

**ASSEMBLY BILL**

**No. 60**

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**Introduced by Assembly Member Gonzalez**

December 10, 2014

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An act to amend Section 6240 of the Business and Professions Code, relating to immigration services.

LEGISLATIVE COUNSEL'S DIGEST

AB 60, as introduced, Gonzalez. Immigration services: attorneys.

Existing law, the State Bar Act, provides for the licensure and regulation of attorneys by the State Bar of California, a public corporation. Existing law prohibits an attorney from demanding or accepting the advance payment of any funds from a person before the enactment of an immigration reform act, as defined, and requires any funds received during a specified time to be refunded to the client promptly, but no later than 30 days after the receipt of any funds, as provided. Existing law requires the State Bar to provide specified information relating to immigration reform act services on its Internet Web site.

This bill would revise the definition of an immigration reform act to include Executive Order No. \_\_\_\_, issued by the President on \_\_\_\_, 2014, relating to immigration.

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 6240 of the Business and Professions
- 2 Code is amended to read:

1 6240. For purposes of this article, the following definitions  
2 apply:

3 (a) ~~“Immigration reform act” means any pending or future act~~  
4 ~~of Congress that is enacted after the effective date of this section~~  
5 ~~but before January 1, 2017, including, but not limited to, the federal~~  
6 ~~act known as the “Border Security, Economic Opportunity, and~~  
7 ~~Immigration Modernization Act” (S. 744, 2013), that authorizes~~  
8 ~~an undocumented immigrant who either entered the United States~~  
9 ~~without inspection or who did not depart after the expiration of a~~  
10 ~~nonimmigrant visa, to attain a lawful status under federal law. The~~  
11 ~~State Bar shall announce and post on its Internet Web site when~~  
12 ~~an immigration reform act has been enacted.~~ *means either of the*  
13 *following:*

14 *(1) Any pending or future act of Congress that is enacted after*  
15 *October 5, 2013, but before January 1, 2017, including, but not*  
16 *limited to, the federal act known as the “Border Security, Economic*  
17 *Opportunity, and Immigration Modernization Act” (S. 744, 2013),*  
18 *that authorizes an undocumented immigrant who either entered*  
19 *the United States without inspection or who did not depart after*  
20 *the expiration of a nonimmigrant visa, to attain a lawful status*  
21 *under federal law. The State Bar shall announce and post on its*  
22 *Internet Web site when an immigration reform act has been*  
23 *enacted.*

24 *(2) Executive Order No. \_\_\_\_\_, issued by the President on \_\_\_\_\_,*  
25 *2014, relating to immigration.*

26 (b) “Immigration reform act services” means services offered  
27 in connection with an immigration reform act that are necessary  
28 in the preparation of an application and other related initial  
29 processes in order for an undocumented immigrant, who either  
30 entered the United States without inspection or who did not depart  
31 after the expiration of a nonimmigrant visa, to attain a lawful status  
32 under an immigration reform act.