

**ASSEMBLY BILL**

**NO. \_\_\_\_\_**

Introduced by Assemblymember \_\_\_\_\_  
 (Coauthors: \_\_\_\_\_)  
 \_\_\_\_\_ (Coauthors: \_\_\_\_\_)  
 \_\_\_\_\_ )  
 \_\_\_\_\_, 2023

An act to amend Section 7927.700 of Chapter 13 of Part 5, add Section 7928.305 to Article 4 of Chapter 14 of Part 5, and to add Chapter 20 to Part 5, in each case of Division 10 of Title 1 of the Government Code, so as to exempt from disclosure personal, personally identifiable and biometric information.

LEGISLATIVE COUNSEL'S DIGEST

Existing law is that this Division does not require disclosure of personnel, medical or similar files, the disclosure of which would constitute an unwarranted invasion of personal privacy. This bill makes this division consistent with existing privacy laws and protects an individual's personal, personally identifiable and biometric data from disclosure as a public record under this division.

**SEC. 1.** Section 7927.700 of the Government Code is amended as follows:

**Title 1. General**  
**Division 10. Access to Public Records**  
**Part 5. Specific Types of Public Records**  
**Chapter 13. Private Records, Privileged Materials, and Other Records Protected by Law From Disclosure**

**7927.700** Except as provided in Sections 7924.510, 7924.700, and 7929.610, this division does not require disclosure of personnel, medical, or similar files, the disclosure of which would constitute an unwarranted invasion of personal privacy **and does not require disclosure of images or data that may personally identify an individual whose personal information is collected or maintained by a public entity subject to this division.**

**SEC. 2.** Section 7928.305 is added to the Government Code as follows:

**Title 1. General**

**Division 10. Access to Public Records**

**Part 5. Specific Types of Public Records**

**Chapter 14. Public Employee or Official**

**Article 4. Personal Information of Employee or Official**

**§ 7928.305** Disclosure of records that relate to bodily privacy

Except as provided in Section 7923.610, this division does not require disclosure of images, photographs, or other visual representations of, or personally identifiable information about the physical or biometric characteristics of, any employee or official of a public agency.

**SEC. 3.** Section 7929.700 is added to the Government Code as follows:

**Title 1. General**

**Division 10. Access to Public Records**

**Part 5. Specific Types of Public Records**

**Chapter 20. Persons Experiencing Homelessness and Other Recipients of Government Assistance or Benefits**

**§ 7929.700** Disclosure of records relating to persons experiencing homelessness and other recipients of government assistance or benefits

This division does not require disclosure of information (a) that may identify a person experiencing homelessness or receiving government assistance or benefits, (b) that may identify the services provided to or location of any person experiencing homelessness, including a location where the person is unsheltered, temporarily sheltered or housed, or permanently housed, or (c) about a third-party provider of shelter, housing, assistance, benefits or services, if publication of such information may interfere with the provision of shelter, housing, or services to or privacy of the person.