

AMENDED IN SENATE JUNE 9, 2008

AMENDED IN ASSEMBLY APRIL 10, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 1290

Introduced by Assembly Member Mendoza

February 23, 2007

~~An act to add and repeal Chapter 3.8 (commencing with Section 13829) to Title 6 of Part 4 of the Penal Code, relating to crime. An act to amend Section 17929 of the Business and Professions Code.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1290, as amended, Mendoza. ~~Community crime prevention. Fictitious business name statements.~~

Existing law requires every person who regularly transacts business in California for profit under a fictitious business name to file and maintain a current fictitious business name statement. Existing law requires a fictitious business name statement to contain specified information and to be filed with the clerk of the county in which the registrant has his or her principal place of business in this state, except as otherwise specified. Existing law authorizes a county clerk to charge specified fees for filing a fictitious business name and specifies that these fees are to cover, among other things, the cost for notifying registrants of the pending expiration of their fictitious business name statement.

The bill would specify that if that notice is returned as undeliverable, the county clerk is not required to retain the notice.

~~Existing law establishes the California Gang, Crime, and Violence Prevention Partnership Program to partner with and provide funds to~~

local agencies, as specified, that provide services and activities designed to prevent or deter at-risk youth from participating in gangs, criminal activity, or violent behavior. Existing law also establishes the Gang Violence Suppression Program to provide funding to local organizations and agencies that are primarily engaged in the suppression of gang violence.

This bill would establish a community crime prevention pilot program in each of 4 Assembly districts, as specified. As part of the program, the bill would authorize representatives from police departments, school districts, and municipal governments within each of the Assembly districts to form a joint powers agency for the purpose of sharing resources, law enforcement tools, and crime prevention strategies. The bill would require each joint powers agency to hire a coordinator and grant writer, as specified. By June 30, 2011, each joint powers agency would be required to report back to the public safety committees of the Legislature on the effectiveness of the program in reducing crime and gang activity in that Assembly district.

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 17929 of the Business and Professions
- 2 Code is amended to read:
- 3 17929. (a) The fee for filing a fictitious business name
- 4 statement is ten dollars (\$10) for the first fictitious business name
- 5 and owner and two dollars (\$2) for each additional fictitious
- 6 business name or owner filed on the same statement and doing
- 7 business at the same location. This fee covers the cost of filing
- 8 and indexing the statement (and any affidavit of publication),
- 9 furnishing one certified copy of the statement to the person filing
- 10 the statement, and the cost for notifying registrants of the pending
- 11 expiration of their fictitious business name statement.
- 12 (b) The fee for filing a statement of abandonment of use of a
- 13 fictitious business name is five dollars (\$5). This fee covers the
- 14 cost of filing and indexing the statement, any affidavit of
- 15 publication, and furnishing one certified copy of the statement to
- 16 the person filing the statement.
- 17 (c) The fee for filing a statement of withdrawal from partnership
- 18 operating under fictitious business name is five dollars (\$5). This

1 fee covers the cost of filing and indexing the statement, any
2 affidavit of publication, and furnishing one certified copy of the
3 statement to the person filing the statement.

4 (d) All of the provisions of this section are subject to Section
5 54985 of the Government Code.

6 (e) *In the event that the notice of pending expiration, as*
7 *described in subdivision (a), is returned to the county clerk by the*
8 *United States Postal Service as undeliverable, the county clerk is*
9 *not required to retain the returned notice of pending expiration.*

10 SECTION. 1. Chapter 3.8 (commencing with Section 13829)
11 is added to Title 6 of Part 4 of the Penal Code, to read:

12
13 CHAPTER 3.8. COMMUNITY CRIME PREVENTION

14
15 13829. (a) There is hereby established a community crime
16 prevention pilot program in each of four Assembly districts. The
17 four districts shall include the 56th Assembly District, and three
18 others to be selected.

19 (b) Representatives from police departments, school districts,
20 and municipal governments within each of the Assembly districts
21 may form a joint powers agency pursuant to Chapter 5
22 (commencing with Section 6500) of Division 7 of Title 1 of the
23 Government Code, for the purpose of sharing resources, law
24 enforcement tools, and crime prevention strategies. Any joint
25 powers agency so formed shall have all the powers and rights of
26 any of the parties to the agency, including the power to enter into
27 contracts for services.

28 13829.1. Each joint powers agency shall hire a coordinator and
29 grant writer.

30 (a) The duties of the coordinator shall be to seek input from the
31 joint powers agency, local business persons, and relevant
32 community-based organizations about the needs of the community,
33 and to coordinate those needs and ideas from all interested parties
34 with the available resources in the community. One aspect of that
35 duty shall be to locate, create, or enhance job training and
36 employment opportunities for at-risk youth.

37 (b) The duties of the grant writer shall be to seek funding for
38 suggested programs, including, but not limited to, gang prevention
39 and intervention programs, and job training programs. Funding
40 sources may be public, private, or nonprofit.

1 ~~13829.2.— Each joint powers agency formed pursuant to this~~
2 ~~chapter shall report to the Committee on Public Safety of each~~
3 ~~house of the Legislature by June 30, 2011, on the effectiveness of~~
4 ~~the program in reducing crime and gang activity in that Assembly~~
5 ~~district.~~

6 ~~13829.3.— This chapter shall remain in effect only until January~~
7 ~~1, 2012, and as of that date is repealed.~~

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