

AMENDED IN ASSEMBLY APRIL 13, 1998
AMENDED IN ASSEMBLY MARCH 23, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 2229

Introduced by Assembly Member Keeley

February 19, 1998

An act to amend Section 103625 of the Health and Safety Code, relating to vital records.

LEGISLATIVE COUNSEL'S DIGEST

AB 2229, as amended, Keeley. Birth certificates: certified copies: fees.

Under existing law, the board of supervisors of any county may impose a surcharge of up to \$3 on the fee for a certified copy of a birth certificate, either through December 31, 1998, or until any earlier date that the board finds the fee is no longer necessary for dependency mediation funding. Existing law provides that by providing for the December 31, 1998, expiration date on the surcharge, the Legislature intends that juvenile dependency mediation programs pursue ancillary funding sources after that date.

This bill would ~~delete both~~ *extend* the December 31, 1998, expiration date on the surcharge, ~~and the provisions relating to funding for juvenile dependency mediation programs after that date to December 31, 1999,~~ and would make a conforming change.

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 103625 of the Health and Safety
2 Code is amended to read:

3 103625. (a) A fee of three dollars (\$3) shall be paid by
4 the applicant for a certified copy of a fetal death or death
5 record.

6 (b) (1) A fee of three dollars (\$3) shall be paid by a
7 public agency or licensed private adoption agency
8 applicant for a certified copy of a birth certificate that the
9 agency is required to obtain in the ordinary course of
10 business. A fee of seven dollars (\$7) shall be paid by any
11 other applicant for a certified copy of a birth certificate.
12 Four dollars (\$4) of any seven-dollar (\$7) fee is exempt
13 from subdivision (e) and shall be paid either to a county
14 children’s trust fund or to the State Children’s Trust
15 Fund, in conformity with Article 5 (commencing with
16 Section 18965) of Chapter 11 of Part 6 of Division 9 of the
17 Welfare and Institutions Code.

18 (2) The board of supervisors of any county that has
19 established a county children’s trust fund may increase
20 the fee for a certified copy of a birth certificate by up to
21 three dollars (\$3) for deposit in the county children’s
22 trust fund in conformity with Article 5 (commencing
23 with Section 18965) of Chapter 11 of Part 6 of Division 9
24 of the Welfare and Institutions Code.

25 (3) The board of supervisors of any county may
26 increase the fee for a certified copy of a birth certificate
27 by up to three dollars (\$3) ~~until~~ *through December 31,*
28 *1999, or until any earlier date upon which* the board of
29 supervisors finds that the fee is no longer necessary for
30 dependency mediation funding, the proceeds of which
31 shall be used solely for the purpose of providing
32 dependency mediation services in the juvenile court.
33 Public agencies shall be exempt from paying this portion
34 of the fee. However, if a county increases this fee, neither
35 the revenue generated from the fee increase nor the



1 increased expenditures made for these services shall be
2 considered in determining the court's progress towards
3 achieving its cost reduction goals pursuant to Section
4 68113 of the Government Code if the net effect of the
5 revenue and expenditures is a cost increase. In each
6 county that increases the fee pursuant to this paragraph,
7 up to 5 percent of the revenue generated from the fee
8 increase may be apportioned to the county recorder for
9 the additional accounting costs of the program.

10 (c) A fee of three dollars (\$3) shall be paid by a public
11 agency applicant for a certified copy of a marriage record,
12 that has been filed with the county recorder or county
13 clerk, that the agency is required to obtain in the ordinary
14 course of business. A fee of six dollars (\$6) shall be paid
15 by any other applicant for a certified copy of a marriage
16 record that has been filed with the county recorder or
17 county clerk. Three dollars (\$3) of any six-dollar (\$6) fee
18 is exempt from subdivision (e) and shall be transmitted
19 monthly by each local registrar, county recorder, and
20 county clerk to the state for deposit into the General
21 Fund as provided by Section 1852 of the Family Code.

22 (d) A fee of three dollars (\$3) shall be paid by a public
23 agency applicant for a certified copy of a marriage
24 dissolution record obtained from the State Registrar that
25 the agency is required to obtain in the ordinary course of
26 business. A fee of six dollars (\$6) shall be paid by any other
27 applicant for a certified copy of a marriage dissolution
28 record obtained from the State Registrar.

29 (e) Each local registrar, county recorder, or county
30 clerk collecting a fee pursuant to this section shall
31 transmit 15 percent of the fee for each certified copy to
32 the State Registrar by the 10th day of the month following
33 the month in which the fee was received.

34 (f) The additional three dollars (\$3) authorized to be
35 charged to applicants other than public agency applicants
36 for certified copies of marriage records by subdivision (c)
37 may be increased pursuant to Section 114.

38 (g) *In providing for the expiration of the surcharge on*
39 *birth certificate fees on December 31, 1999, the*
40 *Legislature intends that juvenile dependency mediation*



1 *programs pursue ancillary funding sources after that*
2 *date.*

O

