

**ASSEMBLY BILL**

**No. 628**

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**Introduced by Assembly Member Chen**

February 14, 2017

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An act to amend Section 597.1 of the Penal Code, relating to animals.

LEGISLATIVE COUNSEL'S DIGEST

AB 628, as introduced, Chen. Animal control: seizure of animals: costs.

(1) Existing law requires a peace officer, humane society officer, or animal control officer to take possession of a stray or abandoned animal, or any animal when the officer has reasonable grounds to believe that very prompt action is required to protect the health and safety of the animal or the health and safety of others. In the case of taking possession of a stray or abandoned animal, existing law requires the officer to provide care and treatment for the animal until the animal is deemed to be in suitable condition to be returned to the owner.

This bill would require a seizing organization or entity to provide care and treatment for a seized animal until the animal is placed, returned to the owner, or euthanized.

(2) Existing law requires the owner or keeper of an animal that is properly seized to be personally liable to the seizing agency for the cost of the seizure and care of the animal.

This bill would, subject to exception, make the owner or keeper of the animal liable to the seizing agency, and if the animal is impounded, to the impounding agency, for the entire cost of the care, treatment, and seizure or impoundment of the animal, including costs associated with preparing and posting notices and sending statements of charges. The bill would require the seizing and impounding agency to present the

owner with a statement listing all accrued charges, as provided, either at the postseizure hearing or by personal service, first-class mail, or electronic mail, as specified. By imposing new duties on local seizing and impounding agencies, this bill would impose a state-mandated local program.

(3) Existing law permits the return of an animal only when the owner can demonstrate to the satisfaction of the seizing agency or hearing officer that the owner can and will provide the necessary care for the animal.

This bill would, subject to exception, require that if the animal was seized pursuant to a search warrant that the court that issued or adjudicated the warrant give its express approval prior to the release of the animal to the owner.

(4) Existing law makes it a misdemeanor for every owner, driver, or keeper of an animal to permit the animal to be in any building, enclosure, lane, street, square, or lot of any city, county, city and county, or judicial district without proper care and attention. Existing law, in cases involving cats and dogs, allows a seizing entity or prosecuting attorney to file a petition in a criminal action to request that the court issue an order forfeiting an animal prior to the final disposition of the case.

This bill would make the above provision applicable to any animal.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

1 SECTION 1. Section 597.1 of the Penal Code is amended to  
2 read:  
3 597.1. (a) (1) ~~Every~~*Each* owner, driver, or keeper of any  
4 animal who permits the animal to be in any building, enclosure,  
5 lane, street, square, or lot of any city, county, city and county, or  
6 judicial district without proper care and attention is guilty of a  
7 misdemeanor. Any peace officer, humane ~~society~~ officer, or animal  
8 control officer shall take possession of the stray or abandoned  
9 animal ~~and shall provide care and treatment for the animal until~~

1 the animal is deemed to be in suitable condition to be returned to  
2 the owner. When the officer has reasonable grounds to believe that  
3 very prompt action is required to protect the health or safety of the  
4 animal or the health or safety of others, the officer shall  
5 immediately seize the animal and comply with subdivision (f). In  
6 all other cases, the officer shall comply with the provisions of  
7 subdivision (g). *If the animal is seized, the seizing organization*  
8 *or agency shall provide care and treatment for the animal until*  
9 *the animal is placed, returned to the owner, or euthanized.* The  
10 full cost of caring for and treating any animal properly seized under  
11 this subdivision or pursuant to a search warrant shall constitute a  
12 lien on the animal and the animal shall not be returned to its owner  
13 until the charges are paid, if the seizure is upheld pursuant to this  
14 section.

15 (2) Notwithstanding any other law, if an animal control officer  
16 or humane officer, when necessary to protect the health and safety  
17 of a wild, stray, or abandoned animal or the health and safety of  
18 others, seeks to administer a tranquilizer that contains a controlled  
19 substance, as defined in Division 10 (commencing with Section  
20 11000) of the Health and Safety Code, to gain control of that  
21 animal, he or she may possess and administer that tranquilizer with  
22 direct or indirect supervision as determined by a licensed  
23 veterinarian, provided that the officer has met each of the following  
24 requirements:

25 (A) Has received training in the administration of tranquilizers  
26 from a licensed veterinarian. The training shall be approved by  
27 the ~~California~~ Veterinary Medical Board.

28 (B) Has successfully completed the firearms component of a  
29 course relating to the exercise of police powers, as set forth in  
30 Section 832.

31 (C) Is authorized by his or her agency or organization to possess  
32 and administer the tranquilizer in accordance with a policy  
33 established by the agency or organization and approved by the  
34 veterinarian who obtained the controlled substance.

35 (D) Has successfully completed the euthanasia training set forth  
36 in Section 2039 of Title 16 of the California Code of Regulations.

37 (E) Has completed a state and federal fingerprinting background  
38 check and does not have any drug- or alcohol-related convictions.

39 (b) ~~Every~~ *Each* sick, disabled, infirm, or crippled animal, except  
40 a dog or cat, that is abandoned in any city, county, city and county,

1 or judicial district may be killed by the officer if, after a reasonable  
2 search, no owner of the animal can be found. It shall be the duty  
3 of all peace officers, humane-~~society~~ officers, and animal control  
4 officers to cause the animal to be killed or rehabilitated and placed  
5 in a suitable home on information that the animal is stray or  
6 abandoned. The officer may likewise take charge of any animal,  
7 including a dog or cat, that by reason of lameness, sickness,  
8 feebleness, or neglect, is unfit for the labor it is performing, or that  
9 in any other manner is being cruelly treated, and provide care and  
10 treatment for the animal until it is deemed to be in a suitable  
11 condition to be returned to the owner. When the officer has  
12 reasonable grounds to believe that very prompt action is required  
13 to protect the health or safety of an animal or the health or safety  
14 of others, the officer shall immediately seize the animal and comply  
15 with subdivision (f). In all other cases, the officer shall comply  
16 with subdivision (g). The full cost of caring for and treating any  
17 animal properly seized under this subdivision or pursuant to a  
18 search warrant shall constitute a lien on the animal and the animal  
19 shall not be returned to its owner until the charges are paid.

20 (c) (1) Any peace officer, humane-~~society~~ officer, or animal  
21 control officer shall convey all injured cats and dogs found without  
22 their owners in a public place directly to a veterinarian known by  
23 the officer to be a veterinarian who ordinarily treats dogs and cats  
24 for a determination of whether the animal shall be immediately  
25 and humanely destroyed or shall be hospitalized under proper care  
26 and given emergency treatment.

27 (2) If the owner does not redeem the animal within the locally  
28 prescribed waiting period, the veterinarian may personally perform  
29 euthanasia on the animal. If the animal is treated and recovers from  
30 its injuries, the veterinarian may keep the animal for purposes of  
31 adoption, provided the responsible animal control agency has first  
32 been contacted and has refused to take possession of the animal.

33 (3) Whenever any animal is transferred to a veterinarian in a  
34 clinic, such as an emergency clinic that is not in continuous  
35 operation, the veterinarian may, in turn, transfer the animal to an  
36 appropriate facility.

37 (4) If the veterinarian determines that the animal shall be  
38 hospitalized under proper care and given emergency treatment,  
39 the costs of any services that are provided pending the owner's  
40 inquiry to the responsible agency, department, or society shall be

1 paid from the dog license fees, fines, and fees for impounding dogs  
2 in the city, county, or city and county in which the animal was  
3 licensed or, if the animal is unlicensed, shall be paid by the  
4 jurisdiction in which the animal was found, subject to the provision  
5 that this cost be repaid by the animal's owner. The full cost of  
6 caring for and treating any animal seized under this subdivision  
7 shall constitute a lien on the animal and the animal shall not be  
8 returned to the owner until the charges are paid. No veterinarian  
9 shall be criminally or civilly liable for any decision that he or she  
10 makes or for services that he or she provides pursuant to this  
11 subdivision.

12 (d) An animal control agency that takes possession of an animal  
13 pursuant to subdivision (c) shall keep records of the whereabouts  
14 of the animal from the time of possession to the end of the animal's  
15 impoundment, and those records shall be available for inspection  
16 by the public upon request for three years after the date the animal's  
17 impoundment ended.

18 (e) Notwithstanding any other provision of this section, any  
19 peace officer, humane-society officer, or any animal control officer  
20 may, with the approval of his or her immediate superior, humanely  
21 destroy any stray or abandoned animal in the field in any case  
22 where the animal is too severely injured to move or where a  
23 veterinarian is not available and it would be more humane to  
24 euthanize the animal.

25 (f) Whenever an officer authorized under this section seizes or  
26 impounds an animal based on a reasonable belief that prompt action  
27 is required to protect the health or safety of the animal or the health  
28 or safety of others, the officer shall, prior to the commencement  
29 of any criminal proceedings authorized by this section, provide  
30 the owner or keeper of the animal, if known or ascertainable after  
31 reasonable investigation, with the opportunity for a postseizure  
32 hearing to determine the validity of the seizure or impoundment,  
33 or both.

34 (1) The agency shall cause a notice to be affixed to a  
35 conspicuous place where the animal was situated or personally  
36 deliver a notice of the seizure or impoundment, or both, to the  
37 owner or keeper within 48 hours, excluding weekends and holidays.  
38 The notice shall include all of the following:

39 (A) The name, business address, and telephone number of the  
40 officer providing the notice.

1 (B) A description of the animal seized, including any  
2 identification upon the animal.

3 (C) The authority and purpose for the seizure or impoundment,  
4 including the time, place, and circumstances under which the  
5 animal was seized.

6 (D) A statement that, in order to receive a postseizure hearing,  
7 the owner or person authorized to keep the animal, or his or her  
8 agent, shall request the hearing by signing and returning an  
9 enclosed declaration of ownership or right to keep the animal to  
10 the agency providing the notice within 10 days, including weekends  
11 and holidays, of the date of the notice. The declaration may be  
12 returned by personal delivery or mail.

13 (E) A statement that the full cost of caring for and treating any  
14 animal properly seized under this section is a lien on the animal  
15 and that the animal shall not be returned to the owner until the  
16 charges are paid, and that failure to request or to attend a scheduled  
17 hearing shall result in liability for this cost.

18 (2) The postseizure hearing shall be conducted within 48 hours  
19 of the request, excluding weekends and holidays. The seizing  
20 agency may authorize its own officer or employee to conduct the  
21 hearing if the hearing officer is not the same person who directed  
22 the seizure or impoundment of the animal and is not junior in rank  
23 to that person. The agency may utilize the services of a hearing  
24 officer from outside the agency for the purposes of complying with  
25 this section.

26 (3) Failure of the owner or keeper, or of his or her agent, to  
27 request or to attend a scheduled hearing shall result in a forfeiture  
28 of any right to a postseizure hearing or right to challenge his or  
29 her liability for costs incurred.

30 (4) The agency, department, or society employing the person  
31 who directed the seizure shall be responsible for the costs incurred  
32 for caring and treating the animal, if it is determined in the  
33 postseizure hearing that the seizing officer did not have reasonable  
34 grounds to believe very prompt action, including seizure of the  
35 animal, was required to protect the health or safety of the animal  
36 or the health or safety of others. If it is determined the seizure was  
37 justified, the owner or keeper shall be personally liable to the  
38 seizing agency for the full cost of the ~~seizure and care~~ *seizure,*  
39 *care, and treatment* of the animal. The charges for the ~~seizure and~~  
40 ~~care~~ *seizure, care, and treatment* of the animal shall be a lien on

1 the animal. The animal shall not be returned to its owner until the  
2 charges are paid and the owner demonstrates to the satisfaction of  
3 the seizing agency or the hearing officer that the owner can and  
4 will provide the necessary care for the animal.

5 (g) Where the need for immediate seizure is not present and  
6 prior to the commencement of any criminal proceedings authorized  
7 by this section, the agency shall provide the owner or keeper of  
8 the animal, if known or ascertainable after reasonable investigation,  
9 with the opportunity for a hearing prior to any seizure or  
10 impoundment of the animal. The owner shall produce the animal  
11 at the time of the hearing unless, prior to the hearing, the owner  
12 has made arrangements with the agency to view the animal upon  
13 request of the agency, or unless the owner can provide verification  
14 that the animal was humanely destroyed. Any person who willfully  
15 fails to produce the animal or provide the verification is guilty of  
16 an infraction, punishable by a fine of not less than two hundred  
17 fifty dollars (\$250) nor more than one thousand dollars (\$1,000).

18 (1) The agency shall cause a notice to be affixed to a  
19 conspicuous place where the animal was situated or personally  
20 deliver a notice stating the grounds for believing the animal should  
21 be seized under subdivision (a) or (b). The notice shall include all  
22 of the following:

23 (A) The name, business address, and telephone number of the  
24 officer providing the notice.

25 (B) A description of the animal to be seized, including any  
26 identification upon the animal.

27 (C) The authority and purpose for the possible seizure or  
28 impoundment.

29 (D) A statement that, in order to receive a hearing prior to any  
30 seizure, the owner or person authorized to keep the animal, or his  
31 or her agent, shall request the hearing by signing and returning the  
32 enclosed declaration of ownership or right to keep the animal to  
33 the officer providing the notice within two days, excluding  
34 weekends and holidays, of the date of the notice.

35 (E) A statement that the cost of caring for and treating any  
36 animal properly seized under this section is a lien on the animal,  
37 that any animal seized shall not be returned to the owner until the  
38 charges are paid, and that failure to request or to attend a scheduled  
39 hearing shall result in a conclusive determination that the animal

1 may properly be seized and that the owner shall be liable for the  
 2 charges.

3 (2) The preseizure hearing shall be conducted within 48 hours,  
 4 excluding weekends and holidays, after receipt of the request. The  
 5 seizing agency may authorize its own officer or employee to  
 6 conduct the hearing if the hearing officer is not the same person  
 7 who requests the seizure or impoundment of the animal and is not  
 8 junior in rank to that person. The agency may utilize the services  
 9 of a hearing officer from outside the agency for the purposes of  
 10 complying with this section.

11 (3) Failure of the owner or keeper, or his or her agent, to request  
 12 or to attend a scheduled hearing shall result in a forfeiture of any  
 13 right to a preseizure hearing or right to challenge his or her liability  
 14 for costs incurred pursuant to this section.

15 (4) The hearing officer, after the hearing, may affirm or deny  
 16 the owner’s or keeper’s right to custody of the animal and, if  
 17 reasonable grounds are established, may order the seizure or  
 18 impoundment of the animal for care and treatment.

19 *(h) (1) If any animal is properly seized or impounded, or both*  
 20 *seized and impounded, under this section or pursuant to a search*  
 21 *warrant, the owner or keeper shall be personally liable to the*  
 22 *seizing agency or impounding agency, or both the seizing agency*  
 23 *and the impounding agency, for all costs of the seizure or*  
 24 *impoundment, or both the seizure and impoundment, and care and*  
 25 *treatment of the animal, including all costs associated with the*  
 26 *preparation and posting of notices and sending of statements of*  
 27 *charges in accordance with this section.*

28 ~~(h) If any~~

29 ~~(2) An animal is properly lawfully seized under pursuant to this~~  
 30 ~~section or pursuant to a search warrant, the owner or keeper~~  
 31 ~~warrant shall be personally liable deemed to the seizing agency~~  
 32 ~~for the cost be abandoned and may be disposed of the seizure and~~  
 33 ~~care of the animal. Further, by the seizing agency if the charges~~  
 34 ~~for the seizure or impoundment and any other charges permitted~~  
 35 ~~under this section are not paid within 14 days of service of the~~  
 36 ~~seizure, notice of charges, or if the owner, within 14 days of notice~~  
 37 ~~of availability of the animal to be returned, fails to pay charges~~  
 38 ~~permitted under this section and take possession of the animal;~~  
 39 ~~animal. An animal properly seized under this section or pursuant~~  
 40 ~~to a search warrant shall not be returned to its owner until the~~



1 owner can demonstrate to the satisfaction of the seizing agency  
2 or hearing officer that the owner can and will provide the  
3 necessary care for the animal. If the animal was seized pursuant  
4 to a search warrant, express approval of the court that issued the  
5 warrant or adjudicated the matter shall be deemed obtained prior  
6 to ~~have been abandoned and may be disposed~~ the release of ~~by~~  
7 ~~the seizing agency~~ animal.

8 (3) Notice of charges for the seizure, impoundment, care, and  
9 treatment of the animal pursuant to this section shall be executed  
10 as follows:

11 (A) (i) If the animal is seized or impounded pursuant to  
12 subdivision (f), a statement listing all charges that have accrued  
13 from the time of an animal's seizure or impoundment shall be  
14 presented to the owner or keeper at the time of the postseizure  
15 hearing. If no postseizure hearing is held, the statement of charges  
16 shall be presented to the owner or keeper via personal service,  
17 first-class mail, or electronic mail within two calendar days of the  
18 expiration of the 10-day period during which an owner or keeper  
19 may request a hearing specified in subparagraph (D) of paragraph  
20 (1) of subdivision (f).

21 (ii) If the animal is seized or impounded following the issuance  
22 of a preseizure notice pursuant to subdivision (g), a statement  
23 listing all charges shall be presented to the owner or keeper via  
24 personal service, first-class mail, or electronic mail no later than  
25 five calendar days after the date the animal is seized or impounded.

26 (iii) If the animal is seized pursuant to a search warrant, a  
27 statement listing all charges shall be presented to the owner or  
28 keeper via personal service, first-class mail, or electronic mail no  
29 later than five calendar days after the date the animal is seized or  
30 impounded.

31 (B) If the charges are paid and the animal remains impounded,  
32 the impounding agency shall continue to present statements of  
33 charges to the owner or keeper on an ongoing basis via personal  
34 service, first-class mail, or electronic mail. The statements shall  
35 list all new charges that have accrued during the time of  
36 impoundment since the last statement was sent or delivered. The  
37 time period for delivery or mailing the subsequent statements shall  
38 be at least 14 days from the date of the last statement, but shall  
39 not exceed 21 days from the date the last statement was presented.

1 (C) *The statement of charges specified in subparagraph (A) and*  
2 *any subsequent statements specified in subparagraph (B) shall*  
3 *include a notice that the animal will be deemed abandoned if*  
4 *charges are not paid within 14 days of service, and that payment*  
5 *of fees does not guarantee the release of the animal, but does allow*  
6 *the owner or keeper to retain an ownership interest in the animal.*

7 ~~(i) If the animal requires veterinary care and the humane society~~  
8 ~~or public agency is not assured, within 14 days of the seizure of~~  
9 ~~the animal, that the owner will provide the necessary care, the~~  
10 ~~animal shall not be returned to its owner and shall be deemed to~~  
11 ~~have been abandoned and may be disposed of by the seizing~~  
12 ~~agency.—A veterinarian may humanely destroy an impounded~~  
13 ~~animal without regard to the prescribed holding period when it has~~  
14 ~~been determined that the animal has incurred severe injuries or is~~  
15 ~~incurably crippled. A veterinarian also may immediately humanely~~  
16 ~~destroy an impounded animal afflicted with a serious contagious~~  
17 ~~disease unless the owner or his or her agent immediately authorizes~~  
18 ~~treatment of the animal by a veterinarian at the expense of the~~  
19 ~~owner or agent.~~

20 (j) ~~No~~*An animal properly seized under this section or pursuant*  
21 *to a search warrant shall not be returned to its owner until the*  
22 *owner can demonstrate to the satisfaction of the seizing agency or*  
23 *hearing officer that the owner can and will provide the necessary*  
24 *care for the animal. If the animal was seized pursuant to a search*  
25 *warrant, express approval of the court that issued the warrant or*  
26 *adjudicated the matter shall be obtained prior to the release of*  
27 *the animal.*

28 (k) (1) ~~In the case of cats and dogs, prior~~*Prior to the final*  
29 *disposition of any criminal charges, the seizing agency or*  
30 *prosecuting attorney may file a petition in a criminal action*  
31 *requesting that, prior to that final disposition, the court issue an*  
32 *order forfeiting the animal to the city, county, or seizing agency.*  
33 *The petitioner shall serve a true copy of the petition upon the*  
34 *defendant and the prosecuting attorney.*

35 (2) *Upon receipt of the petition, the court shall set a hearing on*  
36 *the petition. The hearing shall be conducted within 14 days after*  
37 *the filing of the petition, or as soon as practicable.*

38 (3) *The petitioner shall have the burden of establishing beyond*  
39 *a reasonable doubt that, even in the event of an acquittal of the*  
40 *criminal charges, the owner will not legally be permitted to retain*

1 the animal in question. If the court finds that the petitioner has met  
2 its burden, the court shall order the immediate forfeiture of the  
3 animal as sought by the petition.

4 (4) ~~Nothing in this subdivision is intended to~~ *This section does*  
5 *not* authorize a seizing agency or prosecuting attorney to file a  
6 petition to determine an owner's ability to legally retain an animal  
7 pursuant to paragraph (3) of subdivision (l) if a petition has  
8 previously been filed pursuant to this subdivision.

9 (l) (1) Upon the conviction of a person charged with a violation  
10 of this section, or Section 597 or 597a, all animals lawfully seized  
11 and impounded with respect to the violation shall be adjudged by  
12 the court to be forfeited and shall thereupon be transferred to the  
13 impounding officer or appropriate public entity for proper adoption  
14 or other disposition. A person convicted of a violation of this  
15 section shall be personally liable to the seizing agency for all costs  
16 of impoundment from the time of seizure to the time of proper  
17 disposition. Upon conviction, the court shall order the convicted  
18 person to make payment to the appropriate public entity for the  
19 costs incurred in the housing, care, feeding, and treatment of the  
20 seized or impounded animals. Each person convicted in connection  
21 with a particular animal may be held jointly and severally liable  
22 for restitution for that particular animal. The payment shall be in  
23 addition to any other fine or sentence ordered by the court.

24 (2) The court may also order, as a condition of probation, that  
25 the convicted person be prohibited from owning, possessing, caring  
26 for, or residing with, animals of any kind, and require the convicted  
27 person to immediately deliver all animals in his or her possession  
28 to a designated public entity for adoption or other lawful disposition  
29 or provide proof to the court that the person no longer has  
30 possession, care, or control of any animals. In the event of the  
31 acquittal or final discharge without conviction of the person  
32 charged, if the animal is still impounded, the animal has not been  
33 previously deemed abandoned pursuant to subdivision (h), the  
34 court has not ordered that the animal be forfeited pursuant to  
35 subdivision (k), the court shall, on demand, direct the release of  
36 seized or impounded animals to the defendant upon a showing of  
37 proof of ownership.

38 (3) Any questions regarding ownership shall be determined in  
39 a separate hearing by the court where the criminal case was finally  
40 adjudicated and the court shall hear testimony from any persons

1 who may assist the court in determining ownership of the animal.  
2 If the owner is determined to be unknown or the owner is  
3 prohibited or unable to retain possession of the animals for any  
4 reason, the court shall order the animals to be released to the  
5 appropriate public entity for adoption or other lawful disposition.  
6 This section is not intended to cause the release of any animal,  
7 bird, reptile, amphibian, or fish seized or impounded pursuant to  
8 any other statute, ordinance, or municipal regulation. This section  
9 shall not prohibit the seizure or impoundment of animals as  
10 evidence as provided for under any other provision of law.

11 *(m) If the prosecutor's office with jurisdiction decides not to*  
12 *file criminal charges based on the seizure or impoundment of the*  
13 *animal, the prosecutor's office shall inform the seizing or*  
14 *impounding agency of that fact promptly. If the animal is still*  
15 *impounded, and the animal has not been previously deemed*  
16 *abandoned pursuant to subdivision (h), the seizing or impounding*  
17 *agency shall, notwithstanding subdivision (j), release the seized*  
18 *or impounded animal to the owner upon a showing of proof of*  
19 *ownership.*

20 ~~(m)~~

21 *(n) It shall be the duty of all peace officers, humane-society*  
22 *officers, and animal control officers to use all currently acceptable*  
23 *methods of identification, both electronic and otherwise, to*  
24 *determine the lawful owner or caretaker of any seized or*  
25 *impounded animal. It shall also be their duty to make reasonable*  
26 *efforts to notify the owner or caretaker of the whereabouts of the*  
27 *animal and any procedures available for the lawful recovery of the*  
28 *animal and, upon the owner's and caretaker's initiation of recovery*  
29 *procedures, retain custody of the animal for a reasonable period*  
30 *of time to allow for completion of the recovery process. Efforts to*  
31 *locate or contact the owner or caretaker and communications with*  
32 *persons claiming to be the owner or caretaker shall be recorded*  
33 *and maintained and be made available for public inspection.*

34 SEC. 2. No reimbursement is required by this act pursuant to  
35 Section 6 of Article XIII B of the California Constitution because  
36 a local agency or school district has the authority to levy service  
37 charges, fees, or assessments sufficient to pay for the program or

- 1 level of service mandated by this act, within the meaning of Section
- 2 17556 of the Government Code.

O