



**San Gabriel / Pomona
Regional Center**

April 2, 2024

Mr. Carl A. Argila
P.O. Box 1219
Pico Rivera, CA 90660-1219

Re: Public Records Request to San Gabriel / Pomona Regional Center

Dear Mr. Argila:

We are in receipt of your March 24, 2024 California Public Records Act request. I am writing to inform you that San Gabriel/Pomona Regional Center ("SG/PRC") will not be providing you with copies of your requested items. SG/PRC, as a regional center, is not a "local agency" or a "state agency," and thus, is not subject to the California Public Records Act. A "local agency," as defined by Government Code section 7920.510, is one of the following:

- (a) A county
- (b) A city, whether general law or chartered.
- (c) A city and county.
- (d) A school district.
- (e) A municipal corporation.
- (f) A district.
- (g) A political subdivision.
- (h) Any board, commission, or agency of the foregoing.
- (i) Another local public agency.
- (j) An entity that is a legislative body of a local agency pursuant to subdivision (c) or (d) of Section 54952."

(Gov't Code § 7920.510.):

A "state agency" as defined by Government Code section 7920.540,

"means every state office, officer, department, division, bureau, board, and commission or other state body or agency, except those agencies provided for in Article IV (except Section 20 thereof) or Article VI of the California Constitution."

(Gov't Code § 7952.540 at subd. (a)):

Government Code section 7920.540, also provides that “state agency” shall mean “the State Bar of California, as described in Section 6001 of the Business and Professions Code.” (*Id.* at subd. (b).)

SG/PRC is not a county, city, school district, state office, officer, department, or any of the other local or state bodies or agencies described above. Rather, SG/PRC is a private, nonprofit corporation. While the Department of Developmental Services is a state agency and is subject to the California Public Records Act, SG/PRC is not.

In fact, in or about 2010, a change in Government Code section 6252 (the precursor statute to the recently amended and enacted Government Code section 7920.500 et seq), was proposed, which would have expressly subjected regional centers to the California Public Records Act, unless the records were exempt, by including regional centers within the definition of “local agencies” for purposes of the Act. The proposed legislation “died” and the bill including regional centers within the definition of “local agencies” was never passed. (See http://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=200920100AB2220)

Additionally, AB 1147 or the “Disability Equity and Accountability Act of 2023” sought to add Welfare and Institutions Code Section 4639.75 which would have made regional centers subject to the California Public Records Act. That bill was not passed and has been ordered to the “inactive file” on September 13, 2023. (See <https://legiscan.com/CA/text/AB1147/id/2814000>)

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Accordingly, in that SG/PRC is not a “local agency” or “state agency,” and, thus, is not subject to the California Public Records Act, SG/PRC will not be producing the requested records to you.

Sincerely,

A handwritten signature in black ink that reads "Jesse Weller". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Jesse Weller
Executive Director
San Gabriel/Pomona Regional Center

JW:ws/s
SG/PRC
4/2/2024

Also sent via e-mail: info@ssdeaf.com