


MEMORANDUM

DATE	May 31, 2017
TO	Board of Psychology
FROM	 Jason Glasspiegel Central Services Coordinator
SUBJECT	Agenda Item #12(b)(3)(Q) – AB 492 (Grayson) Public Records: Department of Consumer Affairs: Solicitation Fees

Background:

This bill would require a business or individual soliciting a fee for providing a copy of a public record to state on the top of the document to be used for solicitation that the solicitation is not from a state or local agency; that no action is legally required by the person being solicited; the fee for, or the cost of, obtaining a copy of the record; and other specified information. The bill would authorize the Attorney General, a district attorney, or a city attorney to bring an action against a person who violates this provision and would authorize the court to order the person in violation to refund all of the moneys paid to the victim. The bill would require the court to impose a civil penalty in an amount of not more than \$100 for each unlawful solicitation document distributed, and not more than \$200 for each subsequent document distributed in violation of this provision.

Location: Senate Committee on Judiciary

Status: 5/18/2017 Referred to Committee on Judiciary.

Votes: 5/04/2017 Assembly Floor (76-0-4)
4/26/2017 Assembly Committee on Appropriations (16-0-1)
3/21/2017 Assembly Committee on Judiciary (11-0-0)

Action Requested:

No action is required at this time. Staff will continue to watch AB 492 (Grayson) due to its potential impact on the Board's Public Records Act response process.