

AMENDED IN SENATE JULY 8, 2013
AMENDED IN ASSEMBLY APRIL 9, 2013
AMENDED IN ASSEMBLY MARCH 21, 2013
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1195

Introduced by Assembly Member Eggman
(Principal coauthor: Assembly Member Garcia)
(Coauthors: Assembly Members Alejo, Bonilla, Rendon, and
Skinner)
(Coauthors: Senators De León and Lara)

February 22, 2013

An act to ~~amend Section 6254~~ of *add Section 6254.30* to the Government Code, relating to public records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1195, as amended, Eggman. Public records: crime victims.

The California Public Records Act requires state and local agencies to make public records available for inspection, subject to certain exceptions. The act specifically requires state and local law enforcement agencies to disclose certain information regarding an incident to a victim, or the victim's authorized representative, unless certain conditions exist.

This bill would prohibit a state or local law enforcement agency from requiring a victim of an incident, or the victim's authorized representative, to show proof of the victim's legal presence in this country to obtain the information required to be disclosed by that law enforcement agency, as specified. For identification purposes, the bill would require a state or local law enforcement agency, if it requires

identification, to accept certain forms of identification for a victim of an incident, or the victim’s authorized representative, to obtain that information.

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 6254.30 is added to the Government Code,
2 to read:
3 6254.30. A state or local law enforcement agency shall not
4 require a victim of an incident, or an authorized representative
5 thereof, to show proof of the victim’s legal presence in the United
6 States in order to obtain the information required to be disclosed
7 by that law enforcement agency pursuant to subdivision (f) of
8 Section 6254. However, if, for identification purposes, a state or
9 local law enforcement agency requires identification in order for
10 a victim of an incident, or an authorized representative thereof,
11 to obtain that information, the agency shall, at a minimum, accept
12 a current driver’s license or identification card issued by any state
13 in the United States, a current passport issued by the United States
14 or a foreign government with which the United States has a
15 diplomatic relationship, or a current Matricula Consular card.

16
17
18
19
20
21

**All matter omitted in this version of the bill
appears in the bill as amended in the
Assembly, April 9, 2013. (JR11)**