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HEALTH AND SAFETY CODE - HSC

DIVISION 45. HAZARDOUS SUBSTANCE RESPONSE [78000 - 81050] (*Division 45 added by Stats. 2022, Ch. 257, Sec. 2.*)

PART 2. HAZARDOUS SUBSTANCE ACCOUNT [78000 - 81050] (*Part 2 added by Stats. 2022, Ch. 257, Sec. 2.*)

CHAPTER 12. Compensation [80900 - 81050] (*Chapter 12 added by Stats. 2022, Ch. 257, Sec. 2.*)

ARTICLE 6. Nonadmissibility of Evidence in Other Proceedings [81010- 81010.] (*Article 6 added by Stats. 2022, Ch. 257, Sec. 2.*)

81010. (a) The following evidence is not admissible as evidence in any civil or criminal proceeding, including a subrogation action by the state pursuant to Article 7 (commencing with Section 81030), to establish the liability of any person for any damages alleged to have been caused by a release of a hazardous substance:

- (1) A final decision made by the Department of General Services pursuant to this chapter.
- (2) A decision made by the Department of General Services to admit or not admit any evidence.
- (3) Any finding of fact or conclusion of law entered by the Department of General Services in a proceeding for a claim pursuant to this chapter.
- (4) The fact that any person has done any of the following in a proceeding for a claim pursuant to Section 80920:
 - (A) Chosen to participate or appear.
 - (B) Chosen not to participate or appear.
 - (C) Failed to appear.
 - (D) Settled or offered to settle the claim.

(b) Subdivision (a) does not apply to any civil action or writ by a claimant against the Department of General Services for any act, decision, or failure to act on a claim submitted by the claimant.

(*Added by Stats. 2022, Ch. 257, Sec. 2. (AB 2293) Effective January 1, 2023. Operative January 1, 2024, pursuant to Sec. 4 of Stats. 2022, Ch. 257.*)