

AMENDED IN SENATE MAY 29, 2002

AMENDED IN ASSEMBLY APRIL 8, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1889**

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**Introduced by Assembly Member Horton**

February 5, 2002

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An act to add Section 45004.1 to the Government Code, relating to civil service.

LEGISLATIVE COUNSEL'S DIGEST

AB 1889, as amended, Horton. Civil service: hearings.

Existing law authorizes the legislative body of a city to provide for the appointment of a civil service commission or personnel officer to which it may delegate powers and duties in relation to the civil service.

This bill would require that where an audio or stenographic recording is permitted of a hearing before the commission or a personnel officer, a copy of the transcript of the recording shall be provided, upon request, to the employee bringing the appeal ~~at the actual cost of duplicating subsequent copies of the transcript.~~

*The bill would also require the city or its civil service commission or officer ordering or making a transcript of the recording to notify the affected employee of the transcription and the employee's right to obtain a copy of it and to provide a copy of the transcript promptly to the employee at the employee's request.*

*The bill would authorize the city to charge fees covering direct duplication costs for these recordings or transcripts.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 45004.1 is added to the Government
- 2 Code, to read:
- 3 45004.1. (a) Where a hearing is held before a civil service
- 4 commission or personnel officer pursuant to Section 45004 and
- 5 where the commission or officer permits an audio or stenographic
- 6 recording of the hearing, a copy ~~of the transcript~~ of the recording
- 7 shall be provided, upon request, to the employee bringing the
- 8 appeal before the commission or ~~officer, at the actual cost of~~
- 9 ~~duplicating subsequent copies of the transcript.~~ *officer.*
- 10 (b) *If a city or its civil service commission or officer orders or*
- 11 *makes a transcript of the recording pursuant to subdivision (a), the*
- 12 *city shall also do both of the following:*
- 13 (1) *Notify the employee bringing the appeal of the transcription*
- 14 *and of the employee’s right to obtain a copy of the transcript. The*
- 15 *city shall notify the employee within three days of ordering or*
- 16 *making the transcript.*
- 17 (2) *Provide a copy of the transcript promptly to the employee*
- 18 *at the employee’s request.*
- 19 (c) *Notwithstanding any other provision of law, the city may*
- 20 *charge fees covering direct duplication costs for recordings or*
- 21 *transcripts provided pursuant to this section.*

