

ASSEMBLY BILL

No. 1859

Introduced by Assembly Member Gallagher

February 10, 2016

An act to amend Section 7506.5 of the Business and Professions Code, relating to collateral recovery.

LEGISLATIVE COUNSEL'S DIGEST

AB 1859, as introduced, Gallagher. Collateral recovery.

The Collateral Recovery Act provides for the licensure and regulation of repossession agencies by the Bureau of Security and Investigative Services under the supervision and control of the Director of Consumer Affairs. The act requires every person entering the employ of, or contracting with, a licensee or multiple licensee to immediately complete an application for an initial registration or a reregistration and file the appropriate application with the chief of the bureau, as specified. The act further requires that application to be verified and include certain information, and provides that all information obtained on the application is confidential, as specified.

This bill would make a nonsubstantive change to that confidentiality provision.

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 7506.5 of the Business and Professions
- 2 Code is amended to read:

1 7506.5. All information obtained on the application shall be
2 confidential pursuant to the Information Practices Act *of 1977*
3 (Chapter 1 (commencing with Section 1798) of Title 1.8 of Part
4 4 of Division 3 of the Civil Code) and shall not be released to the
5 public except for the registrant's full name, the licensee's name
6 and address, and the registration number. The application shall be
7 verified and shall include:

8 (a) The full name, residence address, residence telephone
9 number, date and place of birth, and driver's license number of
10 the applicant or registrant.

11 (b) A statement listing any and all names used by the applicant
12 or registrant, other than the name by which he or she is currently
13 known. If the applicant or registrant has never used a name other
14 than his or her true name, this fact shall be set forth in the
15 statement.

16 (c) The name and address of the licensee and the date the
17 employment or contract commenced.

18 (d) The title of the position occupied by the applicant or
19 registrant and a description of his or her duties.

20 (e) Two recent photographs of the applicant or registrant, of a
21 type prescribed by the chief, and two classifiable sets of his or her
22 fingerprints, one set of which shall be forwarded to the Federal
23 Bureau of Investigation for purposes of a background check.

24 (f) The bureau may impose a fee not to exceed three dollars
25 (\$3) for processing classifiable fingerprint cards submitted by
26 applicants, excluding those submitted into an electronic fingerprint
27 system using electronic fingerprint technology.