

**CALIFORNIA DEPARTMENT OF JUSTICE**  
**TITLE 11. LAW**  
**DIVISION 1. ATTORNEY GENERAL**  
**CHAPTER 18. ELECTRONIC RECORDING DELIVERY SYSTEM**  
**FINAL STATEMENT OF REASONS**

**UPDATE OF INITIAL STATEMENT OF REASONS**

There have been no changes in the applicable laws or facts, or to the effect of the proposed regulations, from those described in the Initial Statement of Reasons.

**CORRECTIONS AND NON-SUBSTANTIAL EDITS**

There have been no corrections or non-substantial edits made to the original text since the publication of the Notice of Proposed Rulemaking and Initial Statement of Reasons. However, the Department would like to clarify the fiscal impact of these regulations. The STD 399 Attachment 1 notes that the proposed regulations would result in the additional savings of approximately \$215,200 each State Fiscal Year. Under the current regulations, the vendors would be required to hire additional staff in order to comply; however, the proposed regulation would reduce the workload for these two vendors which would prevent the vendors from needing to hire additional staff.

**SUMMARY OF COMMENTS AND DEPARTMENT RESPONSES**

The Department noticed the public on September 11, 2020, of the text of the proposed regulations and Initial Statement of Reasons. From September 11, 2020, through October 26, 2020, the Department received a combined total of zero written comments.

**LOCAL MANDATE DETERMINATION**

The proposed regulation does not impose any mandate on local agencies or school districts.

**ALTERNATIVES DETERMINATIONS**

In accordance with Government Code section 11346.9, subdivision (a)(4), the Department has determined that no alternative it considered, or that it otherwise identified, or was brought to its attention, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The amendments proposed by the Department are the only regulatory provisions identified that allow County Recorders to ensure that all electronic recording delivery system (ERDS) workstations meet and maintain current information technology (IT) security standards that

preserve the confidentiality of the transmitted documents in the most cost-effective way. No other alternatives have been proposed or brought to the Department's attention.

**ALTERNATIVES THAT WOULD LESSEN ADVERSE ECONOMIC IMPACT ON SMALL BUSINESSES**

No alternatives were proposed to the Department that would lessen any adverse economic impact on small businesses.

**DOCUMENTS INCORPORATED BY REFERENCE**

None.