

April 22, 2009

The Honorable Mary Hayashi, Chair
Assembly Business and Professions Committee
State Capitol, Room 3013

Re: Assembly Bill 1123 (Davis), relating to Process Servers
California Association of Clerks and Election Officials...SPONSOR

Dear Assemblymember Hayashi:

The California Association of Clerks and Election Officials is the sponsor of Assembly Bill 1123 (Davis) which will clarify that an individual registering as a process server must submit a completed request for live scan form confirming that their fingerprints have been submitted to the Department of Justice and the Federal Bureau of Investigation when renewing a registration where their certificate of registration has lapsed. This bill is scheduled to be heard in your Assembly Business and Professions Committee on Tuesday, April 28, 2009.

Current law specifies that a registrant for a process server license submit to a fingerprint check to verify that the registrant has not been convicted of a felony. Existing law also specifies that the registrant is only required to submit confirmation of fingerprint submission during the initial filing of a registration.

Assembly Bill 1123 would clarify the code to specify that the registrant also submit fingerprints when their registration has expired or lapsed. If a process server has a lapse in their registration, the county clerk would notify the Department of Justice and Subsequent Arrest Notifications would cease to be sent to the county. In order to ensure seamless coverage and oversight, the registrant must be fingerprinted again and a completed request for live scan form must be submitted to the county clerk.

CACEO respectfully requests your support for this cleanup measure.

Sincerely,

Matt Siverling
Legislative Advocate
CACEO

CC: Each Member and Consultant, Assembly Business and Professions Committee