

**Introduced by Senator Denham**

February 16, 2005

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An act to add Section 23058 to the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

SB 276, as amended, Denham. Alcoholic beverages: reports: electronic filing.

The Alcoholic Beverage Control Act is administered by the Department of Alcoholic Beverage Control, which among other duties, authorizes the issuance of various alcoholic beverage licenses to qualified applicants.

This bill would require the department to establish and implement procedures to provide for the electronic transmission of forms and documents that are required to be submitted to the department by licensees and applicants for a license, *and would permit the department to impose reasonable fees on individuals who file or submit documents and forms electronically.*

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

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

1 SECTION 1. Section 23058 is added to the Business and  
2 Professions Code, to read:  
3 23058. (a) ~~The~~ *Subject to Title 2.5 (commencing with Section*  
4 *1633.1) of Part 2 of Division 3 of the Civil Code and Chapter 3.5*  
5 *(commencing with Section 6250) of Division 7 of Title 1 of the*  
6 *Government Code, the department shall provide, to the extent*

1 that is both feasible and practicable, for the electronic  
2 transmission and submission of written forms, schedules, and  
3 other documents that are required to be filed or submitted to the  
4 department by a licensee or an applicant for a license issued  
5 under this division.

6 (b) On or before July 1, 2006, the department shall designate  
7 those forms, schedules, and other documents that are appropriate  
8 for electronic transmission and filing and shall establish policies  
9 and procedures that are necessary for the implementation of this  
10 section.

11 (c) The department shall, no later than January 1, ~~2007~~ 2008,  
12 have procedures in place and equipment in operation for the  
13 acceptance of electronically filed forms, schedules, and other  
14 documents that are required to be filed or submitted by a licensee  
15 or an applicant for a license issued under this division.

16 (d) *To offset the costs incurred by the department in complying*  
17 *with the requirements of this section, the department may impose*  
18 *reasonable fees on licensees and applicants for licenses who file*  
19 *or submit forms, schedules, or other documents electronically.*  
20 *The moneys generated by the imposition of the fees shall be*  
21 *deposited in the General Fund.*