

AMENDED IN ASSEMBLY MARCH 25, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 2242

Introduced by Assembly Member Davis

February 18, 2010

An act to amend Section 1700.6 of the Labor Code, relating to talent agencies.

LEGISLATIVE COUNSEL'S DIGEST

AB 2242, as amended, Davis. Talent agencies: employment inquiries.

Existing law prohibits a person from operating a talent agency unless the person has obtained a license from the Labor Commissioner. Existing law requires an application for a talent agency license to contain specified information.

This bill would require that an application for a talent agency license contain a signature by the applicant attesting that he or she ~~has read and understands the contents of any fact sheet on employment inquiries published by the Department of Industrial Relations, or that he or she~~ is familiar with the legal standards governing employment inquiries. The bill would allow the ~~department~~ *Department of Industrial Relations* to make ~~such a fact sheet or similar~~ *the most current* information *regarding legally permissible inquiries by an employer, as published by the Department of Fair Employment and Housing*, available to applicants in ~~certain~~ *specified* forms.

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 1700.6 of the Labor Code is amended to
2 read:

3 1700.6. (a) A written application for a license shall be made
4 to the Labor Commissioner in the form prescribed by him or her
5 and shall state all of the following:

6 (1) The name and address of the applicant.

7 (2) The street and number of the building or place where the
8 business of the talent agency is to be conducted.

9 (3) The business or occupation engaged in by the applicant for
10 at least two years immediately preceding the date of application.

11 (4) If the applicant is other than a corporation, the names and
12 addresses of all persons, except bona fide employees on stated
13 salaries, financially interested, either as partners, associates, or
14 profit sharers, in the operation of the talent agency in question,
15 together with the amount of their respective interests.

16 (5) If the applicant is a corporation, the corporate name, the
17 names, residential addresses, and telephone numbers of all officers
18 of the corporation, the names of all persons exercising managing
19 responsibility in the applicant or licensee's office, and the names
20 and addresses of all persons having a financial interest of 10 percent
21 or more in the business and the percentage of financial interest
22 owned by those persons.

23 (b) The application shall be accompanied by two sets of
24 fingerprints of the applicant and affidavits of at least two reputable
25 residents of the city or county in which the business of the talent
26 agency is to be conducted who have known, or been associated
27 with, the applicant for two years, indicating that the applicant is a
28 person of good moral character or, in the case of a corporation,
29 has a reputation for fair dealing.

30 (c) The application shall contain a signature by the applicant
31 attesting that he or she ~~has read and understands the contents of~~
32 ~~any fact sheet published by the department regarding permissible~~
33 ~~employment inquiries, including any updates thereto, or, if the~~
34 ~~department does not publish such a fact sheet, that he or she is~~
35 ~~familiar with the legal standards governing the~~ *is familiar with the*
36 *legally permissible* inquiries that an employer may make of
37 employees and applicants for employment. The ~~department~~
38 *Department of Industrial Relations* may make ~~any fact sheet on~~

1 employment inquiries available to applicants on its Internet Web
2 site or provide ~~information regarding permissible employment~~
3 ~~inquiries~~ in any informational material published by the department
4 regarding talent agency licenses *the most current guidelines, fact*
5 *sheets, or forms published by the Department of Fair Employment*
6 *and Housing which describe the legally permissible inquiries that*
7 *an employer may make of employees or applicants for employment.*

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