

AMENDED IN ASSEMBLY APRIL 9, 2012  
AMENDED IN ASSEMBLY MARCH 13, 2012  
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1587**

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**Introduced by Assembly Member Galgiani**

February 6, 2012

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An act to add Section 103628.8 to the Health and Safety Code, and to add Section 18968.7 to the Welfare and Institutions Code, relating to vital records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1587, as amended, Galgiani. Vital records: fees: San Joaquin County.

Existing law requires the collection of fees for certified copies of fetal death or death records and marriage or birth certificates. Existing law authorizes the board of supervisors of a county that has established a county children's trust fund to increase the fee for a certified copy of a birth certificate for purposes of the fund.

Additionally, existing law authorizes certain counties, upon making certain findings and declarations, to authorize an increase in fees for marriage licenses and confidential marriage licenses and for certified copies of certain vital records, as specified. Existing law requires the revenue from these increased fees to be allocated for purposes relating to domestic violence prevention, intervention, and prosecution.

This bill would authorize the San Joaquin County Board of Supervisors, upon making findings and declarations regarding the need for governmental oversight and coordination of the multiple agencies dealing with child abuse, to authorize an increase in the fees for certified

copies of marriage certificates, birth certificates, fetal death records, and death records up to a *total maximum increase* of \$2 per record ~~and to annually adjust that amount for inflation~~. This bill would require the fees to be allocated to the Children’s Services Coordinating Commission and to Court Appointed Special Advocates (CASAs), as specified.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of San Joaquin.

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 103628.8 is added to the Health and  
2 Safety Code, to read:

3 103628.8. (a) ~~(1)~~The San Joaquin County Board of  
4 Supervisors, upon making findings and declarations for the need  
5 for governmental oversight and coordination of the multiple  
6 agencies dealing with child abuse, may authorize an increase in  
7 the fees for certified copies of marriage certificates, birth  
8 certificates, fetal death records, and death records, ~~up to a~~  
9 ~~maximum increase of~~ *provided that the total maximum increase*  
10 *does not exceed* two dollars (\$2) per record. The fees shall be  
11 allocated pursuant to Section 18968.7 of the Welfare and  
12 Institutions Code.

13 ~~(2)~~ Effective July 1 of each year, the San Joaquin County Board  
14 of Supervisors may authorize an increase in these fees by an  
15 amount equal to the increase in the Consumer Price Index for the  
16 San Francisco metropolitan area for the preceding calendar year,  
17 rounded to the nearest whole dollar. The fees shall be allocated  
18 pursuant to Section 18968.7 of the Welfare and Institutions Code.

19 (b) In addition to any other fees prescribed by law, an applicant  
20 for a certified copy of a birth certificate, a fetal death record, or a  
21 death record in San Joaquin County shall pay the fees specified in  
22 subdivision (a) to the local registrar, county recorder, or county  
23 clerk, as applicable, as established by the San Joaquin County  
24 Board of Supervisors.

25 SEC. 2. Section 18968.7 is added to the Welfare and  
26 Institutions Code, to read:

27 18968.7. (a) The San Joaquin County Board of Supervisors  
28 shall direct the local registrar, county recorder, and county clerk

1 to deposit fees collected pursuant to Section 103628.8 of the Health  
2 and Safety Code into a special fund. Proceeds from the fund shall  
3 be allocated as follows:

4 (1) One-half of the fees shall be allocated to the Children's  
5 Services Coordinating Commission established by the board of  
6 supervisors in compliance with Article 2 (commencing with Section  
7 18982) of Chapter 12.5.

8 (2) One-half of the fees shall be allocated to Court Appointed  
9 Special Advocates (CASA) of San Joaquin County, established in  
10 accordance with Chapter 1 (commencing with Section 100) of Part  
11 1 of Division 2, for the purposes of assisting foster children.

12 (b) The county may retain up to 4 percent of the special fund  
13 proceeds for administrative costs associated with the collection  
14 and segregation of the additional fees and the deposit of these fees  
15 into the special fund.

16 SEC. 3. The Legislature finds and declares that a special law  
17 is necessary and that a general law cannot be made applicable  
18 within the meaning of Section 16 of Article IV of the California  
19 Constitution because of the unique circumstances in San Joaquin  
20 County with respect to child abuse.