

Introduced by Senator Monning

February 17, 2016

An act to amend Section 22594 of the Business and Professions Code, relating to business.

LEGISLATIVE COUNSEL'S DIGEST

SB 1092, as introduced, Monning. Advertising: Internet private residence rental listings: notice.

Existing law requires a hosting platform, as defined, to provide a specific notice to an occupant listing a residence for short-term rental on a hosting platform that states, among other things, that, if the occupant is a tenant, listing the room, home, condominium, or apartment may violate the lease or contract and could result in legal action by the landlord, including possible eviction. Existing law requires the notice to be in a particular font size and be provided immediately before the occupant lists each real property on the hosting platform's Internet Web site in a manner that requires the occupant to interact with the hosting platform's Internet Web site to affirmatively acknowledge he or she has read the notice.

This bill would additionally require the typeface of that notice to be clear, legible, and one of the typefaces used elsewhere on the hosting platform's Internet Web site.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

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

- 1 SECTION 1. Section 22594 of the Business and Professions
- 2 Code is amended to read:

1 22594. (a) The notice required by Section 22592 shall be in a
2 font size that is equal to or greater than 100 percent of the standard
3 font size of the other paragraphs on the hosting platform’s Internet
4 Web site or equal to the default font size on the hosting platform’s
5 Internet Web site. *The typeface of the notice shall be clear, legible,*
6 *and one of the typefaces used elsewhere on the hosting platform’s*
7 *Internet Web site.*
8 (b) The notice shall be provided immediately before the
9 occupant lists each real property on the hosting platform’s Internet
10 Web site, and shall require the occupant to interact with the hosting
11 platform’s Internet Web site to affirmatively acknowledge he or
12 she has read the notice. This affirmative—~~acknowledgement~~
13 *acknowledgment* may be accomplished by the inclusion of a
14 statement in the notice described in Section 22592 that the occupant
15 acknowledges reading this notice before proceeding to list a real
16 property with the hosting platform’s Internet Web site.

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