

AMENDED IN SENATE MAY 31, 2016

AMENDED IN ASSEMBLY APRIL 12, 2016

AMENDED IN ASSEMBLY MARCH 15, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2881

**Introduced by Committee on Judiciary (Assembly Members
Mark Stone (Chair), Alejo, Chau, Chiu, Cristina Garcia, Holden,
and Ting)**

February 25, 2016

An act to amend Sections 21707 and 22592 of the Business and Professions Code, to amend Sections 1942.5, 2924f, 3440.1, and 3440.5 of the Civil Code, to amend Sections ~~273~~ 273, 664.5, and 701.540 of the Code of Civil Procedure, to amend Section 6105 of the Commercial Code, to amend Sections 1001, 6008, and 71380 of, to amend the heading of Article 2 (commencing with Section 71042.5) of Chapter 6 of Title 8 of, to add Chapter 1.1 (commencing with Section 6080) to Division 7 of Title 1 of, and to repeal Sections 71042.5 and 71042.6 of, the Government Code, to amend Section 1462.5 of the Penal Code, to amend ~~Section~~ *Sections 8402 and* 16350 of the Probate Code, and to amend Sections 3381, 3702, and 3703 of the Revenue and Taxation Code, relating to civil law omnibus.

LEGISLATIVE COUNSEL'S DIGEST

AB 2881, as amended, Committee on Judiciary. Civil law.

(1) Existing law requires the publication of notice in set boundaries known as judicial districts in different contexts, including in connection with lien sales and sales pursuant to a mortgage or deed of trust. Existing

law provides for the preservation of judicial districts following the unification of municipal and superior courts.

This bill would repeal provisions regarding the preservation of judicial districts, described above, and would establish public notice districts as the place for the publication of notice. The bill would also make conforming revisions to statutes requiring publication of notice in former judicial districts.

(2) Existing law defines a hosting platform as a marketplace that is created to facilitate the rental of a residential unit for tourist or transient use for compensation and from which the operator of the hosting platform derives revenues, as specified. Existing law requires a hosting platform to provide a specific notice to occupants listing their rooms, homes, condominiums, or apartments for short-term rental.

This bill would require hosting platforms for short-term rentals to provide notice, as described above, to mobilehome occupants.

(3) Existing law provides that the report of the official reporter or official reporter pro tempore of any court, as specified, when transcribed and certified as being a correct transcript of the testimony and proceedings in a case, is prima facie evidence of that testimony and proceedings. Existing law, until January 1, 2017, prohibits the instant visual display of the testimony or proceedings, or both, from being certified or used, cited, distributed, or transcribed as the official certified transcript of the proceedings and from being cited or used to rebut or contradict the official certified transcript of the proceedings.

This bill would extend the repeal date of the provision pertaining to the instant visual display of the testimony or proceedings until January 1, 2022.

(4) *Existing law requires a party submitting an order or judgment in any contested action or special proceeding, as specified, to prepare and mail a copy of the notice of entry of judgment to all parties who have appeared in the action or proceeding.*

This bill would, instead, require the party submitting an order or judgment to serve a copy of the notice of entry of judgment by personal delivery or by mail.

~~(4)~~

(5) Existing law pertaining to public officers and employees classifies executive officers as either civil or military and lists the civil executive officers.

This bill would add to that list persons serving on boards or commissions created under the laws of the state or established under the State Constitution.

(5)

(6) Existing law requires the Controller to establish and supervise a uniform accounting system, including a system of audits, to ensure the proper distribution and accounting of all fines, penalties, forfeitures, and fees assessed by courts.

This bill would require the Controller to establish and maintain trial court revenue distribution guidelines, including a program to audit the accuracy of distributions, to ensure that fines, penalties, forfeitures, and fees assessed by the court are collected and properly accounted for and disbursed. The bill would also make technical and conforming changes.

(6)

(7) Existing law regulates the administration of trusts and the estates of decedents and establishes the Uniform Principal and Income Act. Existing law generally requires that money received from an entity be allocated to income, except as otherwise provided. For the purposes of these provisions, existing law defines “capital asset” as that term is defined in a specified federal law.

This bill instead would define “capital asset” as property with an estimated life of one year or greater, other than inventory.

(8) Existing law relating to the administration of the estates of decedents provides that a person has no power to administer an estate until he or she is appointed personal representative and the appointment becomes effective. Existing law provides that a person is not competent to act as personal representative in specified circumstances, including that he or she is a surviving partner of the decedent and an interested person objects to the appointment.

This bill would specify that a person is not competent to act as a personal representative if, among other things, he or she is a surviving business partner of the decedent and an interested person objects to the appointment.

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 21707 of the Business and Professions
- 2 Code is amended to read:

1 21707. (a) After the expiration of the time given in the notice
 2 of lien sale, pursuant to subdivision (b) of Section 21705, or
 3 following the failure of a claimant to pay rent or obtain a court
 4 order pursuant to Section 21709, an advertisement of the sale shall
 5 be published once a week for two weeks consecutively in a
 6 newspaper of general circulation published in the public notice
 7 district where the sale is to be held. The advertisement shall include
 8 a general description of the goods, the name of the person on whose
 9 account they are being stored, and the name and location of the
 10 storage facility. If there is no newspaper of general circulation
 11 published in the public notice district where the sale is to be held,
 12 the advertisement shall be posted at least 10 days before the sale
 13 in not less than six conspicuous places in the neighborhood of the
 14 proposed sale. The sale shall be conducted in a commercially
 15 reasonable manner. After deducting the amount of the lien and
 16 costs of sale, the owner shall retain any excess proceeds of the sale
 17 on the occupant’s behalf. The occupant, or any other person having
 18 a court order or other judicial process against the property, may
 19 claim the excess proceeds, or a portion thereof sufficient to satisfy
 20 the particular claim, at any time within one year of the date of sale.
 21 Thereafter, the owner shall pay any remaining excess proceeds to
 22 the treasury of the county in which the sale was held.

23 (b) For the purposes of this section, publication of notice in a
 24 public notice district is governed by Chapter 1.1 (commencing
 25 with Section 6080) of Division 7 of Title 1 of the Government
 26 Code.

27 SEC. 2. Section 22592 of the Business and Professions Code
 28 is amended to read:

29 22592. A hosting platform shall provide the following notice
 30 to occupants listing a residence for short-term rental on a hosting
 31 platform:

32
 33
 34 If you are a tenant who is listing a room, home, mobilehome,
 35 condominium, or apartment, please refer to your rental contract
 36 or lease, or contact your landlord, prior to listing the property to
 37 determine whether your lease or contract contains restrictions that
 38 would limit your ability to list your room, home, mobilehome,
 39 condominium, or apartment. Listing your room, home,
 40 mobilehome, condominium, or apartment may be a violation of

1 your lease or contract, and could result in legal action against you
2 by your landlord, including possible eviction.

3
4 SEC. 3. Section 1942.5 of the Civil Code is amended to read:

5 1942.5. (a) If the lessor retaliates against the lessee because
6 of the exercise by the lessee of his or her rights under this chapter
7 or because of his or her complaint to an appropriate agency as to
8 tenantability of a dwelling, and if the lessee of a dwelling is not
9 in default as to the payment of his or her rent, the lessor may not
10 recover possession of a dwelling in any action or proceeding, cause
11 the lessee to quit involuntarily, increase the rent, or decrease any
12 services within 180 days of any of the following:

13 (1) After the date upon which the lessee, in good faith, has given
14 notice pursuant to Section 1942, or has made an oral complaint to
15 the lessor regarding tenantability.

16 (2) After the date upon which the lessee, in good faith, has filed
17 a written complaint, or an oral complaint which is registered or
18 otherwise recorded in writing, with an appropriate agency, of which
19 the lessor has notice, for the purpose of obtaining correction of a
20 condition relating to tenantability.

21 (3) After the date of an inspection or issuance of a citation,
22 resulting from a complaint described in paragraph (2) of which
23 the lessor did not have notice.

24 (4) After the filing of appropriate documents commencing a
25 judicial or arbitration proceeding involving the issue of
26 tenantability.

27 (5) After entry of judgment or the signing of an arbitration
28 award, if any, when in the judicial proceeding or arbitration the
29 issue of tenantability is determined adversely to the lessor.

30 In each instance, the 180-day period shall run from the latest
31 applicable date referred to in paragraphs (1) to (5), inclusive.

32 (b) A lessee may not invoke subdivision (a) more than once in
33 any 12-month period.

34 (c) Notwithstanding subdivision (a), it is unlawful for a lessor
35 to increase rent, decrease services, cause a lessee to quit
36 involuntarily, bring an action to recover possession, or threaten to
37 do any of those acts, for the purpose of retaliating against the lessee
38 because he or she has lawfully organized or participated in a
39 lessees' association or an organization advocating lessees' rights
40 or has lawfully and peaceably exercised any rights under the law.

1 In an action brought by or against the lessee pursuant to this
2 subdivision, the lessee shall bear the burden of producing evidence
3 that the lessor's conduct was, in fact, retaliatory.

4 (d) Nothing in this section shall be construed as limiting in any
5 way the exercise by the lessor of his or her rights under any lease
6 or agreement or any law pertaining to the hiring of property or his
7 or her right to do any of the acts described in subdivision (a) or
8 (c) for any lawful cause. Any waiver by a lessee of his or her rights
9 under this section is void as contrary to public policy.

10 (e) Notwithstanding subdivisions (a) to (d), inclusive, a lessor
11 may recover possession of a dwelling and do any of the other acts
12 described in subdivision (a) within the period or periods prescribed
13 therein, or within subdivision (c), if the notice of termination, rent
14 increase, or other act, and any pleading or statement of issues in
15 an arbitration, if any, states the ground upon which the lessor, in
16 good faith, seeks to recover possession, increase rent, or do any
17 of the other acts described in subdivision (a) or (c). If the statement
18 is controverted, the lessor shall establish its truth at the trial or
19 other hearing.

20 (f) Any lessor or agent of a lessor who violates this section shall
21 be liable to the lessee in a civil action for all of the following:

- 22 (1) The actual damages sustained by the lessee.
23 (2) Punitive damages in an amount of not less than one hundred
24 dollars (\$100) nor more than two thousand dollars (\$2,000) for
25 each retaliatory act where the lessor or agent has been guilty of
26 fraud, oppression, or malice with respect to that act.

27 (g) In any action brought for damages for retaliatory eviction,
28 the court shall award reasonable attorney's fees to the prevailing
29 party if either party requests attorney's fees upon the initiation of
30 the action.

31 (h) The remedies provided by this section shall be in addition
32 to any other remedies provided by statutory or decisional law.

33 SEC. 4. Section 2924f of the Civil Code is amended to read:

34 2924f. (a) As used in this section and Sections 2924g and
35 2924h, "property" means real property or a leasehold estate therein,
36 and "calendar week" means Monday through Saturday, inclusive.

37 (b) (1) Except as provided in subdivision (c), before any sale
38 of property can be made under the power of sale contained in any
39 deed of trust or mortgage, or any resale resulting from a rescission
40 for a failure of consideration pursuant to subdivision (c) of Section

1 2924h, notice of the sale thereof shall be given by posting a written
2 notice of the time of sale and of the street address and the specific
3 place at the street address where the sale will be held, and
4 describing the property to be sold, at least 20 days before the date
5 of sale in one public place in the city where the property is to be
6 sold, if the property is to be sold in a city, or, if not, then in one
7 public place in the county seat of the county where the property
8 is to be sold, and publishing a copy once a week for three
9 consecutive calendar weeks.

10 (2) The first publication to be at least 20 days before the date
11 of sale, in a newspaper of general circulation published in the city
12 in which the property or some part thereof is situated, if any part
13 thereof is situated in a city, if not, then in a newspaper of general
14 circulation published in the public notice district in which the
15 property or some part thereof is situated, or in case no newspaper
16 of general circulation is published in the city or public notice
17 district, as the case may be, in a newspaper of general circulation
18 published in the county in which the property or some part thereof
19 is situated, or in case no newspaper of general circulation is
20 published in the city or public notice district or county, as the case
21 may be, in a newspaper of general circulation published in the
22 county in this state that is contiguous to the county in which the
23 property or some part thereof is situated and has, by comparison
24 with all similarly contiguous counties, the highest population based
25 upon total county population as determined by the most recent
26 federal decennial census published by the Bureau of the Census.
27 For the purposes of this section, publication of notice in a public
28 notice district is governed by Chapter 1.1 (commencing with
29 Section 6080) of Division 7 of Title 1 of the Government Code.

30 (3) A copy of the notice of sale shall also be posted in a
31 conspicuous place on the property to be sold at least 20 days before
32 the date of sale, where possible and where not restricted for any
33 reason. If the property is a single-family residence the posting shall
34 be on a door of the residence, but, if not possible or restricted, then
35 the notice shall be posted in a conspicuous place on the property;
36 however, if access is denied because a common entrance to the
37 property is restricted by a guard gate or similar impediment, the
38 property may be posted at that guard gate or similar impediment
39 to any development community.

1 (4) The notice of sale shall conform to the minimum
2 requirements of Section 6043 of the Government Code and be
3 recorded with the county recorder of the county in which the
4 property or some part thereof is situated at least 20 days prior to
5 the date of sale.

6 (5) The notice of sale shall contain the name, street address in
7 this state, which may reflect an agent of the trustee, and either a
8 toll-free telephone number or telephone number in this state of the
9 trustee, and the name of the original trustor, and also shall contain
10 the statement required by paragraph (3) of subdivision (c). In
11 addition to any other description of the property, the notice shall
12 describe the property by giving its street address, if any, or other
13 common designation, if any, and a county assessor's parcel
14 number; but if the property has no street address or other common
15 designation, the notice shall contain a legal description of the
16 property, the name and address of the beneficiary at whose request
17 the sale is to be conducted, and a statement that directions may be
18 obtained pursuant to a written request submitted to the beneficiary
19 within 10 days from the first publication of the notice. Directions
20 shall be deemed reasonably sufficient to locate the property if
21 information as to the location of the property is given by reference
22 to the direction and approximate distance from the nearest
23 crossroads, frontage road, or access road. If a legal description or
24 a county assessor's parcel number and either a street address or
25 another common designation of the property is given, the validity
26 of the notice and the validity of the sale shall not be affected by
27 the fact that the street address, other common designation, name
28 and address of the beneficiary, or the directions obtained therefrom
29 are erroneous or that the street address, other common designation,
30 name and address of the beneficiary, or directions obtained
31 therefrom are omitted.

32 (6) The term "newspaper of general circulation," as used in this
33 section, has the same meaning as defined in Article 1 (commencing
34 with Section 6000) of Chapter 1 of Division 7 of Title 1 of the
35 Government Code.

36 (7) The notice of sale shall contain a statement of the total
37 amount of the unpaid balance of the obligation secured by the
38 property to be sold and reasonably estimated costs, expenses,
39 advances at the time of the initial publication of the notice of sale,
40 and, if republished pursuant to a cancellation of a cash equivalent

1 pursuant to subdivision (d) of Section 2924h, a reference of that
2 fact; provided, that the trustee shall incur no liability for any good
3 faith error in stating the proper amount, including any amount
4 provided in good faith by or on behalf of the beneficiary. An
5 inaccurate statement of this amount shall not affect the validity of
6 any sale to a bona fide purchaser for value, nor shall the failure to
7 post the notice of sale on a door as provided by this subdivision
8 affect the validity of any sale to a bona fide purchaser for value.

9 (8) (A) On and after April 1, 2012, if the deed of trust or
10 mortgage containing a power of sale is secured by real property
11 containing from one to four single-family residences, the notice
12 of sale shall contain substantially the following language, in
13 addition to the language required pursuant to paragraphs (1) to (7),
14 inclusive:

15
16 NOTICE TO POTENTIAL BIDDERS: If you are considering
17 bidding on this property lien, you should understand that there are
18 risks involved in bidding at a trustee auction. You will be bidding
19 on a lien, not on the property itself. Placing the highest bid at a
20 trustee auction does not automatically entitle you to free and clear
21 ownership of the property. You should also be aware that the lien
22 being auctioned off may be a junior lien. If you are the highest
23 bidder at the auction, you are or may be responsible for paying off
24 all liens senior to the lien being auctioned off, before you can
25 receive clear title to the property. You are encouraged to investigate
26 the existence, priority, and size of outstanding liens that may exist
27 on this property by contacting the county recorder's office or a
28 title insurance company, either of which may charge you a fee for
29 this information. If you consult either of these resources, you
30 should be aware that the same lender may hold more than one
31 mortgage or deed of trust on the property.

32
33 NOTICE TO PROPERTY OWNER: The sale date shown on
34 this notice of sale may be postponed one or more times by the
35 mortgagee, beneficiary, trustee, or a court, pursuant to Section
36 2924g of the California Civil Code. The law requires that
37 information about trustee sale postponements be made available
38 to you and to the public, as a courtesy to those not present at the
39 sale. If you wish to learn whether your sale date has been
40 postponed, and, if applicable, the rescheduled time and date for

1 the sale of this property, you may call [telephone number for
2 information regarding the trustee's sale] or visit this Internet Web
3 site [Internet Web site address for information regarding the sale
4 of this property], using the file number assigned to this case [case
5 file number]. Information about postponements that are very short
6 in duration or that occur close in time to the scheduled sale may
7 not immediately be reflected in the telephone information or on
8 the Internet Web site. The best way to verify postponement
9 information is to attend the scheduled sale.

10

11 (B) A mortgagee, beneficiary, trustee, or authorized agent shall
12 make a good faith effort to provide up-to-date information
13 regarding sale dates and postponements to persons who wish this
14 information. This information shall be made available free of
15 charge. It may be made available via an Internet Web site, a
16 telephone recording that is accessible 24 hours a day, seven days
17 a week, or through any other means that allows 24 hours a day,
18 seven days a week, no-cost access to updated information. A
19 disruption of any of these methods of providing sale date and
20 postponement information to allow for reasonable maintenance or
21 due to a service outage shall not be deemed to be a violation of
22 the good faith standard.

23 (C) Except as provided in subparagraph (B), nothing in the
24 wording of the notices required by subparagraph (A) is intended
25 to modify or create any substantive rights or obligations for any
26 person providing, or specified in, either of the required notices.
27 Failure to comply with subparagraph (A) or (B) shall not invalidate
28 any sale that would otherwise be valid under Section 2924f.

29 (D) Information provided pursuant to subparagraph (A) does
30 not constitute the public declaration required by subdivision (d)
31 of Section 2924g.

32 (9) If the sale of the property is to be a unified sale as provided
33 in subparagraph (B) of paragraph (1) of subdivision (a) of Section
34 9604 of the Commercial Code, the notice of sale shall also contain
35 a description of the personal property or fixtures to be sold. In the
36 case where it is contemplated that all of the personal property or
37 fixtures are to be sold, the description in the notice of the personal
38 property or fixtures shall be sufficient if it is the same as the
39 description of the personal property or fixtures contained in the
40 agreement creating the security interest in or encumbrance on the

1 personal property or fixtures or the filed financing statement
 2 relating to the personal property or fixtures. In all other cases, the
 3 description in the notice shall be sufficient if it would be a
 4 sufficient description of the personal property or fixtures under
 5 Section 9108 of the Commercial Code. Inclusion of a reference to
 6 or a description of personal property or fixtures in a notice of sale
 7 hereunder shall not constitute an election by the secured party to
 8 conduct a unified sale pursuant to subparagraph (B) of paragraph
 9 (1) of subdivision (a) of Section 9604 of the Commercial Code,
 10 shall not obligate the secured party to conduct a unified sale
 11 pursuant to subparagraph (B) of paragraph (1) of subdivision (a)
 12 of Section 9604 of the Commercial Code, and in no way shall
 13 render defective or noncomplying either that notice or a sale
 14 pursuant to that notice by reason of the fact that the sale includes
 15 none or less than all of the personal property or fixtures referred
 16 to or described in the notice. This paragraph shall not otherwise
 17 affect the obligations or duties of a secured party under the
 18 Commercial Code.

19 (c) (1) This subdivision applies only to deeds of trust or
 20 mortgages which contain a power of sale and which are secured
 21 by real property containing a single-family, owner-occupied
 22 residence, where the obligation secured by the deed of trust or
 23 mortgage is contained in a contract for goods or services subject
 24 to the provisions of the Unruh Act (Chapter 1 (commencing with
 25 Section 1801) of Title 2 of Part 4 of Division 3).

26 (2) Except as otherwise expressly set forth in this subdivision,
 27 all other provisions of law relating to the exercise of a power of
 28 sale shall govern the exercise of a power of sale contained in a
 29 deed of trust or mortgage described in paragraph (1).

30 (3) If any default of the obligation secured by a deed of trust or
 31 mortgage described in paragraph (1) has not been cured within 30
 32 days after the recordation of the notice of default, the trustee or
 33 mortgagee shall mail to the trustor or mortgagor, at his or her last
 34 known address, a copy of the following statement:

35
 36 YOU ARE IN DEFAULT UNDER A
 37 _____,
 38 (Deed of trust or mortgage)
 39 DATED _____. UNLESS YOU TAKE ACTION TO PROTECT
 40 YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF

1 YOU NEED AN EXPLANATION OF THE NATURE OF THE
2 PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A
3 LAWYER.

4

5 (4) All sales of real property pursuant to a power of sale
6 contained in any deed of trust or mortgage described in paragraph
7 (1) shall be held in the county where the residence is located and
8 shall be made to the person making the highest offer. The trustee
9 may receive offers during the 10-day period immediately prior to
10 the date of sale and if any offer is accepted in writing by both the
11 trustor or mortgagor and the beneficiary or mortgagee prior to the
12 time set for sale, the sale shall be postponed to a date certain and
13 prior to which the property may be conveyed by the trustor to the
14 person making the offer according to its terms. The offer is
15 revocable until accepted. The performance of the offer, following
16 acceptance, according to its terms, by a conveyance of the property
17 to the offeror, shall operate to terminate any further proceeding
18 under the notice of sale and it shall be deemed revoked.

19 (5) In addition to the trustee fee pursuant to Section 2924c, the
20 trustee or mortgagee pursuant to a deed of trust or mortgage subject
21 to this subdivision shall be entitled to charge an additional fee of
22 fifty dollars (\$50).

23 (6) This subdivision applies only to property on which notices
24 of default were filed on or after the effective date of this
25 subdivision.

26 (d) With respect to residential real property containing no more
27 than four dwelling units, a separate document containing a
28 summary of the notice of sale information in English and the
29 languages described in Section 1632 shall be attached to the notice
30 of sale provided to the mortgagor or trustor pursuant to Section
31 2923.3.

32 SEC. 5. Section 3440.1 of the Civil Code is amended to read:
33 3440.1. This chapter does not apply to any of the following:

- 34 (a) Things in action.
- 35 (b) Ships or cargoes if either are at sea or in a foreign port.
- 36 (c) The sale of accounts, chattel paper, payment intangibles, or
37 promissory notes governed by the Uniform Commercial Code,
38 security interests, and contracts of bottomry or respondentia.
- 39 (d) Wines or brandies in the wineries, distilleries, or wine cellars
40 of the makers or owners of the wines or brandies, or other persons

1 having possession, care, and control of the wines or brandies, and
2 the pipes, casks, and tanks in which the wines or brandies are
3 contained, if the transfers are made in writing and executed and
4 acknowledged, and if the transfers are recorded in the book of
5 official records in the office of the county recorder of the county
6 in which the wines, brandies, pipes, casks, and tanks are situated.

7 (e) A transfer or assignment made for the benefit of creditors
8 generally or by an assignee acting under an assignment for the
9 benefit of creditors generally.

10 (f) Property exempt from enforcement of a money judgment.

11 (g) Standing timber.

12 (h) Subject to the limitations in Section 3440.3, a transfer of
13 personal property if all of the following conditions are satisfied:

14 (1) Before the date of the intended transfer, the transferor or the
15 transferee files a financing statement, with respect to the property
16 transferred, authorized in an authenticated record by the transferor.
17 The financing statement shall be filed in the office of the Secretary
18 of State in accordance with Chapter 5 (commencing with Section
19 9501) of Division 9 of the Commercial Code, but may use the
20 terms “transferor” in lieu of “debtor” and “transferee” in lieu of
21 “secured party.” The provisions of Chapter 5 (commencing with
22 Section 9501) of Division 9 of the Commercial Code shall apply
23 as appropriate to the financing statement.

24 (2) The transferor or the transferee publishes a notice of the
25 intended transfer one time in a newspaper of general circulation
26 published in the public notice district in which the personal
27 property is located, if there is one, and if there is none in the public
28 notice district, then in a newspaper of general circulation in the
29 county in which the personal property is located. The publication
30 shall be completed not less than 10 days before the date the transfer
31 occurs. The notice shall contain the name and address of the
32 transferor and transferee and a general statement of the character
33 of the personal property intended to be transferred, and shall
34 indicate the place where the personal property is located and a date
35 on or after which the transfer is to be made.

36 (i) Personal property not located within this state at the time of
37 the transfer or attachment of the lien if the provisions of this
38 subdivision are not used for the purpose of evading this chapter.

39 (j) A transfer of property that (1) is subject to a statute or treaty
40 of the United States or a statute of this state that provides for the

1 registration of transfers of title or issuance of certificates of title
2 and (2) is so far perfected under that statute or treaty that a bona
3 fide purchaser cannot acquire an interest in the property transferred
4 that is superior to the interest of the transferee.

5 (k) A transfer of personal property in connection with a
6 transaction in which the property is immediately thereafter leased
7 by the transferor from the transferee provided the transferee
8 purchased the property for value and in good faith pursuant to
9 subdivision (c) of Section 10308 of the Commercial Code.

10 (l) Water supply property, as defined in Section 849 of the Public
11 Utilities Code.

12 (m) A transfer of property by any governmental entity.

13 (n) For the purposes of this section, publication of notice in a
14 public notice district is governed by Chapter 1.1 (commencing
15 with Section 6080) of Division 7 of Title 1 of the Government
16 Code.

17 SEC. 6. Section 3440.5 of the Civil Code is amended to read:

18 3440.5. (a) This chapter does not affect the rights of a secured
19 party who, for value and in good faith, acquires a security interest
20 in the transferred personal property from the transferee, or from
21 the transferee's successor in interest, if the transferor is no longer
22 in possession of the personal property at the time the security
23 interest attaches.

24 (b) Additionally, except as provided in Section 3440.3, this
25 chapter does not affect the rights of a secured party who acquires
26 a security interest from the transferee, or from the transferee's
27 successor in interest, in the personal property, if all of the following
28 conditions are satisfied:

29 (1) On or before the date the security agreement is executed,
30 the intended debtor or secured party files a financing statement
31 with respect to the property transferred, signed by the intended
32 debtor. The financing statement shall be filed in the office of the
33 Secretary of State in accordance with Chapter 5 (commencing with
34 Section 9501) of Division 9 of the Commercial Code, but shall
35 use the terms "transferor" in lieu of "debtor," "transferee" in lieu
36 of "secured party," and "secured party" in lieu of "assignee of
37 secured party." The provisions of Chapter 5 (commencing with
38 Section 9501) of Division 9 of the Commercial Code shall apply
39 as appropriate to the financing statement. For the purpose of
40 indexing, and in any certification of search, the Secretary of State

1 may refer to any financing statement filed pursuant to this
2 paragraph as a financing statement under the Commercial Code
3 and may describe the transferor as a debtor and the transferee as
4 a secured party.

5 (2) The intended debtor or secured party publishes a notice of
6 the transfer one time in a newspaper of general circulation
7 published in the public notice district in which the personal
8 property is located, if there is one, and if there is none in the public
9 notice district, then in a newspaper of general circulation in the
10 county in which the personal property is located. The publication
11 shall be completed not less than 10 days before the date of
12 execution by the intended debtor of the intended security
13 agreement. The notice shall contain the names and addresses of
14 the transferor and transferee and of the intended debtor and secured
15 party, a general statement of the character of the personal property
16 transferred and intended to be subject to the security interest, the
17 location of the personal property, and the date on or after which
18 the security agreement is to be executed by the intended debtor.

19 (c) Compliance with paragraph (1) of subdivision (b) shall not
20 perfect the security interest of the secured party. Perfection of that
21 security interest shall be governed by Division 9 (commencing
22 with Section 9101) of the Commercial Code.

23 (d) For the purposes of this section, publication of notice in a
24 public notice district is governed by Chapter 1.1 (commencing
25 with Section 6080) of Division 7 of Title 1 of the Government
26 Code.

27 SEC. 7. Section 273 of the Code of Civil Procedure, as
28 amended by Section 1 of Chapter 87 of the Statutes of 2009, is
29 amended to read:

30 273. (a) The report of the official reporter, or official reporter
31 pro tempore, of any court, duly appointed and sworn, when
32 transcribed and certified as being a correct transcript of the
33 testimony and proceedings in the case, is prima facie evidence of
34 that testimony and proceedings.

35 (b) The report of the official reporter, or official reporter pro
36 tempore, of any court, duly appointed and sworn, when prepared
37 as a rough draft transcript, shall not be certified and cannot be
38 used, cited, distributed, or transcribed as the official certified
39 transcript of the proceedings. A rough draft transcript shall not be
40 cited or used in any way or at any time to rebut or contradict the

1 official certified transcript of the proceedings as provided by the
2 official reporter or official reporter pro tempore. The production
3 of a rough draft transcript shall not be required.

4 (c) The instant visual display of the testimony or proceedings,
5 or both, shall not be certified and cannot be used, cited, distributed,
6 or transcribed as the official certified transcript of the proceedings.
7 The instant visual display of the testimony or proceedings, or both,
8 shall not be cited or used in any way or at any time to rebut or
9 contradict the official certified transcript of the proceedings as
10 provided by the official reporter or official reporter pro tempore.

11 (d) This section shall remain in effect only until January 1, 2022,
12 and as of that date is repealed, unless a later enacted statute, that
13 is enacted before January 1, 2022, deletes or extends that date.

14 SEC. 8. Section 273 of the Code of Civil Procedure, as added
15 by Section 2 of Chapter 87 of the Statutes of 2009, is amended to
16 read:

17 273. (a) The report of the official reporter, or official reporter
18 pro tempore, of any court, duly appointed and sworn, when
19 transcribed and certified as being a correct transcript of the
20 testimony and proceedings in the case, is prima facie evidence of
21 that testimony and proceedings.

22 (b) The report of the official reporter, or official reporter pro
23 tempore, of any court, duly appointed and sworn, when prepared
24 as a rough draft transcript, shall not be certified and cannot be
25 used, cited, distributed, or transcribed as the official certified
26 transcript of the proceedings. A rough draft transcript shall not be
27 cited or used in any way or at any time to rebut or contradict the
28 official certified transcript of the proceedings as provided by the
29 official reporter or official reporter pro tempore. The production
30 of a rough draft transcript shall not be required.

31 (c) This section shall become operative on January 1, 2022.

32 SEC. 9. Section 664.5 of the Code of Civil Procedure is
33 amended to read:

34 664.5. (a) In any contested action or special proceeding other
35 than a small claims action or an action or proceeding in which a
36 prevailing party is not represented by counsel, the party submitting
37 an order or judgment for entry shall prepare and ~~mail~~ *serve, by*
38 *personal delivery or by mail*, a copy of the notice of entry of
39 judgment to all parties who have appeared in the action or
40 proceeding and shall file with the court the original notice of entry

1 of judgment together with the proof of ~~service by mail.~~ *service*.
2 This subdivision does not apply in a proceeding for dissolution of
3 marriage, for nullity of marriage, or for legal separation.

4 (b) Promptly upon entry of judgment in a contested action or
5 special proceeding in which a prevailing party is not represented
6 by counsel, the clerk of the court shall mail notice of entry of
7 judgment to all parties who have appeared in the action or special
8 proceeding and shall execute a certificate of such mailing and place
9 it in the court's file in the cause.

10 (c) For purposes of this section, "judgment" includes any
11 judgment, decree, or signed order from which an appeal lies.

12 (d) Upon order of the court in any action or special proceeding,
13 the clerk shall mail notice of entry of any judgment or ruling,
14 whether or not appealable.

15 (e) The Judicial Council shall, by January 1, 1999, adopt a rule
16 of court for the purposes of providing that, upon entry of judgment
17 in a contested action or special proceeding in which a state statute
18 or regulation has been declared unconstitutional by the court, the
19 Attorney General is promptly notified of the judgment and that a
20 certificate of that mailing is placed in the court's file in the cause.

21 ~~SEC. 9.~~

22 *SEC. 10.* Section 701.540 of the Code of Civil Procedure is
23 amended to read:

24 701.540. (a) Notice of sale of an interest in real property shall
25 be in writing, shall state the date, time, and place of sale, shall
26 describe the interest to be sold, and shall give a legal description
27 of the real property and its street address or other common
28 designation, if any. If the real property has no street address or
29 other common designation, the notice of sale shall include a
30 statement that directions to its location may be obtained from the
31 levying officer upon oral or written request or, in the discretion of
32 the levying officer, the notice of sale may contain directions to its
33 location. Directions are sufficient if information as to the location
34 of the real property is given by reference to the direction and
35 approximate distance from the nearest crossroads, frontage road,
36 or access road. If an accurate legal description of the real property
37 is given, the validity of the notice and sale is not affected by the
38 fact that the street address or other common designation, or
39 directions to its location, are erroneous or omitted.

1 (b) Not less than 20 days before the date of sale, notice of sale
2 of an interest in real property shall be served, mailed, and posted
3 by the levying officer as provided in subdivisions (c), (d), (e), and
4 (f).

5 (c) Notice of sale shall be served on the judgment debtor. Service
6 shall be made personally or by mail.

7 (d) Notice of sale shall be posted in the following places:

8 (1) One public place in the city in which the interest in the real
9 property is to be sold if it is to be sold in a city or, if not to be sold
10 in a city, one public place in the county in which the interest in
11 the real property is to be sold.

12 (2) A conspicuous place on the real property.

13 (e) At the time notice is posted pursuant to paragraph (2) of
14 subdivision (d), notice of sale shall be served or service shall be
15 attempted on one occupant of the real property. Service on the
16 occupant shall be made by leaving the notice with the occupant
17 personally or, in the occupant's absence, with any person of
18 suitable age and discretion found upon the real property at the time
19 service is attempted who is either an employee or agent of the
20 occupant or a member of the occupant's household. If the levying
21 officer is unable to serve an occupant, as specified, at the time
22 service is attempted, the levying officer is not required to make
23 any further attempts to serve an occupant.

24 (f) If the property described in the notice of sale consists of
25 more than one distinct lot, parcel, or governmental subdivision
26 and any of the lots, parcels, or governmental subdivisions lies with
27 relation to any of the others so as to form one or more continuous,
28 unbroken tracts, only one service pursuant to subdivision (e) and
29 posting pursuant to paragraph (2) of subdivision (d) need be made
30 as to each continuous, unbroken tract.

31 (g) Notice of sale shall be published pursuant to Section 6063
32 of the Government Code, with the first publication at least 20 days
33 prior to the time of sale, in a newspaper of general circulation
34 published in the city in which the real property or a part thereof is
35 situated if any part thereof is situated in a city or, if not, in a
36 newspaper of general circulation published in the public notice
37 district in which the real property or a part thereof is situated. If
38 no newspaper of general circulation is published in the city or
39 public notice district, notice of sale shall be published in a

1 newspaper of general circulation in the county in which the real
2 property or a part thereof is situated.

3 (h) Not earlier than 30 days after the date of levy, the judgment
4 creditor shall determine the names of all persons having liens on
5 the real property on the date of levy that are of record in the office
6 of the county recorder and shall instruct the levying officer to mail
7 notice of sale to each lienholder at the address used by the county
8 recorder for the return of the instrument creating the lien after
9 recording. The levying officer shall mail notice to each lienholder,
10 at the address given in the instructions, not less than 20 days before
11 the date of sale.

12 (i) For the purposes of this section, publication of notice in a
13 public notice district is governed by Chapter 1.1 (commencing
14 with Section 6080) of Division 7 of Title 1 of the Government
15 Code.

16 ~~SEC. 10.~~

17 *SEC. 11.* Section 6105 of the Commercial Code is amended
18 to read:

19 6105. (a) A notice that is governed by this section shall comply
20 with each of the following:

21 (1) State that a bulk sale is about to be made.

22 (2) State the name and business address of the seller together
23 with any other business name and address listed by the seller
24 (subdivision (a) of Section 6104) and the name and business
25 address of the buyer.

26 (3) State the location and general description of the assets.

27 (4) State the place and the anticipated date of the bulk sale.

28 (5) State whether or not the bulk sale is subject to Section 6106.2
29 and, if so subject, the matters required by subdivision (f) of Section
30 6106.2.

31 (b) At least 12 business days before the date of the bulk sale, a
32 notice that is governed by this section shall be:

33 (1) Recorded in the office of the county recorder in the county
34 or counties in this state in which the tangible assets are located
35 and, if different, in the county in which the seller is located
36 (paragraph (2) of subdivision (a) of Section 6103).

37 (2) Published at least once in a newspaper of general circulation
38 published in the public notice district in this state in which the
39 tangible assets are located and in the public notice district, if
40 different, in which the seller is located (paragraph (2) of

1 subdivision (a) of Section 6103), if in either case there is one, and
2 if there is none, then in a newspaper of general circulation in the
3 county in which the public notice district is located. If the tangible
4 assets are located in more than one public notice district in this
5 state, the publication shall be in a newspaper of general circulation
6 published in the public notice district in this state in which a greater
7 portion of the tangible assets are located, on the date the notice is
8 published, than in any other public notice district in this state and,
9 if different, in the public notice district in which the seller is located
10 (paragraph (2) of subdivision (a) of Section 6103).

11 (3) Delivered or sent by registered or certified mail to the county
12 tax collector in the county or counties in this state in which the
13 tangible assets are located. If delivered during the period from
14 January 1 to May 7, inclusive, the notice shall be accompanied by
15 a completed business property statement with respect to property
16 involved in the bulk sale pursuant to Section 441 of the Revenue
17 and Taxation Code.

18 (c) For the purposes of this section, publication of notice in a
19 public notice district is governed by Chapter 1.1 (commencing
20 with Section 6080) of Division 7 of Title 1 of the Government
21 Code.

22 (d) As used in this section, “business day” means any day other
23 than a Saturday, Sunday, or day observed as a holiday by the state
24 government.

25 ~~SEC. 11.~~

26 *SEC. 12.* Section 1001 of the Government Code is amended
27 to read:

28 1001. The civil executive officers are: a Governor; a private
29 secretary and an executive secretary for the Governor; a Lieutenant
30 Governor; a Secretary of State; a Deputy Secretary of State; a
31 Keeper of Archives of State for *the* Secretary of State; a bookkeeper
32 for the Secretary of State; three recording clerks for the Secretary
33 of State; a Controller; a Deputy Controller; a bookkeeper for the
34 Controller; five clerks for the Controller; a Treasurer; a Deputy
35 Treasurer; a bookkeeper for the Treasurer; a clerk for six months
36 in each year for the Treasurer; an Attorney General and all assistant
37 and deputy attorneys general; a Superintendent of Public
38 Instruction; one clerk for the Superintendent of Public Instruction;
39 an Insurance Commissioner; a deputy for the Insurance
40 Commissioner; four port wardens for the Port of San Francisco; a

1 port warden for each port of entry except San Francisco; five State
2 Harbor Commissioners for San Francisco Harbor; six pilots for
3 each harbor where there is no board of pilot commissioners; three
4 members of the Board of Pilot Commissioners for Humboldt Bay
5 and Bar; 13 members of the State Board of Agriculture; four
6 members of the State Board of Equalization; a clerk of the Board
7 of Equalization; three members of the State Board of Education;
8 a librarian for the Supreme Court Library and the chief deputy
9 clerk and the deputy clerks of the Supreme Court; five directors
10 for the state hospital at Napa; the manager, assistant manager, chief
11 ~~counsel~~ *counsel*, and division chiefs, State Compensation Insurance
12 Fund; the head of each department and all chiefs of divisions,
13 deputies and secretaries of a department; such other officers as fill
14 offices created by or under the authority of charters or laws for the
15 government of counties and cities or of the health, school, election,
16 road, or revenue laws; or persons serving on boards or commissions
17 created under the laws of the state or established under the State
18 Constitution.

19 ~~SEC. 12.~~

20 *SEC. 13.* Section 6008 of the Government Code is amended
21 to read:

22 6008. (a) Notwithstanding any provision of law to the contrary,
23 a newspaper is a “newspaper of general circulation” if it meets all
24 of the following criteria:

25 (1) It is a newspaper published for the dissemination of local
26 or telegraphic news and intelligence of a general character, which
27 has a bona fide subscription list of paying subscribers and has been
28 established and published at regular intervals of not less than
29 weekly in the city, district, or public notice district for which it is
30 seeking adjudication for at least three years preceding the date of
31 adjudication.

32 (2) It has a substantial distribution to paid subscribers in the
33 city, district, or public notice district in which it is seeking
34 adjudication.

35 (3) It has maintained a minimum coverage of local or telegraphic
36 news and intelligence of a general character of not less than 25
37 percent of its total inches during each year of the three-year period.

38 (4) It has only one principal office of publication and that office
39 is in the city, district, or public notice district for which it is seeking
40 adjudication.

1 (b) For the purposes of Section 6020, a newspaper meeting the
2 criteria of this section which desires to have its standing as a
3 newspaper of general circulation ascertained and established, may,
4 by its publisher, manager, editor, or attorney, file a verified petition
5 in the superior court of the county in which it is established and
6 published.

7 (c) As used in this section:

8 (1) “Established” means in existence under a specified name
9 during the whole of the three-year period, except that a
10 modification of name in accordance with Section 6024, where the
11 modification of name does not substantially change the identity
12 of the newspaper, shall not affect the status of the newspaper for
13 the purposes of this definition.

14 (2) “Published” means issued from the place where the
15 newspaper is sold to or circulated among the people and its
16 subscribers during the whole of the three-year period.

17 (3) “Public notice district” means a public notice district
18 described in Chapter 1.1 (commencing with Section 6080).

19 ~~SEC. 13.~~

20 *SEC. 14.* Chapter 1.1 (commencing with Section 6080) is
21 added to Division 7 of Title 1 of the Government Code, to read:

22
23 CHAPTER 1.1. PUBLICATION OF NOTICE IN PUBLIC NOTICE
24 DISTRICTS

25
26 Article 1. Public Notice Districts, Generally

27
28 6080. This chapter governs any statute requiring publication
29 of notice in a public notice district.

30 6081. A notice published or posted in a manner that is contrary
31 to the provisions of this chapter shall not be invalidated as a
32 consequence of a reasonable, good faith error as to the applicable
33 public notice district.

34 6082. (a) Notwithstanding Section 6027, a judicial decree
35 establishing a newspaper as a newspaper of general circulation in
36 a former judicial district shall be treated as a judicial decree
37 establishing the newspaper as a newspaper of general circulation
38 in the successor public notice district.

39 (b) For the purposes of this section, the “successor public notice
40 district” is the public notice district, described in Article 2, that

1 contains substantially the same population centers as the applicable,
2 former judicial district preserved for notice publication by former
3 Section 71042.5.

4

5 Article 2. Public Notice Districts by County

6

7 6085.100. (a) Alameda County contains the following public
8 notice districts:

9 (1) Alameda District, which is comprised of the City of
10 Alameda.

11 (2) Berkeley-Albany District, which is comprised of the Cities
12 of Albany and Berkeley.

13 (3) Fremont-Newark-Union City District, which is comprised
14 of the Cities of Fremont, Newark, and Union City.

15 (4) Livermore District, which is comprised of the City of
16 Livermore.

17 (5) Oakland-Piedmont District, which is comprised of the Cities
18 of Emeryville, Oakland, and Piedmont.

19 (6) Pleasanton District, which is comprised of the Cities of
20 Dublin and Pleasanton.

21 (7) San Leandro-Hayward District, which is comprised of the
22 Cities of Hayward and San Leandro and the unincorporated areas
23 known as Ashland, Castro Valley, Cherryland, Fairview, and San
24 Lorenzo.

25 (b) For the purpose of publishing notice arising from a location
26 within Alameda County that is not within one of the districts
27 described in subdivision (a):

28 (1) If the location is within five miles of a district, notice shall
29 be published in the nearest district.

30 (2) If the location is not within five miles of a district, notice
31 shall be given as if the location is in a public notice district without
32 a newspaper of general circulation.

33 6085.110. Alpine County contains a single, countywide public
34 notice district.

35 6085.120. Amador County contains a single, countywide public
36 notice district.

37 6085.130. (a) Butte County contains the following public
38 notice districts:

39 (1) Biggs District, which is comprised of the City of Biggs.

40 (2) Chico District, which is comprised of the City of Chico.

1 (3) Gridley District, which is comprised of the City of Gridley.

2 (4) Oroville District, which is comprised of the City of Oroville.

3 (5) Paradise District, which is comprised of the City of Paradise
4 and the unincorporated area known as Magalia.

5 (b) For the purpose of publishing notice arising from a location
6 within Butte County that is not within one of the districts described
7 in subdivision (a):

8 (1) If the location is within 10 miles of a district, notice shall
9 be published in the nearest district.

10 (2) If the location is not within 10 miles of a district, notice shall
11 be given as if the location is in a public notice district without a
12 newspaper of general circulation.

13 6085.140. (a) Calaveras County contains the following public
14 notice districts:

15 (1) Angels-Murphys District, which is comprised of the City of
16 Angels Camp and the unincorporated area known as Murphys.

17 (2) San Andreas District, which is comprised of the
18 unincorporated areas known as Rancho Calaveras, San Andreas,
19 and Valley Springs.

20 (b) For the purpose of publishing notice arising from a location
21 within Calaveras County that is not within one of the districts
22 described in subdivision (a):

23 (1) If the location is within 10 miles of a district, notice shall
24 be published in the nearest district.

25 (2) If the location is not within 10 miles of a district, notice shall
26 be given as if the location is in a public notice district without a
27 newspaper of general circulation.

28 6085.150. (a) Colusa County contains the following public
29 notice districts:

30 (1) Colusa District, which is comprised of the City of Colusa.

31 (2) Williams District, which is comprised of the City of
32 Williams.

33 (b) For the purpose of publishing notice arising from a location
34 within Colusa County that is not within one of the districts
35 described in subdivision (a):

36 (1) If the location is within 10 miles of a district, notice shall
37 be published in the nearest district.

38 (2) If the location is not within 10 miles of a district, notice shall
39 be given as if the location is in a public notice district without a
40 newspaper of general circulation.

1 6085.160. (a) Contra Costa County contains the following
2 public notice districts:

3 (1) Antioch District, which is comprised of the City of Antioch.

4 (2) Brentwood-Byron District, which is comprised of the City
5 of Brentwood and the unincorporated areas known as Byron and
6 Discovery Bay.

7 (3) El Cerrito-Kensington District, which is comprised of the
8 City of El Cerrito and the unincorporated area known as
9 Kensington.

10 (4) Mount Diablo District, which is comprised of the Cities of
11 Clayton, Concord, Martinez, and Pleasant Hill.

12 (5) Oakley District, which is comprised of the City of Oakley
13 and the unincorporated area known as Knightsen.

14 (6) Pinole-Hercules-Rodeo District, which is comprised of the
15 Cities of Pinole and Hercules and the unincorporated area known
16 as Rodeo.

17 (7) Pittsburgh District, which is comprised of the City of
18 Pittsburgh and the unincorporated area known as Bay Point.

19 (8) Richmond District, which is comprised of the City of
20 Richmond.

21 (9) San Pablo District, which is comprised of the City of San
22 Pablo and the unincorporated areas known as Bayview, East
23 Richmond Heights, El Sobrante, Montalvin Manor, North
24 Richmond, Rollingwood, and Tara Hills.

25 (10) Walnut Creek-Danville District, which is comprised of the
26 Cities of Danville, Lafayette, Moraga, Orinda, San Ramon, and
27 Walnut Creek and the unincorporated areas known as Alamo,
28 Contra Costa Centre, and Reliez Valley.

29 (b) For the purpose of publishing notice arising from a location
30 within Contra Costa County that is not within one of the districts
31 described in subdivision (a):

32 (1) If the location is within five miles of a district, notice shall
33 be published in the nearest district.

34 (2) If the location is not within five miles of a district, notice
35 shall be given as if the location is in a public notice district without
36 a newspaper of general circulation.

37 6085.170. (a) Del Norte County contains the Crescent District
38 public notice district, which is comprised of Crescent City.

1 (b) For the purpose of publishing notice arising from a location
2 within Del Norte County that is not within the district described
3 in subdivision (a):

4 (1) If the location is within 10 miles of the district, notice shall
5 be published in the district.

6 (2) If the location is not within 10 miles of the district, notice
7 shall be given as if the location is in a public notice district without
8 a newspaper of general circulation.

9 6085.180. (a) El Dorado County contains the following public
10 notice districts:

11 (1) El Dorado District, which is comprised of the unincorporated
12 areas known as Cameron Park, Diamond Springs, and El Dorado
13 Hills.

14 (2) Lake Valley District, which is comprised of the City of South
15 Lake Tahoe.

16 (3) Placerville District, which is comprised of the City of
17 Placerville.

18 (b) For the purpose of publishing notice arising from a location
19 within El Dorado County that is not within one of the districts
20 described in subdivision (a):

21 (1) If the location is within 10 miles of a district, notice shall
22 be published in the nearest district.

23 (2) If the location is not within 10 miles of a district, notice shall
24 be given as if the location is in a public notice district without a
25 newspaper of general circulation.

26 6085.190. (a) Fresno County contains the following public
27 notice districts:

28 (1) Clovis District, which is comprised of the City of Clovis
29 and the unincorporated area known as Tarpey Village.

30 (2) Coalinga District, which is comprised of the Cities of
31 Coalinga and Huron.

32 (3) Firebaugh District, which is comprised of the Cities of
33 Firebaugh and Mendota.

34 (4) Fowler District, which is comprised of the City of Fowler.

35 (5) Fresno District, which is comprised of the City of Fresno.

36 (6) Kerman District, which is comprised of the Cities of Kerman
37 and San Joaquin.

38 (7) Kingsburg District, which is comprised of the City of
39 Kingsburg.

1 (8) Parlier District, which is comprised of the City of Parlier
2 and the unincorporated area known as Del Rey.

3 (9) Reedley District, which is comprised of the Cities of Orange
4 Cove and Reedley.

5 (10) Sanger District, which is comprised of the City of Sanger.

6 (11) Selma District, which is comprised of the City of Selma.

7 (b) For the purpose of publishing notice arising from a location
8 within Fresno County that is not within one of the districts
9 described in subdivision (a):

10 (1) If the location is within 10 miles of a district, notice shall
11 be published in the nearest district.

12 (2) If the location is not within 10 miles of a district, notice shall
13 be given as if the location is in a public notice district without a
14 newspaper of general circulation.

15 6085.200. (a) Glenn County contains the following public
16 notice districts:

17 (1) Orland District, which is comprised of the City of Orland.

18 (2) Willows District, which is comprised of the City of Willows.

19 (b) For the purpose of publishing notice arising from a location
20 within Glenn County that is not within one of the districts described
21 in subdivision (a):

22 (1) If the location is within 10 miles of a district, notice shall
23 be published in the nearest district.

24 (2) If the location is not within 10 miles of a district, notice shall
25 be given as if the location is in a public notice district without a
26 newspaper of general circulation.

27 6085.210. (a) Humboldt County contains the following public
28 notice districts:

29 (1) Arcata District, which is comprised of the Cities of Arcata,
30 Blue Lake, and Trinidad and the unincorporated area known as
31 McKinleyville.

32 (2) Eureka District, which is comprised of the City of Eureka.

33 (3) Fortuna District, which is comprised of the Cities of
34 Ferndale, Fortuna, and Rio Dell.

35 (b) For the purpose of publishing notice arising from a location
36 within Humboldt County that is not within one of the districts
37 described in subdivision (a):

38 (1) If the location is within 10 miles of a district, notice shall
39 be published in the nearest district.

1 (2) If the location is not within 10 miles of a district, notice shall
2 be given as if the location is in a public notice district without a
3 newspaper of general circulation.

4 6085.220. (a) Imperial County contains the following public
5 notice districts:

6 (1) Brawley District, which is comprised of the City of Brawley.

7 (2) Calexico District, which is comprised of the City of Calexico.

8 (3) Calipatria District, which is comprised of the City of
9 Calipatria.

10 (4) El Centro District, which is comprised of the City of El
11 Centro.

12 (5) Holtville District, which is comprised of the City of Holtville.

13 (6) Imperial District, which is comprised of the City of Imperial.

14 (7) Westmoreland District, which is comprised of the City of
15 Westmoreland.

16 (b) For the purpose of publishing notice arising from a location
17 within Imperial County that is not within one of the districts
18 described in subdivision (a):

19 (1) If the location is within 10 miles of a district, notice shall
20 be published in the nearest district.

21 (2) If the location is not within 10 miles of a district, notice shall
22 be given as if the location is in a public notice district without a
23 newspaper of general circulation.

24 6085.230. (a) Inyo County contains the Northern Inyo District
25 public notice district, which is comprised of the City of Bishop.

26 (b) For the purpose of publishing notice arising from a location
27 within Inyo County that is not within the district described in
28 subdivision (a):

29 (1) If the location is within 10 miles of the district, notice shall
30 be published in the district.

31 (2) If the location is not within 10 miles of the district, notice
32 shall be given as if the location is in a public notice district without
33 a newspaper of general circulation.

34 6085.240. (a) Kern County contains the following public notice
35 districts:

36 (1) Arvin-Lamont District, which is comprised of the City of
37 Arvin and the unincorporated areas known as Lamont and
38 Weedpatch.

1 (2) Bakersfield District, which is comprised of the City of
2 Bakersfield and the unincorporated areas known as Oildale and
3 Rosedale.

4 (3) Delano-McFarland District, which is comprised of the Cities
5 of Delano and McFarland.

6 (4) Indian Wells District, which is comprised of the City of
7 Ridgecrest.

8 (5) Kern River-Rand District, which is comprised of the
9 unincorporated areas known as Bodfish, Kernville, Lake Isabella,
10 Weldon, and Wofford Heights.

11 (6) Maricopa-Taft District, which is comprised of the Cities of
12 Maricopa and Taft.

13 (7) Mojave District, which is comprised of California City and
14 the unincorporated areas known as Mojave and Rosamond.

15 (8) Shafter District, which is comprised of the City of Shafter.

16 (9) Tehachapi District, which is comprised of the City of
17 Tehachapi and the unincorporated area known as Bear Valley
18 Springs.

19 (10) Wasco District, which is comprised of the City of Wasco.

20 (b) For the purpose of publishing notice arising from a location
21 within Kern County that is not within one of the districts described
22 in subdivision (a):

23 (1) If the location is within 10 miles of a district, notice shall
24 be published in the nearest district.

25 (2) If the location is not within 10 miles of a district, notice shall
26 be given as if the location is in a public notice district without a
27 newspaper of general circulation.

28 6085.250. (a) Kings County contains the following public
29 notice districts:

30 (1) Avenal District, which is comprised of the City of Avenal.

31 (2) Corcoran District, which is comprised of the City of
32 Corcoran.

33 (3) Hanford District, which is comprised of the City of Hanford.

34 (4) Lemoore District, which is comprised of the City of
35 Lemoore.

36 (b) For the purpose of publishing notice arising from a location
37 within Kings County that is not within one of the districts described
38 in subdivision (a):

39 (1) If the location is within 10 miles of a district, notice shall
40 be published in the nearest district.

1 (2) If the location is not within 10 miles of a district, notice shall
2 be given as if the location is in a public notice district without a
3 newspaper of general circulation.

4 6085.260. (a) Lake County contains the following public notice
5 districts:

6 (1) Clearlake Highlands District, which is comprised of the City
7 of Clearlake.

8 (2) Lakeport District, which is comprised of the City of
9 Lakeport.

10 (b) For the purpose of publishing notice arising from a location
11 within Lake County that is not within one of the districts described
12 in subdivision (a):

13 (1) If the location is within 10 miles of a district, notice shall
14 be published in the nearest district.

15 (2) If the location is not within 10 miles of a district, notice shall
16 be given as if the location is in a public notice district without a
17 newspaper of general circulation.

18 6085.270. (a) Lassen County contains the Westwood-Honey
19 Lake District public notice district, which is comprised of the City
20 of Susanville and the unincorporated area known as Westwood.

21 (b) For the purpose of publishing notice arising from a location
22 within Lassen County that is not within the district described in
23 subdivision (a):

24 (1) If the location is within 10 miles of the district, notice shall
25 be published in the district.

26 (2) If the location is not within 10 miles of the district, notice
27 shall be given as if the location is in a public notice district without
28 a newspaper of general circulation.

29 6085.280. (a) Los Angeles County contains the following
30 public notice districts:

31 (1) Alhambra District, which is comprised of the Cities of
32 Alhambra, Monterey Park, San Gabriel, and Temple City and the
33 unincorporated areas known as East San Gabriel and South San
34 Gabriel.

35 (2) Antelope District, which is comprised of the Cities of
36 Lancaster and Palmdale and the unincorporated areas known as
37 Antelope, Del Sur, Elizabeth Lake, Green Valley, Lake Hughes,
38 Lake Los Angeles, Leona Valley, Little Rock, Llano, Pearblossom,
39 Quartz Hill, Sun Village, and Wilsona.

- 1 (3) Beverly Hills District, which is comprised of the Cities of
2 Beverly Hills and West Hollywood.
- 3 (4) Burbank District, which is comprised of the City of Burbank.
- 4 (5) Catalina District, which is comprised of San Clemente Island
5 and Santa Catalina Island.
- 6 (6) Citrus District, which is comprised of the Cities of Azusa,
7 Baldwin Park, Covina, Glendora, Industry, Irwindale, and West
8 Covina and the unincorporated areas known as Citrus, Charter
9 Oak, Rowland Heights, South San Jose Hills, Valinda, Vincent,
10 and West Puente Valley.
- 11 (7) Compton District, which is comprised of the Cities of
12 Carson, Compton, Lynwood, and Paramount and the
13 unincorporated areas known as Athens, East Compton, East Rancho
14 Dominguez, West Carson, West Compton, West Rancho
15 Dominguez, and Willowbrook.
- 16 (8) Culver District, which is comprised of Culver City and the
17 unincorporated areas known as Centinela, Ladera Heights, Marina
18 Del Rey, View Park, and Windsor Hills.
- 19 (9) Downey District, which is comprised of the Cities of
20 Downey, La Mirada, and Norwalk.
- 21 (10) East Los Angeles District, which is comprised of the Cities
22 of Commerce and Montebello and the unincorporated areas known
23 as Belvedere and East Los Angeles.
- 24 (11) El Monte-Rio Hondo District, which is comprised of the
25 Cities of El Monte, La Puente, Rosemead, and South El Monte
26 and the unincorporated areas known as Avocado Heights, East
27 Arcadia, Hacienda Heights, Mayflower Village, North El Monte,
28 and Rio Hondo.
- 29 (12) Glendale District, which is comprised of the Cities of
30 Glendale and La Cañada Flintridge and the unincorporated areas
31 known as La Crescenta and Montrose.
- 32 (13) Inglewood District, which is comprised of the Cities of El
33 Segundo, Hawthorne, and Inglewood and the unincorporated areas
34 known as Del Aire, Lennox, West Athens, and Westmont.
- 35 (14) Long Beach District, which is comprised of the Cities of
36 Long Beach and Signal Hill.
- 37 (15) Los Angeles District, which is comprised of the Cities of
38 Los Angeles and San Fernando.
- 39 (16) Los Cerritos District, which is comprised of the Cities of
40 Artesia, Bell Flower, Cerritos, Hawaiian Gardens, and Lakewood.

1 (17) Malibu District, which is comprised of the Cities of Agoura
2 Hills, Calabasas, Hidden Hills, Malibu, and Westlake Village and
3 the unincorporated areas known as Agoura, Malibu Heights,
4 Topanga, and West Hills.

5 (18) Newhall-Soledad District, which is comprised of the City
6 of Santa Clarita and the unincorporated areas known as Acton,
7 Agua Dulce, Castaic, Canyon Country, Halsey Canyon, Gorman,
8 Neenach, Newhall, Santa Susana Mountains, Saugus, Stevenson
9 Ranch, Val Verde, and Valencia.

10 (19) Pasadena District, which is comprised of the Cities of
11 Pasadena, San Marino, Sierra Madre, and South Pasadena and the
12 unincorporated areas known as Altadena, East Pasadena, Kinneloa
13 Mesa, and San Pasqual.

14 (20) Pomona District, which is comprised of the Cities of
15 Claremont, Diamond Bar, La Verne, Pomona, San Dimas, and
16 Walnut.

17 (21) Santa Anita District, which is comprised of the Cities of
18 Arcadia, Bradbury, Duarte, and Monrovia and the unincorporated
19 area known as South Monrovia Island.

20 (22) Santa Monica District, which is comprised of the City of
21 Santa Monica.

22 (23) South Bay District, which is comprised of the Cities of
23 Gardena, Hermosa Beach, Lawndale, Lomita, Manhattan Beach,
24 Palos Verdes Estates, Rancho Palos Verdes, Redondo Beach,
25 Rolling Hills, Rolling Hills Estates, and Torrance and the
26 unincorporated areas known as Alondra Park and El Camino
27 Village.

28 (24) Southeast District, which is comprised of the Cities of Bell,
29 Bell Gardens, Cudahy, Huntington Park, Maywood, South Gate,
30 and Vernon and the unincorporated areas known as
31 Florence-Graham and Walnut Park.

32 (25) Whittier District, which is comprised of the Cities of La
33 Habra Heights, Pico Rivera, Santa Fe Springs, and Whittier and
34 the unincorporated areas known as East Whittier, Rose Hills, South
35 Whittier, and West Whittier-Los Nietos.

36 (b) For the purpose of publishing notice arising from a location
37 within Los Angeles County that is not within one of the districts
38 described in subdivision (a):

39 (1) If the location is within five miles of a district, notice shall
40 be published in the nearest district.

1 (2) If the location is not within five miles of a district, notice
2 shall be given as if the location is in a public notice district without
3 a newspaper of general circulation.

4 6085.290. (a) Madera County contains the following public
5 notice districts:

6 (1) Chowchilla District, which is comprised of the City of
7 Chowchilla.

8 (2) Madera District, which is comprised of the City of Madera.

9 (3) Sierra District, which is comprised of the unincorporated
10 areas known as Ahwahnee, Coarsegold, Oakhurst, and Yosemite
11 Lakes.

12 (b) For the purpose of publishing notice arising from a location
13 within Madera County that is not within one of the districts
14 described in subdivision (a):

15 (1) If the location is within 10 miles of a district, notice shall
16 be published in the nearest district.

17 (2) If the location is not within 10 miles of a district, notice shall
18 be given as if the location is in a public notice district without a
19 newspaper of general circulation.

20 6085.300. (a) Marin County contains the Central District public
21 notice district, which is comprised of the Cities of Belvedere, Corte
22 Madera, Fairfax, Larkspur, Mill Valley, Novato, Ross, San
23 Anselmo, San Rafael, Sausalito, and Tiburon and the
24 unincorporated area known as Tamalpais-Homestead Valley.

25 (b) For the purpose of publishing notice arising from a location
26 within Marin County that is not within the district described in
27 subdivision (a):

28 (1) If the location is within 10 miles of the district, notice shall
29 be published in the district.

30 (2) If the location is not within 10 miles of the district, notice
31 shall be given as if the location is in a public notice district without
32 a newspaper of general circulation.

33 6085.310. Mariposa County contains a single, countywide
34 public notice district.

35 6085.320. (a) Mendocino County contains the following public
36 notice districts:

37 (1) Arena District, which is comprised of the City of Point
38 Arena.

39 (2) Little Lake District, which is comprised of the City of
40 Willits.

1 (3) Ten Mile River District, which is comprised of the City of
2 Fort Bragg.

3 (4) Ukiah District, which is comprised of the City of Ukiah.

4 (b) For the purpose of publishing notice arising from a location
5 within Mendocino County that is not within one of the districts
6 described in subdivision (a):

7 (1) If the location is within 10 miles of a district, notice shall
8 be published in the nearest district.

9 (2) If the location is not within 10 miles of a district, notice shall
10 be given as if the location is in a public notice district without a
11 newspaper of general circulation.

12 6085.330. (a) Merced County contains the following public
13 notice districts:

14 (1) Atwater District, which is comprised of the City of Atwater
15 and the unincorporated areas known as Cressey, McSwain, and
16 Winton.

17 (2) Dos Palos District, which is comprised of the City of Dos
18 Palos.

19 (3) Gustine District, which is comprised of the City of Gustine.

20 (4) Livingston District, which is comprised of the City of
21 Livingston and the unincorporated areas known as Ballico, Delhi,
22 and Stevinson.

23 (5) Los Banos District, which is comprised of the City of Los
24 Banos and the unincorporated area known as Santa Nella.

25 (6) Merced District, which is comprised of the City of Merced
26 and the unincorporated area known as Franklin.

27 (b) For the purpose of publishing notice arising from a location
28 within Merced County that is not within one of the districts
29 described in subdivision (a):

30 (1) If the location is within 10 miles of a district, notice shall
31 be published in the nearest district.

32 (2) If the location is not within 10 miles of a district, notice shall
33 be given as if the location is in a public notice district without a
34 newspaper of general circulation.

35 6085.340. (a) Modoc County contains the Alturas District
36 public notice district, which is comprised of the City of Alturas.

37 (b) For the purpose of publishing notice arising from a location
38 within Modoc County that is not within the district described in
39 subdivision (a):

1 (1) If the location is within 10 miles of the district, notice shall
2 be published in the district.

3 (2) If the location is not within 10 miles of the district, notice
4 shall be given as if the location is in a public notice district without
5 a newspaper of general circulation.

6 6085.350. Mono County contains a single, countywide public
7 notice district.

8 6085.360. (a) Monterey County contains the following public
9 notice districts:

10 (1) Castroville-Pajaro District, which is comprised of the
11 unincorporated areas known as Castroville, Pajaro, and Pruneville.

12 (2) Gonzales District, which is comprised of the City of
13 Gonzales.

14 (3) Greenfield District, which is comprised of the City of
15 Greenfield.

16 (4) King City District, which is comprised of King City.

17 (5) Monterey-Carmel District, which is comprised of the Cities
18 of Carmel, Del Rey Oaks, Monterey, Sand City, and Seaside.

19 (6) Pacific Grove District, which is comprised of the City of
20 Pacific Grove and the unincorporated area known as Del Monte
21 Forest.

22 (7) Salinas District, which is comprised of the Cities of Marina
23 and Salinas.

24 (8) Soledad District, which is comprised of the City of Soledad.

25 (b) For the purpose of publishing notice arising from a location
26 within Monterey County that is not within one of the districts
27 described in subdivision (a):

28 (1) If the location is within 10 miles of a district, notice shall
29 be published in the nearest district.

30 (2) If the location is not within 10 miles of a district, notice shall
31 be given as if the location is in a public notice district without a
32 newspaper of general circulation.

33 6085.370. (a) Napa County contains the following public
34 notice districts:

35 (1) Calistoga District, which is comprised of the City of
36 Calistoga.

37 (2) Napa District, which is comprised of the Cities of American
38 Canyon, Napa, and Yountville.

1 (3) St. Helena District, which is comprised of the City of St.
2 Helena and the unincorporated areas known as Angwin, Oakville,
3 and Rutherford.

4 (b) For the purpose of publishing notice arising from a location
5 within Napa County that is not within one of the districts described
6 in subdivision (a):

7 (1) If the location is within 10 miles of a district, notice shall
8 be published in the nearest district.

9 (2) If the location is not within 10 miles of a district, notice shall
10 be given as if the location is in a public notice district without a
11 newspaper of general circulation.

12 6085.380. (a) Nevada County contains the following public
13 notice districts:

14 (1) Grass Valley District, which is comprised of the City of
15 Grass Valley.

16 (2) Nevada District, which is comprised of Nevada City.

17 (3) Truckee District, which is comprised of the City of Truckee.

18 (b) For the purpose of publishing notice arising from a location
19 within Nevada County that is not within one of the districts
20 described in subdivision (a):

21 (1) If the location is within 10 miles of a district, notice shall
22 be published in the nearest district.

23 (2) If the location is not within 10 miles of a district, notice shall
24 be given as if the location is in a public notice district without a
25 newspaper of general circulation.

26 6085.390. (a) Orange County contains the following public
27 notice districts:

28 (1) Central Orange County District, which is comprised of the
29 Cities of Orange, Santa Ana, Tustin, and Villa Park and the
30 unincorporated area known as North Tustin.

31 (2) North Orange County District, which is comprised of the
32 Cities of Anaheim, Brea, Buena Park, Cypress, Fullerton, Garden
33 Grove, La Habra, La Palma, Placentia, Stanton, and Yorba Linda.

34 (3) Orange County Harbor District, which is comprised of the
35 Cities of Costa Mesa, Irvine, and Newport Beach.

36 (4) South Orange County District, which is comprised of the
37 Cities of Aliso Viejo, Dana Point, Laguna Beach, Laguna Hills,
38 Laguna Niguel, Laguna Woods, Lake Forest, Mission Viejo,
39 Rancho Santa Margarita, San Clemente, and San Juan Capistrano

1 and the unincorporated areas known as Coto de Caza and Ladera
2 Ranch.

3 (5) West Orange County District, which is comprised of the
4 Cities of Fountain Valley, Huntington Beach, Los Alamitos, Seal
5 Beach, and Westminster and the unincorporated area known as
6 Rossmoor.

7 (b) For the purpose of publishing notice arising from a location
8 within Orange County that is not within one of the districts
9 described in subdivision (a):

10 (1) If the location is within five miles of a district, notice shall
11 be published in the nearest district.

12 (2) If the location is not within five miles of a district, notice
13 shall be given as if the location is in a public notice district without
14 a newspaper of general circulation.

15 6085.400. (a) Placer County contains the following public
16 notice districts:

17 (1) Auburn District, which is comprised of the City of Auburn
18 and the unincorporated areas known as Meadow Vista, Newcastle,
19 and North Auburn.

20 (2) Colfax-Alta-Dutch Flat District, which is comprised of the
21 City of Colfax and the unincorporated areas known as Alta and
22 Dutch Flat.

23 (3) Lincoln District, which is comprised of the City of Lincoln.

24 (4) Loomis District, which is comprised of the Cities of Loomis
25 and Rocklin and the unincorporated areas known as Granite Bay
26 and Penryn.

27 (5) Roseville District, which is comprised of the City of
28 Roseville.

29 (b) For the purpose of publishing notice arising from a location
30 within Placer County that is not within one of the districts described
31 in subdivision (a):

32 (1) If the location is within 10 miles of a district, notice shall
33 be published in the nearest district.

34 (2) If the location is not within 10 miles of a district, notice shall
35 be given as if the location is in a public notice district without a
36 newspaper of general circulation.

37 6085.410. (a) Plumas County contains the Beckwourth District
38 public notice district, which is comprised of the City of Portola
39 and the unincorporated area known as Beckwourth.

1 (b) For the purpose of publishing notice arising from a location
2 within Plumas County that is not within the district described in
3 subdivision (a):

4 (1) If the location is within 10 miles of the district, notice shall
5 be published in the district.

6 (2) If the location is not within 10 miles of the district, notice
7 shall be given as if the location is in a public notice district without
8 a newspaper of general circulation.

9 6085.420. (a) Riverside County contains the following public
10 notice districts:

11 (1) Beaumont District, which is comprised of the Cities of
12 Beaumont and Calimesa and the unincorporated area known as
13 Cherry Valley.

14 (2) Coachella District, which is comprised of the City of
15 Coachella and the unincorporated areas known as Thermal and
16 Vista Santa Rosa.

17 (3) Corona District, which is comprised of the Cities of Corona,
18 Eastvale, and Norco and the unincorporated areas known as El
19 Sobrante, Home Gardens, and Temescal Valley.

20 (4) Desert District, which is comprised of the Cities of Cathedral
21 City, Desert Hot Springs, Indian Wells, Indio, La Quinta, Palm
22 Desert, Palm Springs, and Rancho Mirage.

23 (5) Elsinore District, which is comprised of the Cities of Canyon
24 Lake, Lake Elsinore, and Wildomar and the unincorporated areas
25 known as Lakeland Village and Meadowbrook.

26 (6) Hemet District, which is comprised of the City of Hemet
27 and the unincorporated areas known as East Hemet, Green Acres,
28 Idyllwild-Pine Cove, Valle Vista, and Winchester.

29 (7) Jurupa District, which is comprised of the City of Jurupa
30 Valley.

31 (8) Mecca District, which is comprised of the unincorporated
32 areas known as Oasis and Mecca.

33 (9) Murrieta District, which is comprised of the Cities of
34 Murrieta and Temecula and the unincorporated area known as
35 French Valley.

36 (10) Palo Verde District, which is comprised of the City of
37 Blythe.

38 (11) Perris District, which is comprised of the Cities of Menifee
39 and Perris and the unincorporated areas known as Good Hope,
40 Homeland, Lake Mathews, Mead Valley, and Nuevo.

1 (12) Riverside District, which is comprised of the Cities of
2 Moreno Valley and Riverside and the unincorporated areas known
3 as March AFB and Woodcrest.

4 (13) San Geronio District, which is comprised of the City of
5 Banning and the unincorporated areas known as Cabazon and
6 Whitewater.

7 (14) San Jacinto District, which is comprised of the City of San
8 Jacinto.

9 (b) For the purpose of publishing notice arising from a location
10 within Riverside County that is not within one of the districts
11 described in subdivision (a):

12 (1) If the location is within 10 miles of a district, notice shall
13 be published in the nearest district.

14 (2) If the location is not within 10 miles of a district, notice shall
15 be given as if the location is in a public notice district without a
16 newspaper of general circulation.

17 6085.430. (a) Sacramento County contains the following public
18 notice districts:

19 (1) Elk Grove-Galt District, which is comprised of the Cities
20 of Elk Grove and Galt and the unincorporated areas known as
21 Rancho Murieta, Vineyard, and Wilton.

22 (2) Fair Oaks-Folsom District, which is comprised of the City
23 of Folsom and the unincorporated areas known as Fair Oaks, Gold
24 River, and Orangevale.

25 (3) Sacramento District, which is comprised of the Cities of
26 Citrus Heights, Rancho Cordova, and Sacramento and the
27 unincorporated areas known as Antelope, Arden-Arcade,
28 Carmichael, Florin, Foothill Farms, La Riviera, Lemon Hill, North
29 Highlands, Parkway, Rio Linda, and Rosemont.

30 (4) Walnut Grove-Isleton District, which is comprised of the
31 City of Isleton and the unincorporated area known as Walnut
32 Grove.

33 (b) For the purpose of publishing notice arising from a location
34 within Sacramento County that is not within one of the districts
35 described in subdivision (a):

36 (1) If the location is within 10 miles of a district, notice shall
37 be published in the nearest district.

38 (2) If the location is not within 10 miles of a district, notice shall
39 be given as if the location is in a public notice district without a
40 newspaper of general circulation.

1 6085.440. (a) San Benito County contains the following public
2 notice districts:
3 (1) Hollister District, which is comprised of the City of Hollister.
4 (2) San Juan District, which is comprised of the City of San
5 Juan Bautista.
6 (b) For the purpose of publishing notice arising from a location
7 within San Benito County that is not within one of the districts
8 described in subdivision (a):
9 (1) If the location is within 10 miles of a district, notice shall
10 be published in the nearest district.
11 (2) If the location is not within 10 miles of a district, notice shall
12 be given as if the location is in a public notice district without a
13 newspaper of general circulation.
14 6085.450. (a) San Bernardino County contains the following
15 public notice districts:
16 (1) Barstow District, which is comprised of the City of Barstow.
17 (2) Bear Valley District, which is comprised of the City of Big
18 Bear Lake and the unincorporated area known as Big Bear City.
19 (3) Bloomington District, which is comprised of the Cities of
20 Fontana and Rialto and the unincorporated areas known as
21 Bloomington and Lytle Creek.
22 (4) Chino District, which is comprised of the Cities of Chino
23 and Chino Hills.
24 (5) Crest Forest District, which is comprised of the
25 unincorporated areas known as Crestline and Lake Arrowhead.
26 (6) Cucamonga-Etiwanda District, which is comprised of the
27 Cities of Montclair, Ontario, Rancho Cucamonga, and Upland.
28 (7) Needles District, which is comprised of the City of Needles.
29 (8) San Bernardino District, which is comprised of the Cities
30 of Colton, Grand Terrace, Highland, Loma Linda, and San
31 Bernardino and the unincorporated area known as Muscoy.
32 (9) Twentynine Palms District, which is comprised of the Cities
33 of Twentynine Palms and Yucca Valley.
34 (10) Victorville District, which is comprised of the Cities of
35 Adelanto, Apple Valley, Hesperia, and Victorville and the
36 unincorporated areas known as Lucerne Valley and Phelan.
37 (11) Yucaipa District, which is comprised of the Cities of
38 Redlands and Yucaipa and the unincorporated area known as
39 Mentone.

1 (b) For the purpose of publishing notice arising from a location
2 within San Bernardino County that is not within one of the districts
3 described in subdivision (a):

4 (1) If the location is within 10 miles of a district, notice shall
5 be published in the nearest district.

6 (2) If the location is not within 10 miles of a district, notice shall
7 be given as if the location is in a public notice district without a
8 newspaper of general circulation.

9 6085.460. (a) San Diego County contains the following public
10 notice districts:

11 (1) El Cajon District, which is comprised of the Cities of El
12 Cajon, La Mesa, Lemon Grove, and Santee and the unincorporated
13 areas known as Alpine, Bostonia, Casa de Oro, Jamul, La Presa,
14 Lakeside, Mount Helix, Ramona, Rancho San Diego, San Diego
15 Country Estates, Spring Valley, and Winter Gardens.

16 (2) North County District, which is comprised of the Cities of
17 Carlsbad, Del Mar, Encinitas, Escondido, Oceanside, San Marcos,
18 Solana Beach, and Vista and the unincorporated areas known as
19 Camp Pendleton, Fairbanks Ranch, Fallbrook, and Rancho Santa
20 Fe.

21 (3) San Diego District, which is comprised of the Cities of
22 Poway and San Diego, excluding that part of the City of San Diego
23 that is in the South Bay District.

24 (4) South Bay District, which is comprised of the Cities of Chula
25 Vista, Coronado, Imperial Beach, and National City, the
26 unincorporated area known as Bonita, and that part of the City of
27 San Diego lying south of the City of Chula Vista.

28 (b) For the purpose of publishing notice arising from a location
29 within San Diego County that is not within one of the districts
30 described in subdivision (a):

31 (1) If the location is within 10 miles of a district, notice shall
32 be published in the nearest district.

33 (2) If the location is not within 10 miles of a district, notice shall
34 be given as if the location is in a public notice district without a
35 newspaper of general circulation.

36 6085.470. The City and County of San Francisco contains a
37 single, countywide public notice district.

38 6085.480. (a) San Joaquin County contains the following
39 public notice districts:

40 (1) Lodi District, which is comprised of the City of Lodi.

1 (2) Manteca-Ripon-Escalon District, which is comprised of the
2 Cities of Escalon, Lathrop, Manteca, and Ripon and the
3 unincorporated area known as French Camp.

4 (3) Stockton District, which is comprised of the City of Stockton
5 and the unincorporated area known as Garden Acres.

6 (4) Tracy District, which is comprised of the City of Tracy.

7 (b) For the purpose of publishing notice arising from a location
8 within San Joaquin County that is not within one of the districts
9 described in subdivision (a):

10 (1) If the location is within 10 miles of a district, notice shall
11 be published in the nearest district.

12 (2) If the location is not within 10 miles of a district, notice shall
13 be given as if the location is in a public notice district without a
14 newspaper of general circulation.

15 6085.490. (a) San Luis Obispo County contains the following
16 public notice districts:

17 (1) First District, which is comprised of the City of El Paso de
18 Robles.

19 (2) Second District, which is comprised of the City of
20 Atascadero and the unincorporated area known as Templeton.

21 (3) Third District, which is comprised of the City of Morro Bay
22 and the unincorporated area known as Los Osos.

23 (4) Fourth District, which is comprised of the City of San Luis
24 Obispo and the unincorporated areas known as Avila Beach and
25 Los Ranchos.

26 (5) Fifth District, which is comprised of the Cities of Arroyo
27 Grande, Grover Beach, and Pismo Beach and the unincorporated
28 areas known as Edna and Nipomo.

29 (b) For the purpose of publishing notice arising from a location
30 within San Luis Obispo County that is not within one of the
31 districts described in subdivision (a):

32 (1) If the location is within 10 miles of a district, notice shall
33 be published in the nearest district.

34 (2) If the location is not within 10 miles of a district, notice shall
35 be given as if the location is in a public notice district without a
36 newspaper of general circulation.

37 6085.500. (a) San Mateo County contains the following public
38 notice districts:

1 (1) Central District, which is comprised of the Cities of Belmont,
2 Burlingame, Foster City, Half Moon Bay, Hillsborough, Millbrae,
3 and San Mateo and the unincorporated area known as Montara.

4 (2) Northern District, which is comprised of the Cities of
5 Brisbane, Colma, Daly City, Pacifica, San Bruno, and South San
6 Francisco.

7 (3) Southern District, which is comprised of the Cities of
8 Atherton, East Palo Alto, Menlo Park, Portola Valley, Redwood
9 City, San Carlos, and Woodside and the unincorporated area known
10 as North Fair Oaks.

11 (b) For the purpose of publishing notice arising from a location
12 within San Mateo County that is not within one of the districts
13 described in subdivision (a):

14 (1) If the location is within five miles of a district, notice shall
15 be published in the nearest district.

16 (2) If the location is not within five miles of a district, notice
17 shall be given as if the location is in a public notice district without
18 a newspaper of general circulation.

19 6085.510. (a) Santa Barbara County contains the following
20 public notice districts:

21 (1) Carpinteria-Montecito District, which is comprised of the
22 City of Carpinteria and the unincorporated area known as
23 Montecito.

24 (2) Guadalupe District, which is comprised of the City of
25 Guadalupe.

26 (3) Lompoc District, which is comprised of the City of Lompoc
27 and the unincorporated area known as Vandenberg AFB.

28 (4) Santa Barbara-Goleta District, which is comprised of the
29 Cities of Goleta and Santa Barbara and the unincorporated area
30 known as Isla Vista.

31 (5) Santa Maria District, which is comprised of the City of Santa
32 Maria and the unincorporated areas known as Los Alamos and
33 Orcutt.

34 (6) Solvang District, which is comprised of the Cities of Buellton
35 and Solvang.

36 (b) For the purpose of publishing notice arising from a location
37 within Santa Barbara County that is not within one of the districts
38 described in subdivision (a):

39 (1) If the location is within 10 miles of a district, notice shall
40 be published in the nearest district.

1 (2) If the location is not within 10 miles of a district, notice shall
2 be given as if the location is in a public notice district without a
3 newspaper of general circulation.

4 6085.520. (a) Santa Clara County contains the following public
5 notice districts:

6 (1) Gilroy-Morgan Hill District, which is comprised of the Cities
7 of Gilroy and Morgan Hill.

8 (2) Los Gatos-Campbell-Saratoga District, which is comprised
9 of the Cities of Campbell, Los Gatos, Monte Sereno, and Saratoga.

10 (3) Palo Alto-Mountain View District, which is comprised of
11 the Cities of Los Altos, Los Altos Hills, Mountain View, and Palo
12 Alto and the unincorporated areas known as Loyola and Stanford.

13 (4) San Jose-Milpitas-Alviso District, which is comprised of
14 the Cities of Milpitas and San Jose and the unincorporated area
15 known as Alum Rock.

16 (5) Santa Clara-Cupertino District, which is comprised of the
17 Cities of Cupertino and Santa Clara.

18 (6) Sunnyvale District, which is comprised of the City of
19 Sunnyvale.

20 (b) For the purpose of publishing notice arising from a location
21 within Santa Clara County that is not within one of the districts
22 described in subdivision (a):

23 (1) If the location is within five miles of a district, notice shall
24 be published in the nearest district.

25 (2) If the location is not within five miles of a district, notice
26 shall be given as if the location is in a public notice district without
27 a newspaper of general circulation.

28 6085.530. Santa Cruz County contains a single, countywide
29 public notice district.

30 6085.540. (a) Shasta County contains the following public
31 notice districts:

32 (1) Anderson District, which is comprised of the City of
33 Anderson.

34 (2) Central Valley District, which is comprised of the City of
35 Shasta Lake.

36 (3) Redding District, which is comprised of the City of Redding.

37 (b) For the purpose of publishing notice arising from a location
38 within Shasta County that is not within one of the districts
39 described in subdivision (a):

1 (1) If the location is within 10 miles of a district, notice shall
2 be published in the nearest district.

3 (2) If the location is not within 10 miles of a district, notice shall
4 be given as if the location is in a public notice district without a
5 newspaper of general circulation.

6 6085.550. Sierra County contains a single, countywide public
7 notice district.

8 6085.560. (a) Siskiyou County contains the following public
9 notice districts:

10 (1) Dorris District, which is comprised of the City of Dorris.

11 (2) Dunsmuir-Mount Shasta District, which is comprised of the
12 Cities of Dunsmuir and Mount Shasta.

13 (3) Scott Valley District, which is comprised of the Cities of
14 Etna and Fort Jones.

15 (4) Shasta Valley District, which is comprised of the Cities of
16 Montague and Weed.

17 (5) Tulelake District, which is comprised of the City of Tulelake.

18 (6) Yreka District, which is comprised of the City of Yreka.

19 (b) For the purpose of publishing notice arising from a location
20 within Siskiyou County that is not within one of the districts
21 described in subdivision (a):

22 (1) If the location is within 10 miles of a district, notice shall
23 be published in the nearest district.

24 (2) If the location is not within 10 miles of a district, notice shall
25 be given as if the location is in a public notice district without a
26 newspaper of general circulation.

27 6085.570. (a) Solano County contains the following public
28 notice districts:

29 (1) Benicia District, which is comprised of the City of Benicia.

30 (2) Dixon District, which is comprised of the City of Dixon.

31 (3) Fairfield-Suisun District, which is comprised of the Cities
32 of Fairfield and Suisun.

33 (4) Rio Vista District, which is comprised of the City of Rio
34 Vista.

35 (5) Vacaville District, which is comprised of the City of
36 Vacaville.

37 (6) Vallejo District, which is comprised of the City of Vallejo.

38 (b) For the purpose of publishing notice arising from a location
39 within Solano County that is not within one of the districts
40 described in subdivision (a):

1 (1) If the location is within 10 miles of a district, notice shall
2 be published in the nearest district.

3 (2) If the location is not within 10 miles of a district, notice shall
4 be given as if the location is in a public notice district without a
5 newspaper of general circulation.

6 6085.580. (a) Sonoma County contains the following public
7 notice districts:

8 (1) Central Sonoma County District, which is comprised of the
9 Cities of Cotati, Rohnert Park, Santa Rosa, and Sebastopol and
10 the unincorporated areas known as Bloomfield, Forestville, and
11 Guerneville.

12 (2) Northern District, which is comprised of the Cities of
13 Cloverdale, Healdsburg, and Windsor.

14 (3) Petaluma District, which is comprised of the City of
15 Petaluma and the unincorporated area known as Penngrove.

16 (4) Sonoma District, which is comprised of the City of Sonoma
17 and the unincorporated areas known as Boyes Hot Springs and
18 Kenwood.

19 (b) For the purpose of publishing notice arising from a location
20 within Sonoma County that is not within one of the districts
21 described in subdivision (a):

22 (1) If the location is within 10 miles of a district, notice shall
23 be published in the nearest district.

24 (2) If the location is not within 10 miles of a district, notice shall
25 be given as if the location is in a public notice district without a
26 newspaper of general circulation.

27 6085.590. (a) Stanislaus County contains the following public
28 notice districts:

29 (1) Ceres District, which is comprised of the Cities of Ceres
30 and Hughson and the unincorporated areas known as Bystrom,
31 Keyes, and Parklawn.

32 (2) Modesto District, which is comprised of the City of Modesto
33 and the unincorporated areas known as Airport, Del Rio, Empire,
34 and Salida.

35 (3) Newman District, which is comprised of the City of Newman
36 and the unincorporated area known as Crows Landing.

37 (4) Oakdale-Waterford District, which is comprised of the Cities
38 of Oakdale and Waterford.

39 (5) Patterson District, which is comprised of the City of
40 Patterson and the unincorporated area known as Grayson.

1 (6) Riverbank District, which is comprised of the City of
2 Riverbank.

3 (7) Turlock District, which is comprised of the City of Turlock.

4 (b) For the purpose of publishing notice arising from a location
5 within Stanislaus County that is not within one of the districts
6 described in subdivision (a):

7 (1) If the location is within 10 miles of a district, notice shall
8 be published in the nearest district.

9 (2) If the location is not within 10 miles of a district, notice shall
10 be given as if the location is in a public notice district without a
11 newspaper of general circulation.

12 6085.600. (a) Sutter County contains the following public
13 notice districts:

14 (1) Butte District, which is comprised of the City of Live Oak.

15 (2) Yuba District, which is comprised of Yuba City.

16 (b) For the purpose of publishing notice arising from a location
17 within Sutter County that is not within one of the districts described
18 in subdivision (a):

19 (1) If the location is within 10 miles of a district, notice shall
20 be published in the nearest district.

21 (2) If the location is not within 10 miles of a district, notice shall
22 be given as if the location is in a public notice district without a
23 newspaper of general circulation.

24 6085.610. (a) Tehama County contains the following public
25 notice districts:

26 (1) Corning District, which is comprised of the City of Corning
27 and the unincorporated area known as Los Molinos.

28 (2) Red Bluff District, which is comprised of the Cities of Red
29 Bluff and Tehama and the unincorporated area known as Gerber.

30 (b) For the purpose of publishing notice arising from a location
31 within Tehama County that is not within one of the districts
32 described in subdivision (a):

33 (1) If the location is within 10 miles of a district, notice shall
34 be published in the nearest district.

35 (2) If the location is not within 10 miles of a district, notice shall
36 be given as if the location is in a public notice district without a
37 newspaper of general circulation.

38 6085.620. Trinity County contains a single, countywide public
39 notice district.

1 6085.630. (a) Tulare County contains the following public
2 notice districts:

3 (1) Dinuba District, which is comprised of the City of Dinuba
4 and the unincorporated areas known as Cutler and Orosi.

5 (2) Exeter-Farmersville District, which is comprised of the Cities
6 of Exeter and Farmersville.

7 (3) Lindsay District, which is comprised of the City of Lindsay
8 and the unincorporated area known as Strathmore.

9 (4) Pixley District, which is comprised of the unincorporated
10 areas known as Earlimart, Pixley, Tipton, and Woodville.

11 (5) Porterville District, which is comprised of the City of
12 Porterville and the unincorporated areas known as Cotton Center
13 and Poplar.

14 (6) Tulare District, which is comprised of the City of Tulare.

15 (7) Visalia District, which is comprised of the City of Visalia
16 and the unincorporated area known as Ivanhoe.

17 (8) Woodlake District, which is comprised of the City of
18 Woodlake.

19 (b) For the purpose of publishing notice arising from a location
20 within Tulare County that is not within one of the districts
21 described in subdivision (a):

22 (1) If the location is within 10 miles of a district, notice shall
23 be published in the nearest district.

24 (2) If the location is not within 10 miles of a district, notice shall
25 be given as if the location is in a public notice district without a
26 newspaper of general circulation.

27 6085.640. (a) Tuolumne County contains the Sonora District
28 public notice district, which is comprised of the City of Sonora.

29 (b) For the purpose of publishing notice arising from a location
30 within Tuolumne County that is not within the district described
31 in subdivision (a):

32 (1) If the location is within 10 miles of the district, notice shall
33 be published in the district.

34 (2) If the location is not within 10 miles of the district, notice
35 shall be given as if the location is in a public notice district without
36 a newspaper of general circulation.

37 6085.650. Ventura County contains a single, countywide public
38 notice district.

39 6085.660. (a) Yolo County contains the following public notice
40 districts:

1 (1) Davis District, which is comprised of the City of Davis.
 2 (2) Washington District, which is comprised of the City of West
 3 Sacramento.

4 (3) Winters District, which is comprised of the City of Winters.

5 (4) Woodland District, which is comprised of the City of
 6 Woodland.

7 (b) For the purpose of publishing notice arising from a location
 8 within Yolo County that is not within one of the districts described
 9 in subdivision (a):

10 (1) If the location is within 10 miles of a district, notice shall
 11 be published in the nearest district.

12 (2) If the location is not within 10 miles of a district, notice shall
 13 be given as if the location is in a public notice district without a
 14 newspaper of general circulation.

15 6085.670. (a) Yuba County contains the following public
 16 notice districts:

17 (1) Marysville District, which is comprised of the City of
 18 Marysville and the unincorporated areas known as Linda,
 19 Olivehurst, and Plumas Lake.

20 (2) Wheatland District, which is comprised of the City of
 21 Wheatland and the unincorporated area known as Beale AFB.

22 (b) For the purpose of publishing notice arising from a location
 23 within Yuba County that is not within one of the districts described
 24 in subdivision (a):

25 (1) If the location is within 10 miles of a district, notice shall
 26 be published in the nearest district.

27 (2) If the location is not within 10 miles of a district, notice shall
 28 be given as if the location is in a public notice district without a
 29 newspaper of general circulation.

30 ~~SEC. 14.~~

31 *SEC. 15.* The heading of Article 2 (commencing with Section
 32 71042.5) of Chapter 6 of Title 8 of the Government Code is
 33 amended to read:

34
 35 Article 2. Judicial Districts

36
 37 ~~SEC. 15.~~

38 *SEC. 16.* Section 71042.5 of the Government Code is repealed.

39 ~~SEC. 16.~~

40 *SEC. 17.* Section 71042.6 of the Government Code is repealed.

1 ~~SEC. 17.~~

2 *SEC. 18.* Section 71380 of the Government Code is amended
3 to read:

4 71380. The Controller shall establish, supervise, and maintain
5 trial court revenue distribution guidelines, including a program to
6 audit the accuracy of distributions as provided by law, to ensure
7 that all fines, penalties, forfeitures, and fees assessed by courts,
8 and their collection and appropriate disbursement, shall be properly
9 accounted for and distributed. The trial court revenue distribution
10 guidelines shall apply to superior courts, counties, including
11 counties' probation departments, central collection bureaus, and
12 any other agencies or entities having a role in this process.

13 ~~SEC. 18.~~

14 *SEC. 19.* Section 1462.5 of the Penal Code is amended to read:

15 1462.5. Each installment or partial payment of a fine, penalty,
16 forfeiture, or fee shall be prorated among the state and local shares
17 according to the trial court revenue distribution guidelines
18 established by the Controller pursuant to Section 71380 of the
19 Government Code. In cases subject to Section 1463.18 of the Penal
20 Code, proration shall not occur until the minimum amounts have
21 been transferred to the Restitution Fund as provided in that section.

22 *SEC. 20.* *Section 8402 of the Probate Code is amended to read:*

23 8402. (a) Notwithstanding any other provision of this chapter,
24 a person is not competent to act as personal representative in any
25 of the following circumstances:

- 26 (1) The person is under the age of majority.
- 27 (2) The person is subject to a conservatorship of the estate or
28 is otherwise incapable of executing, or is otherwise unfit to execute,
29 the duties of the office.
- 30 (3) There are grounds for removal of the person from office
31 under Section 8502.
- 32 (4) The person is not a resident of the United States.
- 33 (5) The person is a surviving *business* partner of the decedent
34 and an interested person objects to the appointment.

35 (b) Paragraphs (4) and (5) of subdivision (a) do not apply to a
36 person named as executor or successor executor in the decedent's
37 will.

38 ~~SEC. 19.~~

39 *SEC. 21.* Section 16350 of the Probate Code is amended to
40 read:

1 16350. (a) For the purposes of this section:

2 (1) “Entity” means a corporation, partnership, limited liability
3 company, regulated investment company, real estate investment
4 trust, common trust fund, or any other organization in which a
5 trustee has an interest other than a trust or decedent’s estate to
6 which Section 16351 applies, a business or activity to which
7 Section 16352 applies, or an asset-backed security to which Section
8 16367 applies.

9 (2) “Capital asset” means property with an estimated life of one
10 year or greater, other than inventory.

11 (b) Except as otherwise provided in this section, a trustee shall
12 allocate to income money received from an entity.

13 (c) A trustee shall allocate to principal the following receipts
14 from an entity:

15 (1) Property other than money.

16 (2) Money received in one distribution or a series of related
17 distributions in exchange for part or all of a trust’s interest in the
18 entity.

19 (3) Money received in total liquidation of the entity or in partial
20 liquidation of the entity, as defined in subdivision (d), except for
21 money received from an entity that is a regulated investment
22 company or a real estate investment trust if the money distributed
23 is a net short-term capital gain distribution.

24 (4) Money received from an entity that is a regulated investment
25 company or a real estate investment trust if the money distributed
26 is a capital gain dividend for federal income tax purposes. A capital
27 gain dividend shall not include money received as a net short-term
28 capital gain distribution from a regulated investment company or
29 real estate investment trust.

30 (d) For purposes of paragraph (3) of subdivision (c), money
31 shall be treated as received in partial liquidation to the extent the
32 amount received from the distributing entity is attributable to the
33 proceeds from a sale by the distributing entity, or by the distributing
34 entity’s subsidiary or affiliate, of a capital asset. The following
35 shall apply to determine whether money is received in partial
36 liquidation:

37 (1) A trustee may rely without investigation on a written
38 statement made by the distributing entity regarding the receipt.

39 (2) A trustee may rely without investigation on other information
40 actually known by the trustee regarding whether the receipt is

1 attributable to the proceeds from a sale by the distributing entity,
2 or by the distributing entity's subsidiary or affiliate, of a capital
3 asset.

4 (3) With regard to each receipt from a distributing entity, if
5 within 30 days from the date of the receipt the distributing entity
6 provides no written statement to the trustee that the receipt is a
7 distribution attributable to the proceeds from a sale of a capital
8 asset by the distributing entity or by the distributing entity's
9 subsidiary or affiliate and the trustee has no actual knowledge that
10 the receipt is a distribution attributable to the proceeds from a sale
11 of a capital asset by the distributing entity or by the distributing
12 entity's subsidiary or affiliate, then the following shall apply:

13 (A) The trustee shall have no duty to investigate whether the
14 receipt from the distributing entity is in partial liquidation of the
15 entity.

16 (B) If, on the date of receipt, the receipt from the distributing
17 entity is in excess of 10 percent of the value of the trust's interest
18 in the distributing entity, then the receipt shall be deemed to be
19 received in partial liquidation of the distributing entity, and the
20 trustee shall allocate all of the receipt to principal. For purposes
21 of this subparagraph, the value of the trust's interest in the
22 distributing entity shall be determined as follows:

23 (i) In the case of an interest that is a security regularly traded
24 on a public exchange or market, the closing price of the security
25 on the public exchange or market occurring on the last business
26 day before the date of the receipt.

27 (ii) In the case of an interest that is not a security regularly traded
28 on a public exchange or market, the trust's proportionate share of
29 the value of the distributing entity as set forth in the most recent
30 appraisal, if any, actually received by the trustee and prepared by
31 a professional appraiser with a valuation date within three years
32 of the date of the receipt. The trustee shall have no duty to
33 investigate the existence of the appraisal or to obtain an appraisal
34 nor shall the trustee have any liability for relying upon an appraisal
35 prepared by a professional appraiser. The term "professional
36 appraiser" shall refer to an appraiser who has earned an appraisal
37 designation for valuing the type of property subject to the appraisal
38 from a recognized professional appraiser organization.

39 (iii) If the trust's interest in the distributing entity cannot be
40 valued under clause (i) or clause (ii), the trust's proportionate share

1 of the distributing entity's net assets, to be calculated as gross
2 assets minus liabilities, as shown in the distributing entity's yearend
3 financial statements immediately preceding the receipt.

4 (iv) If the trust's interest in the distributing entity cannot be
5 valued under clause (i), (ii), or (iii), the federal cost basis of the
6 trust's interest in the distributing entity on the date immediately
7 before the date of the receipt.

8 (e) If a trustee allocates a receipt to principal in accordance with
9 subdivision (d), or allocates a receipt to income because the receipt
10 is not determined to be in partial liquidation under subdivision (d),
11 the trustee shall not be liable for any claim of improper allocation
12 of the receipt that is based on information that was not received
13 or actually known by the trustee as of the date of allocation.

14 (f) (1) Notwithstanding anything to the contrary in subdivision
15 (d), if the receipt was allocated between December 2, 2004, and
16 July 18, 2005, a trustee shall not be liable for allocating the receipt
17 to income if the amount received by the trustee, when considered
18 together with the amount received by all owners, collectively,
19 exceeded 20 percent of the entity's gross assets, but the amount
20 received by the trustee did not exceed 20 percent of the entity's
21 gross assets.

22 (2) Money is not received in partial liquidation, nor may it be
23 taken into account under subdivision (d), to the extent that it does
24 not exceed the amount of income tax that a trustee or beneficiary
25 is required to pay on taxable income of the entity that distributes
26 the money.

27 ~~SEC. 20.~~

28 *SEC. 22.* Section 3381 of the Revenue and Taxation Code is
29 amended to read:

30 3381. (a) In each county where the tax collector or, if the
31 county is a chartered county, the board of supervisors determines
32 that the public interest, convenience and necessity require the local
33 publication of the delinquent list required by Section 3371, or the
34 published notice of power and intent to sell required by Section
35 3361, in order to afford adequate notice, all items required to be
36 published shall be published as provided in this article.

37 (b) After the determination, the tax collector or, if the county
38 is a chartered county, the board of supervisors shall divide and
39 distribute the items to be published and cause the same to be
40 published either within (1) the municipal corporations, (2) the

1 elementary, high school, or junior college districts, (3) the
2 supervisory districts, (4) public notice districts described in
3 Chapter 1.1 (commencing with Section 6080) of Division 7 of
4 Title 1 of the Government Code, (5) tax districts, areas included
5 in map books, or tax code areas, or (6) by any annexation or
6 annexations of same, or any combination of same, or any
7 combination of those districts, annexations, areas included in map
8 books, and *tax* code areas, within the county as they shall determine
9 most likely to afford adequate notice to owners of the property.

10 (c) Except as provided in this article, the publication shall be
11 in the same manner as provided in Article 1.7 (commencing with
12 Section 3371).

13 (d) The publication provided for in this article shall be made
14 once a week for two successive weeks in a newspaper or
15 newspapers of general circulation. The publication shall be made
16 in a newspaper published not less frequently than once a week.

17 ~~SEC. 21.~~

18 *SEC. 23.* Section 3702 of the Revenue and Taxation Code is
19 amended to read:

20 3702. (a) The tax collector shall publish the notice of intended
21 sale once a week for three successive weeks in a newspaper of
22 general circulation published in the county seat and in a newspaper
23 of general circulation published in the public notice district in
24 which the property is situated. If the same newspaper of general
25 circulation is published in both the county seat and in the public
26 notice district, or if the publication of the notice of sale is made in
27 a newspaper which is determined pursuant to Section 3381 as most
28 likely to afford adequate notice of the sale, a publication in that
29 ~~paper~~ *newspaper* shall satisfy the requirements for publication set
30 forth in this section. If there is no newspaper published in the
31 county seat or in the public notice district, then publication in the
32 location in which there is no newspaper may be made by posting
33 notice in three public places in the county seat. The publication
34 shall be started not less than 21 days prior to the date of the sale.

35 (b) For the purposes of this section, publication of notice in a
36 public notice district is governed by Chapter 1.1 (commencing
37 with Section 6080) of Division 7 of Title 1 of the Government
38 Code.

1 ~~SEC. 22.~~

2 *SEC. 24.* Section 3703 of the Revenue and Taxation Code is
3 amended to read:

4 3703. If in the judgment of the board of supervisors any
5 property to be sold under this chapter will bring at auction less
6 than the cost of publication in a newspaper, the publication of the
7 notice of intended sale may be made in the same manner as if there
8 were no newspaper published in the county seat or in the public
9 notice district.

O