

AMENDED IN SENATE AUGUST 6, 1996  
AMENDED IN SENATE JANUARY 11, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1941**

**Introduced by Assembly Member Bordonaro**  
*(Coauthor: Senator Kopp)*

February 24, 1995

An act to amend Section 1808.6 of, *and to add Section 1808.9 to*, the Vehicle Code, relating to records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1941, as amended, Bordonaro. Vehicle registration: confidential records.

~~(1)~~

Under existing law, the home addresses of *specified public officials, including* various officers of the Parole Hearings Division of the Department of Corrections, as contained in records of the Department of Motor Vehicles, are confidential.

~~This bill would instead provide that the home addresses of specified officers of the Youth and Adult Correctional Agency and the chairmembers and Chief Administration Officer of the Narcotic Addict Evaluation Authority of the Department of Corrections are confidential. Because it is unlawful, under existing law, to disclose that information, the bill would impose a state-mandated local program by expanding the definition of a crime.~~



~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason delete the officers of the Parole Hearings Division specified above from the list of public officials whose home addresses are confidential.~~

~~The bill would authorize the Department of Motor Vehicles to require a person whose home address in the records of that department is confidential under existing law to demonstrate his or her continued eligibility for that confidentiality upon renewal of a driver's license or identification card issued by the department, except as specified. The bill would require the department to notify the person within a specified period prior to the expiration of the driver's license or identification card of any requirement to demonstrate continued eligibility for confidentiality.~~

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

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

1 SECTION 1. Section 1808.6 of the Vehicle Code is  
2 amended to read:

3 1808.6. (a) In addition to those specified in Section  
4 1808.4, the home address of any of the following persons,  
5 that appears in any record of the department, is  
6 confidential, if the person requests the confidentiality of  
7 that information:

8 (1) The chairperson, executive officer, commissioners,  
9 and deputy commissioners of the Board of Prison Terms.

10 ~~(2) The agency secretary, undersecretary, deputy~~  
11 ~~secretaries, assistant secretaries, and Inspector General of~~  
12 ~~the Youth and Adult Correctional Agency, and the~~  
13 ~~chairmembers and Chief Administration Officer of the~~  
14 ~~Narcotic Addict Evaluation Authority of the Department~~  
15 ~~of Corrections.~~

16 ~~(3)~~



1 (2) The chairperson, members, executive director,  
2 and hearing representatives of the Youthful Offender  
3 Parole Board.

4 ~~(4)~~

5 (3) The spouse or children of persons listed in this  
6 section, regardless of the spouse's or child's place of  
7 residence.

8 (b) The confidential home address of any of the  
9 persons listed in subdivision (a) shall not be disclosed to  
10 any person, except a court, a law enforcement agency, the  
11 State Board of Equalization, or any governmental agency  
12 to which, under any provision of law, information is  
13 required to be furnished from records maintained by the  
14 department.

15 (c) Any record of the department containing a  
16 confidential home address shall be open to public  
17 inspection, as provided in Section 1808, if the address is  
18 completely obliterated or otherwise removed from the  
19 record. The home address shall be withheld from public  
20 inspection for three years following termination of office  
21 or employment, except with respect to retired peace  
22 officers, whose home addresses shall be withheld from  
23 public inspection permanently upon request of  
24 confidentiality at the time the information would  
25 otherwise be opened. The department shall inform any  
26 person who requests a confidential home address *of* the  
27 name of the agency that employs the individual whose  
28 address was requested.

29 ~~SEC. 2. No reimbursement is required by this act~~  
30 ~~pursuant to Section 6 of Article XIII B of the California~~  
31 ~~Constitution because the only costs that may be incurred~~  
32 ~~by a local agency or school district will be incurred~~  
33 ~~because this act creates a new crime or infraction,~~  
34 ~~eliminates a crime or infraction, or changes the penalty~~  
35 ~~for a crime or infraction, within the meaning of Section~~  
36 ~~17556 of the Government Code, or changes the definition~~  
37 ~~of a crime within the meaning of Section 6 of Article~~  
38 ~~XIII B of the California Constitution.~~

39 ~~Notwithstanding Section 17580 of the Government~~  
40 ~~Code, unless otherwise specified, the provisions of this act~~



1 ~~shall become operative on the same date that the act~~  
2 ~~takes effect pursuant to the California Constitution.~~

3 *SEC. 2. Section 1808.9 is added to the Vehicle Code,*  
4 *to read:*

5 *1808.9. (a) Except for retired peace officers whose*  
6 *home address is permanently withheld from public*  
7 *inspection under subdivision (c) of Section 1808.4 or*  
8 *subdivision (c) of Section 1808.6, a person whose home*  
9 *address is confidential in any record of the department*  
10 *under Section 1808.2, 1808.4, or 1808.6 may be required by*  
11 *the department to demonstrate his or her continued*  
12 *eligibility for that confidentiality upon renewal of a*  
13 *driver's license or identification card issued by the*  
14 *department. Not later than 90 days prior to the expiration*  
15 *of a driver's license or identification card, the department*  
16 *shall notify the person whose record is confidential of any*  
17 *requirement to demonstrate the continued eligibility.*

18 *(b) A person whose driver's license or identification*  
19 *card is renewed within one year of the first request for*  
20 *address confidentiality under this section shall not be*  
21 *required to demonstrate his or her eligibility for that*  
22 *confidentially again until the subsequent renewal.*

