

AMENDED IN ASSEMBLY FEBRUARY 1, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 69

Introduced by Assembly Member Lieu

December 4, 2006

~~An act to add Section 823.5 to the Military and Veterans Code, relating to financial products and services. An act to amend Section 12102.1 of the Financial Code, relating to check sellers, bill payers, and proraters.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 69, as amended, Lieu. ~~Financial products and services: service members. Check sellers, bill payers, and proraters.~~

Existing law provides certain protections for members of the National Guard ordered into active state service by the Governor or active federal service by the President of the United States for emergency purposes, and for reservists called to active duty, as specified. Existing law provides protections for these persons in connection with their military service with respect to, among other things, recording fees for a power of attorney, termination of a mobile telephony services contract, military leave of absence from specified educational institutions, waiver of State Bar membership fees, and payment of arrearages under terminated motor vehicle leases.

Existing law, the Check Sellers, Bill Payers, and Proraters Law, prohibits a person from engaging in certain forms of business for compensation without a license from the Commissioner of Corporations, including selling checks, drafts, money orders, or other commercial paper serving the same purpose.

This bill would, ~~in addition, prohibit specified persons or entities from marketing financial services or products to a service member or his or her spouse in a manner suggesting a military affiliation with that service or product~~ *make nonsubstantive changes to the Check Sellers, Bill Payers, and Proraters Law.*

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 12102.1 of the Financial Code is amended
2 to read:

3 12102.1. A licensee under this division or any person engaged
4 in the same type of business as licensed under this division whether
5 said that person is licensed or not shall be deemed to be an agent
6 as defined under Sections 506 and 506a of the Penal Code and
7 subject to the penalties under said those sections.

8 SECTION 1. ~~Section 823.5 is added to the Military and~~
9 Veterans Code, to read:

10 ~~823.5. No person or entity licensed under the Financial Code~~
11 ~~shall market their financial services or products to a service~~
12 ~~member or the spouse of a service member in a manner that~~
13 ~~suggests a military affiliation with that service or product.~~