amended March 9, 2009, still applies.

**POSITION**

Pending.

Board Position:	Asst. Legislative Director	Date
<input type="checkbox"/> S <input type="checkbox"/> NA <input type="checkbox"/> NP <input type="checkbox"/> SA <input type="checkbox"/> O <input type="checkbox"/> NAR <input type="checkbox"/> N <input type="checkbox"/> OUA <input checked="" type="checkbox"/> PENDING	Patrice Gau-Johnson	04/30/09

### THIS BILL

This bill would prohibit, unless required by federal or state law, any person, entity, or government agency from presenting a document for recording or filing that is required by any provision of law to be open to the public if that record displays more than the last four digits of an SSN. The bill would also, unless authorized by state or federal law, provide that a document containing more than the last four digits of an SSN is not entitled for recording. A recorder is considered to be in compliance with these requirements if the recorder uses due diligence to locate the SSN in a document presented for recording or filing. The provisions of this bill do not apply to documents created prior to January 1, 2010.

This bill would make non-substantive, technical changes to provisions requiring only the last four digits of an SSN appear on judgment orders for spousal, child, or family support.

### IMPLEMENTATION CONSIDERATIONS

Implementing the provisions of this bill would not impact department programs or operations.

### **FISCAL IMPACT**

The provisions of this bill would not impact department costs.

### **ECONOMIC IMPACT**

As amended, this bill would not impact the personal income tax revenues because Franchise Tax Board's ability to collect full SSNs from birth or death records is not impaired.

### **LEGISLATIVE STAFF CONTACT**

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