

AMENDED IN SENATE JANUARY 5, 1998

AMENDED IN SENATE APRIL 2, 1997

SENATE BILL

No. 143

Introduced by Senator Kopp

January 13, 1997

~~An act to add Chapter 6 (commencing with Section 17300) to Part 2 of Division 7 of the Business and Professions Code, relating to unfair competition litigation. An act to amend Sections 6252 and 6258 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 143, as amended, Kopp. ~~Unfair competition litigation; representative actions~~ Records.

(1) Existing provisions of the California Public Records Act require each state and local agency, as defined, to make its records open to public inspection at all times during office hours, except as specifically exempted from disclosure by law. The act also defines the terms "writing," "person," and "member of the public."

This bill would revise the definitions of local agency and "writing" and would define "public agency." The bill would also provide for public inspection of public records and

copying in all forms, as specified. The bill would further require public agencies to ensure that systems used to collect and hold public records be designed to ensure ease of public access.

This bill would expressly state that notwithstanding the definition of “member of the public,” an elected member or officer of any state or local agency is entitled to access to public records of that agency on the same basis as any other person and would state that it is declaratory of existing law.

This bill would incorporate changes made to the California Public Records Act by the Governor’s Reorganization Plan of 1991, including adding the Department of Toxic Substances Control and the Office of Environmental Health Hazard Assessment to the list of state and local bodies that are required to establish written guidelines for accessibility of records.

(2) Existing law provides that the California Public Records Act shall not be construed to require disclosure of records, the disclosure of which is exempted or prohibited by provisions of federal or state law.

This bill would list specific provisions of law coming within that exemption.

By requiring a higher level of service of local agencies in administering the California Public Records Act, this bill would impose a state-mandated local program.

(3) Under the act, any person is authorized to institute proceedings for injunctive or declaratory relief or writ of mandate to enforce that person’s right to inspect or to receive a copy of any public record or class of public records.

This bill would limit this authorization to apply for judicial relief under the act to persons who submitted a written request for a public record and that request was denied.

(4) 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates which do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.



This bill would provide that, if the Commission on State Mandates determines that this bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to those statutory procedures and, if the statewide cost does not exceed \$1,000,000, shall be made from the State Mandates Claims Fund.

~~Existing law prohibits unlawful, unfair, or fraudulent business acts or practices and unfair, deceptive, untrue, or misleading advertising. Existing law provides that relief for violations of these provisions may be obtained by the Attorney General, district attorneys, county counsels, city attorneys, and city prosecutors, as specified, or by certain other parties, including a person acting for the person's interests or on behalf of the general public. Available remedies under these laws are cumulative, and generally include injunctive relief, civil penalties, and restitution.~~

~~This bill would require unfair business practice actions brought by private parties on behalf of the interests of the general public ("representative actions") to comply with certain requirements. The bill would provide that the private plaintiff may not have a conflict of interest with the interests of the general public. The bill would also require the plaintiff's attorney to be an adequate representative of the interests of the general public. These matters would be determined by the court, and the representative cause of action would be stricken from the complaint if these requirements are not satisfied, as specified.~~

~~The bill would also require the private plaintiff to provide notice of the representative action to the Attorney General and to the district attorney of the county where the action is pending. The defendant would be required to notify the plaintiff and the court of any other related actions pending in this state against the defendant.~~

~~The bill would also require the plaintiff to notify specified persons prior to entry of judgment or modification of judgment with respect to a final determination of the action, and would require a court hearing to determine if various requirements have been satisfied.~~

~~The bill would also provide that if a prosecutor has commenced an enforcement action against the same~~



~~defendant based on substantially similar facts and theories of liability, a court may stay the representative action, make an order for consolidation or coordination of the actions, or make any other order, in the interest of justice.~~

~~The bill would provide that its provisions apply to actions commenced after December 31, 1997.~~

~~The bill includes other related provisions.~~

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

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

1 ~~SECTION 1. Chapter 6 (commencing with Section~~

2 *SECTION 1. A heading as Article 1 (commencing*
3 *with Section 6250) is added to Chapter 3.5 of Division 7*
4 *of Title 1 of the Government Code, to read:*

5

6 *Article 1. General Provisions*

7

8 *SEC. 2. Section 6252 of the Government Code is*
9 *amended to read:*

10 6252. As used in this chapter:

11 (a) "State agency" means every state office, officer,
12 department, division, bureau, board, and commission or
13 other state body or agency, except those agencies
14 provided for in Article IV (except Section 20 thereof) or
15 Article VI of the California Constitution.

16 (b) "Local agency" includes a county; city, whether
17 general law or chartered; city and county; school district;
18 municipal corporation; district; political subdivision; or
19 any board, commission or agency thereof; other local
20 public agency; or nonprofit organizations ~~of local~~
21 ~~governmental agencies and officials which are supported~~
22 ~~solely by public funds or entities that are legislative bodies~~
23 *of a local agency pursuant to subdivision (c) of Section*
24 *54952.*

25 (c) "Person" includes any natural person, corporation,
26 partnership, limited liability company, firm, or
27 association.

28 (d) "Public agency" means any state or local agency.

(e) "Public records" includes any writing containing information relating to the conduct of the public's business prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics. "Public records" in the custody of, or maintained by, the Governor's office means any writing prepared on or after January 6, 1975.

(f)

(f) "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording upon any form of communication or representation, including letters, words, pictures, sounds, or symbols, or combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums, and other documents.

(g)

(g) "Member of the public" means any person, except a member, agent, officer, or employee of a federal, state, or local agency acting within the scope of his or her membership, agency, office, or employment.

SEC. 3. Section 6252.5 is added to the Government Code, to read:

6252.5. Notwithstanding the definition of "member of the public" in Section 6252, an elected member or officer of any state or local agency is entitled to access to public records of that agency on the same basis as any other person. Nothing in this section shall limit the ability of elected members or officers to access public records permitted by law in the administration of their duties.

This section does not constitute a change in, but is declaratory of, existing law.

SEC. 4. Section 6253 of the Government Code is amended and renumbered to read:

6253.

6253.4. (a) ~~Public records are open to inspection at all times during the office hours of the state or local agency and every person has a right to inspect any public record, except as hereafter provided.~~ Every agency may adopt regulations stating the procedures to be followed

1 when making its records available in accordance with this
2 section.

3 The following state and local bodies shall establish
4 written guidelines for accessibility of records. A copy of
5 these guidelines shall be posted in a conspicuous public
6 place at the offices of these bodies, and a copy of the
7 guidelines shall be available upon request free of charge
8 to any person requesting that body's records:

9 Department of Motor Vehicles
10 Department of Consumer Affairs
11 Department of Transportation
12 Department of Real Estate
13 Department of Corrections
14 Department of the Youth Authority
15 Department of Justice
16 Department of Insurance
17 Department of Corporations
18 Secretary of State
19 State Air Resources Board
20 Department of Water Resources
21 Department of Parks and Recreation
22 San Francisco Bay Conservation and Development
23 Commission
24 State Board of Equalization
25 State Department of Health Services
26 Employment Development Department
27 State Department of Social Services
28 State Department of Mental Health
29 State Department of Developmental Services
30 State Department of Alcohol and Drug Abuse
31 Office of Statewide Health Planning and Development
32 Public Employees' Retirement System
33 Teachers' Retirement Board
34 Department of Industrial Relations
35 Department of General Services
36 Department of Veterans Affairs
37 Public Utilities Commission
38 California Coastal Commission
39 State Water Quality Control Board
40 San Francisco Bay Area Rapid Transit District



1 All regional water quality control boards
2 Los Angeles County Air Pollution Control District
3 Bay Area Air Pollution Control District
4 Golden Gate Bridge, Highway and Transportation
5 District-

6 *Department of Toxic Substances Control Office of*
7 *Environmental Health Hazard Assessment.*

8 (b) Guidelines and regulations adopted pursuant to
9 this section shall be consistent with all other sections of
10 this chapter and shall reflect the intention of the
11 Legislature to make the records accessible to the public.
12 The guidelines and regulations adopted pursuant to this
13 section shall not operate to limit the hours public records
14 are open for inspection as prescribed in ~~subdivision (a)~~
15 *Section 6253.*

16 *SEC. 5. Section 6253 is added to the Government*
17 *Code, to read:*

18 *6253. (a) Public records are open to inspection at all*
19 *times during the office hours of the state or local agency*
20 *and every person has a right to inspect any public record,*
21 *except as hereafter provided. Any reasonably segregable*
22 *portion of a record shall be available for inspection by any*
23 *person requesting the record after deletion of the*
24 *portions that are exempted by law.*

25 *(b) Except with respect to public records exempt*
26 *from disclosure by express provisions of law, each state or*
27 *local agency, upon a request for a copy of records that*
28 *reasonably describes an identifiable record or records,*
29 *shall make the records promptly available to any person,*
30 *upon payment of fees covering direct costs of duplication,*
31 *or a statutory fee, if applicable. Upon request, an exact*
32 *copy shall be provided unless impracticable to do so.*
33 *Agencies shall provide a copy of an electronic record in*
34 *the form requested, unless, in light of surrounding*
35 *circumstances, it is not reasonable to do so, provided that*
36 *the requested form is one which is used by the agency.*
37 *Electronic copies of records shall be made promptly*
38 *available upon payment of fees as follows:*

39 *(1) Except when the records are requested for a*
40 *commercial purpose, electronic copies of records shall be*

1 made available upon payment of fees representing the
2 direct cost of duplication or a statutory fee. For purposes
3 of this section, “commercial purpose” means any use that
4 furthers the commercial, trade, or profit interests of the
5 requester or person on whose behalf the request is made.
6 Commercial purpose does not include the following:

7 (A) A request made by a nonprofit corporation
8 exempt from taxation pursuant to Section 501(c)(3) of
9 Title 26 of the United States Code, so long as the
10 information requested is not used for any purpose in
11 which the corporation would be required to pay income
12 tax under state or federal law.

13 (B) A request made by a person who, through contract
14 or employment, is a publisher, editor, or reporter with a
15 news gathering organization and makes the request in
16 that capacity and use is limited to a news gathering
17 purpose.

18 (2) For requests in which the information is to be used
19 for any commercial purpose, the records shall be made
20 available upon payment of the actual cost of providing the
21 record, which may include the costs of search, retrieval,
22 review, segregation, and duplication.

23 (3) If a request is made pursuant to paragraph (1) or
24 (2), the requester shall certify the fee category that
25 applies to the request.

26 Except as authorized by this subdivision, no other fees
27 may be charged for copies of records required to be
28 disclosed pursuant to this article.

29 Nothing in this subdivision pertaining to information
30 maintained in electronic form expands, modifies, or limits
31 any requirement, exemption, or other provision
32 contained elsewhere in this chapter.

33 (c) Each agency, upon a request for a copy of records
34 shall, within 10 days from receipt of the request,
35 determine whether the request, in whole or in part, seeks
36 copies of disclosable public records in the possession of
37 the agency and shall promptly notify the person making
38 the request of the determination and the reasons
39 therefor. In unusual circumstances, the time limit
40 prescribed in this section may be extended by written

1 notice by the head of the agency or his or her designee to
2 the person making the request setting forth the reasons
3 for the extension and the date on which a determination
4 is expected to be dispatched. No notice shall specify a date
5 that would result in an extension for more than 14 days.
6 As used in this section, “unusual circumstances” means,
7 but only to the extent reasonably necessary to the proper
8 processing of the particular request:

9 (1) The need to search for and collect the requested
10 records from field facilities or other establishments that
11 are separate from the office processing the request.

12 (2) The need to search for, collect, and appropriately
13 examine a voluminous amount of separate and distinct
14 records which are demanded in a single request.

15 (3) The need for consultation, which shall be
16 conducted with all practicable speed, with another
17 agency having substantial interest in the determination
18 of the request or among two or more components of the
19 agency having substantial subject matter interest therein.

20 (d) Nothing in this chapter shall be construed to
21 permit an agency to obstruct the inspection or copying of
22 public records. Any notification of denial of any request
23 for records shall set forth the names and titles or positions
24 of each person responsible for the denial.

25 (e) Except as otherwise prohibited by law, a state or
26 local agency may adopt requirements for itself that allow
27 for faster, more efficient, or greater access to records than
28 prescribed by the minimum standards set forth in this
29 chapter.

30 SEC. 6. Section 6253.1 of the Government Code is
31 repealed.

32 ~~6253.1. Except as otherwise prohibited by law, a state~~
33 ~~or local agency may adopt requirements for itself which~~
34 ~~allow greater access to records than prescribed by the~~
35 ~~minimum standards set forth in this chapter.~~

36 SEC. 7. Section 6256 of the Government Code is
37 repealed.

38 ~~6256. Any person may receive a copy of any~~
39 ~~identifiable public record or copy thereof. Upon request,~~
40 ~~an exact copy shall be provided unless impracticable to do~~

~~1 so. Computer data shall be provided in a form determined
2 by the agency.~~

~~3 Each agency, upon any request for a copy of records
4 shall determine within 10 days after the receipt of such
5 request whether to comply with the request and shall
6 immediately notify the person making the request of such
7 determination and the reasons therefor.~~

~~8 SEC. 8. Section 6256.1 of the Government Code is
9 repealed.~~

~~10 6256.1. In unusual circumstances, as specified in this
11 section, the time limit prescribed in Section 6256 may be
12 extended by written notice by the head of the agency to
13 the person making the request setting forth the reasons
14 for the extension and the date on which a determination
15 is expected to be dispatched. No such notice shall specify
16 a date that would result in an extension for more than 10
17 working days.~~

~~18 As used in this section “unusual circumstances” means,
19 but only to the extent reasonably necessary to the proper
20 processing of the particular request:~~

~~21 (a) The need to search for and collect the requested
22 records from field facilities or other establishments that
23 are separate from the office processing the request.~~

~~24 (b) The need to search for, collect, and appropriately
25 examine a voluminous amount of separate and distinct
26 records which are demanded in a single request.~~

~~27 (c) The need for consultation, which shall be
28 conducted with all practicable speed, with another
29 agency having a substantial interest in the determination
30 of the request or among two or more components of the
31 agency having substantial subject matter interest therein.~~

~~32 SEC. 9. Section 6256.2 of the Government Code is
33 repealed.~~

~~34 6256.2. Nothing in this chapter shall be construed to
35 permit an agency to delay access for purposes of
36 inspecting public records. Any notification of denial of
37 any request for records shall set forth the names and titles
38 or positions of each person responsible for the denial.~~

~~39 SEC. 10. Section 6257 of the Government Code is
40 repealed.~~

1 ~~6257. Except with respect to public records exempt~~
2 ~~by express provisions of law from disclosure, each state or~~
3 ~~local agency, upon any request for a copy of records,~~
4 ~~which reasonably describes an identifiable record, or~~
5 ~~information produced therefrom, shall make the records~~
6 ~~promptly available to any person, upon payment of fees~~
7 ~~covering direct costs of duplication, or a statutory fee, if~~
8 ~~applicable. Any reasonably segregable portion of a record~~
9 ~~shall be provided to any person requesting such record~~
10 ~~after deletion of the portions which are exempt by law.~~

11 *SEC. 11. Section 6258 of the Government Code is*
12 *amended to read:*

13 *6258. Any person who has submitted a written*
14 *request for a public record and that request has been*
15 *denied or the agency to which the written request was*
16 *directed has failed to timely respond as required by*
17 *Section 6253 may institute proceedings for injunctive or*
18 *declarative relief or writ of mandate in any court of*
19 *competent jurisdiction to enforce his or her right to*
20 *inspect or to receive a copy of any that public record or*
21 *class of public records under this chapter. The times for*
22 *responsive pleadings and for hearings in these*
23 *proceedings shall be set by the judge of the court with the*
24 *object of securing a decision as to these matters at the*
25 *earliest possible time.*

26 *SEC. 12. Article 2 (commencing with Section 6275) is*
27 *added to Chapter 3.5 of Division 7 of Title 1 of the*
28 *Government Code, to read:*

29
30 *Article 2. Other Exemptions from Disclosure*
31

32 *6275. It is the intent of the Legislature to assist*
33 *members of the public and state and local agencies in*
34 *identifying exemptions to the California Public Records*
35 *Act. It is the intent of the Legislature that, after January*
36 *1, 1999, each addition or amendment to a statute that*
37 *exempts any information contained in a public record*
38 *from disclosure pursuant to subdivision (k) of Section*
39 *6254 shall be listed and described in this article. The*
40 *statutes listed in this article may operate to exempt*

1 certain records, or portions thereof, from disclosure. The
2 statutes listed and described may not be inclusive of all
3 exemptions. The listing of a statute in this article does not
4 itself create an exemption. Requesters of public records
5 and public agencies are cautioned to review the
6 applicable statute to determine the extent to which the
7 statute, in light of the circumstances surrounding the
8 request, exempts public records from disclosure.

9 6276. Records or information not required to be
10 disclosed pursuant to subdivision (k) of Section 6254 may
11 include, but shall not be limited to, records or information
12 identified in statutes listed in this article.

13 6276.02. Accident Reports, Admissibility as Evidence,
14 Section 315, Public Utilities Code.

15 Acquired Immune Deficiency Syndrome, blood test
16 results, written authorization not necessary for disclosure,
17 Section 121010, Health and Safety Code.

18 Acquired Immune Deficiency Syndrome, blood test
19 subject, compelling identity of, Section 120975, Health
20 and Safety Code.

21 Acquired Immune Deficiency Syndrome,
22 confidentiality of personal data of patients in State
23 Department of Health Services programs, Section
24 120820, Health and Safety Code.

25 Acquired Immune Deficiency Syndrome,
26 confidentiality of research records, Sections 121090,
27 121095, 121115, and 121120, Health and Safety Code.

28 Acquired Immune Deficiency Syndrome,
29 confidentiality of vaccine volunteers, Section 121280,
30 Health and Safety Code.

31 Acquired Immune Deficiency Syndrome,
32 confidentiality of information obtained in prevention
33 programs at correctional facilities and law enforcement
34 agencies, Sections 7552 and 7554, Penal Code.

35 Acquired Immune Deficiency Syndrome,
36 confidentiality of test results of person convicted of
37 prostitution, Section 1202.6, Penal Code.

38 Acquired Immune Deficiency Syndrome, disclosure of
39 results of HIV test, penalties, Section 120980, Health and
40 Safety Code.

1 Acquired Immune Deficiency Syndrome, personal
2 information, insurers tests, confidentiality of, Section 799,
3 Insurance Code.

4 Acquired Immune Deficiency Syndrome, public safety
5 and testing disclosure, Sections 121065 and 121070, Health
6 and Safety Code.

7 Acquired Immune Deficiency Syndrome Research and
8 Confidentiality Act, production or discovery of records
9 for use in criminal or civil proceedings against subject
10 prohibited, Section 121100, Health and Safety Code.

11 Acquired Immune Deficiency Syndrome Public
12 Health Records Confidentiality Act, personally
13 identifying information confidentiality, Section 121025,
14 Health and Safety Code.

15 Acquired Immune Deficiency Syndrome, test of
16 criminal defendant pursuant to search warrant requested
17 by victim, confidentiality of, Section 1524.1, Penal Code.

18 Acquired Immune Deficiency Syndrome, test results,
19 disclosure to patient's spouse and others, Section 121015,
20 Health and Safety Code.

21 Acquired Immune Deficiency Syndrome, test of
22 person under Youth Authority, disclosure of results,
23 Section 1768.9, Welfare and Institutions Code.

24 Acquired Immune Deficiency Syndrome Research and
25 Confidentiality Act, definitions, Section 121125, Health
26 and Safety Code.

27 Acquired Immune Deficiency Syndrome Research and
28 Confidentiality Act, financial audits or program
29 evaluations, Section 121085, Health and Safety Code.

30 Acquired Immune Deficiency Syndrome Research and
31 Confidentiality Act, violations, Section 121100, Health
32 and Safety Code.

33 Acquired Immune Deficiency Syndrome Research and
34 Confidentiality Act, personally identifying research
35 records not to be disclosed, Section 121075, Health and
36 Safety Code.

37 Acquired Immune Deficiency Syndrome Research and
38 Confidentiality Act, permittee disclosure, Section 121080,
39 Health and Safety Code.

1 Administrative procedure, adjudicatory hearings,
2 disclosure of ex parte communication to administrative
3 law judge, Section 11513.5, Government Code.
4 Administrative procedure, adjudicatory hearings,
5 interpreters, Section 11513, Government Code.
6 Adoption records, confidentiality of, Section 102730,
7 Health and Safety Code.
8 6276.04. Aeronautics Act, reports of investigations
9 and hearings, Section 21693, Public Utilities Code.
10 Agricultural producers marketing, access to records,
11 Section 59616, Food and Agricultural Code.
12 Aiding disabled voters, Section 14234, Elections Code.
13 Air pollution data, confidentiality of trade secrets,
14 Section 6254.7, Government Code, and Sections 42303.2
15 and 43206, Health and Safety Code.
16 Air toxics emissions inventory plans, protection of trade
17 secrets, Section 4436, Health and Safety Code.
18 Alcohol and drug abuse records and records of
19 communicable diseases, confidentiality of, Section
20 123125, Health and Safety Code.
21 Alzheimer's Disease Demonstration Project,
22 confidentiality of patient information, Section 1311.2,
23 Health and Safety Code.
24 Apiary registration information, confidentiality of,
25 Section 29041, Food and Agricultural Code.
26 Arrest not resulting in conviction, disclosure or use of
27 records, Sections 432.7 and 432.8, Labor Code.
28 Arsonists, registered, confidentiality of certain
29 information, Section 457.1, Penal Code.
30 Artificial insemination, donor not natural father,
31 confidentiality of records, Section 7613, Family Code.
32 Assessor's records, confidentiality of information in,
33 Section 408, Revenue and Taxation Code.
34 Assigned risk plans, rejected applicants, confidentiality
35 of information, Section 11624, Insurance Code.
36 Attorney applicant, investigation by State Bar,
37 confidentiality of, Section 6060.2, Business and
38 Professions Code.



1 Attorney-client confidential communication, Section
2 6068, Business and Professions Code and Sections 952, 954,
3 956, 956.5, 957, 958, 959, 960, 961, and 962, Evidence Code.
4 Attorney, disciplinary proceedings, confidentiality
5 prior to formal proceedings, Section 6086.1, Business and
6 Professions Code.
7 Attorney, disciplinary proceeding, State Bar access to
8 nonpublic court records, Section 6090.6, Business and
9 Professions Code.
10 Attorney, investigation by State Bar, confidentiality of,
11 Section 6168, Business and Professions Code.
12 Attorney, law corporation, investigation by State Bar,
13 confidentiality of, Section 6168, Business and Professions
14 Code.
15 Attorney, State Bar survey information, confidentiality
16 of, Section 6033, Business and Professions Code.
17 Attorney work product confidentiality in
18 administrative adjudication, Section 11507.6,
19 Government Code.
20 Attorney, work product, confidentiality of, Section
21 6202, Business and Professions Code.
22 Attorney work product, discovery, Section 2018, Code
23 of Civil Procedure.
24 Auditor General, access to records for audit purposes,
25 Sections 10527 and 10527.1, Government Code.
26 Auditor General, disclosure of audit records, Section
27 10525, Government Code.
28 Automobile Insurance Claims Depository,
29 confidentiality of information, Section 1876.3, Insurance
30 Code.
31 Automobile insurance, investigation of fraudulent
32 claims, confidential information, Section 1872.8,
33 Insurance Code.
34 Automotive repair facility, fact of certification or
35 decertification, Section 9889.47, Business and Professions
36 Code.
37 Automotive repair facility, notice of intent to seek
38 certification, Section 9889.33, Business and Professions
39 Code.

1 Avocado handler transaction records, confidentiality
2 of, Sections 44982 and 44984, Food and Agricultural Code.
3 6276.06. Bank and Corporation Tax, disclosure of
4 information, Article 2 (commencing with Section 19542),
5 Chapter 7, Part 10.2, Division 2, Revenue and Taxation
6 Code.
7 Bank employees, confidentiality of criminal history
8 information, Sections 777.5 and 4990, Financial Code.
9 Bank reports, confidentiality of, Section 1939, Financial
10 Code.
11 Basic Property Insurance Inspection and Placement
12 Plan, confidential reports, Section 10097, Insurance Code.
13 Beef Council of California, confidentiality of fee
14 transactions information, Section 64691.1, Food and
15 Agricultural Code.
16 Bids, confidentiality of, Section 10304, Public Contract
17 Code.
18 Birth, death, and marriage licenses, confidential
19 information contained in, Sections 102100 and 102110,
20 Health and Safety Code.
21 Birth defects, monitoring, confidentiality of
22 information collected, Section 103850, Health and Safety
23 Code.
24 Birth, live, confidential portion of certificate, Sections
25 102430, 102475, 103525, and 103590, Health and Safety
26 Code.
27 Blood tests, confidentiality of hepatitis and AIDS
28 carriers, Section 1603.1, Health and Safety Code.
29 Blood-alcohol percentage test results, vehicular
30 offenses, confidentiality of, Section 1804, Vehicle Code.
31 Bureau of Fraudulent Claims, investigations or
32 publication of information, Section 12991, Insurance
33 Code.
34 Business and professions licensee exemption for social
35 security number, Section 30, Business and Professions
36 Code.
37 6276.08. Cable television subscriber information,
38 confidentiality of, Section 637.5, Penal Code.
39 California AIDS Program, personal data,
40 confidentiality, Section 199.72, Health and Safety Code.



1 California Apple Commission, confidentiality of lists of
2 persons, Section 75598, Food and Agricultural Code.

3 California Apple Commission, confidentiality of
4 proprietary information from producers or handlers,
5 Section 75633, Food and Agricultural Code.

6 California Asparagus Commission, confidentiality of
7 lists of producers, Section 78262, Food and Agricultural
8 Code.

9 California Asparagus Commission, confidentiality of
10 proprietary information from producers, Section 78288,
11 Food and Agricultural Code.

12 California Avocado Commission, confidentiality of
13 information from handlers, Section 67094, Food and
14 Agricultural Code.

15 California Avocado Commission, confidentiality of
16 proprietary information from handlers, Section 67104,
17 Food and Agricultural Code.

18 California Cherry Commission, confidentiality of
19 proprietary information from producers, processors,
20 shippers, or grower-handlers, Section 76144, Food and
21 Agricultural Code.

22 California Cut Flower Commission, confidentiality of
23 lists of producers, Section 77963, Food and Agricultural
24 Code.

25 California Cut Flower Commission, confidentiality of
26 proprietary information from producers, Section 77988,
27 Food and Agricultural Code.

28 California Date Commission, confidentiality of
29 proprietary information from producers and
30 grower-handlers, Section 77843, Food and Agricultural
31 Code.

32 California Egg Commission, confidentiality of
33 proprietary information from handlers or distributors,
34 Section 75134, Food and Agricultural Code.

35 California Forest Products Commission, confidentiality
36 of lists of persons, Section 77589, Food and Agricultural
37 Code.

38 California Forest Products Commission, confidentiality
39 of proprietary information from producers, Section
40 77624, Food and Agricultural Code.



1 California Iceberg Lettuce Commission,
2 confidentiality of information from handlers, Section
3 66624, Food and Agricultural Code.
4 California Kiwifruit Commission, confidentiality of
5 proprietary information from producers or handlers,
6 Section 68104, Food and Agricultural Code.
7 California Navel Orange Commission, confidentiality
8 of proprietary information from producers or handlers
9 and lists of producers and handlers, Section 73257, Food
10 and Agricultural Code.
11 California Pepper Commission, confidentiality of lists
12 of producers and handlers, Section 77298, Food and
13 Agricultural Code.
14 California Pepper Commission, confidentiality of
15 proprietary information from producers or handlers,
16 Section 77334, Food and Agricultural Code.
17 California Pistachio Commission, confidentiality of
18 proprietary information from producers or processors,
19 Section 69084, Food and Agricultural Code.
20 California Salmon Commission, confidentiality of fee
21 transactions records, Section 76901.5, Food and
22 Agricultural Code.
23 California Salmon Commission, confidentiality of
24 request for list of commercial salmon vessel operators,
25 Section 76950, Food and Agricultural Code.
26 California Seafood Council, confidentiality of fee
27 transaction records, Section 78553, Food and Agricultural
28 Code.
29 California Seafood Council, confidentiality of
30 information on volume of fish landed, Section 78575, Food
31 and Agricultural Code.
32 California Sheep Commission, confidentiality of
33 proprietary information from producers or handlers and
34 lists of producers, Section 76343, Food and Agricultural
35 Code.
36 California State University contract law, bids,
37 questionnaires and financial statements, Section 10763,
38 Public Contract Code.



1 California Table Grape Commission, confidentiality of
2 information from shippers, Section 65603, Food and
3 Agricultural Code.

4 California Tomato Commission, confidentiality of lists
5 of producers, handlers, and others, Section 78679, Food
6 and Agricultural Code.

7 California Tomato Commission, confidentiality of
8 proprietary information, Section 78704, Food and
9 Agricultural Code.

10 California Walnut Commission, confidentiality of lists
11 of producers, Section 77101, Food and Agricultural Code.

12 California Walnut Commission, confidentiality of
13 proprietary information from producers or handlers,
14 Section 77154, Food and Agricultural Code.

15 California Wheat Commission, confidentiality of
16 proprietary information from handlers and lists of
17 producers, Section 72104, Food and Agricultural Code.

18 California Wheat Commission, confidentiality of
19 requests for assessment refund, Section 72109, Food and
20 Agricultural Code.

21 California Wine Commission, confidentiality of
22 proprietary information from producers or vintners,
23 Section 74655, Food and Agricultural Code.

24 California Wine Grape Commission, confidentiality of
25 proprietary information from producers and vintners,
26 Section 74955, Food and Agricultural Code.

27 6276.10. Cancer registries, confidentiality of
28 information, Section 103885, Health and Safety Code.

29 Candidate for local nonpartisan elective office,
30 confidentiality of ballot statement, Section 10012.7,
31 Elections Code.

32 Charter-Party Carriers, unauthorized disclosures by
33 commission, Section 5412.5, Public Utilities Code.

34 Child abuse information, exchange by
35 multidisciplinary personnel teams, Section 830, Welfare
36 and Institutions Code.

37 Child abuse information reported to Department of
38 Justice, confidentiality of, Sections 11107.5 and 11169,
39 Penal Code.

1 Child abuse report and those making report,
2 confidentiality of, Sections 11167, 11167.5, and 11174.3,
3 Penal Code.
4 Child care liability insurance, confidentiality of
5 information, Section 1864, Insurance Code.
6 Child concealer, confidentiality of address, Section 277,
7 Penal Code.
8 Child custody investigation report, confidentiality of,
9 Section 3111, Family Code.
10 Child day care facility, nondisclosure of complaint,
11 Section 1596.853, Health and Safety Code.
12 Child health and disability prevention, confidentiality
13 of health screening and evaluation results, Section 124110,
14 Health and Safety Code.
15 Child support, confidentiality of income tax return,
16 Section 3552, Family Code.
17 Child support, promise to pay, confidentiality of,
18 Section 7614, Family Code.
19 Childhood lead poisoning prevention, confidentiality
20 of blood lead findings, Section 124130, Health and Safety
21 Code.
22 Cigarette tax, confidential information, Section 30455,
23 Revenue and Taxation Code.
24 Civil actions, delayed disclosure for 30 days after
25 complaint filed, Section 482, Code of Civil Procedure.
26 Closed sessions, meetings of local governments,
27 pending litigation, Section 54956.9, Government Code.
28 Closed sessions, multijurisdictional drug enforcement
29 agencies, Section 54957.8, Government Code.
30 Colorado River Board, confidential information and
31 records, Section 12519, Water Code.
32 Commercial fishing licensee, confidentiality of records,
33 Section 7923, Fish and Game Code.
34 Commercial fishing reports, Section 8022, Fish and
35 Game Code.
36 Community care facilities, confidentiality of client
37 information, Section 1557.5, Health and Safety Code.
38 Community college employee, candidate examination
39 records, confidentiality of, Section 88093, Education
40 Code.



1 Community college employee, notice and reasons for
2 nonreemployment, confidentiality, Section 87740,
3 Education Code.
4 6276.12. Conservatee, confidentiality of the
5 conservatee's report, Section 1826, Probate Code.
6 Conservatee, estate plan of, confidentiality of, Section
7 2586, Probate Code.
8 Conservatee, status report of, confidentiality of,
9 Section 2620.1, Probate Code.
10 Conservatee with disability, confidentiality of report,
11 Section 1827.5, Probate Code.
12 Conservator, confidentiality of conservator's birthdate
13 and driver's license number, Section 1834, Probate Code.
14 Conservator, supplemental information,
15 confidentiality of, Section 1821, Probate Code.
16 Conservatorship, court review of, confidentiality of
17 report, Section 1851, Probate Code.
18 Consumer credit report information prohibited from
19 being furnished for employment purposes, Section
20 1785.18, Civil Code.
21 Consumer fraud investigations, access to complaints
22 and investigations, Section 26509, Government Code.
23 Consumption or utilization of mineral materials,
24 disclosure of, Section 2207.1, Public Resources Code.
25 Contractor, evaluations and contractor responses,
26 confidentiality of, Section 10370, Public Contract Code.
27 Contractor, license applicants, evidence of financial
28 solvency, confidentiality of, Section 7067.5, Business and
29 Professions Code.
30 Controlled Substance Law violations, confidential
31 information, Section 818.7, Government Code.
32 Controlled substance offenders, confidentiality of
33 registration information, Section 11594, Health and
34 Safety Code.
35 Cooperative Marketing Association, confidential
36 information disclosed to conciliator, Sections 54453 and
37 54457, Food and Agricultural Code.
38 Coroner, inquests, subpoena duces tecum, Sections
39 27491.8 and 27498, Government Code.

1 Corporations, commissioner, publication of
2 information filed with commissioner, Section 25605,
3 Corporations Code.
4 County alcohol programs, confidential information and
5 records, Section 11812, Health and Safety Code.
6 County Employees' Retirement, confidential
7 statements and records, Section 31532, Government
8 Code.
9 County mental health system, confidentiality of client
10 information, Section 5610, Welfare and Institutions Code.
11 County social services, investigation of applicant,
12 confidentiality, Section 18491, Welfare and Institutions
13 Code.
14 County social services rendered by volunteers,
15 confidentiality of records of recipients, Section 10810,
16 Welfare and Institutions Code.
17 Court files, access to, restricted for 60 days, Section
18 1161.2, Code of Civil Procedure.
19 Court reporters, confidentiality of records and
20 reporters, Section 68525, Government Code.
21 Court-appointed special advocates, confidentiality of
22 information acquired or reviewed, Section 105, Welfare
23 and Institutions Code.
24 Crane employers, previous business identities,
25 confidentiality of, Section 7383, Labor Code.
26 Credit unions, confidentiality of investigation and
27 examination reports, Section 14257, Financial Code.
28 Credit unions, confidentiality of employee criminal
29 history information, Section 14409.2, Financial Code.
30 Credit unions, confidentiality of financial reports,
31 Section 16120, Financial Code.
32 Criminal defendant, indigent, confidentiality of
33 request for funds for investigators and experts, Section
34 987.9, Penal Code.
35 Criminal felon placed in diagnostic facility,
36 confidentiality of report of diagnosis and
37 recommendation, Sections 1203.3 and 1543, Penal Code.
38 Criminal offender record information, access to,
39 Sections 11076, 11077, 11081, 13201, and 13202, Penal
40 Code.



1 Criminal records information, disclosure by vendor,
2 Section 11149.4, Penal Code.
3 Criminal statistics, confidentiality of information,
4 Section 13013, Penal Code.
5 Crop reports, confidential, subdivision (e), Section
6 6254, Government Code.
7 Customer list of employment agency, trade secret,
8 Section 16607, Business and Professions Code.
9 Customer list of telephone answering service, trade
10 secret, Section 16606, Business and Professions Code.
11 6276.14. Dairy Council of California, confidentiality of
12 ballots, Section 64155, Food and Agricultural Code.
13 Data processing systems contracts with state agencies,
14 confidentiality of information, Section 11772,
15 Government Code.
16 Death, report that physician's or podiatrist's
17 negligence or incompetence may be cause,
18 confidentiality of, Section 802.5, Business and Professions
19 Code.
20 Dentist advertising and referral contract exemption,
21 Section 650.2, Business and Professions Code.
22 Dentist, alcohol or dangerous drug rehabilitation and
23 diversion, confidentiality of records, Section 1698,
24 Business and Professions Code.
25 Department of Consumer Affairs licensee exemption
26 for alcohol or dangerous drug treatment and
27 rehabilitation records, Section 156.1, Business and
28 Professions Code.
29 Developmentally disabled conservatee confidentiality
30 of reports and records, Sections 416.8 and 416.18, Health
31 and Safety Code.
32 Developmentally disabled or mentally disordered
33 person as victim of crime, information in report filed with
34 law enforcement agency, Section 5004.5, Welfare and
35 Institutions Code.
36 Developmentally disabled person, access to
37 information provided by family member, Section 4727,
38 Welfare and Institutions Code.
39 Developmentally disabled person and person with
40 mental illness, access to and release of information about,

1 by protection and advocacy agency, Section 4903,
2 Welfare and Institutions Code.
3 Developmentally disabled person, confidentiality of
4 patient records, state agencies, Section 4553, Welfare and
5 Institutions Code.
6 Developmentally disabled person, confidentiality of
7 records and information, Sections 4514 and 4518, Welfare
8 and Institutions Code.
9 Developmentally disabled person, release of
10 confidential client information by regional center,
11 Section 4744, Welfare and Institutions Code.
12 Developmentally disabled, regional center, closed
13 meeting on individual client, Sections 4663 and 4665,
14 Welfare and Institutions Code.
15 Developmentally disabled, regional center, client
16 confidentiality, Section 4630, Welfare and Institutions
17 Code.
18 Diesel Fuel Tax information, disclosure prohibited,
19 Section 60609, Revenue and Taxation Code.
20 Disability compensation, confidential medical records,
21 Section 2714, Unemployment Insurance Code.
22 Disability insurance, access to registered information,
23 Section 789.7, Insurance Code.
24 Discrimination complaint to Division of Labor
25 Standards Enforcement, confidentiality of witnesses,
26 Section 98.7, Labor Code.
27 Dispute resolution participants confidentiality, Section
28 471.5, Business and Professions Code.
29 District Agricultural Association Board, records, public
30 inspection, Section 3968, Food and Agricultural Code.
31 Domestic violence counselor and victim,
32 confidentiality of communication, Sections 1037.2 and
33 1037.5, Evidence Code.
34 Driver arrested for traffic violation, notice of
35 reexamination for evidence of incapacity, confidentiality
36 of, Section 40313, Vehicle Code.
37 Driver's license file information, sale or inspection,
38 Section 1810, Vehicle Code.
39 Driving school and driving instructor licensee records,
40 confidentiality of, Section 11108, Vehicle Code.



1 6276.16. Educational psychologist-patient, privileged
2 communication, Section 1010.5, Evidence Code.
3 Electronic and appliance repair dealer, service
4 contractor, financial data in applications, subdivision (x),
5 Section 6254, Government Code.
6 Electronic data processing, data security and
7 confidentiality, Sections 11771 and 11772, Government
8 Code.
9 Emergency Medical Services Fund, patient named,
10 Section 1797.98c, Health and Safety Code.
11 Eminent domain proceedings, use of state tax returns,
12 Section 1263.520, Code of Civil Procedure.
13 Employee personnel file, confidential preemployment
14 information, Section 1198.5, Labor Code.
15 Employment agency, confidentiality of customer list,
16 Section 16607, Business and Professions Code.
17 Employment application, nondisclosure of arrest
18 record or certain convictions, Sections 432.7 and 432.8,
19 Labor Code.
20 Employment Development Department, furnishing
21 materials, Section 307, Unemployment Insurance Code.
22 Equal wage rate violation, confidentiality of complaint,
23 Section 1197.5, Labor Code.
24 Equalization, State Board of, prohibition against
25 divulging information, Section 15619, Government Code.
26 Escrow Agents' Fidelity Corporation, confidentiality of
27 examination and investigation reports, Section 17336,
28 Financial Code.
29 Escrow agents' confidentiality of reports on violations,
30 Section 17414, Financial Code.
31 Escrow agents' confidentiality of state summary
32 criminal history information, Section 17414.1, Financial
33 Code.
34 Estate tax, confidential records and information,
35 Sections 14251 and 14252, Revenue and Taxation Code.
36 Excessive rates or complaints, reports, Section 1857.9,
37 Insurance Code.
38 Executive Department, closed sessions and the record
39 of topics discussed, Sections 11126 and 11126.1,
40 Government Code.

1 Executive Department, investigations and hearings,
2 confidential nature of information acquired, Section
3 11183, Government Code.
4 6276.18. Family counselor and client, confidential
5 information, Section 4982, Business and Professions Code.
6 Family Court, records, Section 1818, Family Law Code.
7 Farm product processor license, confidentiality of
8 financial statements, Section 55523.6, Food and
9 Agricultural Code.
10 Farm product processor licensee, confidentiality of
11 grape purchases, Section 55601.5, Food and Agricultural
12 Code.
13 Feepayer information, prohibition against disclosure
14 by Board of Equalization and others, Section 55831,
15 Revenue and Taxation Code.
16 Financial institutions, issuance of securities, reports
17 and records of state agencies, subdivision (d), Section
18 6254, Government Code.
19 Financial records, confidentiality of, Sections 7470,
20 7471, and 7473, Government Code.
21 Financial statements of insurers, confidentiality of
22 information received, Section 925.3, Insurance Code.
23 Financial statements and questionnaires, of
24 prospective bidders for the state, confidentiality of,
25 Section 10165, Public Contract Code.
26 Financial statements and questionnaires, of
27 prospective bidders for California State University
28 contracts, confidentiality of, Section 10763, Public
29 Contract Code.
30 Firearm license applications, subdivision (u), Section
31 6254, Government Code.
32 Firearm sale or transfer, confidentiality of records,
33 Section 12082, Penal Code.
34 Firefighters Service Award, confidentiality of data filed
35 with the Board of Administration of the Public
36 Employees' Retirement System, Section 50955,
37 Government Code.
38 Fish and wildlife law enforcement agreements with
39 other states, confidentiality of information, Section 391,
40 Fish and Game Code.

1 *Fish and wildlife taken illegally, public record status of*
2 *records of case, Section 2584, Fish and Game Code.*
3 *Food stamps, disclosure of information, Section 18909,*
4 *Welfare and Institutions Code.*
5 *Foreign marketing of agricultural products,*
6 *confidentiality of financial information, Section 58577,*
7 *Food and Agricultural Code.*
8 *Forest fires, anonymity of informants, Section 4417,*
9 *Public Resources Code.*
10 *Foster homes, identifying information, Section 1536,*
11 *Health and Safety Code.*
12 *Frail elderly and functionally impaired adults receiving*
13 *services to prevent institutionalization, confidentiality of*
14 *medical records, Section 9390.5, Welfare and Institutions*
15 *Code.*
16 *Franchise Tax Board, access to Franchise Tax Board*
17 *information by the State Department of Social Services,*
18 *Section 11025, Welfare and Institutions Code.*
19 *Franchise Tax Board, auditing, confidentiality of,*
20 *Section 90005, Government Code.*
21 *Franchises, applications, and reports filed with*
22 *Commissioner of Corporations, disclosure and*
23 *withholding from public inspection, Section 31504,*
24 *Corporations Code.*
25 *Fur dealer licensee, confidentiality of records, Section*
26 *4041, Fish and Game Code.*
27 *6276.22. Genetic test results in medical record of*
28 *applicant or enrollee of specified insurance plans,*
29 *Sections 10123.35, 10140.1, and 11512.965, Insurance Code.*
30 *Governor, correspondence of and to Governor and*
31 *Governor's office, subdivision (l), Section 6254,*
32 *Government Code.*
33 *Governor, transfer of public records in control of,*
34 *restrictions on public access, Section 6268, Government*
35 *Code.*
36 *Grand juror, disclosure of information or indictment,*
37 *Section 924, Penal Code.*
38 *Grand jury, confidentiality of request for special*
39 *counsel, Section 936.7, Penal Code.*

1 Grand jury, confidentiality of transcription of
2 indictment or accusation, Section 938.1, Penal Code.
3 Group Insurance, Public Employees, Section 53202.25,
4 Government Code.
5 Guardian, confidentiality of report used to check
6 ability, Section 2342, Probate Code.
7 Guardianship, confidentiality of report regarding the
8 suitability of the proposed guardian, Section 1543,
9 Probate Code.
10 Guardianship, disclosure of report and
11 recommendation concerning proposed guardianship of
12 person or estate, Section 1513, Probate Code.
13 6276.24. Harmful matter, distribution, confidentiality
14 of certain recipients, Section 313.1, Penal Code.
15 Hazardous substance tax information, prohibition
16 against disclosure, Section 43651, Revenue and Taxation
17 Code.
18 Hazardous waste control, business plans, public
19 inspection, Section 25506, Health and Safety Code.
20 Hazardous waste control, notice of unlawful hazardous
21 waste disposal, Section 25180.5, Health and Safety Code.
22 Hazardous waste control, trade secrets, disclosure of
23 information, Sections 25511 and 25538, Health and Safety
24 Code.
25 Hazardous waste control, trade secrets, procedures for
26 release of information, Section 25358.2, Health and Safety
27 Code.
28 Hazardous waste generator report, protection of trade
29 secrets, Sections 25244.21 and 25244.23, Health and Safety
30 Code.
31 Hazardous waste license holder disclosure statement,
32 confidentiality of, Section 25186.5, Health and Safety
33 Code.
34 Hazardous waste management facilities on Indian
35 lands, confidentiality of privileged or trade secret
36 information, Section 25198.4, Health and Safety Code.
37 Hazardous waste recycling, duties of department,
38 Section 25170, Health and Safety Code.

1 Hazardous waste recycling, list of specified hazardous
2 wastes, trade secrets, Section 25175, Health and Safety
3 Code.

4 Hazardous waste recycling, trade secrets, confidential
5 nature, Sections 25173 and 25180.5, Health and Safety
6 Code.

7 Healing arts licensees, central files, confidentiality,
8 Section 800, Business and Professions Code.

9 Health Care Provider Central Files, confidentiality of,
10 Section 800, Business and Professions Code.

11 Health care provider disciplinary proceeding,
12 confidentiality of documents, Section 805.1, Business and
13 Professions Code.

14 Health care service plans, review of quality of care,
15 privileged communications, Sections 1370 and 1380,
16 Health and Safety Code.

17 Health facilities, patient's rights of confidentiality,
18 Sections 128735, 128755, and 128765, Health and Safety
19 Code.

20 Health facility and clinic, consolidated data and
21 reports, confidentiality of, Section 128730, Health and
22 Safety Code.

23 Health personnel, data collection by the Office of
24 Statewide Health Planning and Development,
25 confidentiality of information on individual licentiates,
26 Sections 127775 and 127780, Health and Safety Code.

27 Health planning and development pilot projects,
28 confidentiality of data collected, Section 128165, Health
29 and Safety Code.

30 Hereditary Disorders Act, legislative finding and
31 declaration, confidential information, Sections 124975
32 and 124980, Health and Safety Code.

33 Hereditary Disorders Act, rules, regulations, and
34 standards, breach of confidentiality, Section 124980,
35 Health and Safety Code.

36 Higher Education Employee-Employer Relations,
37 findings of fact and recommended terms of settlement,
38 Section 3593, Government Code.

39 Higher Education Employee-Employer Relations,
40 access by Public Employment Relation Board to

1 employer's or employee organizations records, Section
2 3563, Government Code.
3 Highway carriers, disclosure of information by
4 commission employee, Section 3709, Public Utilities
5 Code.
6 HIV, disclosures to blood banks by department or
7 county health officers, Section 1603.1, Health and Safety
8 Code.
9 Home address of public employees and officers in
10 Department of Motor Vehicles, records, confidentiality
11 of, Sections 1808.2 and 1808.4, Vehicle Code.
12 Homeless youth emergency service pilot projects,
13 collection of data, Section 13702, Welfare and Institutions
14 Code.
15 Horseracing, horses, blood or urine test sample,
16 confidentiality, Section 19577, Business and Professions
17 Code.
18 Hospital district and municipal hospital records
19 relating to contracts with insurers and service plans,
20 subdivision (t), Section 6254, Government Code.
21 Hospital final accreditation report, subdivision (s),
22 Section 6254, Government Code.
23 Housing authorities, confidentiality of rosters of
24 tenants, Section 34283, Health and Safety Code.
25 Housing authorities, confidentiality of applications by
26 prospective or current tenants, Section 34332, Health and
27 Safety Code.
28 6276.26. Improper obtaining or distributing of
29 information from Department of Motor Vehicles,
30 Sections 1808.46 and 1808.47, Vehicle Code.
31 Improper governmental activities reporting,
32 confidentiality of identity of person providing
33 information, Section 10545, Government Code.
34 Improper governmental activities reporting,
35 disclosure of information, Section 10546, Government
36 Code.
37 Industrial accident reports, confidentiality of
38 information, Section 129, Labor Code.
39 Industrial loan companies, confidentiality of financial
40 information, Section 18496, Financial Code.

1 Industrial loan companies, confidentiality of
2 investigation and examination reports, Section 18394,
3 Financial Code.
4 In forma pauperis litigant, rules governing
5 confidentiality of financial information, Section 68511.3,
6 Government Code.
7 Initiative, referendum, recall, and other petitions,
8 confidentiality of names of signers, Section 6253.5,
9 Government Code.
10 Inspector General, Youth and Adult Correctional
11 Agency, confidentiality of records of employee
12 interviews, Section 6127, Penal Code.
13 Insurance claims analysis, confidentiality of
14 information, Section 1875.16, Insurance Code.
15 Insurance Commissioner, confidential information,
16 Sections 735.5, 1077.3, and 12919, Insurance Code.
17 Insurance Commissioner, informal conciliation of
18 complaints, confidential communications, Section
19 1858.02, Insurance Code.
20 Insurance Commissioner, information from
21 examination or investigation, confidentiality of, Sections
22 1215.7, 1433, and 1759.3, Insurance Code.
23 Insurance Commissioner, report to Legislature,
24 confidential information, Section 12961, Insurance Code.
25 Insurance Commissioner, writings filed with
26 nondisclosure, Section 855, Insurance Code.
27 Insurance fraud reporting, information acquired not
28 part of public record, Sections 1873.1 and 13001,
29 Insurance Code.
30 Insurance Holding Company System Regulatory Act,
31 examinations, Section 1215.7, Insurance Code.
32 Insurance licensee, confidential information, Section
33 1666.5, Insurance Code.
34 Insurer application information, confidentiality of,
35 Section 925.3, Insurance Code.
36 Insurer financial analysis ratios and examination
37 synopses, confidentiality of, Section 933, Insurance Code.
38 Insurer, request for examination of, confidentiality of,
39 Section 1067.11, Insurance Code.

1 Integrated Waste Management Board information,
2 prohibition against disclosure, Section 45981, Revenue
3 and Taxation Code.
4 Intervention in regulatory and ratemaking
5 proceedings, audit of customer seeking and award,
6 Section 1804, Public Utilities Code.
7 Investigative consumer reporting agency, limitations
8 on furnishing an investigative consumer report, Section
9 1786.12, Civil Code.
10 6276.28. Joint Legislative Ethics Committee,
11 confidentiality of reports and records, Section 8953,
12 Government Code.
13 Judicial candidates, confidentiality of communications
14 concerning, Section 12011.5, Government Code.
15 Jurors' lists, lists of registered voters and licensed
16 drivers as source for, Section 197, Code of Civil
17 Procedure.
18 Juvenile court proceedings to adjudge a person a
19 dependent child of court, sealing records of, Section 389,
20 Welfare and Institutions Code.
21 Juvenile criminal records, dissemination to schools,
22 Section 828.1, Welfare and Institutions Code.
23 Juvenile delinquents, notification of chief of police or
24 sheriff of escape of minor from secure detention facility,
25 Section 1155, Welfare and Institutions Code.
26 Labor dispute, investigation and mediation records,
27 confidentiality of, Section 65, Labor Code.
28 Lanterman-Petris-Short Act, mental health services
29 recipients, confidentiality of information and records,
30 mental health advocate, Sections 5540, 5541, 5542, and
31 5550, Welfare and Institutions Code.
32 Law enforcement vehicles, registration disclosure,
33 Section 5003, Vehicle Code.
34 Legislative Counsel records, subdivision (m), Section
35 6254, Government Code.
36 Library circulation records and other materials,
37 subdivision (i), Section 6254 and Section 6267,
38 Government Code.
39 Life and disability insurers, actuarial information,
40 confidentiality of, Section 10489.15, Insurance Code.



1 Litigation, confidentiality of settlement information,
2 Section 68513, Government Code.
3 Local agency legislative body, closed sessions,
4 disclosure of materials, Section 54956.9, Government
5 Code.
6 Local government employees, confidentiality of
7 records and claims relating to group insurance, Section
8 53202.25, Government Code.
9 Local summary criminal history information,
10 confidentiality of, Sections 13300 and 13305, Penal Code.
11 Local agency legislative body, closed session,
12 nondisclosure of minute book, Section 54957.2,
13 Government Code.
14 Local agency legislative body, meeting, disclosure of
15 agenda, Section 54957.5, Government Code.
16 Long-term health facilities, confidentiality of
17 complaints against, Section 1419, Health and Safety Code.
18 Long-term health facilities, confidentiality of records
19 retained by State Department of Health Services, Section
20 1439, Health and Safety Code.
21 6276.30. Major Risk Medical Insurance Program,
22 negotiations with health plans, subdivisions (v) and (w)
23 of Section 6254, Government Code.
24 Mandated blood testing and confidentiality to protect
25 public health, prohibition against compelling
26 identification of test subjects, Section 120975, Health and
27 Safety Code.
28 Mandated blood testing and confidentiality to protect
29 public health, unauthorized disclosures of identification
30 of test subjects, Section 120980, Health and Safety Code.
31 Mandated blood testing and confidentiality to protect
32 public health, disclosure to patient's spouse, sexual
33 partner, needle sharer, or county health officer, Section
34 121015, Health and Safety Code.
35 Manufactured home, mobilehome, floating home,
36 confidentiality of home address of registered owner,
37 Section 18081, Health and Safety Code.
38 Marital confidential communications, Sections 980, 981,
39 982, 983, 984, 985, 986, and 987, Evidence Code.

1 *Market reports, confidential, subdivision (e), Section*
2 *6254, Government Code.*
3 *Marketing of commodities, confidentiality of financial*
4 *information, Section 58781, Food and Agricultural Code.*
5 *Marketing orders, confidentiality of processors or*
6 *distributors' information, Section 59202, Food and*
7 *Agricultural Code.*
8 *Marriage, confidential, certificate, Section 511, Family*
9 *Code.*
10 *Medi-Cal Benefits Program, confidentiality of*
11 *information, Section 14100.2, Welfare and Institutions*
12 *Code.*
13 *Medi-Cal Benefits Program, Evaluation Committee,*
14 *confidentiality of information, Section 14132.6, Welfare*
15 *and Institutions Code.*
16 *Medi-Cal Benefits Program, Request of Department*
17 *for Records of Information, Section 14124.89, Welfare and*
18 *Institutions Code.*
19 *Medi-Cal Fraud Bureau, confidentiality of complaints,*
20 *Section 12528, Government Code.*
21 *Medical information, disclosure by provider unless*
22 *prohibited by patient in writing, Section 56.16, Civil*
23 *Code.*
24 *Medical information, types of information not subject*
25 *to patient prohibition of disclosure, Section 56.30, Civil*
26 *Code.*
27 *Medical and other hospital committees and peer*
28 *review bodies, confidentiality of records, Section 1157,*
29 *Evidence Code.*
30 *Medical or dental licensee, action for revocation or*
31 *suspension due to illness, report, confidentiality of,*
32 *Section 828, Business and Professions Code.*
33 *Medical or dental licensee, disciplinary action, denial or*
34 *termination of staff privileges, report, confidentiality of,*
35 *Sections 805, 805.1, and 805.5, Business and Professions*
36 *Code.*
37 *Meetings of state agencies, disclosure of agenda,*
38 *Section 11125.1, Government Code.*
39 *Mental institution patient, notification to peace officers*
40 *of escape, Section 7325.5, Welfare and Institutions Code.*



1 Mentally abnormal sex offender committed to state
2 hospital, confidentiality of records, Section 4135, Welfare
3 and Institutions Code.
4 Mentally disordered and developmentally disabled
5 offenders, access to criminal histories of, Section 1620,
6 Penal Code.
7 Mentally disordered persons, court-ordered
8 evaluation, confidentiality of reports, Section 5202,
9 Welfare and Institutions Code.
10 Mentally disordered or mentally ill person,
11 confidentiality of written consent to detainment, Section
12 5326.4, Welfare and Institutions Code.
13 Mentally disordered or mentally ill person, voluntarily
14 or involuntarily detained and receiving services,
15 confidentiality of records and information, Sections 5328,
16 5328.01, 5328.02, 5328.05, 5328.1, 5328.15, 5328.2, 5328.3,
17 5328.4, 5328.5, 5328.7, 5328.8, 5328.9, and 5330, Welfare and
18 Institutions Code.
19 Mentally disordered or mentally ill person, weapons
20 restrictions, confidentiality of information about, Section
21 8103, Welfare and Institutions Code.
22 Milk marketing, confidentiality of records, Section
23 61443, Food and Agricultural Code.
24 Milk product certification, confidentiality of, Section
25 62121, Food and Agricultural Code.
26 Milk, market milk, confidential records and reports,
27 Section 62243, Food and Agricultural Code.
28 Milk product registration, confidentiality of
29 information, Section 38946, Food and Agricultural Code.
30 Milk equalization pool plan, confidentiality of
31 producers' voting, Section 62716, Food and Agricultural
32 Code.
33 Mining report, confidentiality of report containing
34 information relating to mineral production, reserves, or
35 rate of depletion of mining operation, Section 2207,
36 Public Resources Code.
37 Minor, criminal proceeding testimony closed to public,
38 Section 859.1, Penal Code.

1 Minority and women's business data possessed by state
2 agencies, confidentiality of, Section 15339.30,
3 Government Code.
4 Minors, material depicting sexual conduct, records of
5 suppliers to be kept and made available to law
6 enforcement, Section 1309.5, Labor Code.
7 Misdemeanor and felony reports by police chiefs and
8 sheriffs to Department of Justice, confidentiality of,
9 Sections 11107 and 11107.5, Penal Code.
10 Monetary instrument transaction records,
11 confidentiality of, Section 14167, Penal Code.
12 Missing persons' information, disclosure of, Sections
13 14201 and 14203, Penal Code.
14 Morbidity and mortality studies, confidentiality of
15 records, Section 100330, Health and Safety Code.
16 Motor vehicle accident reports, disclosure, Sections
17 16005, 20012, and 20014, Vehicle Code.
18 Motor vehicles, department of, public records,
19 exceptions, Sections 1808 to 1808.7, inclusive, Vehicle
20 Code.
21 Motor vehicle insurance fraud reporting,
22 confidentiality of information acquired, Section 1874.3,
23 Insurance Code.
24 Motor vehicle liability insurer, data reported to
25 Department of Insurance, confidentiality of, Section
26 11628, Insurance Code.
27 Multijurisdictional drug law enforcement agency,
28 closed sessions to discuss criminal investigation, Section
29 54957.8, Government Code.
30 6276.32. Narcotic addict outpatient revocation
31 proceeding, confidentiality of reports, Section 3152.5,
32 Welfare and Institutions Code.
33 Narcotic and drug abuse patients, confidentiality of
34 records, Section 11977, Health and Safety Code.
35 Native American graves, cemeteries and sacred places,
36 records of, subdivision (r), Section 6254, Government
37 Code.
38 Newspaper, radio, or television employee,
39 nondisclosure of source of information, Section 1070,
40 Evidence Code.



1 Nonprofit Hospital Service Plan, conversion, disclosure
2 statement, confidentiality of, Section 11056, Insurance
3 Code.

4 Nonprofit hospital service plans, reviews, Section
5 11512.09, Insurance Code.

6 Notary public, confidentiality of application for
7 appointment and commission, Section 8201.5,
8 Government Code.

9 Nurse, alcohol or dangerous drug diversion and
10 rehabilitation records, confidentiality of, Section 2770.12,
11 Business and Professions Code.

12 Obscene matter, defense of scientific or other purpose,
13 confidentiality of recipients, Section 311.8, Penal Code.

14 Occupational safety and health investigations,
15 confidentiality of complaints and complainants, Section
16 6309, Labor Code.

17 Occupational safety and health investigations,
18 confidentiality of trade secrets, Section 6322, Labor Code.

19 Official information acquired in confidence by public
20 employee, disclosure of, Sections 1040 and 1041, Evidence
21 Code.

22 Oil and gas, confidentiality of proposals for the drilling
23 of a well, Section 3724.4, Public Resources Code.

24 Oil and gas, disclosure of onshore and offshore
25 exploratory well records, Section 3234, Public Resources
26 Code.

27 Oil and gas, disclosure of well records, Section 3752,
28 Public Resources Code.

29 Oil and gas leases, surveys for permits, confidentiality
30 of information, Section 6826, Public Resources Code.

31 Oil spill feepayer information, prohibition against
32 disclosure, Section 46751, Revenue and Taxation Code.

33 Older adults receiving county services, providing
34 information between county agencies, confidentiality of,
35 Section 9356, Welfare and Institutions Code.

36 Organic food certification organization records, release
37 of, Section 110845, Health and Safety Code, and Section
38 46009, Food and Agricultural Code.

1 Osteopathic physician and surgeon, rehabilitation and
2 diversion records, confidentiality of, Section 2369,
3 Business and Professions Code.
4 6276.34. Parole revocation proceedings,
5 confidentiality of information in reports, Section 3063.5,
6 Penal Code.
7 Passenger fishing boat licenses, records, Section 7923,
8 Fish and Game Code.
9 Paternity, acknowledgement, confidentiality of
10 records, Section 102760, Health and Safety Code.
11 Patient-physician confidential communication,
12 Sections 992 and 994, Evidence Code.
13 Patient records, confidentiality of, Section 123135,
14 Health and Safety Code.
15 Payment instrument licensee records, inspection of,
16 Section 33206, Financial Code.
17 Payroll records, confidentiality of, Section 1776, Labor
18 Code.
19 Peace officer personnel records, confidentiality of,
20 Sections 832.7 and 832.8, Penal Code.
21 Penitential communication between penitent and
22 clergy, Sections 1032 and 1033, Evidence Code.
23 Personal Income Tax, disclosure of information, Article
24 2 (commencing with Section 19542), Chapter 7, Part 10.2,
25 Division 2, Revenue and Taxation Code.
26 Personal information, information practices act,
27 prohibitions against disclosure by state agencies, Sections
28 1798.24 and 1798.75, Civil Code.
29 Personal information, subpoena of records containing,
30 Section 1985.4, Code of Civil Procedure.
31 Personal representative, confidentiality of personal
32 representative's birthdate and driver's license number,
33 Section 8404, Probate Code.
34 Personnel Administration, Department of,
35 confidentiality of pay data furnished to, Section 19826.5,
36 Government Code.
37 Petition signatures, Section 29770, Elections Code.
38 Petroleum supply and pricing, confidential
39 information, Sections 25364 and 25366, Public Resources
40 Code.

1 Pharmacist, alcohol or dangerous drug diversion and
2 rehabilitation records, confidentiality of, Section 4436,
3 Business and Professions Code.

4 Physical therapist or assistant, records of dangerous
5 drug or alcohol diversion and rehabilitation,
6 confidentiality of, Section 2667, Business and Professions
7 Code.

8 Physical or mental condition or conviction of controlled
9 substance offense, records in Department of Motor
10 Vehicles, confidentiality of, Section 1808.5, Vehicle Code.

11 Physician and surgeon, rehabilitation and diversion
12 records, confidentiality of, Section 2355, Business and
13 Professions Code.

14 Physician assistant, alcohol or dangerous drug diversion
15 and rehabilitation records, confidentiality of, Section
16 3534.7, Business and Professions Code.

17 Physician competency examination, confidentiality of
18 reports, Section 2294, Business and Professions Code.

19 Physicians and surgeons, confidentiality of reports of
20 patients with a lapse of consciousness disorder, Section
21 103900, Health and Safety Code.

22 Physician Services Account, confidentiality of patient
23 names in claims, Section 16956, Welfare and Institutions
24 Code.

25 Physicians and surgeons, information about,
26 confidentiality of, Section 920, Business and Professions
27 Code.

28 Podiatrist, alcohol or drug diversion and rehabilitation
29 records, confidentiality of, Section 2497.1, Business and
30 Professions Code.

31 Pollution Control Financing Authority, financial data
32 submitted to, subdivision (o), Section 6254, Government
33 Code.

34 Postmortem or autopsy photos, Section 129, Code of
35 Civil Procedure.

36 6276.36. Pregnancy tests by local public health
37 agencies, confidentiality of, Section 123380, Health and
38 Safety Code.

39 Pregnant women, confidentiality of blood tests, Section
40 125105, Health and Safety Code.

1 *Prehospital emergency medical care, release of*
2 *information, Sections 1797.188 and 1797.189, Health and*
3 *Safety Code.*
4 *Premarital examination, confidentiality of, Section 594,*
5 *Family Code.*
6 *Prenatal syphilis tests, confidentiality of, Section*
7 *120705, Health and Safety Code.*
8 *Presiding Officer, Section 11513.5, Government Code.*
9 *Prisoners, behavioral research on, confidential*
10 *personal information, Section 3515, Penal Code.*
11 *Prisoners, confidentiality of blood tests, Section 7530,*
12 *Penal Code.*
13 *Prisoners, medical testing, confidentiality of records,*
14 *Sections 7517 and 7540, Penal Code.*
15 *Prisoners, transfer from county facility for mental*
16 *treatment and evaluation, confidentiality of written*
17 *reasons, Section 4011.6, Penal Code.*
18 *Private industry wage data collected by public entity,*
19 *confidentiality of, Section 6254.6, Government Code.*
20 *Private railroad car tax, confidentiality of information,*
21 *Section 11655, Revenue and Taxation Code.*
22 *Probate referee, disclosure of materials, Section 8908,*
23 *Probate Code.*
24 *Probation officer reports, inspection of, Section 1203.05,*
25 *Penal Code.*
26 *Produce dealer, confidentiality of financial statements,*
27 *Section 56254, Food and Agricultural Code.*
28 *Products liability insurers, transmission of information,*
29 *Sections 1857.7 and 1857.9, Insurance Code.*
30 *Professional corporations, financial statements,*
31 *confidentiality of, Section 13406, Corporations Code.*
32 *Property on loan to museum, notice of intent to*
33 *preserve an interest in, not subject to disclosure, Section*
34 *1899.5, Civil Code.*
35 *Property taxation, confidentiality of change of*
36 *ownership, Section 481, Revenue and Taxation Code.*
37 *Property taxation, confidentiality of property*
38 *information, Section 15641, Government Code and*
39 *Section 833, Revenue and Taxation Code.*



1 Proprietary information, availability only to the
2 director and other persons authorized by the operator
3 and the owner, Section 2778, Public Resources Code.

4 Psychologist and client, confidential relations and
5 communications, Section 2918, Business and Professions
6 Code.

7 Psychotherapist-patient confidential communication,
8 Sections 1012 and 1014, Evidence Code.

9 Public employees' home addresses and telephone
10 numbers, confidentiality of, Section 6254.3, Government
11 Code.

12 Public Employees' Retirement System, confidentiality
13 of data filed by member or beneficiary with board of
14 administration, Section 20134, Government Code.

15 Public school employees organization, confidentiality
16 of proof of majority support submitted to Public
17 Employment Relations Board, Sections 3544, 3544.1, and
18 3544.5, Government Code.

19 Public social services, confidentiality of digest of
20 decisions, Section 10964, Welfare and Institutions Code.

21 Public social services, confidentiality of information
22 regarding child abuse or elder or dependent persons
23 abuse, Section 10850.1, Welfare and Institutions Code.

24 Public social services, confidentiality of information
25 regarding eligibility, Section 10850.2, Welfare and
26 Institutions Code.

27 Public social services, confidentiality of records,
28 Section 10850, Welfare and Institutions Code.

29 Public social services, disclosure of information to law
30 enforcement agencies, Section 10850.3, Welfare and
31 Institutions Code.

32 Public social services, disclosure of information to law
33 enforcement agencies regarding deceased applicant or
34 recipient, Section 10850.7, Welfare and Institutions Code.

35 Public utilities, confidentiality of information, Section
36 583, Public Utilities Code.

37 Pupil, confidentiality of personal information, Section
38 45345, Education Code.

39 Pupil drug and alcohol use questionnaires,
40 confidentiality of, Section 11605, Health and Safety Code.

1 Pupil, expulsion hearing, disclosure of testimony of
2 witness and closed session of district board, Section 48918,
3 Education Code.

4 Pupil, personal information disclosed to school
5 counselor, confidentiality of, Section 49602, Education
6 Code.

7 Pupil record contents, records of administrative
8 hearing to change contents, confidentiality of, Section
9 49070, Education Code.

10 Pupil records, access authorized for specified parties,
11 Section 49076, Education Code.

12 Pupil records, disclosure in hearing to dismiss or
13 suspend school employee, Section 44944.1, Education
14 Code.

15 Pupil records, release of directory information to
16 private entities, Sections 49073 and 49073.5, Education
17 Code.

18 6276.38. Radioactive materials, dissemination of
19 information about transportation of, Section 33002,
20 Vehicle Code.

21 Real estate broker, annual report to Department of
22 Real Estate of financial information, confidentiality of,
23 Section 10232.2, Business and Professions Code.

24 Real property, acquisition by state or local government,
25 information relating to feasibility, subdivision (h),
26 Section 6254, Government Code.

27 Real property, change in ownership statement,
28 confidentiality of, Section 27280, Government Code.

29 Reciprocal agreements with adjoining states, Section
30 391, Fish and Game Code.

31 Records of contract purchasers, inspection by public
32 prohibited, Section 85, Military and Veterans Code.

33 Registered public obligations, inspection of records of
34 security interests in, Section 5060, Government Code.

35 Registration of exempt vehicles, nondisclosure of name
36 of person involved in alleged violation, Section 5003,
37 Vehicle Code.

38 Rehabilitation, Department of, confidential
39 information, Section 19016, Welfare and Institutions
40 Code.



1 Reinsurance intermediary-broker license information,
2 confidentiality of, Section 1781.3, Insurance Code.
3 Rent control ordinance, confidentiality of information
4 concerning accommodations sought to be withdrawn
5 from, Section 7060.4, Government Code.
6 Report of probation officer, inspection, copies, Section
7 1203.05, Penal Code.
8 Repossession agency licensee application,
9 confidentiality of information, Sections 7503, 7504, and
10 7506.5, Business and Professions Code.
11 Residence address in any record of Department of
12 Housing and Community Development, confidentiality
13 of, Section 6254.1, Government Code.
14 Residence address in any record of Department of
15 Motor Vehicles, confidentiality of, Section 6254.1,
16 Government Code, and Section 1808.21, Vehicle Code.
17 Residence and mailing addresses in records of
18 Department of Motor Vehicles, confidentiality of, Section
19 1810.7, Vehicle Code.
20 Residential care facilities, confidentiality of resident
21 information, Section 1568.08, Health and Safety Code.
22 Residential care facilities for the elderly, confidentiality
23 of client information, Section 1569.315, Health and Safety
24 Code.
25 Respiratory care practitioner, professional competency
26 examination reports, confidentiality of, Section 3756,
27 Business and Professions Code.
28 Restraint of trade, civil action by district attorney,
29 confidential memorandum, Section 16750, Business and
30 Professions Code.
31 Reward by governor for information leading to arrest
32 and conviction, confidentiality of person supplying
33 information, Section 1547, Penal Code.
34 6276.40. Sales and use tax, disclosure of information,
35 Section 7056, Revenue and Taxation Code.
36 Savings association employees, disclosure of criminal
37 history information, Sections 6525 and 8012, Financial
38 Code.
39 Savings associations, inspection of records by
40 shareholders, Section 6050, Financial Code.

1 School district governing board, disciplinary action,
2 disclosure of pupil information, Section 35146, Education
3 Code.
4 School employee, merit system examination records,
5 confidentiality of, Section 45274, Education Code.
6 School employee, notice and reasons for hearing on
7 nonreemployment of employee, confidentiality of,
8 Sections 44948.5 and 44949, Education Code.
9 School meals for needy pupils, confidentiality of
10 records, Section 49558, Education Code.
11 Sealed records, arrest for misdemeanor, Section 851.7,
12 Penal Code.
13 Sealed records, misdemeanor convictions, Section
14 1203.45, Penal Code.
15 Sealing and destruction of arrest records,
16 determination of innocence, Section 851.8, Penal Code.
17 Search warrants, special master, Section 1524, Penal
18 Code.
19 Seriously mentally disordered, pilot agencies provided
20 integrated services to, confidentiality of records of
21 recipients, Section 5815, Welfare and Institutions Code.
22 Sex change, confidentiality of birth certificate, Section
23 103440, Health and Safety Code.
24 Sex offenders, registration form, Section 290, Penal
25 Code.
26 Sex offenders, specimen and other information,
27 unauthorized disclosure, Section 290.2, Penal Code.
28 Sexual assault forms, confidentiality of, Section 13823.5,
29 Penal Code.
30 Sexual assault victim counselor and victim, confidential
31 communication, Sections 1035.2, 1035.4, and 1035.8,
32 Evidence Code.
33 Shorthand reporter's complaint, Section 8010, Business
34 and Professions Code.
35 Small business information compiled by state agencies,
36 confidentiality of, Section 15331.2, Government Code.
37 Small family day care homes, identifying information,
38 Section 1596.86, Health and Safety Code.



1 Social security number, applicant for driver's license or
2 identification card, disclosure of, Section 1653.5, Vehicle
3 Code.

4 6276.42. State agency activities relating to
5 unrepresented employees, subdivision (p) of Section
6 6254, Government Code.

7 State agency activities relating to providers of health
8 care, subdivision (a) of Section 6254, Government Code.

9 State Auditor, access to barred records, Section 8545.2,
10 Government Code.

11 State Auditor, confidentiality of records, Sections 8545,
12 8545.1, and 8545.3, Government Code.

13 State civil service employee, confidentiality of appeal
14 to state personnel board, Section 18952, Government
15 Code.

16 State civil service employees, confidentiality of reports,
17 Section 18573, Government Code.

18 State civil service examination, confidentiality of
19 application and examination materials, Section 18934,
20 Government Code.

21 State Contract Act, bids, questionnaires and financial
22 statements, Section 10165, Public Contract Code.

23 State Contract Act, bids, sealing, opening and reading
24 bids, Section 10304, Public Contract Code.

25 State Energy Resources Conservation and
26 Development Commission, confidentiality of proprietary
27 information submitted to, Sections 25233 and 25321,
28 Public Resources Code.

29 State hospital patients, information and records in
30 possession of Superintendent of Public Instruction,
31 confidentiality of, Section 56863, Education Code.

32 State information security officer, implementation of
33 confidentiality policies, Section 11771, Government
34 Code.

35 State Long-Term Care Ombudsman, access to
36 government agency records, Section 9723, Welfare and
37 Institutions Code.

38 State Long-Term Care Ombudsman office,
39 confidentiality of records and files, Section 9725, Welfare
40 and Institutions Code.



1 State Long-Term Care Ombudsman office, disclosure
2 of information or communications, Section 9715, Welfare
3 and Institutions Code.
4 State Lottery Evaluation Report, disclosure, Section
5 8880.46, Government Code.
6 State summary criminal history information,
7 confidentiality of information, Sections 11105, 11105.1,
8 11105.3, and 11105.4, Penal Code.
9 Sterilization of disabled, confidentiality of evaluation
10 report, Section 1955, Probate Code.
11 Strawberry marketing information, confidentiality of,
12 Section 63124, Food and Agricultural Code.
13 Structural pest control licensee records relating to
14 pesticide use, confidentiality of, Section 15205, Food and
15 Agricultural Code.
16 Student driver, records of physical or mental condition,
17 confidentiality of, Section 12661, Vehicle Code.
18 Student, community college, information received by
19 school counselor, confidentiality of, Section 72621,
20 Education Code.
21 Student, community college, records, limitations on
22 release, Section 76243, Education Code.
23 Student, community college, record contents, records
24 of administrative hearing to change contents,
25 confidentiality of, Section 76232, Education Code.
26 Student, release of student records by public college or
27 university, limitations on, Section 67143, Education Code.
28 Student, sexual assault on private higher education
29 institution campus, confidentiality of information,
30 Section 94385, Education Code.
31 Student, sexual assault on public college or university,
32 confidentiality of information, Section 67385, Education
33 Code.
34 Student, civil action against public college or
35 university, production of student records, confidentiality
36 of contents, Section 67137.5, Education Code.
37 Student in public college or university, record of
38 disciplinary action for sexual assault or physical abuse,
39 access by alleged victim, Section 67134, Education Code.



1 Student, release of directory information by public
2 college or university, Section 67140, Education Code.
3 Sturgeon egg processors, records, Section 10004, Fish
4 and Game Code.
5 6276.44. Taxpayer information, confidentiality, local
6 taxes, subdivision (h), Section 6254, Government Code.
7 Tax preparer, disclosure of information obtained in
8 business of preparing tax returns, Section 17530.5,
9 Business and Professions Code.
10 Teacher, credential holder or applicant, information
11 provided to Commission on Teacher Credentialing,
12 confidentiality of, Section 44341, Education Code.
13 Teacher, certified school personnel examination
14 results, confidentiality of, Section 44289, Education Code.
15 Teacher, information filed with Teachers' Retirement
16 Board, confidentiality of, Section 22221, Education Code.
17 Telephone answering service customer list, trade
18 secret, Section 16606, Business and Professions Code.
19 Timber yield tax, disclosure to county assessor, Section
20 38706, Revenue and Taxation Code.
21 Timber yield tax, disclosure of information, Section
22 38705, Revenue and Taxation Code.
23 Title insurers, confidentiality of notice of
24 noncompliance, Section 12414.14, Insurance Code.
25 Tow truck driver, information in records of California
26 Highway Patrol, Department of Motor Vehicles, or other
27 agencies, confidentiality of, Sections 2431 and 2432.3,
28 Vehicle Code.
29 Toxic substances, Department of, inspection of records
30 of, Section 25152.5, Health and Safety Code.
31 Trade secrets, Section 1060, Evidence Code.
32 Trade secrets, confidentiality of, occupational safety
33 and health inspections, Section 6322, Labor Code.
34 Trade secrets, disclosure of public records, Section
35 3426.7, Civil Code.
36 Trade secrets, food, drugs, cosmetics, nondisclosure,
37 Sections 110165 and 110370, Health and Safety Code.
38 Trade secrets, protection by Director of the
39 Department of Pesticide Regulation, Section 6254.2,
40 Government Code.

1 Trade secrets and proprietary information relating to
2 pesticides, confidentiality of, Sections 14022 and 14023,
3 Food and Agricultural Code.
4 Trade secrets, protection by Director of Industrial
5 Relations, Section 6396, Labor Code.
6 Trade secrets relating to hazardous substances,
7 disclosure of, Sections 25358.2 and 25358.7, Health and
8 Safety Code.
9 Traffic violator school licensee records, confidentiality
10 of, Section 11212, Vehicle Code.
11 Traffic offense, dismissed for participation in driving
12 school or program, record of, confidentiality of, Section
13 1808.7, Vehicle Code.
14 Transit districts, questionnaire and financial statement
15 information in bids, Section 99154, Public Utilities Code.
16 Trust companies, disclosure of private trust
17 confidential information, Section 1582, Financial Code.
18 6276.46. Unclaimed property, Controller records of,
19 disclosure, Section 1582, Code of Civil Procedure.
20 Unemployment compensation, disclosure of
21 confidential information, Section 2111, Unemployment
22 Insurance Code.
23 Unemployment compensation, information obtained
24 in administration of code, Section 1094, Unemployment
25 Insurance Code.
26 Unemployment compensation, purposes for which use
27 of information may be authorized, Section 1095,
28 Unemployment Insurance Code.
29 Unemployment fund contributions, publication of
30 annual tax rate, Section 989, Unemployment Insurance
31 Code.
32 Unsafe working condition, confidentiality of
33 complainant, Section 6309, Labor Code.
34 Use fuel tax information, disclosure prohibited, Section
35 9255, Revenue and Taxation Code.
36 Utility systems development, confidential information,
37 subdivision (e), Section 6254, Government Code.
38 Vehicle registration, financial responsibility
39 verification study, confidentiality of information, Sections
40 4750.2 and 4750.4, Vehicle Code.

1 Vehicle accident reports, disclosure of, Sections 16005,
2 20012, and 20014, Vehicle Code and Section 27177, Streets
3 and Highways Code.

4 Vehicular offense, record of, confidentiality five years
5 after conviction, Section 1807.5, Vehicle Code.

6 Veterans Affairs, Department of, confidentiality of
7 records of contract purchasers, Section 85, Military and
8 Veterans Code.

9 Veterinarian or animal health technician, alcohol or
10 dangerous drugs diversion and rehabilitation records,
11 confidentiality of, Section 4871, Business and Professions
12 Code.

13 Victim, statements at sentencing, Section 1191.15,
14 Penal Code.

15 Victims' Legal Resource Center, confidentiality of
16 information and records retained, Section 13897.2, Penal
17 Code.

18 Voter, registration by confidential affidavit, Section
19 615, Elections Code.

20 Voter registration card, confidentiality of information
21 contained in, Section 6254.4, Government Code.

22 Voting, secrecy, Section 1050, Evidence Code.

23 Wards and dependent children, inspection of juvenile
24 court documents, Section 827, Welfare and Institutions
25 Code.

26 6276.48. Wards and dependent children, release of
27 description information about minor escapees, Section
28 828, Welfare and Institutions Code.

29 Wards, petition for sealing records, Section 781,
30 Welfare and Institutions Code.

31 Welfare, statewide automated system work plan,
32 confidentiality of data on individuals, Section 10818,
33 Welfare and Institutions Code.

34 Wills, confidentiality of, Section 6389, Probate Code.

35 Winegrowers of California commission, confidentiality
36 of producers' or vintners' proprietary information,
37 Sections 74655 and 74955, Food and Agricultural Code.

38 Workers' Compensation Appeals Board, injury or
39 illness report, confidentiality of, Section 6412, Labor
40 Code.

1 Workers' compensation insurance, dividend payment
2 to policyholder, confidentiality of information, Section
3 11739, Insurance Code.
4 Workers' compensation insurance fraud reporting,
5 confidentiality of information, Sections 1877.3 and 1877.4,
6 Insurance Code.
7 Workers' compensation insurer or rating organization,
8 confidentiality of notice of noncompliance, Section 11754,
9 Insurance Code.
10 Workers' compensation insurer, rating information,
11 confidentiality of, Section 11752.7, Insurance Code.
12 Workers' compensation, notice to correct
13 noncompliance, Section 11754, Insurance Code.
14 Workers' compensation, release of information to other
15 governmental agencies, Section 11752.5, Insurance Code.
16 Workers' compensation, self-insured employers,
17 confidentiality of financial information, Section 3742,
18 Labor Code.
19 Workplace inspection photographs, confidentiality of,
20 Section 6314, Labor Code.
21 Youth Authority, parole revocation proceedings,
22 confidentiality of, Section 1767.6, Welfare and Institutions
23 Code.
24 Youth Authority, release of information in possession of
25 Youth Authority for offenses under Sections 676, 1764.1,
26 and 1764.2, Welfare and Institutions Code.
27 Youth Authority, records, policies, and procedures,
28 Section 1905, Welfare and Institutions Code.
29 Youth Authority, records, disclosure, Section 1764,
30 Welfare and Institutions Code.
31 Youth Authority parolee, disclosure of personal
32 information in revocation proceedings, Section 1767.6,
33 Welfare and Institutions Code.
34 Youth service bureau, confidentiality of client records,
35 Section 1905, Welfare and Institutions Code.
36 SEC. 13. Notwithstanding Section 17610 of the
37 Government Code, if the Commission on State Mandates
38 determines that this act contains costs mandated by the
39 state, reimbursement to local agencies and school
40 districts for those costs shall be made pursuant to Part 7



(commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

~~17300) is added to Part 2 of Division 7 of the Business and Professions Code, to read:~~

~~CHAPTER 6. REPRESENTATIVE ACTIONS ON BEHALF OF
PUBLIC~~

~~17300. As used in this chapter:~~

~~(a) "Enforcement action" means an action by a prosecutor under Chapter 5 (commencing with Section 17200) or Part 3 (commencing with Section 17500).~~

~~(b) "Prosecutor" means the Attorney General or appropriate district attorney, county counsel, city attorney, or city prosecutor.~~

~~(c) "Representative cause of action" means a cause of action asserted by a private plaintiff on behalf of the general public under Section 17204 or 17535.~~

~~17301. (a) A private plaintiff may plead a representative cause of action on behalf of the interests of the general public under Section 17204 or 17535 only if the requirements of this chapter are satisfied.~~

~~(b) The private plaintiff shall separately state the representative cause of action in the pleadings, and shall designate it as being brought "on behalf of the interests of the general public" under Section 17204 or 17535, as applicable.~~

~~17302. (a) A private plaintiff in a representative action may not have a conflict of interest that reasonably could compromise the good faith representation of the interests of the general public.~~

~~(b) The attorney for a private plaintiff in a representative action must be an adequate legal representative of the interests of the general public.~~

~~(c) On noticed motion of a party or on the court's own motion, the court shall determine by order whether the requirements of subdivisions (a) and (b) are satisfied. The determination may be based on the pleadings. The court may inquire into the matters in its discretion or may permit discovery. In making its determination, the court shall consider standards applied in class actions. If the court determines that the requirements of subdivisions (a) and (b) are not satisfied, the representative cause of action shall be stricken from the complaint.~~

~~(d) An order under this subdivision may be conditional, and may be modified before judgment in the action.~~

~~(e) This section does not preclude the court from granting appropriate preliminary relief before a determination is made under subdivision (c).~~

~~17303. Within 10 days after commencement of a representative action, the private plaintiff shall give notice of the action and of any application for preliminary relief, together with a copy of the complaint, to the Attorney General and to the district attorney of the county where the action is pending. Notice of any application for preliminary relief shall be given in the same manner as notice is given to the defendant.~~

~~17304. (a) Promptly after summons is served on the defendant in an enforcement action or representative action, the defendant shall notify the plaintiff and the court of any other enforcement actions, representative actions, or class actions pending in this state against the defendant that are based on substantially similar facts and theories of liability and that are known to the defendant.~~

~~(b) Promptly after summons is served on the defendant in an enforcement action, representative action, or class action in this state, the defendant shall give notice of the filing to the plaintiff and the court in all pending enforcement actions and representative actions in this state against the defendant that are based on~~

~~substantially similar facts and theories of liability and that are known to the defendant.~~

~~17305. (a) With respect to a representative cause of action, at least 45 days before entry of a judgment, or any modification of a judgment, which is a final determination of the representative cause of action, the private plaintiff shall give notice of the proposed terms of the judgment or modification, including all stipulations and associated agreements between the parties, together with notice of the time and place set for a hearing on entry of the judgment or modification, to all of the following:~~

~~(1) The Attorney General.~~

~~(2) The district attorney of the county where the action is pending.~~

~~(3) Other parties with cases pending against the defendant based on substantially similar facts and theories of liability known to the plaintiff.~~

~~(4) Each person who has filed with the court a request for notice of the terms of judgment.~~

~~(5) Other persons as ordered by the court.~~

~~(b) A person given notice under subdivision (a) or any other interested person may apply to the court for leave to intervene in the hearing provided by Section 17306. Nothing in this subdivision limits any other right a person may have to intervene in the action.~~

~~(c) On motion of a party or on the court's own motion, the court for good cause may shorten or lengthen the time for giving notice under subdivision (a).~~

~~17306. (a) With respect to a representative cause of action, before entry of a judgment, or any modification of a judgment, which is a final determination of the representative cause of action, a hearing shall be held to determine whether the requirements of this chapter have been satisfied.~~

~~(b) At the hearing the court shall consider the showing made by the parties and any other persons permitted to appear and shall order entry of judgment only if the court finds that all of the following requirements have been satisfied:~~

1 ~~(1) The proposed judgment and any stipulations and~~
2 ~~associated agreements are fair, reasonable, and adequate~~
3 ~~to protect the interests of the general public pled.~~

4 ~~(2) Any award of attorney's fees included in the~~
5 ~~judgment or in any stipulation or associated agreement~~
6 ~~complies with applicable law.~~

7 ~~(3) The private plaintiff satisfies the requirements of~~
8 ~~subdivision (a) of Section 17302.~~

9 ~~(4) The attorney for the private plaintiff satisfies the~~
10 ~~requirements of subdivision (b) of Section 17302.~~

11 ~~(5) All other requirements of this chapter have been~~
12 ~~satisfied.~~

13 ~~17307. A representative cause of action may not be~~
14 ~~dismissed, settled, or compromised without the approval~~
15 ~~of the court and a determination that the disposition of~~
16 ~~the representative cause of action is fair, reasonable, and~~
17 ~~adequate to protect the interests of the general public~~
18 ~~pled. The court, in its discretion, may set the matter for~~
19 ~~hearing on notice to persons who would receive notice~~
20 ~~under Section 17306.~~

21 ~~17309. (a) If a private plaintiff has commenced an~~
22 ~~action that includes a representative cause of action and~~
23 ~~a prosecutor has commenced an enforcement action~~
24 ~~against the same defendant based on substantially similar~~
25 ~~facts and theories of liability, the court in which either~~
26 ~~action is pending, on motion of a party or on the court's~~
27 ~~own motion, may stay the private plaintiff's~~
28 ~~representative cause of action until completion of the~~
29 ~~prosecutor's enforcement action, may make an order for~~
30 ~~consolidation or coordination of the actions, or may make~~
31 ~~any other order, in the interest of justice.~~

32 ~~(b) The determination under subdivision (a) may be~~
33 ~~made at any time during the proceedings and regardless~~
34 ~~of the order in which the actions were commenced.~~

35 ~~(c) Nothing in this section affects any right the~~
36 ~~plaintiff may have to costs and attorney's fees pursuant to~~
37 ~~Section 1021.5 of the Code of Civil Procedure or other~~
38 ~~applicable law.~~

39 ~~17310. Notice provided to the Attorney General or a~~
40 ~~district attorney under Section 17303 or 17305 does not~~

1 ~~impose any duty on the Attorney General or district~~
2 ~~attorney. The Attorney General or district attorney is not~~
3 ~~precluded from taking any future action as a consequence~~
4 ~~of not taking action in response to notice or any~~
5 ~~determination made under Section 17306.~~

6 ~~17311. This chapter applies to actions commenced~~
7 ~~after December 31, 1997.~~

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