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AB-884 Legislature: legislative information: public use. (2015-2016)

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Assembly Bill No. 884

CHAPTER 441

An act to add Section 10248.5 to, and to repeal Section 9026.5 of, the Government Code, relating to the Legislature, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 22, 2016. Filed with Secretary of State September 22, 2016.]

LEGISLATIVE COUNSEL'S DIGEST

AB 884, Gordon. Legislature: legislative information: public use.

Existing law prohibits a television signal generated by the Assembly from being used for any political or commercial purpose, including, but not limited to, any campaign for elective public office or any campaign supporting or opposing a ballot proposition submitted to the electors. Existing law provides that a person or organization who violates this prohibition is guilty of a misdemeanor.

This bill would repeal these provisions.

Existing law requires the Legislative Counsel, with the advice of the Assembly Committee on Rules and the Senate Committee on Rules, to make certain information available to the public in electronic form, including, among other things, the text of each bill introduced in each current legislative session, including each amended, enrolled, and chaptered form of each bill. Existing law provides that no actions taken pursuant to these requirements alter or relinquish any copyright or other proprietary interest or entitlement of the State of California in the information made available to the public.

This bill would place the information that the Legislative Counsel makes available to the public pursuant to these provisions within the public domain and would provide that the State of California retains no copyright or other proprietary interest in that information.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 9026.5 of the Government Code is repealed.

SEC. 2. Section 10248.5 is added to the Government Code, to read:

10248.5. Notwithstanding subdivision (g) of Section 10248, the information that the Legislative Counsel makes available to the public pursuant to Section 10248 is within the public domain and the State of California retains no copyright or other proprietary

interest in that information.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

Because of the importance of ensuring, without unnecessary and undue delay, public access to and use of Assembly-generated television signals and legislative information that the Legislative Counsel makes available in electronic form, it is necessary that this bill take effect immediately.