

ANALYSIS OF ORIGINAL BILL

Franchise Tax Board

Author: Shelley Analyst: Roger Lackey Bill Number: AB 1099

Related Bills: See Legislative History Telephone: 845-3627 Introduced Date: 02-25-99

Attorney: Doug Bramhall Sponsor: _____

SUBJECT: Public Records/Computerized Data/State Agencies Provide In Any Form Used By Agency

SUMMARY

This bill would provide that before a state or local agency could purchase, lease, or create any electronic data processing system for the storage, manipulation, or retrieval of public records, it must first determine that the new system would not impair or impede the agency's ability to permit the inspection of public records.

Also, this bill would add specific requirements relating to the form in which computerized data may be provided to the public.

EFFECTIVE DATE

This bill would be effective January 1, 2000.

LEGISLATIVE HISTORY

AB 179, SB 74 (97/98), SB 143 (Stats. 1998, Ch. 620); AB 142 (95/96)

SPECIFIC FINDINGS

Under current state law, any person may obtain a copy of any identifiable public record, except records exempt from disclosure, upon payment of any fees (statutory or direct costs of duplication). If the record is stored as computer data, the agency is authorized to determine the format in which the computer data are provided to a requester.

This bill would provide that a copy of computerized data would be provided in any form requested as long as that form is among any of the forms used by that agency for the conduct of its own business or for making copies for its own use.

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Implementation Considerations

This bill would not significantly impact the department.

Board Position:

_____ S	_____ NA	_____ NP
_____ SA	_____ O	_____ NAR
_____ N	_____ OUA	_____ x PENDING

Department Director

Date

Gerald Goldberg

4/8/1999

FISCAL IMPACT

Departmental Costs

This bill would not significantly impact departmental costs.

Tax Revenue Estimate

This bill would not impact the department's collection of state tax revenue.

BOARD POSITION

Pending.