

ASSEMBLY BILL

No. 897

Introduced by Assembly Member Wagner

February 22, 2013

An act to amend Section 4467 of the Government Code, relating to disability access.

LEGISLATIVE COUNSEL'S DIGEST

AB 897, as introduced, Wagner. Disability access fees: reporting.

Existing law establishes the Disability Access and Education Revolving Fund in the Division of the State Architect for the purpose of increasing disability access and compliance with construction-related accessibility requirements, as specified. Existing law requires, until December 31, 2018, that any applicant for a local business license or equivalent instrument or permit, or any applicant for the renewal of a business license or equivalent instrument or permit, pay an additional fee of one dollar for that license, instrument, or permit, to be collected by the issuing city, county, or city and county. The revenues from this fee are to be used for specified administrative costs, to fund increased certified access specialist (CASp) services in the jurisdiction for the public, and to facilitate compliance with construction-related accessibility requirements. Existing law requires each city, county, or city and county, commencing March 1, 2014, to annually report to the Legislature regarding the collection and distribution of disability access fees in the previous calendar year, as prescribed.

This bill would delete the above annual reporting requirement.

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 4467 of the Government Code is amended
2 to read:

3 4467. (a) On and after January 1, 2013, and until December
4 31, 2018, any applicant for a local business license or equivalent
5 instrument or permit, and from any applicant for the renewal of a
6 business license or equivalent instrument or permit, shall pay an
7 additional fee of one dollar (\$1) for that license, instrument, or
8 permit, which shall be collected by the city, county, or city and
9 county that issued the license, instrument, or permit.

10 (b) The city, county, or city and county shall retain 70 percent
11 of the fees collected under this section, of which up to 5 percent
12 of the retained moneys may be used for related administrative costs
13 of this chapter. The remaining moneys shall be used to fund
14 increased certified access specialist (CASp) services in that
15 jurisdiction for the public and to facilitate compliance with
16 construction-related accessibility requirements. The highest priority
17 shall be given to the training and retention of certified access
18 specialists to meet the needs of the public in the jurisdiction as
19 provided in Section 55.53 of the Civil Code.

20 (c) The remaining 30 percent of all fees collected under this
21 section shall be transmitted on a quarterly basis to the Division of
22 the State Architect for deposit in the Disability Access and
23 Education Revolving Fund established under Sections 4465 and
24 4470. The funds shall be transmitted within 15 days of the last day
25 of the fiscal quarter. The Division of the State Architect shall
26 develop and post on its Internet Web site a standard reporting form
27 for use by all local jurisdictions. Up to 75 percent of the collected
28 funds in the Disability Access and Education Revolving Fund shall
29 be used to establish and maintain oversight of the CASp program
30 and to moderate the expense of CASp certification and testing.

31 ~~(d) Each city, county, or city and county shall make an annual~~
32 ~~report, commencing March 1, 2014, to the Legislature and to the~~
33 ~~Chairs of the Senate and Assembly Committees on Judiciary, and~~
34 ~~the Chair of the Senate Committee on Budget and Fiscal Review~~
35 ~~and the Chair of the Assembly Committee on Budget, of the total~~
36 ~~fees collected in the previous calendar year and of its distribution,~~
37 ~~including the moneys spent on administrative services, the moneys~~
38 ~~spent to increase CASp services, the moneys spent to fund~~

1 ~~programs to facilitate compliance, and the moneys transmitted to~~
2 ~~the Disability Access and Education Revolving Fund. A report to~~
3 ~~be submitted pursuant to this subdivision shall be submitted in~~
4 ~~compliance with Section 9795.~~

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