

AMENDED IN SENATE JULY 3, 2007  
AMENDED IN SENATE JUNE 13, 2007  
AMENDED IN ASSEMBLY APRIL 17, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1135**

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**Introduced by Assembly ~~Member Strickland~~ *Members Strickland  
and Spitzer***  
**(Principal coauthor: ~~Assembly Member Spitzer~~)**

February 23, 2007

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An act to add Section 7550.7 to the Government Code, relating to state reports.

LEGISLATIVE COUNSEL'S DIGEST

AB 1135, as amended, Strickland. State government: reports: declarations.

Existing law generally sets out the requirements for the submission of written reports by public agencies to the Legislature, the Governor, the Controller, and state legislative and other executive entities.

This bill would require a written report, as defined, submitted by any state agency or department to the Legislature, a Member of the Legislature, or any state legislative or executive body to include a signed statement by the head of the agency or department declaring that the factual contents of the written report are true, accurate, and complete to the best of his or her knowledge.

This bill would also make any person who declares as true any material matter pursuant to these provisions that he or she knows to be false liable for a civil penalty not to exceed \$20,000.

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 7550.7 is added to the Government Code,  
2 to read:  
3 7550.7. (a) (1) Notwithstanding any other provision of law,  
4 a written report submitted to the Legislature, a Member of the  
5 Legislature, or any state legislative or executive body by any state  
6 agency or department shall include a signed statement by the head  
7 of that agency or department declaring that the factual contents of  
8 the report are true, accurate, and complete to the best of his or her  
9 knowledge.  
10 (2) With respect to the Franchise Tax Board, the signed  
11 statement described in paragraph (1) shall be made by the executive  
12 officer of that board, and with respect to the State Board of  
13 Equalization, the statement shall be made by the executive director  
14 of that board.  
15 (b) Paragraph (1) of subdivision (a) applies to the head of every  
16 state agency or department, including, but not limited to, elected  
17 officials of state government, and any state official whose duties  
18 are prescribed by the California Constitution.  
19 (c) For purposes of this section, a “written report” is either of  
20 the following:  
21 (1) A document required by statute to be prepared and submitted  
22 to the Legislature, or any state legislative or executive body.  
23 (2) A document, summary, or statement requested by a Member  
24 of the Legislature.  
25 (d) The declaration in the signed statement as to the truth,  
26 accuracy, and completeness of the factual contents of the written  
27 report shall not apply to any ~~predictions, forecasts~~ *forecasts,*  
28 *predictions,* recommendations, or opinions contained in the written  
29 report.  
30 (e) Any person who declares as true any material matter pursuant  
31 to this section that he or she knows to be false shall be liable for  
32 a civil penalty not to exceed twenty thousand dollars (\$20,000).  
33 The civil penalties provided for in this section shall be exclusively  
34 assessed and recovered in a civil action brought in the name of the

1 people of the State of California in any court of competent  
2 jurisdiction by the Attorney General.

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