

Assembly Bill No. 1195

Passed the Assembly August 22, 2013

Chief Clerk of the Assembly

Passed the Senate August 19, 2013

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2013, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 6254.30 to the Government Code, relating to public records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1195, 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.

The people of the State of California do enact as follows:

SECTION 1. Section 6254.30 is added to the Government Code, to read:

6254.30. A state or local law enforcement agency shall not require a victim of an incident, or an authorized representative thereof, to show proof of the victim's legal presence in the United States in order to obtain the information required to be disclosed by that law enforcement agency pursuant to subdivision (f) of Section 6254. However, if, for identification purposes, a state or local law enforcement agency requires identification in order for a victim of an incident, or an authorized representative thereof, to obtain that information, the agency shall, at a minimum, accept a current driver's license or identification card issued by any state in the United States, a current passport issued by the United States

or a foreign government with which the United States has a diplomatic relationship, or a current Matricula Consular card.

Approved _____, 2013

Governor