

BILL ANALYSIS

Department, Board, Or Commission	Author	Bill Number
Franchise Tax Board	Perez, John A	AB1365

SUBJECT

State Agency Reports Electronic or Printed to Legislative Counsel

SUMMARY

This bill would allow state or local agencies to submit reports required or requested by law to the Legislative Counsel in either an electronic or printed format.

REASON FOR THE BILL

The reason for this bill is to create efficiencies relating to required reports due to the Legislature from state and local agencies.

EFFECTIVE/OPERATIVE DATE

This bill would become effective and operative January 1, 2014.

ANALYSIS

STATE LAW

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 as an electronic copy to 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.

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
- Fresh Fruits & Vegetables Estimated Donated Value
- Financial Integrity and State Manager's Accountability Act
- Enterprise Data to Revenue Project
- Multistate Tax Commission Formula for Uniform Apportionment of Net Income from Financial Institutions
- IT Contracts and Software License Agreements
- Enterprise Zones
- Summary of Federal Income Tax Changes

Gail Hall, FTB Contact Person (916) 845-6333 (Office)	Executive Officer Selvi Stanislaus	Date 8/19/13
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THIS BILL

This bill would allow state agencies, including the FTB, the option to submit required reports to the Legislative Counsel in an electronic or paper format, and would require the department to include a hyperlink if a report is filed electronically and is also posted to the department's Internet Web site.

LEGISLATIVE HISTORY

AB 1585 (Committee on Accountability and Administrative Review, Chapter 7, Statutes of 2010) required all state agencies, including the FTB, to provide a summary of any required report to each member of the house or houses of the Legislature, as appropriate.

SB 1641 (Oropeza, Vetoed, 2008) would have allowed the FTB to send any required report to the Legislature in electronic format instead of printing and mailing paper copies of the report.

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/OPPOSITION¹

Support: Association of California Water Agencies, East Bay Municipal Utility District

Opposition: None on file

¹ According to the Senate Floor Analysis of the bill as amended April 24, 2013.

VOTES

Assembly Floor	05/24/13	Y: 70	N: 0
Senate Floor	08/15/13	Y: 38	N: 1

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