

STATE OF CALIFORNIA

CALIFORNIA LAW REVISION COMMISSION

RECOMMENDATION

California Public Records Act Clean-Up: Conforming Revisions

November 2019

California Law Revision Commission
c/o UC Davis School of Law
Davis, CA 95616
www.clrc.ca.gov

NOTE

This report includes an explanatory Comment to each section of the recommended legislation. The Comments are written as if the legislation were already operative, since their primary purpose is to explain the law as it will exist to those who will have occasion to use it after it is operative. The Comments are legislative history and are entitled to substantial weight in construing the statutory provisions. For a discussion of cases addressing the use of Law Revision Commission materials in ascertaining legislative intent, see the Commission's most recent *Annual Report*.

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STATE OF CALIFORNIA

CALIFORNIA LAW REVISION COMMISSION

c/o UC Davis School of Law
Davis, CA 95616

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November 21, 2019

To: The Honorable Gavin Newsom
Governor of California, and
The Legislature of California

At the request of the Legislature, the Law Revision Commission prepared a recommendation that proposes to recodify the California Public Records Act (“CPRA”) in a more user-friendly manner without changing its substantive effect.

To facilitate logical reorganization of the CPRA, the proposed recodification would relocate the CPRA in a new division (Division 10) of Title 1 of the Government Code. That would entail renumbering the entire CPRA.

Hundreds of provisions throughout the codes cross-refer to the CPRA, in whole or in part. If the recodification is enacted, those provisions will need to be revised to conform to the new numbering scheme.

This recommendation proposes the necessary conforming revisions.

This recommendation was prepared pursuant to Resolution Chapter 158 of the Statutes of 2018.

Respectfully submitted,

Victor King
Chairperson

CALIFORNIA PUBLIC RECORDS ACT CLEAN-UP: CONFORMING REVISIONS

In 2016, the Legislature directed the Law Revision Commission to conduct a strictly nonsubstantive clean-up of the California Public Records Act (“CPRA”)¹ and related provisions.² The goal is to make the CPRA easier for the public to use and understand.³

As requested, the Commission prepared a proposed recodification of the CPRA.⁴ To facilitate sound reorganization, the proposed recodification would relocate the CPRA to a new division (Division 10) of Title 1 of the Government Code. Every existing code section would be renumbered,⁵ some of those sections (particularly the long ones) would be split into two or more new sections, and substantively similar provisions would be placed together in a logical order.

Literally hundreds of provisions throughout the codes cross-refer to the CPRA, in whole or in part. If the recodification is enacted, those provisions will need to be revised to conform to the new numbering scheme.

This recommendation proposes the necessary conforming revisions. In general, they are quite straightforward. A few key points are explained below.

1. Gov’t Code §§ 6250-6276.48.

2. 2016 Cal. Stat. res. ch. 150 (ACR 148 (Chau)); see also 2018 Cal. Stat. res. ch. 158 (SCR 91 (Roth)) (reaffirming Commission’s authority to study CPRA).

3. See, e.g., Assembly Committee on Judiciary Analysis of ACR 148 (April 19, 2016), p. 3; Senate Committee on Judiciary Analysis of ACR 138 (June 14, 2016), p. 4.

4. *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (hereafter, “*CPRA Recodification*”).

5. The CPRA would be recodified as Government Code Sections 7920.000-7930.215.

Nonsubstantive Reform

In directing the Commission to study the CPRA, the Legislature said that the Commission's recommended legislation should "[c]learly express legislative intent *without any change* in the substantive provisions" and "[n]either expand nor contract the scope of existing exemptions to the general rule that records are open to the public pursuant to the current provisions of the Public Records Act."⁶ The Commission was very careful to adhere to that limitation in preparing its proposed recodification of the CPRA.⁷

The Commission took similar care in preparing the conforming revisions presented in this recommendation. In particular, the proposed legislation would only update the cross-references to the CPRA and make other minor technical revisions, such as:

- Correction of spelling⁸ and typographical errors.⁹
- Correction of grammatical and punctuation errors, especially improper usage of "which" instead of "that."¹⁰
- Elimination of gendered pronouns.¹¹

6. 2016 Cal. Stat. res. ch. 150 (emphasis added).

7. For a description of specific measures the Commission took to prevent any substantive change, see *CPRA Recodification*, *supra* note 4, at 217-25.

8. See proposed amendment of Educ. Code § 44438 *infra* ("subdivison" instead of "subdivision"); proposed amendment of Health & Safety Code § 25214.8.5 *infra* ("fourth" instead of "forth").

9. See proposed amendment of Gov't Code § 6204.1 *infra*; proposed amendment of Health & Safety Code § 110845 *infra*.

10. See, e.g., proposed amendment of Gov't Code § 62001 *infra*; proposed amendment of Health & Safety Code § 25186.5 *infra*; proposed amendment of Labor Code § 6396 *infra*; proposed amendment of Pub. Res. Code § 5096.513 *infra*.

11. See, e.g., proposed amendment of Food & Agric. Code § 40629 *infra*; proposed amendments of Gov't Code §§ 1363, 8201.5 *infra*.

- Insertion of subdivision or paragraph labels (where this would not create any ambiguity or necessitate additional conforming revisions).¹²
- Other revisions to conform to legislative drafting conventions.¹³
- Correction of erroneous cross-references. Each such correction is explained in the accompanying comment.¹⁴
- A few miscellaneous technical revisions.¹⁵

Consistent with the limited scope of its legislative mandate, the Commission did not consider, and is not proposing, any other

12. See, e.g., proposed amendment of Penal Code § 5058 *infra*; proposed amendment of Pub. Res. Code § 21160 *infra*; proposed amendment of Pub. Util. Code § 92946 *infra*. For an example of a situation where the Commission deliberately refrained from inserting labels, see proposed amendment of Penal Code § 13300 *infra* (especially Penal Code § 13300(c)(11), which consists of four unlabeled paragraphs, some of which refer to “this paragraph”).

13. See, e.g., proposed amendment of Gov’t Code § 12894.5 *infra* (deleting phrase “of the Government Code,” which is not necessary when cross-referring to provision in same code); proposed amendment of Pub. Res. Code § 41821.6 *infra* (replacing word “such,” which is disfavored in legislative drafting except in phrase “such as”); proposed amendment of Veh. Code § 12801.9 (replacing “Internet Web site” with “internet website,” which is current preferred usage).

14. See proposed amendment of Fish & Game Code § 2584 & Comment *infra*; proposed amendments of Gov’t Code §§ 8201.5, 11126, 12525, 15570.42, 15650, 15652, 60201, 66024 & Comments *infra*; proposed amendments of Health & Safety Code §§ 1439, 25152.5, 101848.2, 101848.9, 101850, 115000.1 & Comments *infra*; proposed amendment of Ins. Code § 12921.2 & Comment *infra*; proposed amendments of Penal Code §§ 7443, 13519.4 & Comments *infra*; proposed amendments of Rev. & Tax. Code §§ 408.3, 409 & Comments *infra*; proposed amendments of Welf. & Inst. Code §§ 13302, 14087.58, 14129.2, 15805, 16809.4 & Comments *infra*.

15. See proposed amendment of Food & Agric. Code § 14407 & Comment *infra*; proposed amendment of Gov’t Code § 11126 & Comment *infra*; proposed amendment of Health & Safety Code § 131052 & Comment *infra*.

kinds of changes to the provisions affected by this recommendation.¹⁶

Due to their bulk, the conforming revisions in this recommendation probably will be introduced as a separate bill, instead of being included in the same bill as the CPRA recodification itself. Regardless of whether they are in a separate bill, the Commission will make sure that they are statutorily defined to be part of the “CPRA Recodification Act of 2020.”¹⁷

That is important, because the proposed recodification includes the following provision:

7920.100. Nothing in the CPRA Recodification Act of 2020 is intended to substantively change the law relating to inspection of public records. The act is intended to be entirely nonsubstantive in effect. Every provision of this division and every other provision of this act, *including, without limitation, every cross-reference in every provision of the act*, shall be interpreted consistent with the nonsubstantive intent of the act.¹⁸

This provision underscores the nonsubstantive nature of the recodification as a whole and the updated cross-references in particular. It will help to ensure that the courts and others interpret the recodification accordingly.

Contingent Operation

On the assumption that the conforming revisions will be introduced as a separate bill, the proposed legislation includes an uncodified provision that would make the conforming revisions operative only if the recodification bill is enacted and becomes

16. Accordingly, readers should not infer that the Commission has evaluated and approved language that would not be changed by this recommendation.

17. “CPRA Recodification Act of 2020” is defined in proposed Government Code Section 7920.005. See *CPRA Recodification*, *supra* note 4, at 251.

18. *CPRA Recodification*, *supra* note 4, at 251 (emphasis added).

operative.¹⁹ The Commission will insert the appropriate bill number in that uncodified provision after the recodification bill is introduced.

Subordination Clause

The proposed legislation also includes a subordination clause, in case one or more of the code provisions with a conforming revision is also amended in a substantive manner by another bill.²⁰ The subordination clause would ensure that the substantive reform overrides the conforming revision, regardless of which bill is chaptered first. Although the conforming revision would be nullified by the substantive reform, it could be reintroduced the following year and a stopgap provision in the proposed recodification would make the outdated cross-reference workable in the interim.²¹

Legislation Enacted in 2019

Some of the code provisions that cross-refer to the CPRA were amended in 2019.²² In preparing conforming revisions of those

19. See proposed uncodified provision on contingent operation (at end of proposed legislation) *infra*.

20. See proposed uncodified subordination clause (at end of proposed legislation) *infra*.

21. See proposed 7920.105(b) in *CPRA Recodification*, *supra* note 4, at 252 (“A reference in a statute to a previously existing provision that is restated and continued in this division, or in any other provision of the CPRA Recodification Act of 2020, shall, unless a contrary intent appears, be deemed a reference to the restatement and continuation.”).

22. See Bus. & Prof. Code §§ 27, 30, 5070, 5070.5, 10166.07; Civ. Code §§ 1798.29, 1798.82; Educ. Code §§ 35147, 49060, 76060.5; Elec. Code § 2227; Fam. Code §§ 17212, 17514; Fish & Game Code § 9002.5; Food & Agric. Code § 29041; Gov’t Code §§ 11126, 12172.5, 20057, 65913.4, 100508; Health & Safety Code §§ 1385.07, 1536, 128735; Ins. Code §§ 922.41, 1215.8, 10181.7, 12968; Labor Code §§ 138.7, 4610; Mil. & Vet. Code §§ 55, 56; Penal Code § 6126.3; Pub. Res. Code §§ 3160, 25402.10; Welf. & Inst. Code § 14301.1.

code provisions, the Commission started from the newly-amended versions.

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UNCODIFIED710

Contingent operation710

Subordination clause710

CONFORMING REVISIONS: COMMENTS AND SELECTED EXCERPTS FROM THE PROPOSED LEGISLATION

Note. The Comments for the Commission’s recommendation on *California Public Records Act Clean-Up: Conforming Revisions* (Nov. 2019) are shown below. Selected excerpts from the proposed legislation are also included, mostly to illustrate points made in the narrative part of the Commission’s report.

The full text of the Commission’s recommendation on *California Public Records Act Clean-Up: Conforming Revisions* (Nov. 2019), including the proposed statutory revisions, is available from the Commission.

BUSINESS AND PROFESSIONS CODE

Bus. & Prof. Code § 27 (amended). Information to be provided on internet

Comment. Section 27 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 30 (amended). Licensee information

Comment. Section 30 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 211 (amended). Report of third-party consultant hired to assess department’s operations

Comment. Section 211 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 655 (amended). Optometrist with ownership or other interest in registered dispensing optician or optical company

Comment. Section 655 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 4083 (amended). Order of correction

Comment. Section 4083 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Bus. & Prof. Code § 4372 (amended). Board records and records of pharmacists recovery program

Comment. Section 4372 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 4857 (amended). Information relating to veterinary services

Comment. Section 4857 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 5070 (amended). Permit to practice public accountancy

Comment. Section 5070 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 5070.5 (amended). Renewal of permit issued to certified public accountant or public accountant

Comment. Section 5070.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 5079 (amended). Nonlicensee owners of public accountancy firm

Comment. Section 5079 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 6001 (amended). State Bar of California

Comment. Section 6001 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Bus. & Prof. Code § 6026.11 (amended). Application of CPRA to State Bar and its records and writings

Comment. Section 6026.11 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 6056 (amended). California Lawyers Association

Comment. Section 6056 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Bus. & Prof. Code § 6060.2 (amended). Confidentiality of State Bar investigation or proceeding concerning moral character of applicant

Comment. Section 6060.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Bus. & Prof. Code § 6060.25 (amended). Identifying information of State Bar applicant

Comment. Section 6060.25 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Bus. & Prof. Code § 6086.1 (amended). Confidentiality and public disclosure

Comment. Section 6086.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Bus. & Prof. Code § 6086.5 (amended). State Bar Court

Comment. Section 6086.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert subdivision and paragraph labels.

Bus. & Prof. Code § 6090.6 (amended). State Bar access to nonpublic court records in disciplinary proceeding

Comment. Section 6090.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 6168 (amended). State Bar investigation of law corporation

Comment. Section 6168 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert subdivision labels and make other technical changes.

Bus. & Prof. Code § 6200 (amended). Arbitration or mediation of dispute over costs or fees

Comment. Section 6200 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Bus. & Prof. Code § 6232 (amended). Participation in Attorney Diversion and Assistance Program

Comment. Section 6232 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a technical change.

Bus. & Prof. Code § 6234 (amended). Information provided to or obtained by Attorney Diversion and Assistance Program

Comment. Section 6234 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 7071.18 (amended). Licensee’s duty to report to registrar

Comment. Section 7071.18 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 7125 (amended). Certificates, reporting, and related matters

Comment. Section 7125 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Bus. & Prof. Code § 9882.6 (amended). Enforcement program to investigate violations

Comment. Section 9882.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Bus. & Prof. Code § 10083.2 (amended). Information for Real Estate Commissioner to provide on internet

Comment. Section 10083.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Bus. & Prof. Code § 10141.6 (amended). Report of real estate broker regarding escrows

Comment. Section 10141.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 10166.07 (amended). Business activities report of real estate broker

Comment. Section 10166.07 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 10166.11 (amended). Records of real estate broker or salesperson acting under real estate broker

Comment. Section 10166.11 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Bus. & Prof. Code § 10232.2 (amended). Reports to be filed by real estate broker

Comment. Section 10232.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Bus. & Prof. Code § 11317.2 (amended). Information for Bureau of Real Estate Appraisers to provide on Internet

Comment. Section 11317.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Bus. & Prof. Code § 17594 (amended). Information relating to California phone number on “do not call” list

Comment. Section 17594 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Bus. & Prof. Code § 19819 (amended). Conduct of business of California Gambling Control Commission

Comment. Section 19819 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 19821 (amended). Recordkeeping, confidentiality, and disclosure

Comment. Section 19821 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 22954 (amended). Names and addresses of recipients of tobacco products

Comment. Section 22954 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert subdivision labels.

Bus. & Prof. Code § 22979.24 (amended). Monthly report of tobacco manufacturer or importer to State Board of Equalization

Comment. Section 22979.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 25205 (amended). Label requirement

Comment. Section 25205 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 26067 (amended). Track and trace program for movement of cannabis and cannabis products

Comment. Section 26067 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Bus. & Prof. Code § 26162 (amended). Information identifying names of patients, their medical conditions, or names of their primary caregivers

Comment. Section 26162 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

CIVIL CODE

Civ. Code § 1670.9 (amended). Housing or detention of noncitizens in locked detention facility for purposes of civil immigration custody

Comment. Section 1670.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 1798.3 (amended). Definitions

Comment. Section 1798.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make grammatical corrections.

Civ. Code § 1798.24 (amended). Disclosure of personal information by agency

Comment. Section 1798.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Civ. Code § 1798.29 (amended). Notice of data breach

Comment. Section 1798.29 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 1798.70 (amended). Effect on other state law

Comment. Section 1798.70 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Civ. Code § 1798.75 (amended). Effect of chapter

Comment. Section 1798.75 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 1798.82 (amended). Notice of data breach

Comment. Section 1798.82 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 1798.85 (amended). Social security numbers

Comment. Section 1798.85 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Civ. Code § 1899.5 (amended). Notice of intent to preserve interest in property on loan to museum

Comment. Section 1899.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Civ. Code § 1947.8 (amended). Permissible rent levels

Comment. Section 1947.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Civ. Code § 3426.7 (amended). Trade secrets and effect of title

Comment. Section 3426.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 5405 (amended). CID information to be submitted to Secretary of State

Comment. Section 5405 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Civ. Code § 6760 (amended). Commercial or industrial CID information to be submitted to Secretary of State

Comment. Section 6760 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

CODE OF CIVIL PROCEDURE

Code Civ. Proc. § 130 (amended). Autopsy report and evidence associated with examination of deceased minor victim

Comment. Section 130 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Code Civ. Proc. § 425.16 (amended). Special motion to strike

Comment. Section 425.16 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Code Civ. Proc. § 1985.4 (amended). Procedure for subpoena duces tecum for records maintained by state or local agency that contain “personal information” exempt from public disclosure

Comment. Section 1985.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

CORPORATIONS CODE

Corp. Code § 25247 (amended). Disclosure of information

Comment. Section 25247 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Corp. Code § 28106 (amended). Effect of permitting inspection or copying of record

Comment. Section 28106 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

EDUCATION CODE

Educ. Code § 5091 (amended). Vacancy in governing board

Comment. Section 5091 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Educ. Code § 17250.25 (amended). Procurement process for design-build projects

Comment. Section 17250.25 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 17611 (amended). Records of pesticide use at schoolsite

Comment. Section 17611 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 24214.5 (amended). Postretirement matters

Comment. Section 24214.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 26812 (amended). Retired participant activities

Comment. Section 26812 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 33133 (amended). Information to strengthen and promote opportunity for quality involvement by parents and guardians in schoolsite councils

Comment. Section 33133 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Educ. Code § 33353 (amended). California Interscholastic Federation

Comment. Section 33353 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 35147 (amended). Meeting of council or committee

Comment. Section 35147 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 44438 (amended). Private admonition

SEC. _____. Section 44438 of the Education Code is amended to read:

44438. ...

(e) The commission and the applicant's or credential holder's employer shall expunge all records ... pursuant to ~~subdivisons~~ subdivisions (b) and (c) at the expiration of three years, so long as

Comment. Section 44438 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to correct a spelling error and make other technical changes.

Educ. Code § 49006 (amended). Use of behavioral restraints and seclusion for pupils

Comment. Section 49006 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Educ. Code § 49060 (amended). Confidentiality of pupil records

Comment. Section 49060 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a grammatical correction and other technical changes.

Educ. Code § 49562 (amended). Participation in school meal program

Comment. Section 49562 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The statute is also amended to eliminate gendered pronouns.

Educ. Code § 54004.1 (amended). Allocation of funds

Comment. Section 54004.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Educ. Code § 67380 (amended). Recordkeeping of noncriminal acts of hate violence and on-campus crimes involving violence, hate violence, theft, destruction of property, illegal drugs, or alcohol intoxication

Comment. Section 67380 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Educ. Code § 67383 (amended). Forwarding report of violent crime, sexual assault, or hate crime to law enforcement agency

Comment. Section 67383 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Educ. Code § 72695 (amended). Auxiliary organization not required to disclose exempt information

Comment. Section 72695 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 72696 (amended). Confidential records of auxiliary organization

Comment. Section 72696 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 72701 (amended). Article inapplicable to records subject to CPRA request

Comment. Section 72701 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 76060.5 (amended). Student representation fee

Comment. Section 76060.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 87102 (amended). Equal employment opportunity plan and affirmation of compliance of participating community college district

Comment. Section 87102 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 89307 (amended). Closed session of legislative body

Comment. Section 89307 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Educ. Code § 89573 (amended). Investigation of reported improper governmental activities

Comment. Section 89573 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 89574 (amended). Confidentiality of investigative audit

Comment. Section 89574 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Educ. Code § 89915.5 (amended). Effect of article

Comment. Section 89915.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 89916 (amended). Confidential records of auxiliary organization

Comment. Section 89916 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 89919 (amended). Article inapplicable to records subject to CPRA request

Comment. Section 89919 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 92955 (amended). UC campus foundation not required to disclose exempt information

Comment. Section 92955 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 92956 (amended). Confidential records of UC campus foundation

Comment. Section 92956 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 92961 (amended). Chapter inapplicable to records subject to CPRA request

SEC. _____. Section 92961 of the Education Code is amended to read:

92961. This chapter shall not apply to records subject to any request made pursuant to the California Public Records Act, as set

forth in ~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code.

Comment. Section 92961 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Educ. Code § 99162 (amended). Disclosure of information or report

Comment. Section 99162 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

ELECTIONS CODE

Elec. Code § 2166.7 (amended). Confidentiality of public safety officer’s residence address, telephone number, and email address

Comment. Section 2166.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Elec. Code § 2194 (amended). Affidavit of voter registration

Comment. Section 2194 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Elec. Code § 2194.1 (amended). Affidavit of registration at least 100 years old

Comment. Section 2194.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Elec. Code § 2227 (amended). Checking voter addresses

Comment. Section 2227 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Elec. Code § 2267 (amended). Confidentiality of voter registration or preregistration information

Comment. Section 2267 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Elec. Code § 9002 (amended). Circulating title and summary for proposed initiative measure

Comment. Section 9002 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Elec. Code § 11301 (amended). Examination of petition signatures

Comment. Section 11301 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Elec. Code § 13300.7 (amended). Option to opt out of receiving election materials by mail

Comment. Section 13300.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Elec. Code § 13311 (amended). Confidentiality of candidate statements

Comment. Section 13311 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Elec. Code § 17200 (amended). Preservation and destruction of petition

Comment. Section 17200 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Elec. Code § 17400 (amended). Preservation and destruction of recall petition

Comment. Section 17400 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a technical change.

Elec. Code § 18109 (amended). Misdemeanors

Comment. Section 18109 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Elec. Code § 18650 (amended). Using signature list for improper purpose

Comment. Section 18650 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Elec. Code § 23003 (amended). Hybrid redistricting commissions and independent redistricting commissions

Comment. Section 23003 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

EVIDENCE CODE

Evid. Code § 1157.7 (amended). Application to committee established by local governmental agency to monitor, evaluate, and report on necessity, quality, and level of specialty health services

Comment. Section 1157.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

FAMILY CODE

Fam. Code § 17212 (amended). Confidentiality of support enforcement and child abduction records

Comment. Section 17212 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Fam. Code § 17514 (amended). Child abduction records

Comment. Section 17514 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

FINANCIAL CODE

Fin. Code § 12104 (amended). Criteria for exemption of nonprofit community service organization

Comment. Section 12104 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Fin. Code § 14257 (amended). Disclosure of investigation and examination reports

Comment. Section 14257 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Fin. Code § 18394 (amended). Disclosure of investigation and examination reports to officers and directors of company for purposes of corrective action

Comment. Section 18394 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Fin. Code § 22067 (amended). Report on exemptions

Comment. Section 22067 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Fin. Code § 22375 (amended). Licensee that utilizes service of finder

Comment. Section 22375 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Fin. Code § 22380 (amended). Utilization summaries

Comment. Section 22380 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Fin. Code § 23049 (amended). Certification of record to prosecuting official

Comment. Section 23049 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Fin. Code § 31111 (amended). Effect of permitting inspection or copying

Comment. Section 31111 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Fin. Code § 50314 (amended). Records of residential mortgage lender or residential mortgage loan servicer

Comment. Section 50314 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert paragraph labels, eliminate gendered pronouns, and make another technical change.

FISH AND GAME CODE

Fish & Game Code § 2584 (amended). Remedy for actionable violation

SEC. _____. Section 2584 of the Fish and Game Code is amended to read:

2584. ...

(h) The records of the case, after all appeals are final, are public records, as defined in ~~subdivision (d) of Section 6252~~ Section 7920.530 of the Government Code.

Comment. Section 2584 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also eliminates gendered pronouns and corrects a cross-reference to subdivision (d) of former Government Code Section 6252, which became obsolete when subdivision (d) was relabeled as subdivision (e). *Compare* 1988 Cal. Stat. ch. 1059, § 4 (original version of Section 2584, which cross-refers to “public records, as defined in subdivision (d) of Section 6252 of the Government Code”) *with* 1981 Cal. Stat. ch. 968, § 1 (version of former Gov’t Code § 6252 in place when Section 2584 was added to the codes); see also 1998 Cal. Stat. ch. 620, § 2 (relabeling definition of “public records” as subdivision (e)); 2015 Cal. Stat. ch. 537, § 20 (version of former Gov’t Code § 6252 repealed by CPRA Recodification Act of 2020); Section 7920.530 (continuing former Gov’t Code § 6252(e)’s definition of “public records”).

Fish & Game Code § 9002.5 (amended). Retrieval of lost or abandoned commercial Dungeness crab traps

Comment. Section 9002.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Note. Fish and Game Code Section 9002.5 was amended by Senate Bill 262 (McGuire), 2019 Cal. Stat. ch. 472, § 30. The newly-amended version was used in preparing the conforming revision proposed by the Commission.

Fish and Game Code Section 9002.5 was also amended by Assembly Bill 991 (Gallagher), 2019 Cal. Stat. ch. 497, § 120. That bill included a subordination clause, so the amendment was chaptered out. See Gov’t Code § 9605. However, the revisions made by that bill were also included in SB 262 (and are thus incorporated in the conforming revision proposed by the Commission).

FOOD AND AGRICULTURAL CODE

Food & Agric. Code § 4061 (amended). Written report of district agricultural association

Comment. Section 4061 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Food & Agric. Code § 9269 (amended). Confidentiality of records relating to commercial blood banks for animals and biologics

Comment. Section 9269 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Food & Agric. Code § 13134 (amended). Assessment of dietary risks from foods treated with pesticides

Comment. Section 13134 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Food & Agric. Code § 14022 (amended). Evaluation of health effects of pesticide

Comment. Section 14022 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Food & Agric. Code § 14407 (amended). Information on antimicrobial drugs and medicated feed

SEC. _____. Section 14407 of the Food and Agricultural Code is amended to read:

14407. Notwithstanding the California Public Records Act ... any information provided pursuant to this chapter and Section 14902.5, ~~if that section is added by Senate Bill 770 of the 2015-16 Regular Session of the Legislature,~~ shall be held confidential

Comment. Section 14407 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to delete surplusage. See 2015 Cal. Stat. ch. 806, § 2 (adding Section 14902.5 to the codes).

Food & Agric. Code § 15205 (amended). Structural pest control records and inspections

Comment. Section 15205 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Food & Agric. Code § 29041 (amended). Confidentiality of information relating to apiaries

Comment. Section 29041 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Food & Agric. Code § 46013.2 (amended). Fees and procedures

Comment. Section 46013.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Food & Agric. Code § 46014.1 (amended). Registration and other procedures relating to products certified as organic

Comment. Section 46014.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Food & Agric. Code § 46029 (amended). Records relating to products sold as organic

SEC. _____. Section 46029 of the Food and Agricultural Code is amended to read:

46029. ...

(d) The secretary may charge the person requesting records a reasonable fee to reimburse ~~himself or herself~~ the secretary or the source of the records for the cost of reproducing the records requested.

(e) The secretary shall not be required to obtain records not in ~~his or her~~ the secretary's possession in response to a subpoena....

Comment. Section 46029 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Food & Agric. Code § 55075 (amended). Records relating to rice certification

Comment. Section 55075 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Food & Agric. Code § 58577 (amended). Confidentiality and closed meetings

Comment. Section 58577 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert paragraph labels and make a grammatical correction.

Food & Agric. Code § 71089 (amended). Confidentiality and disclosure of records of California Rice Commission

Comment. Section 71089 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Food & Agric. Code § 77965 (amended). Prevention of unfair trade practices detrimental to California’s cut flower industry

Comment. Section 77965 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Food & Agric. Code § 78925 (amended). Proprietary and trade secret information obtained from producers and vintners

Comment. Section 78925 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Food & Agric. Code § 79505 (amended). Confidentiality and disclosure of information

Comment. Section 79505 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

GOVERNMENT CODE

Gov’t Code § 925.6 (amended). Controller’s warrant for claim

Comment. Section 925.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov’t Code § 1363 (amended). Oaths of office

SEC. _____. Section 1363 of the Government Code is amended to read:

1363. (a)....

(3) Each judge of a superior court, the county clerk, the clerk of the court, the executive officer or court administrator of the superior court, and the recorder shall file a copy of ~~his or her~~ that person’s official oath, signed with ~~his or her~~ that person’s own proper signature, in the office of the Secretary of State as soon as ~~he or she~~ that person has

....

(b)(1) In its discretion, the board of supervisors of a county may require every elected or appointed officer or department head of that county who legally changes ~~his or her~~ name, delegated authority, or department, within 10 days from the date of the

change, to file a new oath of office in the same manner as the original filing....

....

Comment. Section 1363 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov’t Code § 3105 (amended). Oath or affirmation of disaster service worker

Comment. Section 3105 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 3558 (amended). Information that public employer must provide to exclusive representative

Comment. Section 3558 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 5872 (amended). Audit of conduit financing provider’s accounts and records

Comment. Section 5872 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 5976 (amended). Long Beach Civic Center

Comment. Section 5976 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 6204 (amended). Notice and demand for return of record belonging to state or local agency

Comment. Section 6204 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 6204.1 (amended). Noncompliance with Secretary of State's written notice and demand for record

SEC. _____. Section 6204.1 of the Government Code is amended to read:

6204.1. ...

(c) The court may issue any order necessary to protect the record from destruction, alteration, transfer, conveyance, or alienation by the person, organization, or institution in possession of the record, and may order the record to be surrendered into the custody of the archivist pending the court's decision on the ~~petition~~. The petition.
The court

Comment. Section 6204.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to correct a typographical error.

Gov't Code § 6204.2 (amended). Unauthorized possession of local agency record

Comment. Section 6204.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 6204.3 (amended). Exempt organization or institution

Comment. Section 6204.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 6527 (amended). Participation of nonprofit corporation in pooling of self-insurance claims or losses

Comment. Section 6527 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Gov't Code § 7283.1 (amended). ICE and individual in local law enforcement custody

Comment. Section 7283.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 7284.6 (amended). Prohibited activities for California law enforcement agency

Comment. Section 7284.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Gov't Code § 7514.7 (amended). Annual disclosures of alternative investment vehicle of public investment fund

Comment. Section 7514.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 8201.5 (amended). Application for appointment and commission as notary public

SEC. _____. Section 8201.5 of the Government Code is amended to read:

8201.5. The Secretary of State shall require an applicant for appointment and commission as a notary public to complete an application form and submit a photograph of their person as prescribed by the Secretary of State. Information on this form filed by an applicant with the Secretary of State, except for ~~his or her~~ the applicant's name and address, is confidential and no individual record shall be divulged by an official or employee having access to it to any person other than the applicant, ~~his or her~~ the applicant's authorized representative, or an employee or officer of the federal government, the state government, or a local agency, as

defined in ~~subdivision (b) of Section 6252~~ Section 7920.510 of the Government Code, acting in ~~his or her~~ official capacity. That information shall be used by the Secretary of State for the sole purpose of carrying out the duties of this chapter.

Comment. Section 8201.5 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also eliminates gendered pronouns and corrects a cross-reference to subdivision (b) of former Section 6252, which became obsolete when subdivision (b) was relabeled as subdivision (a). *Compare* 1969 Cal. Stat. ch. 1313, § 1 (original version of Section 8201.5, which cross-refers to “a local agency, as defined in subdivision (b) of Section 6252”) *with* 1968 Cal. Stat. ch. 1473, § 39 (version of former Section 6252 in place when Section 8201.5 was added to the codes); see also 2004 Cal. Stat. ch. 937, § 1 (relabeling definition of “local agency” as subdivision (a)); 2015 Cal. Stat. ch. 537, § 20 (version of former Section 6252 repealed by CPRA Recodification Act of 2020); Section 7920.510 (continuing former Section 6252(a)’s definition of “local agency”).

Gov’t Code § 8545 (amended). Records used to support completed audit of California State Auditor

Comment. Section 8545 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Gov’t Code § 8585 (amended). Office of Emergency Services

Comment. Section 8585 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov't Code § 8587.11 (amended). California Earthquake Early Warning Program and California Earthquake Early Warning Advisory Board

Comment. Section 8587.11 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 8589.5 (amended). Emergency action plan

Comment. Section 8589.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 8592.45 (amended). Confidential cybersecurity records

Comment. Section 8592.45 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 11015.5 (amended). Notice to user

Comment. Section 11015.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Gov't Code § 11018.5 (amended). License information to be provided on internet by Bureau of Real Estate

Comment. Section 11018.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 11104.5 (amended). Use of electronic mail upon recipient's request

Comment. Section 11104.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 11124.1 (amended). Right to record open and public meeting of state body

Comment. Section 11124.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 11125.1 (amended). Agendas and other writings distributed to members of state body in connection with subject of public meeting

Comment. Section 11125.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 11126 (amended). Closed session of state body

SEC. _____. Section 11126 of the Government Code is amended to read:

11126.

(e)(1) Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a closed session to confer with, or receive advice from, its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.

(2) For purposes of this article, all expressions of the lawyer-client privilege other than those provided in this subdivision are hereby abrogated. This subdivision is the exclusive expression of the lawyer-client privilege for purposes of conducting closed session meetings pursuant to this article. For purposes of this

subdivision, litigation shall be considered pending when any of the following circumstances exist:

(A) An adjudicatory proceeding before a court, an administrative body exercising its adjudicatory authority, a hearing officer, or an arbitrator, to which the state body is a party, has been initiated formally.

(B)(i) A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.

(ii) Based on existing facts and circumstances, the state body is meeting only to decide whether a closed session is authorized pursuant to clause (i).

(C) ~~(i)~~ Based on existing facts and circumstances, the state body has decided to initiate or is deciding whether to initiate litigation.

~~(ii)~~ (3) The legal counsel of the state body shall prepare and submit to it a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is pursuant to ~~paragraph (1)~~ subparagraph (A) of paragraph (2), the memorandum shall include the title of the litigation. If the closed session is pursuant to ~~subparagraph (A) or (B)~~ (B) or (C) of paragraph (2), the memorandum shall include the existing facts and circumstances on which it is based. The legal counsel shall submit the memorandum to the state body prior to the closed session, if feasible, and in any case no later than one week after the closed session. The memorandum shall be exempt from disclosure pursuant to ~~Section 6254.25~~ 7927.205.

~~(iii)~~ (4) For purposes of this subdivision, “litigation” includes any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

~~(iv)~~ (5) Disclosure of a memorandum required under this subdivision shall not be deemed as a waiver of the lawyer-client privilege, as provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

....

(i) This article does not prevent the Managed Risk Medical Insurance Board from holding closed sessions when considering matters related to the development of rates and contracting strategy for entities contracting or seeking to contract with the board, entities with which the board is considering a contract, or entities with which the board is considering or enters into any other arrangement under which the board provides, receives, or arranges services or reimbursement, pursuant to Part 6.2 (commencing with Section 12693), former Part 6.3 (commencing with Section 12695), former Part 6.4 (commencing with Section 12699.50), former Part 6.5 (commencing with Section 12700), Part 6.6 (commencing with Section 12739.5), or Part 6.7 (commencing with Section 12739.70) of Division 2 of the Insurance Code.

....

Comment. Subdivision (e) of Section 11126 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Subdivision (e) is also amended to make nonsubstantive, technical changes to fix drafting errors in 1996 Cal. Stat. ch. 1041, § 2.5.

Subdivision (i) is amended to update the cross-references to “Part 6.3 (commencing with Section 12695),” “Part 6.4 (commencing with Section 12699.50),” and “Part 6.5 (commencing with Section 12700)” of the Insurance Code, which have been repealed. See 2014 Cal. Stat. ch. 31, §§ 36, 37, 38 (former Ins. Code §§ 12699.15, 12699.64, 12701), sunset provisions that operated on Jan. 1, 2016.

Gov’t Code § 11126.1 (amended). Minute book relating to closed sessions of state body

Comment. Section 11126.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Gov't Code § 11146.2 (amended). Attendance record for orientation course

Comment. Section 11146.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 11549.3 (amended). Information security program

Comment. Section 11549.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 12019.45 (amended). Grant application form

Comment. Section 12019.45 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 12019.55 (amended). Information directly or indirectly describing internal affairs of eligible tribe

Comment. Section 12019.55 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 12172.5 (amended). Role of Secretary of State

Comment. Section 12172.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 12237 (amended). Archived items that are 75 years old or older

Comment. Section 12237 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Gov't Code § 12271 (amended). Definitions

Comment. Section 12271 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 12419.10 (amended). Offsets

Comment. Section 12419.10 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 12525 (amended). Report to Attorney General on death of person in custody of law enforcement agency or state or local correctional facility

SEC. _____. Section 12525 of the Government Code is amended to read:

12525. In any case in which a person dies while in the custody of any law enforcement agency or while in custody in a local or state correctional facility in this state, the law enforcement agency or the agency in charge of the correctional facility shall report in writing to the Attorney General, within 10 days after the death, all facts in the possession of the law enforcement agency or agency in charge of the correctional facility concerning the death. These writings are public records within the meaning of ~~subdivision (d) of Section 6252~~ Section 7920.530 of the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1), are open to public inspection pursuant to Sections ~~6253, 6256, 6257, and 6258~~ 7922.500 to 7922.545, inclusive, 7923.000, and 7923.005....

Comment. Section 12525 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The amendment also corrects a cross-reference to subdivision (d) of former Section 6252, which became obsolete when subdivision (d) was

reabeled as subdivision (e). *Compare* 1992 Cal. Stat. ch. 529, § 1 (amending Section 12525 to cross-refer to “public records within the meaning of subdivision (d) of Section 6252”) *with* 1991 Cal. Stat. ch. 181, § 1 (version of former Section 6252 in place when Section 12525 was amended to cross-refer to “public records within the meaning of subdivision (d) of Section 6252”); see also 1998 Cal. Stat. ch. 620, § 2 (relabeling definition of “public records” as subdivision (e)); 2015 Cal. Stat. ch. 537, § 20 (version of former Section 6252 repealed by CPRA Recodification Act of 2020); Section 7920.530 (continuing former Section 6252(e)’s definition of “public records”).

In addition, the amendment corrects cross-references to former Sections 6256 and 6257. Those sections were repealed in 1998 (see 1998 Cal. Stat. ch. 620, §§ 7, 10). Most of their substance was continued in newly added Section 6253, which also continued the pertinent part of the previous version of Section 6253. See 1998 Cal. Stat. ch. 620, § 5; Gov. Reorg. Plan No. 1 of 1991, § 7. Pursuant to the CPRA Recodification Act of 2020, Section 6253 has in turn been repealed and recodified in Sections 7922.500-7922.545.

Gov’t Code § 12525.5 (amended). Annual report on stops conducted by peace officers of state or local agency

Comment. Section 12525.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a technical change.

Gov’t Code § 12811.3 (amended). Transfer of peace officer employed under jurisdiction of Department of Corrections and Rehabilitation

Comment. Section 12811.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 12894.5 (amended). Legislative findings and declarations relating to Western Climate Initiative, Inc.

SEC. _____. Section 12894.5 of the Government Code is amended to read:

12894.5. (a) The Legislature finds and declares both of the following:

....

(2) The state recognizes the ongoing efforts of the Western Climate Initiative, Incorporated, have resulted in policies that are consistent with the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 ~~of the Government Code~~) and the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title ~~1 of the Government Code~~ 1), as well as bylaws that meet the requirements of this section.

....

Comment. Section 12894.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 15570.42 (amended). Regulations establishing procedures and guidelines to access public records of Department of Tax and Fee Administration

SEC. _____. Section 15570.42 of the Government Code is amended to read:

15570.42. Pursuant to ~~Section 6253~~ Article 1 (commencing with Section 7922.630) of Chapter 2 of Part 3 of Division 10 of Title 1, the department shall adopt regulations to establish procedures and guidelines to access public records....

Comment. Section 15570.42 is amended to reflect nonsubstantive recodification of the California Public Records Act ("CPRA"). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6253.” When Section 15570.42 was enacted in 2017, it was apparently modeled on Section 15652. It closely tracked the language of that section, including the cross-reference to “Section 6253.” *Compare* 2017 Cal. Stat. ch. 16, § 5 *with* 1998 Cal. Stat. ch. 1049, § 2. However, Section 15652’s cross-reference to “Section 6253” was obsolete because former Section 6253 was amended and renumbered as Section 6253.4 in 1998 (see 1998 Cal. Stat. ch. 620, § 4; see also Section 15652 Comment). Pursuant to the CPRA Recodification Act of 2020, Section 6253.4 has in turn been repealed and recodified as Article 1 of Chapter 2 of Part 3 of Division 10 of Title 1 (Sections 7922.630-7922.640). That article is now the proper cross-reference to include in Sections 15652 and 15570.42; it contains the CPRA material on adoption of regulations.

Gov’t Code § 15650 (amended). “Public record”

SEC. _____. Section 15650 of the Government Code is amended to read:

15650. For purposes of this chapter, “public record” means any public record as defined in ~~subdivision (d) of Section 6252~~ Section 7920.530.

Comment. Section 15650 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to subdivision (d) of former Section 6252, which became obsolete when subdivision (d) was relabeled as subdivision (e). *Compare* 1998 Cal. Stat. ch. 1049, § 2 (original version of Section 15650, which cross-refers to “any public record as defined in subdivision (d) of Section 6252”) *with* 1994 Cal. Stat. ch. 1010, § 136 (version of former Section 6252 in place when Section 15650 was enacted); see also 1998 Cal. Stat. ch. 620, § 2 (relabeling definition of “public records” as subdivision (e)); 2015 Cal. Stat. ch. 537, § 20 (version of former Section 6252 repealed by CPRA Recodification Act of 2020); Section 7920.530 (continuing former Section 6252(e)’s definition of “public records”).

Gov’t Code § 15652 (amended). Regulations establishing procedures and guidelines to access public records of State Board of Equalization

SEC. _____. Section 15652 of the Government Code is amended to read:

15652. Pursuant to ~~Section 6253~~ Article 1 (commencing with Section 7922.630) of Chapter 2 of Part 3 of Division 10 of Title 1, the State Board of Equalization shall adopt regulations to establish procedures and guidelines to access public records....

Comment. Section 15652 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6253.” When Section 15652 was added to the codes by 1998 Cal. Stat. ch. 1049, § 2, the CPRA material on adoption of regulations was located in former Section 6253 (see Gov. Reorg. Plan No. 1 of 1991, § 70). Shortly afterwards, former Section 6253 was amended and renumbered as Section 6253.4 (see 1998 Cal. Stat. ch. 620, § 4, which became operative on Jan. 1, 1999). Pursuant to the CPRA Recodification Act of 2020, Section 6253.4 has in turn been repealed and recodified as Article 1 of Chapter 2 of Part 3 of Division 10 of Title 1 (Sections 7922.630-7922.640). That article is now the proper cross-reference; it contains the CPRA material on adoption of regulations.

Gov’t Code § 15705 (amended). Truncation of social security numbers on lien abstracts and other disclosable records of Franchise Tax Board

Comment. Section 15705 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 20057 (amended). “Public agency”

Comment. Section 20057 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov't Code § 22854.5 (amended). Required disclosures

Comment. Section 22854.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 24102 (amended). Appointment of deputy and revocation of appointment

Comment. Section 24102 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Gov't Code § 25124 (amended). Publication of ordinance

Comment. Section 25124 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 26908.5 (amended). Auditor's records and public access

Comment. Section 26908.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 27394 (amended). Electronic recording delivery system

Comment. Section 27394 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 36525 (amended). City auditor's records and public access

Comment. Section 36525 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 52054 (amended). Application of CPRA to Community Energy Authority

Comment. Section 52054 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53087.8 (amended). Internet website of independent special district

Comment. Section 53087.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Gov't Code § 53170 (amended). Information or documents obtained by city, county, or other local agency for purpose of issuing local identification card

Comment. Section 53170 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53232.3 (amended). Reimbursement of expenses

Comment. Section 53232.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53235.2 (amended). Record of ethical training of local agency officials

Comment. Section 53235.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53237.2 (amended). Records of sexual harassment prevention training and education

Comment. Section 53237.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53359.7 (amended). Disclosure of information provided to California Debt and Investment Advisory Commission

Comment. Section 53359.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53398.51.1 (amended). Public financing authority

Comment. Section 53398.51.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 53753 (amended). Notice, protest, and hearing requirements for levy of new or increased assessment

Comment. Section 53753 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 53755.5 (amended). Procedures for election to impose or increase fee or charge

Comment. Section 53755.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 53760.9 (amended). List of retired employees and beneficiaries

Comment. Section 53760.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Gov't Code § 54953 (amended). Teleconference of legislative body of local agency

Comment. Section 54953 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 54953.5 (amended). Right to record open and public meeting of legislative body of local agency

Comment. Section 54953.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 54956.9 (amended). Closed session of legislative body of local agency to discuss pending litigation with its legal counsel

Comment. Section 54956.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Gov't Code § 54957.2 (amended). Minute book relating to closed sessions of legislative body of local agency

Comment. Section 54957.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Gov’t Code § 54957.5 (amended). Agendas and other writings distributed to members of legislative body of local agency in connection with subject of public meeting

Comment. Section 54957.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Gov’t Code § 60201 (amended). Destruction or disposition of record by legislative body of district

SEC. _____. Section 60201 of the Government Code is amended to read:

60201. (a) For purposes of this section, “record” means any record consisting of a “writing,” as defined by ~~subdivision (f) of Section 6252~~ Section 7920.545.

(b)

Comment. Section 60201 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to subdivision (f) of former Section 6252, which became obsolete when subdivision (f) was relabeled as subdivision (g). *Compare* 2004 Cal. Stat. ch. 362, § 1 (amending Section 60201 to cross-refer to “a ‘writing’ as defined by subdivision (f) of Section 6252”) *with* 2002 Cal. Stat. ch. 1073, § 1.5 (version of former Section 6252 in place when Section 60201 was amended to cross-refer to “a ‘writing’ as defined by subdivision (f) of Section 6252”); see also 2004 Cal. Stat. ch. 937, § 1 (relabeling definition of “writing” as subdivision (g)); 2015 Cal. Stat. ch. 537, § 20 (version of former Section 6252 repealed by CPRA Recodification Act of 2020); Section 7920.545 (continuing former Section 6252(g)’s definition of “writing”).

Gov’t Code § 62001 (amended). Community revitalization and investment authority

SEC. _____. Section 62001 of the Government Code is amended to read:

62001....

(b)

(3)

(B) Former redevelopment agency assets ~~which~~ that are the subject of litigation against the state, where the city or county or its successor agency or designated local authority are a named plaintiff, have not been or will not be used to benefit any efforts of an authority formed under this part unless

Comment. Section 62001 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Gov’t Code § 62262 (amended). Application of Ralph M. Brown Act, CPRA, and Political Reform Act

Comment. Section 62262 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 63048.63 (amended). Legislative findings and declarations relating to financial and legal records of California Indian tribes and tribal business enterprises

Comment. Section 63048.63 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 65913.4 (amended). Streamlined, ministerial approval process for development application

Comment. Section 65913.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 66024 (amended). Judicial action or proceeding contending that development fee is special tax

SEC. _____. Section 66024 of the Government Code is amended to read:

66024.

(b)

(2) In accordance with ~~Section 6257~~ subdivision (a) of Section 7922.530, the city, county, or district may charge a fee for copying the documents requested pursuant to this paragraph.

....

Comment. Section 66024 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6257.” That cross-reference became obsolete when former Section 6257 (1981 Cal. Stat. ch. 968, § 3.5) was repealed by 1998 Cal. Stat. ch. 620, § 10. At that time, the substance of former Section 6257 was relocated to newly-added Section 6253 (see 1998 Cal. Stat. ch. 620, § 5). Pursuant to the CPRA Recodification Act of 2020, Section 6253 has in turn been repealed and recodified; the fee-related material from former Section 6257 is now located in Section 7922.530(a).

The section is also amended to make a grammatical correction.

Gov’t Code § 66201 (amended). Housing sustainability district

Comment. Section 66201 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 66704.3 (amended). Application of CPRA to San Francisco Bay Restoration Authority

Comment. Section 66704.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Gov’t Code § 100508 (amended). Access to records of California Health Benefit Exchange

Comment. Section 100508 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

HEALTH AND SAFETY CODE

Health & Safety Code § 1255.7 (amended). Safe surrender site for newborn child

Comment. Section 1255.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Health & Safety Code § 1280.20 (amended). Recommendation for further investigation or discipline of licensee

Comment. Section 1280.20 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1368 (amended). Grievance system and mediation

Comment. Section 1368 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Health & Safety Code § 1371.31 (amended). Reimbursement rates

Comment. Section 1371.31 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Health & Safety Code § 1380 (amended). Onsite medical survey of health delivery system

Comment. Section 1380 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a technical change.

Health & Safety Code § 1382 (amended). Examination of fiscal and administrative affairs of health care service plan

Comment. Section 1382 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1385.07 (amended). Confidentiality and disclosure of records

Comment. Section 1385.07 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Note. Health and Safety Code Section 1385.07 was amended by Assembly Bill 731 (Kalra), 2019 Cal. Stat. ch. 807, § 8. The newly-amended version was used in preparing the conforming revision proposed by the Commission.

Health and Safety Code Section 1385.07 was also amended by Senate Bill 343 (Pan), 2019 Cal. Stat. ch. 247, § 3. That amendment was chaptered out (i.e., nullified) due to the later enactment of AB 731. See Gov’t Code § 9605. However, the revisions made by SB 343 were also included in AB 731 (and are thus incorporated in the conforming revision proposed by the Commission).

Health & Safety Code § 1397.5 (amended). Records of grievances

Comment. Section 1397.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1399.72 (amended). Conversion of health care service plan from non-profit to for-profit status

Comment. Section 1399.72 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1399.74 (amended). Restructuring or conversion of nonprofit health care service plan

Comment. Section 1399.74 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1416.28 (amended). Required information and reporting relating to nursing home administrator license

Comment. Section 1416.28 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Health & Safety Code § 1439 (amended). Access to writing received, owned, used, or retained by state department in connection with chapter

SEC. _____. Section 1439 of the Health and Safety Code is amended to read:

1439. Any writing received, owned, used, or retained by the state department in connection with the provisions of this chapter is a public record within the meaning of ~~subdivision (d) of Section 6252~~ Section 7920.530 of the Government Code, and, as ~~such a~~ a public record, is open to public inspection pursuant to ~~the provision of Sections 6253, 6256, 6257, and 6258~~ Sections 7922.500 to 7922.545, inclusive, 7923.000, and 7923.005 of the Government Code....

Comment. Section 1439 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to subdivision (d) of former Government Code Section 6252, which became obsolete when subdivision (d) was relabeled as subdivision (e). *Compare* 1973 Cal. Stat. ch. 1057, § 1 (original version of Section 1439, which cross-refers to “a public record within the meaning of subdivision (d) of Section 6252 of the Government Code”) *with* 1970 Cal. Stat. ch. 575, § 2 (version of former Gov’t Code § 6252 in place when Section 1439 was enacted); see

also 1998 Cal. Stat. ch. 620, § 2 (relabeling definition of “public records” as subdivision (e)); 2015 Cal. Stat. ch. 537, § 20 (version of former Gov’t Code § 6252 repealed by CPRA Recodification Act of 2020); Gov’t Code § 7920.530 (continuing former Section 6252(e)’s definition of “public records”).

In addition, the amendment corrects cross-references to former Government Code Sections 6256 and 6257, which became obsolete when those sections were repealed in 1998 (see 1998 Cal. Stat. ch. 620, §§ 7, 10). Most of their substance was continued in newly added Government Code Section 6253, which also continued the pertinent part of the previous version of Government Code Section 6253. See 1998 Cal. Stat. ch. 620, § 5; Gov. Reorg. Plan No. 1 of 1991, § 7. Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified in Government Code Sections 7922.500-7922.545.

The amendment also makes technical changes.

Health & Safety Code § 1457 (amended). Patient records of county hospital

Comment. Section 1457 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1536 (amended). List of licensed community care facilities

Comment. Section 1536 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1776.6 (amended). Public information and confidential data

Comment. Section 1776.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 1798.200 (amended). Discipline of EMT-I, EMT-II, or EMT-P

Comment. Section 1798.200 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Health & Safety Code § 1798.201 (amended). Investigation or discipline of EMT-P licenseholder

Comment. Section 1798.201 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 1799.112 (amended). Mandatory reporting by EMT-P employer

Comment. Section 1799.112 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 11605 (amended). Biennial survey of drug and alcohol use of pupils enrolled in grades 7, 9, and 11

Comment. Section 11605 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Health & Safety Code § 25152.5 (amended). Access to public records

SEC. _____. Section 25152.5 of the Health and Safety Code is amended to read:

25152.5....

(c)(1) Notwithstanding any other provision of law, the department shall make public records ~~which~~ that are not exempt from disclosure by law, including ~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with

Section 7920.000) of Title 1 of the Government Code, promptly available to any person, within the time limits specified in ~~Section 6256~~ subdivision (a) of Section 7922.535 of the Government Code, upon payment of a fee

....

(e) If the department determines that an unusual circumstance exists, the department shall comply with the notification procedures and the time limits specified in ~~Section 6256.1~~ subdivisions (b) and (c) of Section 7922.535 of the Government Code.

....

Comment. Section 25152.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6256 of the Government Code.” That cross-reference became obsolete when former Government Code Section 6256 (1981 Cal. Stat. ch. 968, § 3.1) was repealed by 1998 Cal. Stat. ch. 620, § 7. At that time, the substance of former Government Code Section 6256 was relocated with revisions to newly-added Government Code Section 6253 (see 1998 Cal. Stat. ch. 620, § 5). Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified; the notification procedures and time limits from former Government Code Section 6256 are now located in Government Code Section 7922.535(a).

Similarly, the amendment corrects a cross-reference to “Section 6256.1 of the Government Code.” That cross-reference became obsolete when former Government Code Section 6256.1 (1981 Cal. Stat. ch. 968, § 3.2) was repealed by 1998 Cal. Stat. ch. 620, § 8. At that time, the substance of former Government Code Section 6256.1 was relocated to newly-added Government Code Section 6253 (see 1998 Cal. Stat. ch. 620, § 5). Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified; the material now comparable to former Government Code Section 6256.1 is Government Code Section 7922.535(b)-(c).

The section is also amended to insert paragraph labels and make grammatical corrections.

Health & Safety Code § 25186.5 (amended). Disclosure statement and other information gathering

SEC. _____. Section 25186.5 of the Health and Safety Code is amended to read:

25186.5. (a) In making a determination pursuant to Section 25186, the director may contact the district attorney, local agencies, the Attorney General, the United States Department of Justice, the Environmental Protection Agency, or other agencies outside of the state ~~which~~ that have, or have had, regulatory or enforcement jurisdiction over the applicant in connection with

Comment. Section 25186.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Health & Safety Code § 25200.3 (amended). Grant of conditional authorization

Comment. Section 25200.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Health & Safety Code § 25201.10 (amended). Application of CPRA to generator

Comment. Section 25201.10 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Health & Safety Code § 25201.11 (amended). Copyright protection and other rights and privileges for works produced by department

Comment. Section 25201.11 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 25205.13 (amended). Notification procedures

Comment. Section 25205.13 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make grammatical and punctuation corrections.

Health & Safety Code § 25214 (amended). Records relating to hazardous waste removed from discarded appliance

Comment. Section 25214 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 25214.8.5 (amended). Exemption for product containing mercury switch or mercury relay

SEC. _____. Section 25214.8.5 of the Health and Safety Code is amended to read:

25214.8.5....

(d) A manufacturer or trade group that requests an exemption, or an exemption renewal, pursuant to subdivision (b) shall enter into a written agreement with the department pursuant to the procedures set ~~fourth~~ forth in Article 9.2 (commencing with Section 25206.1), for reimbursement of all costs

....

Comment. Section 25214.8.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to correct a spelling error.

Health & Safety Code § 25214.17 (amended). Access to information relating to package or packaging component

Comment. Section 25214.17 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 25257 (amended). Trade secret

Comment. Section 25257 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 25358.7 (amended). Public participation in response actions

Comment. Section 25358.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Health & Safety Code § 25501 (amended). Definitions

Comment. Section 25501 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 25512 (amended). Trade secret

Comment. Section 25512 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 25538 (amended). Trade secret

Comment. Section 25538 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 25968 (amended). Condom testing data

Comment. Section 25968 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 34191.55 (amended). Compliance of beneficiary district with Brown Act and CPRA

Comment. Section 34191.55 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 39660 (amended). Evaluation of health effects of substance other than pesticide

Comment. Section 39660 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 40440.5 (amended). Notice of public hearing of south coast district board on rule or regulation relating to air quality objective

Comment. Section 40440.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 40440.7 (amended). Public workshops to be conducted by south coast district

Comment. Section 40440.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 42303.2 (amended). Customer lists and purchase information

Comment. Section 42303.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to insert paragraph labels and make grammatical corrections.

Health & Safety Code § 44346 (amended). Trade secret in information for facility diagram

Comment. Section 44346 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections and another technical change.

Health & Safety Code § 51615 (amended). Laws applicable to agency in administration of insurance fund

Comment. Section 51615 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 57020 (amended). Trade secret information provided to state agency by manufacturer

Comment. Section 57020 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Health & Safety Code § 101661 (amended). Powers and duties of Central Coast Hospital Authority

Comment. Section 101661 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Health & Safety Code § 101848.2 (amended). Records of hospital authority that relate to trade secrets, payment rates, or contract negotiations with health care providers

SEC. _____. Section 101848.2 of the Health and Safety Code is amended to read:

101848.2. The records of the hospital authority ... shall not be subject to disclosure pursuant to the California Public Records Act

~~(Chapter 5 (commencing with Section 6250) of Division 7~~
Division 10 (commencing with Section 7920.000) of Title 1 of the
Government Code)....

Comment. Section 101848.2 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 5” (as opposed to “Chapter 3.5”).

The section is also amended to make a grammatical correction.

Health & Safety Code § 101848.9 (amended). Confidentiality of peer review activities of hospital authority

SEC. _____. Section 101848.9 of the Health and Safety Code is amended to read:

101848.9. Provisions of the Evidence Code, the Government Code, including the Public Records Act (~~Chapter 5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code), the Civil Code, the Business and Professions Code, and other applicable law pertaining to the confidentiality of peer review activities of peer review bodies shall apply to the peer review activities

Comment. Section 101848.9 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 5” (as opposed to “Chapter 3.5”).

Health & Safety Code § 101850 (amended). Transfer of governance of Alameda Health System

SEC. _____. Section 101850 of the Health and Safety Code is amended to read:

101850. The Legislature finds and declares the following:

....

(ad)

(3) The records of the hospital authority ... shall not be subject to disclosure pursuant to the California Public Records Act

~~(Chapter 5 (commencing with Section 6250) of Division 7~~
Division 10 (commencing with Section 7920.000) of Title 1 of the
Government Code)....

....

(ai)(1) Provisions of the Evidence Code, the Government Code, including the California Public Records Act ~~(Chapter 5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code), the Civil Code, the Business and Professions Code, and other applicable law pertaining to the confidentiality of peer review activities of peer review bodies apply to the peer review activities

....

Comment. Section 101850 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 5” (as opposed to “Chapter 3.5”).

The section is also amended to eliminate gendered pronouns.

**Health & Safety Code § 101855 (amended). Powers and duties of
Kern Hospital System Authority**

Comment. Section 101855 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

**Health & Safety Code § 102100 (amended). Records of birth, death,
marriage, and related matters**

Comment. Section 102100 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 102230 (amended). Responsibilities relating to certificates

Comment. Section 102230 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Health & Safety Code § 102231 (amended). Release of birth, death, and marriage data files

Comment. Section 102231 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Health & Safety Code § 105459 (amended). Reporting on California Environmental Contaminant Biomonitoring Program

Comment. Section 105459 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction and another technical change.

Health & Safety Code § 110845 (amended). Records relating to products sold as organic

SEC. _____. Section 110845 of the Health and Safety Code is amended to read:

110845. ...

(d) The director or the secretary may charge the person requesting records a reasonable fee to reimburse ~~him or her self~~ the director, the secretary, or the source of the records for the cost of reproducing the records requested.

....

Comment. Section 110845 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and correct a typographical error.

Health & Safety Code § 111792 (amended). Cosmetic that contains chemical causing cancer or reproductive toxicity

Comment. Section 111792 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Health & Safety Code § 115000.1 (amended). Low-level radioactive waste (LLRW)

SEC. _____. Section 115000.1 of the Health and Safety Code is amended to read:

115000.1....

(f) ... Notwithstanding any other provision of law the department shall not make the report prepared pursuant to subdivision (e) available to the public, and the report is not subject to the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 6~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code).

....

Comment. Section 115000.1 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Division 6” (as opposed to “Division 7”).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Health & Safety Code § 116787 (amended). Removal of installed residential self-regenerating water softeners

Comment. Section 116787 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Health & Safety Code § 120160 (amended). Reporting on supply of influenza vaccine

Comment. Section 120160 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 123853 (amended). Factor replacement therapies under California Children's Services Program

Comment. Section 123853 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 125191 (amended). Factor replacement therapies under Genetically Handicapped Persons Program

Comment. Section 125191 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Health & Safety Code § 125290.30 (amended). Public and Financial Accountability Standards

SEC. _____. Section 125290.30 of the Health and Safety Code is amended to read:

125290.30....

(g) Public Records

(1) The California Public Records Act, ~~Article 1 (commencing with Section 6250) of Chapter 3.5 of Division 7 (Division 10 (commencing with Section 7920.000))~~ of Title 1 of the Government Code, Code shall apply to all records of the institute, except as otherwise provided in this section.

....

Comment. Section 125290.30 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Note. Health and Safety Code Section 125290.30 was added to the codes in 2004 by an initiative measure, the California Stem Cell Research and Cures Act (Prop. 71, approved Nov. 2, 2004, § 5.) The California Constitution limits the Legislature’s ability to “amend” such a statute. See Cal. Const. art. II, § 10; see also Prop. 71, approved Nov. 2, 2004, § 8 (specifying special requirements for “amending” Prop. 71).

In this context, the term “amend” does not appear to include a purely technical, nonsubstantive revision like the one proposed above. See, e.g., *People v. Kelly*, 47 Cal. 4th 1008, 1025, 222 P.3d 186, 103 Cal. Rptr. 3d 733 (2010) (purpose of California’s constitutional limitation on legislative power to amend initiative statute is to protect initiative powers of public by precluding Legislature from undoing what public has done, without electorate’s consent.”); *People v. Superior Court (Pearson)*, 48 Cal. 4th 564, 568, 571, 227 P.3d 858, 107 Cal. Rptr. 3d 265 (2010) (in deciding whether particular provision amends initiative statute, “we simply need to ask whether it prohibits what the initiative authorizes, or authorizes what the initiative prohibits”).

The Commission thus believes that its proposed technical revision of Section 125290.30 (shown above) would not be subject to any special voting requirements.

Health & Safety Code § 125290.50 (amended). Scientific and medical working groups

SEC. _____. Section 125290.50 of the Health and Safety Code is amended to read:

125290.50....

(f) Working Group Records

All records of the working groups submitted as part of the working groups’ recommendations to the ICOC for approval shall be subject to the Public Records Act. Except as provided in this subdivision, the working groups shall not be subject to the provisions of Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code, or ~~Article 1 (commencing with Section 6250) of Chapter 3.5 of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code.

Comment. Section 125290.50 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Note. Health and Safety Code Section 125290.50 was added to the codes in 2004 by an initiative measure, the California Stem Cell Research and Cures Act (Prop. 71, approved Nov. 2, 2004, § 5). The California Constitution limits the Legislature’s ability to “amend” such a statute. See Cal. Const. art. II, § 10; see also Prop. 71, approved Nov. 2, 2004, § 8 (specifying special requirements for “amending” Prop. 71).

In this context, the term “amend” does not appear to include a purely technical, nonsubstantive revision like the one proposed above. See, e.g., *People v. Kelly*, 47 Cal. 4th 1008, 1025, 222 P.3d 186, 103 Cal. Rptr. 3d 733 (2010) (purpose of California’s constitutional limitation on legislative power to amend initiative statute is to protect initiative powers of public by precluding Legislature from undoing what public has done, without electorate’s consent.”); *People v. Superior Court (Pearson)*, 48 Cal. 4th 564, 568, 571, 227 P.3d 858, 107 Cal. Rptr. 3d 265 (2010) (in deciding whether particular provision amends initiative statute, “we simply need to ask whether it prohibits what the initiative authorizes, or authorizes what the initiative prohibits”).

The Commission thus believes that its proposed technical revision of Section 125290.50 (shown above) would not be subject to any special voting requirements.

Health & Safety Code § 125342 (amended). Research program or project that involves oocyte retrieval

Comment. Section 125342 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction and another technical change.

Health & Safety Code § 127673 (amended). Health Care Cost Transparency Database

Comment. Section 127673 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Health & Safety Code § 128735 (amended). Required reports relating to health facility

Comment. Section 128735 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 128736 (amended). Emergency Care Data Record

Comment. Section 128736 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 128737 (amended). Ambulatory Surgery Data Record

Comment. Section 128737 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 128745 (amended). Risk-adjusted outcome reports

Comment. Section 128745 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 130060 (amended). General acute care hospital building that poses potential risk of collapse or significant loss of life

Comment. Section 130060 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Health & Safety Code § 130506 (amended). Drug discount agreements

Comment. Section 130506 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Health & Safety Code § 131052 (amended). Jurisdiction of Department of Public Health

SEC. _____. Section 131052 of the Health and Safety Code is amended to read:

131052. In implementing the transfer of jurisdiction pursuant to this article, the State Department of Public Health succeeds to and is vested with all the statutory duties, powers, purposes, responsibilities, and jurisdiction of the former State Department of Health Services as they relate to public health as provided for or referred to in all of the following provisions of law:

....

(7) Sections 855, 51010, and 551017.1 of the Government Code. ~~For purposes of subdivision (s) of Section 6254 of the Government Code, the term “State Department of Health Services” is hereby deemed to refer to the State Department of Public Health.~~

....

Comment. Section 131052 is amended to delete obsolete material. See Gov’t Code § 7926.000 & Comment (continuing former Gov’t Code § 6254(s), with revisions correcting erroneous reference to State Department of Health Care Services).

INSURANCE CODE

Ins. Code § 791.13 (amended). Disclosure of personal or privileged information by insurance institution, agent, or insurance-support organization

Comment. Section 791.13 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

Ins. Code § 922.41 (amended). Credit for reinsurance

Comment. Section 922.41 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 923.6 (amended). Actuarial Opinion and related matters

Comment. Section 923.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 925.3 (amended). Confidentiality of supplemental information provided or made available to commissioner

Comment. Section 925.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 929.1 (amended). Confidentiality of wildfire risk information submitted to commissioner

Comment. Section 929.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 935.8 (amended). ORSA-related documents and other information

Comment. Section 935.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 936.6 (amended). Corporate Governance Annual Disclosure and related information

Comment. Section 936.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 1215.8 (amended). Confidentiality, disclosure, sharing, and use of information

Comment. Section 1215.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Ins. Code § 1666.5 (amended). Information on licensees and license applicants

Comment. Section 1666.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Ins. Code § 1861.07 (amended). Public inspection

Comment. Section 1861.07 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Ins. Code § 1871.1 (amended). Access to public records by insurers and their agents while investigating suspected fraud claims

Comment. Section 1871.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Ins. Code § 10112.82 (amended). Rates and reimbursement

Comment. Section 10112.82 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Ins. Code § 10113.2 (amended). Entering into, brokering, or soliciting life settlements

Comment. Section 10113.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Ins. Code § 10181.7 (amended). Public disclosure

Comment. Section 10181.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 10489.15 (amended). Actuarial opinions

Comment. Section 10489.15 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make technical changes.

Ins. Code § 10489.99 (amended). Confidential information of company

Comment. Section 10489.99 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 11785 (amended). Appointments to positions with State Compensation Insurance Fund

Comment. Section 11785 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 11873 (amended). Laws applicable to State Compensation Insurance Fund

Comment. Section 11873 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Ins. Code § 12921.2 (amended). Inspection and copying of public records of department and commissioner

SEC. _____. Section 12921.2 of the Insurance Code is amended to read:

12921.2.... ~~Notwithstanding Section 6256 of the Government Code, any~~ Any public record submitted to the department as computer data on an electronic medium shall, in addition to any other formats, be made available to the public pursuant to this section through an electronic medium.

Comment. The first sentence of Section 12921.2 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The last sentence of Section 12921.2 is amended to reflect the repeal of Government Code Section 6256. See 1998 Cal. Stat. ch. 620, § 7. Among other things, former Government Code Section 6256 said: “Computer data shall be provided in a form determined by the agency.” The CPRA no longer includes such a requirement. See Gov’t Code §§ 7922.570-7922.580 (information in electronic format).

Ins. Code § 12968 (amended). Records of enforcement action against licensee

Comment. Section 12968 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

LABOR CODE

Labor Code § 138.7 (amended). Access to individually identifiable information

Comment. Section 138.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make stylistic revisions.

Note. Labor Code Section 138.7 was amended by Senate Bill 537 (Hill), 2019 Cal. Stat. ch. 647, § 2. The newly-amended version was used in preparing the conforming revision proposed by the Commission.

Labor Code Section 138.7 was also amended by Assembly Bill 991 (Gallagher), 2019 Cal. Stat. ch. 497, § 182. That bill included a subordination clause, so the amendment was chaptered out. See Gov't Code § 9605. However, the revisions made by that bill were purely technical and some of them were also included in SB 537. The amendment proposed by the Commission would deal with two stylistic issues that were addressed in AB 991 but not in SB 537.

Labor Code § 147.2 (amended). Hazard Evaluation System and Information Service (HESIS)

Comment. Section 147.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Labor Code § 432.3 (amended). Salary history information

Comment. Section 432.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Labor Code § 1776 (amended). Payroll records

Comment. Section 1776 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Labor Code § 2810 (amended). Contract for labor or services with construction, farm labor, garment, janitorial, security guard, or warehouse contractor

Comment. Section 2810 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Labor Code § 4600.5 (amended). Certification as health care organization to provide health care to injured employees

Comment. Section 4600.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Labor Code § 4610 (amended). Utilization review and medical treatment

Comment. Section 4610 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Labor Code § 6322 (amended). Trade secrets and other confidential information

Comment. Section 6322 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make it gender neutral and make other technical changes.

Labor Code § 6396 (amended). Trade secrets obtained by Director of Industrial Relations

SEC. _____. Section 6396 of the Labor Code is amended to read: 6396....

(e)(1) The director, upon ~~his or her~~ the director's own initiative, or upon receipt of a request pursuant to the California Public Records Act, ~~(Chapter 3.5 (commencing with Section 6250) of Division 7 Act (Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code) Code)~~, for the release of data submitted and designated as a trade secret by an employer, manufacturer, or producer of a mixture, shall determine whether any or all of the data so submitted are a properly designated trade secret.

....

Comment. Section 6396 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and correct a punctuation error.

Labor Code § 7873 (amended). Information identified as trade secret by petroleum refinery employer

Comment. Section 7873 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make technical changes.

MILITARY AND VETERANS CODE

Mil. & Vet. Code § 55 (amended). Inspector general

Comment. Section 55 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Mil. & Vet. Code § 56 (amended). California Military Whistleblower Protection Act

Comment. Section 56 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

PENAL CODE

Penal Code § 146e (amended). Disclosure of residence address or telephone number of peace officer or other specified person

Comment. Section 146e is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Penal Code § 186.34 (amended). Gang databases

Comment. Section 186.34 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Penal Code § 290.07 (amended). Access of SARATSO personnel to records relating to registered sex offender

Comment. Section 290.07 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Penal Code § 290.46 (as amended by 2018 Cal. Stat. ch. 423, § 57) (operative until Jan. 1, 2022) (amended). Internet website to be maintained by Department of Justice

Comment. Section 290.46 (as amended by 2018 Cal. Stat. ch. 423, § 57) is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Penal Code § 290.46 (as amended by 2018 Cal. Stat. ch. 423, § 58) (operative Jan. 1, 2022) (amended). Internet website to be maintained by Department of Justice

Comment. Section 290.46 (as amended by 2018 Cal. Stat. ch. 423, § 58) is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Penal Code § 293 (amended). Confidential information

Comment. Section 293 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Penal Code § 293.5 (amended). References to alleged victim in court records and proceedings

Comment. Section 293.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Penal Code § 637.5 (amended). Privacy of subscriber to satellite or cable television system

Comment. Section 637.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Penal Code § 679.03 (amended). Notification process

Comment. Section 679.03 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Penal Code § 832.5 (amended). Complaint by member of public against peace officer or custodial officer

Comment. Section 832.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Penal Code § 832.7 (amended). Peace officer personnel records

Comment. Section 832.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Penal Code § 832.18 (amended). Policies and procedures relating to body-worn cameras

Comment. Section 832.18 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make grammatical corrections and another technical change.

Penal Code § 936.7 (amended). Special counsel to grand jury

Comment. Section 936.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Penal Code § 1524.4 (amended). Law enforcement contact process

Comment. Section 1524.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Penal Code § 5058 (amended). Rules and regulations for administration of prisons and parole

SEC. _____. Section 5058 of the Penal Code is amended to read:

5058. (a)(1) The director may prescribe and amend rules and regulations for the administration of the prisons and for the administration of the parole of persons sentenced under Section 1170 except those persons who meet the criteria set forth in Section 2962. The rules and regulations shall be promulgated and filed pursuant to Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, except as otherwise provided in this section and Sections 5058.1 to 5058.3, inclusive. All rules and regulations shall, to the extent practical, be stated in language that is easily understood by the general public.

(2) For any rule or regulation filed as regular rulemaking as defined in paragraph (5) of subdivision (a) of Section 1 of Title 1 of the California Code of Regulations, copies of the rule or

regulation shall be posted in conspicuous places throughout each institution and shall be mailed to all persons or organizations who request them no less than 20 days prior to its effective date.

....

Comment. Section 5058 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to insert paragraph labels.

Penal Code § 6126.3 (amended). Records of Office of Inspector General

Comment. Section 6126.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Penal Code § 7443 (amended). Confidentiality and protection of privacy of survey participants and their children

SEC. ____ . Section 7443 of the Penal Code is amended to read:

7443.... Survey questionnaires and coding forms shall be exempt from the public disclosure requirements prescribed by ~~Chapter 3.4 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code.

Comment. Section 7443 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 3.4” (as opposed to “Chapter 3.5”).

Penal Code § 11167.5 (amended). Reports of child abuse or neglect

Comment. Section 11167.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make a grammatical correction.

Penal Code § 13300 (amended). Local summary criminal history information

SEC. _____. Section 13300 of the Penal Code is amended to read:
13300....

(c) The local agency may furnish local summary criminal history information, upon a showing of a compelling need, to any of the following, provided that when information is furnished to assist an agency, officer, or official of state or local government, a public utility, or any entity, in fulfilling employment, certification, or licensing duties, Chapter 1321 of the Statutes of 1974 and Section 432.7 of the Labor Code shall apply:

....

(10) Any public utility, as defined in Section 216 of the Public Utilities Code, when access is needed to assist in employing persons who will be seeking entrance to private residences in the course of their employment. The information provided shall be limited to the record of convictions and any arrest for which the person is released on bail or on ~~his or her~~ the person's own recognizance pending trial.

If the local agency supplies the information pursuant to this paragraph, it shall furnish a copy of the information to the person to whom the information relates.

Any information obtained from the local summary criminal history is confidential and the receiving public utility shall not disclose its contents, other than for the purpose for which it was acquired. The local summary criminal history information in the possession of the public utility and all copies made from it shall be destroyed 30 days after employment is denied or granted, including any appeal periods, except for those cases where an employee or applicant is out on bail or on ~~his or her~~ the person's own recognizance pending trial, in which case the state summary criminal history information and all copies shall be destroyed 30 days after the case is resolved, including any appeal periods.

A violation of any of the provisions of this paragraph is a misdemeanor, and shall give the employee or applicant who is injured by the violation a cause of action against the public utility to recover damages proximately caused by the violation.

Nothing in this section shall be construed as imposing any duty upon public utilities to request local summary criminal history information on any current or prospective employee.

Seeking entrance to private residences in the course of employment shall be deemed a “compelling need” as required to be shown in this subdivision.

(11) Any city, county, city and county, or district, or any officer or official thereof, if a written request is made to a local law enforcement agency and the information is needed to assist in the screening of a prospective concessionaire, and any affiliate or associate thereof, as these terms are defined in subdivision (k) of Section 432.7 of the Labor Code, for the purposes of consenting to, or approving of, the prospective concessionaire’s application for, or acquisition of, any beneficial interest in a concession, lease, or other property interest.

Any local government’s request for local summary criminal history information for purposes of screening a prospective concessionaire and their affiliates or associates before approving or denying an application for, or acquisition of, any beneficial interest in a concession, lease, or other property interest is deemed a “compelling need” as required by this subdivision. However, only local summary criminal history information pertaining to criminal convictions may be obtained pursuant to this paragraph.

Any information obtained from the local summary criminal history is confidential and the receiving local government shall not disclose its contents, other than for the purpose for which it was acquired. The local summary criminal history information in the possession of the local government and all copies made from it shall be destroyed not more than 30 days after the local government’s final decision to grant or deny consent to, or approval of, the prospective concessionaire’s application for, or acquisition of, a beneficial interest in a concession, lease, or other property interest. Nothing in this section shall be construed as imposing any duty upon a local government, or any officer or official thereof, to request local summary criminal history

information on any current or prospective concessionaire or their affiliates or associates.

....

Comment. Section 13300 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make grammatical corrections.

Penal Code § 13302 (amended). Knowingly furnishing record or information from record to person not authorized to receive it

Comment. Section 13302 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Penal Code § 13519.4 (amended). Guidelines and training on racial and cultural differences among state residents

SEC. _____. Section 13519.4 of the Penal Code is amended to read:

13519.4....

(j)

(3) Each year, on an annual basis, RIPA shall do the following:

....

(E) ... The reports are public records within the meaning of ~~subdivision (d) of Section 6252~~ Section 7920.530 of the Government Code and are open to public inspection pursuant to Sections ~~6253, 6256, 6257, and 6258~~ 7922.500 to 7922.545, inclusive, 7923.000, and 7923.005 of the Government Code.

....

Comment. Section 13519.4 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the references to the CPRA, the amendment also corrects an erroneous reference to “public records within the meaning of subdivision (d) of Section 6252 of the Government Code” (as opposed to “*subdivision (e)* of Section 6252 of the Government Code,” which defined “public records”).

The amendment also corrects cross-references to former Government Code Sections 6256 and 6257. Those sections were repealed in 1998 (see 1998 Cal. Stat. ch. 620, §§ 7, 10). Most of their substance was continued in newly added Government Code Section 6253, which also continued the pertinent part of the previous version of Government Code Section 6253. See 1998 Cal. Stat. ch. 620, § 5; Gov. Reorg. Plan No. 1 of 1991, § 7. Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified in Government Code Sections 7922.500-7922.545.

The section is also amended to eliminate gendered pronouns and make other technical changes.

Penal Code § 13650 (amended). Posting of current standards, policies, practices, operating procedures, and education and training materials

Comment. Section 13650 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Penal Code § 14029 (amended). Confidentiality of witness information

Comment. Section 14029 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Penal Code § 14167 (amended). Confidentiality of report, record, information, analysis, or request

Comment. Section 14167 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

PUBLIC CONTRACT CODE

Pub. Cont. Code § 2602 (amended). Commitment to use skilled and trained workforce

Comment. Section 2602 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 6703 (amended). Procedure for Construction Manager/General Contractor method project

Comment. Section 6703 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Pub. Cont. Code § 6824 (amended). Procurement process for design-build project for transportation entity

Comment. Section 6824 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 10191 (amended). Procurement process for design-build projects

Comment. Section 10191 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 10335 (amended). Approval of contracts

Comment. Section 10335 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 10506.6 (amended). Procedure for university to use in awarding best value contracts

Comment. Section 10506.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Cont. Code § 10506.9 (amended). Records relating to requirement that skilled and trained workforce will be used for contract or project

Comment. Section 10506.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Cont. Code § 20101 (amended). Assessment of qualifications of prospective bidder

Comment. Section 20101 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Cont. Code § 20119.3 (amended). Procedure for school board to use in awarding best value contracts

Comment. Section 20119.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Cont. Code § 20155.3 (amended). Procedure for county to use in awarding best value contracts

Comment. Section 20155.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Cont. Code § 20665.24 (amended). Bidding for job order contract with community college district

Comment. Section 20665.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 20919.24 (amended). Bidding for job order contract with school district

Comment. Section 20919.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 20928.2 (amended). Procurement process for surface storage project

Comment. Section 20928.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Cont. Code § 22164 (amended). Procurement process for design-build project for local agency

Comment. Section 22164 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

PUBLIC RESOURCES CODE

Pub. Res. Code § 2207 (amended). Annual report to be submitted by owner or operator of mining operation

Comment. Section 2207 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Res. Code § 3160 (amended). Well stimulation treatments

Comment. Section 3160 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 3234 (amended). Well records

Comment. Section 3234 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Pub. Res. Code § 3752 (amended). Well records

Comment. Section 3752 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 4604 (amended). Inspections relating to timber operations

Comment. Section 4604 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 5080.24 (amended). Interim agreement with Pacific Grove-Asilomar Operating Corporation

Comment. Section 5080.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 5080.25 (amended). Contract for construction, maintenance, and operation of concessions at Asilomar Conference Grounds

Comment. Section 5080.25 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 5096.512 (amended). Review of appraisal for major acquisition of land

Comment. Section 5096.512 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 5096.513 (amended). Disclosure of information by acquisition agency before public hearing on authorizing major acquisition of conservation lands

SEC. _____. Section 5096.513 of the Public Resources Code is amended to read:

5096.513. Not less than 30 calendar days prior to holding a public hearing for the purpose of authorizing a major acquisition of conservation lands, an acquisition agency shall make available for public review information, except information that is exempt from being disclosed pursuant to the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code) ~~all of~~, that includes, but is not limited to, all of the following:

(a) A copy of the independent appraisal review prepared pursuant to Section 5096.512.

(b) A summary of the basis for the recommendation of approval for the major acquisition of the land made by the acquisition agency.

(c) Any relevant environmental studies, documents, or other information.

Comment. Section 5096.513 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). The section is also amended to correct a grammatical mistake.

Pub. Res. Code § 14551.4 (amended). Data on volumes of materials collected from certified recycling centers

Comment. Section 14551.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Pub. Res. Code § 14554 (amended). Protection of privileged, confidential, commercial, or financial information

Comment. Section 14554 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 21082.3 (amended). Impact on tribal cultural resources

Comment. Section 21082.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 21089 (amended). Fees

Comment. Section 21089 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 21160 (amended). Submission of data and information on environmental effect of proposed project

SEC. _____. Section 21160 of the Public Resources Code is amended to read:

21160. (a) Whenever any person applies to any public agency for a lease, permit, license, certificate, or other entitlement for use, the public agency may require that person to submit data and information ~~which~~ that may be necessary to enable the public agency to determine whether the proposed project may have a significant effect on the environment or to prepare an environmental impact report.

(b) If any or all of the information so submitted is a “trade secret” as defined in Section ~~6254.7~~ 7924.510 of the Government Code by those submitting that information, it shall not be included

in the impact report or otherwise disclosed by any public agency. This section shall not be construed to prohibit the exchange of properly designated trade secrets between public agencies who have lawful jurisdiction over the preparation of the impact report.

Comment. Section 21160 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to insert subdivision labels and make a grammatical correction.

Pub. Res. Code § 21167.6.2 (amended). Certified record of proceedings

Comment. Section 21167.6.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Pub. Res. Code § 25223 (amended). Public access to information filed or submitted

Comment. Section 25223 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Res. Code § 25322 (amended). Confidentiality requirements for data collection system

Comment. Section 25322 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Res. Code § 25402.10 (amended). Utility records of energy usage data

Comment. Section 25402.10 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Pub. Res. Code § 26213 (amended). Board procedures

Comment. Section 26213 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 29754 (amended). Office and records of Delta Protection Commission

Comment. Section 29754 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Pub. Res. Code § 40062 (amended). Trade secret

Comment. Section 40062 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Pub. Res. Code § 41821.5 (amended). Information on handling, processing, and disposal of solid wastes and recyclable materials

Comment. Section 41821.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 41821.6 (amended). Audit, site inspection, observation of facility operations, or other investigation of recordkeeping and reporting

SEC. _____. Section 41821.6 of the Public Resources Code is amended to read:

41821.6.... Any records, reports, notes, studies, drawings, schematics, photographs, or trade secrets, as defined in Section 3426.1 of the Civil Code, obtained, produced, or created by the department in connection with or arising from ~~such~~ those audits, inspections, or observations are confidential

Comment. Section 41821.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Pub. Res. Code § 42036.4 (amended). Confidentiality of proprietary information submitted

Comment. Section 42036.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 42987.3 (amended). Review of mattress recycling plan

Comment. Section 42987.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Res. Code § 48704 (amended). Approval, implementation, and enforcement of plan for paint stewardship program

Comment. Section 48704 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

PUBLIC UTILITIES CODE

Pub. Util. Code § 345.5 (amended). Independent System Operator

Comment. Section 345.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Util. Code § 349.5 (amended). Independent System Operator to provide notice regarding interruptible service contract or similar arrangement

Comment. Section 349.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 399.25 (amended). Duties of Energy Commission

Comment. Section 399.25 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 743.3 (amended). Electrical corporation to provide notice regarding interruptible service contract or similar arrangement

Comment. Section 743.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 3328 (amended). Application of CPRA to Consumer Power and Conservation Financing Authority

Comment. Section 3328 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 6354 (amended). Surcharges and related matters

Comment. Section 6354 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Pub. Util. Code § 7665.4 (amended). Rail infrastructure protection program

Comment. Section 7665.4 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 9614 (amended). Local publicly owned electric utility to provide notice regarding interruptible service contract or similar arrangement

Comment. Section 9614 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 9618 (amended). Electrical grid data relevant in addressing well failure at Aliso Canyon natural gas storage facility

Comment. Section 9618 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 28844 (amended). Public access to investigatory file compiled by BART Inspector General

Comment. Section 28844 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Pub. Util. Code § 99246 (amended). Audit of transportation planning agency, transit development board, or county transportation commission

SEC. _____. Section 99246 of the Public Utilities Code is amended to read:

99246. (a)(1) The transportation planning agency shall designate entities other than itself, a county transportation commission, a transit development board, or an operator to make a performance audit of its activities and the activities of each operator to whom it allocates funds. The transportation planning agency shall consult with the entity to be audited prior to designating the entity to make the performance audit.

(2) Where a transit development board created pursuant to Division 11 (commencing with Section 120000) or a county transportation commission exists, the board or commission, as the case may be, shall designate entities other than itself, a transportation planning agency, or an operator to make a

performance audit of its activities and those of operators located in the area under its jurisdiction to whom it directs the allocation of funds. The board or commission shall consult with the entity to be audited prior to designating the entity to make the performance audit.

....

(d)(1) With respect to an operator providing public transportation services, the performance audit shall include, but not be limited to, a verification of the operator's operating cost per passenger, operating cost per vehicle service hour, passengers per vehicle service hour, passengers per vehicle service mile, and vehicle service hours per employee, as defined in Section 99247. The performance audit shall include, but not be limited to, consideration of the needs and types of the passengers being served and the employment of part-time drivers and the contracting with common carriers of persons operating under a franchise or license to provide services during peak hours, as defined in subdivision (a) of Section 99260.2.

(2) The performance audit may include performance evaluations both for the entire system and for the system excluding special, new, or expanded services instituted to test public transportation service growth potential.

....

Comment. Section 99246 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to insert paragraph labels.

Pub. Util. Code § 130051.28 (amended). Inspector general for Los Angeles County Metropolitan Transportation Authority

Comment. Section 130051.28 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Pub. Util. Code § 132354.1 (amended). Audit of financial transactions and records of consolidated agency

Comment. Section 132354.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Util. Code § 132360.5 (amended). Compliance with CPRA

Comment. Section 132360.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Pub. Util. Code § 132660 (amended). Transparency requirements applicable to Tri-Valley-San Joaquin Valley Regional Rail Authority

Comment. Section 132660 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

REVENUE AND TAXATION CODE

Rev. & Tax. Code § 408.2 (amended). Public access to assessor’s records and information

Comment. Section 408.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make grammatical corrections.

Rev. & Tax. Code § 408.3 (amended). Property characteristics information maintained by assessor

SEC. _____. Section 408.3 of the Revenue and Taxation Code is amended to read:

408.3....

(c)(1) Notwithstanding ~~Section 6257~~ subdivision (a) of Section 7922.530 of the Government Code or any other provision of law, if

the assessor provides property characteristics information at the request of any party, the assessor may require that a fee reasonably related to the actual cost of developing and providing the information be paid by the party receiving the information.

....

Comment. Section 408.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6257 of the Government Code.” That cross-reference became obsolete when former Government Code Section 6257 (1981 Cal. Stat. ch. 968, § 3.5) was repealed by 1998 Cal. Stat. ch. 620, § 10. At that time, the substance of former Government Code Section 6257 was relocated to newly-added Government Code Section 6253 (see 1998 Cal. Stat. ch. 620, § 5). Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified; the fee-related material from former Government Code Section 6257 is now located in Government Code Section 7922.530(a).

The section is also amended to insert paragraph labels.

Rev. & Tax. Code § 409 (amended). Assessor’s fee

SEC. _____. Section 409 of the Revenue and Taxation Code is amended to read:

409. (a)(1) Notwithstanding ~~Section 6257~~ subdivision (a) of Section 7922.530 of the Government Code or any other statutory provision, if the assessor, pursuant to the request of any party, provides information or records that the assessor is not required by law to prepare or keep, the county may require that a fee reasonably related to the actual cost of developing and providing that information be paid by the party receiving the information.

....

Comment. Section 409 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The amendment also corrects a cross-reference to “Section 6257 of the Government Code.” That cross-reference became obsolete when former

Government Code Section 6257 (1981 Cal. Stat. ch. 968, § 3.5, derived from 1976 Cal. Stat. ch. 822, § 1) was repealed by 1998 Cal. Stat. ch. 620, § 10. At that time, the substance of former Government Code Section 6257 was relocated to newly-added Government Code Section 6253 (see 1998 Cal. Stat. ch. 620, § 5). Pursuant to the CPRA Recodification Act of 2020, Government Code Section 6253 has in turn been repealed and recodified; the fee-related material from former Government Code Section 6257 is now located in Government Code Section 7922.530(a).

The section is also amended to insert paragraph labels and eliminate gendered pronouns.

Rev. & Tax. Code § 7284.6 (amended). Utility user’s tax return and records of payment of utility user’s tax

Comment. Section 7284.6 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also remedies an omission in that cross-reference (before recodification, the cross-reference should have been to “Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code”).

Rev. & Tax. Code § 7284.7 (amended). Prohibited disclosure of information in utility user tax records of local jurisdiction

Comment. Section 7284.7 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Rev. & Tax. Code § 7284.10 (as added by 2018 Cal. Stat. ch. 61, § 1) (amended). Definitions

SEC. _____. Section 7284.10 of the Revenue and Taxation Code, as added by Section 1 of Chapter 61 of the Statutes of 2018, is amended to read:

7284.10. For the purposes of this chapter, all of the following definitions shall apply:

(a) “Alcoholic beverages” has the same meaning as that term is defined in Section 23004 of the Business and Professions Code.

(b) “Cannabis products” has the same meaning as that term is defined in Section 11018.1 of the Health and Safety Code.

(c) “Cigarettes” has the same meaning as that term is defined in Section 30121.

(d) “Electronic cigarettes” has the same meaning as that term is defined in Section 30121.

(e)(1) “Groceries” means any raw or processed food or beverage including its packaging, wrapper or container, or any ingredient thereof, intended for human consumption, including, but is not limited to, meat, poultry, fish, fruits, vegetables, grains, bread, milk, cheese and other dairy products, carbonated and noncarbonated nonalcoholic beverages, kombucha with less than 0.5 percent alcohol by volume, condiments, spices, cereals, seasonings, leavening agents, eggs, cocoa, teas, and coffees whether raw or processed, including its packaging, wrapper, or container.

(2) “Groceries” does not include alcoholic beverages, cannabis products, cigarettes, tobacco products, and electronic cigarettes.

(f) “Local agency” has the same meaning as provided in Section ~~6252~~ 7920.510 of the Government Code, and includes the electorate of a local agency in exercising the initiative power.

(g) “Tax, fee, or other assessment on groceries” includes, but is not limited to, a sales tax, gross receipts tax, business and occupation tax, business license tax, excise tax, privilege tax, surcharge, or any other similar levy, charge, or exaction of any kind on groceries or the manufacture, supply, distribution, sale, acquisition, possession, ownership, transfer, transportation, delivery, use, or consumption thereof.

(h) “Tobacco products” has the same meaning as that term is defined in Section 30121.

Comment. Section 7284.10 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

<p>Note. Two similar, but not identical, versions of Revenue and Taxation Code Section 7284.10 were added to the codes in 2018: (1) 2018 Cal.</p>
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Stat. ch. 61, § 1 (shown directly above) and (2) 2018 Cal. Stat. ch. 88, § 1 (shown directly below). Both versions include the same definition of “local agency,” which cross-refers to Government Code Section 6252.

The Commission proposes to update that cross-reference in both versions of Section 7284.10, to conform to the Commission’s proposed recodification of the California Public Records Act. If someone introduces a bill to resolve the conflict between the two versions, the Commission will coordinate its proposed legislation with that bill as needed.

Rev. & Tax. Code 7284.10 (as added by 2018 Cal. Stat. ch. 88, § 1) (amended). Definitions

SEC. _____. Section 7284.10 of the Revenue and Taxation Code, as added by Section 1 of Chapter 88 of the Statutes of 2018, is amended to read:

7284.10. For the purposes of this chapter, all of the following definitions shall apply:

(a) “Alcoholic beverages” has the same meaning as that term is defined in Section 23004 of the Business and Professions Code.

(b) “Cannabis” has the same meaning as that term is defined in Section 26001 of the Business and Professions Code.

(c) “Cannabis products” has the same meaning as that term is defined in Section 26001 of the Business and Professions Code.

(d) “Cigarettes” has the same meaning as that term is defined in Section 30121.

(e) “Electronic cigarettes” has the same meaning as that term is defined in Section 30121.

(f)(1) “Groceries” means any raw or processed food or beverage including its packaging, wrapper, or container, or any ingredient thereof, intended for human consumption, including, but is not limited to, meat, poultry, fish, fruits, vegetables, grains, bread, milk, cheese and other dairy products, carbonated and noncarbonated nonalcoholic beverages, kombucha with less than 0.5 percent alcohol by volume, condiments, spices, cereals, seasonings, leavening agents, eggs, cocoa, teas, and coffees whether raw or processed, including its packaging, wrapper, or container.

(2) “Groceries” does not include alcoholic beverages, cannabis, cannabis products, cigarettes, tobacco products, and electronic cigarettes.

(g) “Local agency” has the same meaning as provided in Section ~~6252~~ 7920.510 of the Government Code, and includes the electorate of a local agency in exercising the initiative power.

(h) “Tax, fee, or other assessment on groceries” includes, but is not limited to, sales and use taxes, a gross receipts tax, business and occupation tax, business license tax, excise tax, privilege tax, surcharge, or any other similar levy, charge, or exaction of any kind on groceries or the manufacture, supply, distribution, sale, acquisition, possession, ownership, transfer, transportation, delivery, use, or consumption thereof.

(i) “Tobacco products” has the same meaning as that term is defined in Section 30121.

Comment. Section 7284.10 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Note. Two similar, but not identical, versions of Revenue and Taxation Code Section 7284.10 were added to the codes in 2018: (1) 2018 Cal. Stat. ch. 88, § 1 (shown directly above) and (2) 2018 Cal. Stat. ch. 61, § 1 (shown immediately preceding the above amendment). Both versions include the same definition of “local agency,” which cross-refers to Government Code Section 6252.

The Commission proposes to update that cross-reference in both versions of Section 7284.10, to conform to the Commission’s proposed recodification of the California Public Records Act. If someone introduces a bill to resolve the conflict between the two versions, the Commission will coordinate its proposed legislation with that bill as needed.

Rev. & Tax. Code § 18410.2 (amended). California Competes Tax Credit Committee

Comment. Section 18410.2 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Rev. & Tax. Code § 19195 (amended). Largest tax delinquencies in excess of \$100,000

Comment. Section 19195 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Rev. & Tax. Code § 19528 (amended). Licensee information

Comment. Section 19528 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

STREETS AND HIGHWAYS CODE**Sts. & Hwy. Code § 36612 (amended). “Owners’ association”**

Comment. Section 36612 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Sts. & Hwy. Code § 36740 (amended). Compliance of owners’ association with Ralph M. Brown Act and CPRA

Comment. Section 36740 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

UNEMPLOYMENT INSURANCE CODE**Unemp. Ins. Code § 10205 (amended). Duties of Employment Training Panel**

Comment. Section 10205 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

VEHICLE CODE

Veh. Code § 12801.9 (amended). Driver's license for person unable to prove authorized presence in United States

SEC. _____. Section 12801.9 of the Vehicle Code is amended to read:

12801.9....

(p) This section shall become inoperative on the effective date of a final judicial determination made by any court of appellate jurisdiction that any provision of the act that added this section, or its application, either in whole or in part, is enjoined, found unconstitutional, or held invalid for any reason. The department shall post this information on its ~~Internet Web site~~ internet website.

Comment. Section 12801.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make another technical change.

Veh. Code § 21362.5 (amended). Automated rail crossing enforcement system

Comment. Section 21362.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to insert paragraph labels.

Veh. Code § 21455.5 (amended). Automated traffic enforcement system

Comment. Section 21455.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a technical change.

Veh. Code § 40240 (amended). Automated forward facing parking control devices

Comment. Section 40240 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

WATER CODE

Water Code § 5206 (amended). Personal information in report of groundwater extraction

Comment. Section 5206 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Water Code § 6102.5 (amended). Inspections of dams, reservoirs, and appurtenant structures

Comment. Section 6102.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a technical change.

Water Code § 6161 (amended). Inundation map for state jurisdictional dam

Comment. Section 6161 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Water Code § 10730.8 (amended). Effect of chapter

Comment. Section 10730.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Water Code § 81671 (amended). Public records requested by San Francisco Bay Area Regional Water System Authority

Comment. Section 81671 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

WELFARE AND INSTITUTIONS CODE**Welf. & Inst. Code § 827.9 (amended). Juvenile police records**

Comment. Section 827.9 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Welf. & Inst. Code § 1764 (amended). Information in possession of Youth Authority

Comment. Section 1764 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections, eliminate gendered pronouns, and use conventional subdivision and paragraph labels.

Welf. & Inst. Code § 4712.5 (amended). Written decision of hearing officer

Comment. Section 4712.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 11478.1 (amended). Confidentiality of support enforcement and child abduction records

Comment. Section 11478.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Welf. & Inst. Code § 13302 (amended). Applicable law

SEC. _____. Section 13302 of the Welfare and Institutions Code is amended to read:

13302. Notwithstanding any other law:

....

(c) The client information and records of legal services provided pursuant to this chapter shall be subject to the requirements of Section 10850 and shall be exempt from inspection under the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7 of Part 1~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code).

....

Comment. Section 13302 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Part 1” (as opposed to “Title 1”).

Welf. & Inst. Code § 14005.27 (amended). Transition from Healthy Families Program to Medi-Cal

Comment. Section 14005.27 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns and make other technical changes.

Welf. & Inst. Code § 14087.5 (amended). Contract negotiations, regulations, federal waivers, and disclosure requirements

Comment. Section 14087.5 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make grammatical corrections.

Welf. & Inst. Code § 14087.36 (amended). Health authority in City and County of San Francisco

Comment. Section 14087.36 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Welf. & Inst. Code § 14087.58 (amended). Records of special commission

SEC. _____. Section 14087.58 of the Welfare and Institutions Code is amended to read:

14087.58. (a) Notwithstanding any other provision of law, those records of a special commission formed pursuant to this article that reveal the commission’s rates of payment for health care services or the commission’s deliberative processes, discussions, communications, or any other portion of the negotiations with providers of health care services for rates of payment, shall not be required to be disclosed pursuant to the California Public Records Act, ~~Chapter 5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code, or any similar local law requiring the disclosure of public records. However, three years after a contract or contract amendment has been executed, the portion of the contract or contract amendment relating to the rates of payment shall be open to inspection under ~~Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code.

....

Comment. Section 14087.58 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the references to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 5” (as opposed to “Chapter 3.5”) and an erroneous reference to “Title I” (as opposed to “Title 1”).

The section is also amended to make a technical change.

Welf. & Inst. Code § 14087.98 (amended). Comprehensive program of managed health care plan services for Medi-Cal recipients in specified counties

Comment. Section 14087.98 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Welf. & Inst. Code § 14089 (amended). Comprehensive program of managed health care plan services for Medi-Cal recipients in defined geographic areas

Comment. Section 14089 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to eliminate gendered pronouns.

Welf. & Inst. Code § 14089.07 (amended). Stakeholder advisory committee

Comment. Section 14089.07 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 14105.8 (amended). Contracts for enteral nutrition products

Comment. Section 14105.8 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to correct a typographical error.

Welf. & Inst. Code § 14105.22 (amended). Reimbursement for clinical laboratory or laboratory services

Comment. Section 14105.22 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 14105.33 (amended). Drug contracts with manufacturers

Comment. Section 14105.33 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Welf. & Inst. Code § 14105.45 (amended). Fees, costs, prices, rates, reimbursement, and related matters

Comment. Section 14105.45 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 14107.11 (amended). Credible allegation of fraud against provider

Comment. Section 14107.11 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 14124.24 (amended). Drug Medi-Cal reimbursable services

Comment. Section 14124.24 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

Welf. & Inst. Code § 14129.2 (amended). Quality assurance fee for emergency medical transport

SEC. _____. Section 14129.2 of the Welfare and Institutions Code is amended to read:

14129.2....

(g) An entity considering a merger, acquisition, or similar transaction involving an emergency medical transport provider may submit a request pursuant to ~~Chapter 3.5 (commencing with Section 6250)~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code to ascertain the outstanding

quality assurance fee payment obligations of the emergency medical transport provider pursuant to this article as of the date of the department's response to that request.

Comment. Section 14129.2 is amended to reflect nonsubstantive recodification of the California Public Records Act ("CPRA"). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019). By updating the cross-reference to the CPRA, the amendment also remedies an omission in that cross-reference (before recodification, the cross-reference should have been to "Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code").

The section is also amended to eliminate gendered pronouns and make other technical changes.

Welf. & Inst. Code § 14167.37 (amended). Public documentation used to administer and audit program

Comment. Section 14167.37 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Welf. & Inst. Code § 14301.1 (amended). Capitation rates

Comment. Section 14301.1 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Welf. & Inst. Code § 14456.3 (amended). Sharing of information with Department of Managed Health Care

Comment. Section 14456.3 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019).

Welf. & Inst. Code § 14499.6 (amended). Agreements between Santa Barbara Regional Health Authority and out-of-county Selective Provider Contracting Program hospitals

Comment. Section 14499.6 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California*

Public Records Act Clean-Up, 46 Cal. L. Revision Comm'n Reports 207 (2019).

The section is also amended to make a grammatical correction.

Welf. & Inst. Code § 15805 (amended). Transitional matters relating to books, documents, files, property, data, information, and records

SEC. _____. Section 15805 of the Welfare and Institutions Code is amended to read:

15805....

(b) Notwithstanding any other law, all of the following shall apply:

....

(2) Any book, document, file, property, data, information, or record shall be exempt from disclosure under the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code) and any other law, to the same extent that it was exempt from disclosure or privileged prior to the provision of the book, document, file, property, data, information, or record to the department.

....

(4) The department shall keep all books, documents, files, property, data, information, or records provided by the Managed Risk Medical Insurance Board confidential to the full extent permitted by law, including, but not limited to, the California Public Records Act (~~Chapter 3.5 (commencing with Section 6250) of Division 7~~ Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code), and consistent with the Managed Risk Medical Insurance Board's contractual obligations to keep books, documents, files, property, data, information, or records confidential.

Comment. Section 15805 is amended to reflect nonsubstantive recodification of the California Public Records Act ("CPRA"). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm'n Reports 207 (2019). By updating the references to the CPRA in paragraphs (b)(2) and (b)(4), the amendment also remedies an omission

in those cross-references (before recodification, the cross-references should have been to “Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code”).

Welf. & Inst. Code § 16809.4 (amended). County Medical Services Program Governing Board

SEC. _____. Section 16809.4 of the Welfare and Institutions Code is amended to read:

16809.4....

(i) Records of the County Medical Services Program and of the governing board that relate to rates of payment or to the board’s negotiations with providers of health care services or to the governing board’s deliberative processes regarding either shall not be subject to disclosure pursuant to the California Public Records Act (Chapter 5 (commencing with Section 6250) of Division 7 Division 10 (commencing with Section 7920.000) of Title 1 of the Government Code).

....

Comment. Section 16809.4 is amended to reflect nonsubstantive recodification of the California Public Records Act (“CPRA”). See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019). By updating the reference to the CPRA, the amendment also eliminates an erroneous reference to “Chapter 5” (as opposed to “Chapter 3.5”).

The section is also amended to make technical changes.

Welf. & Inst. Code § 17852 (amended). Collection and disclosure of information

Comment. Section 17852 is amended to reflect nonsubstantive recodification of the California Public Records Act. See *California Public Records Act Clean-Up*, 46 Cal. L. Revision Comm’n Reports 207 (2019).

UNCODIFIED

Contingent operation

SEC. _____. This act shall only become operative if [**the CPRA recodification bill**] is enacted and becomes operative on January 1, 2022, and that bill would reorganize and make other nonsubstantive changes to the California Public Records Act, in which case this act shall also become operative on January 1, 2022.

Subordination clause

SEC. _____. Any section of any act enacted by the Legislature during the 2020 calendar year, other than a section of the annual maintenance of the codes bill or another bill with a subordination clause, that takes effect on or before January 1, 2022, and that amends, amends and rennumbers, amends and repeals, adds, repeals and adds, or repeals a section that is amended, amended and renumbered, amended and repealed, added, repealed and added, or repealed by this act, shall prevail over this act, whether that act is chaptered before or after this act.
