



## CALIFORNIA PROBATION, PAROLE AND CORRECTIONAL ASSOCIATION

To: All CPPCA Members

From: Danielle Sanchez, Legislative Representative, [Danielle@wpssgroup.com](mailto:Danielle@wpssgroup.com)  
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Date: August 1, 2016

Re: Legislative Update

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On Friday, July 1, the Legislature began its summer recess, which lasted until the Assembly and Senate reconvened today, Monday, August 1. While no formal committee meetings or floor sessions were held during the recess, we continued to monitor legislation that is moving. With the Legislature's return, Senate and Assembly Appropriations Committees are scheduled to meet to assess hundreds of bills with a fiscal impact before the August 12 deadline for all fiscal bills to be reported to the floor.

During this time of the year, new bills tend to magically appear, as the waning days of the legislative session is prime time for legislative trickery, and we are mindful of the threats that these policies represent. We monitor every amendment made to every bill, and we aim to know about these things and their effects before anybody else. Our charge is to keep the Legislature out of your way while keeping you as informed of the Sacramento landscape as possible.

Below is a list of bills that continue to move through the Legislature and will be considered in this last month of session. Please note, this report does not include bills that have failed passage and are dead for the year.

Please don't hesitate to contact us if you have any questions, concerns, or comments. We appreciate the continued honor to represent the CPPCA in the halls of the Capitol.

### 2016 Legislative Calendar

**August 12** Last day for fiscal committees to meet and report bills.  
**August 15-31** Floor Session only. No Committees may meet for any purpose.  
**August 31** Last day for each house to pass bills. Final recess begins upon adjournment.

### Bills with Active Positions

Measure	Topic	Status	Summary	Position
<a href="#">AB 1675</a> <a href="#">Stone,</a> <a href="#">Mark D</a>	Juveniles: prostitution.	6/22/2016-From committee: Do pass and re-refer to Senate APPR.	Would require the probation officer, in a case in which a minor is alleged to have committed specified prostitution-related offenses, to delineate a specific program of supervision for the minor in lieu of	Oppose



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			requesting that the prosecuting attorney file a petition to have the minor declared a ward of the juvenile court. The bill would also allow these minors to participate in a program of supervision even if they have previously participated in a program of supervision.	
<a href="#">AB 1702</a> <a href="#">Stone,</a> <a href="#">Mark</a> D	Juveniles: dependent children: reunification services.	6/30/2016-In Assembly. Concurrence in Senate amendments pending. May be considered on or after July 29 pursuant to Assembly Rule 77.	Current law provides that reunification services need not be provided to a parent or guardian when the court finds, by clear and convincing evidence, that a specified event has occurred. This bill would also provide that reunification services need not be provided when the court finds that the parent or guardian knowingly participated in, or permitted, the sexual exploitation of the child, as prescribed, except if the parent or guardian demonstrated by a preponderance of the evidence that he or she was coerced into permitting, or participating in, the sexual exploitation of the child. This bill contains other related provisions and other existing laws.	Support
<a href="#">AB 1730</a> <a href="#">Atkins</a> D	Human trafficking: minors.	6/30/2016-Read second time and amended. Re-referred to Senate APPR.	Would, only until January 1, 2022, require the Board of State and Community Corrections to establish a pilot project in each of the Counties of Sacramento, San Diego, and Santa Clara, in which, if the county elects to participate in the pilot project, the chief probation officer of the county would be required to create a program to provide services to youth within his or her jurisdiction that address the need for services relating to the commercial sexual exploitation of youth. The bill would state that the purpose of the pilot project is to test a service model that would produce improved outcomes for youth victims of human trafficking.	Fiscal Concerns
<a href="#">AB 1906</a> <a href="#">Melendez</a> R	Mental health: sexually violent predators.	5/16/2016-From Consent Calendar. Ordered to Senate third reading.	Current law requires, if the State Department of State Hospitals determines that a person is a sexually violent predator, as defined, the Director of State Hospitals to forward a request to a specified county for a petition to be filed for the person to be committed to a facility for mental health treatment. This bill would require the Director of State Hospitals to forward the	Support-if- Amended



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			request no less than 20 calendar days prior to the scheduled release date of the person.	
<a href="#">AB 2000</a> <a href="#">Campos D</a>	Wards: termination of juvenile court jurisdiction.	6/29/2016-From committee: Do pass and re-refer to Senate APPR.	Would prohibit the juvenile court from terminating jurisdiction over a ward who has attained 17 years of age until the court conducts a hearing and finds that the probation department has provided, or made reasonable efforts to provide, certain information, documents, and services to the ward. The bill would authorize a juvenile court, at its discretion, to make these provisions applicable to a ward under 17 years of age, if requested by the ward, and if the court finds that doing so is in the ward's best interest.	Oppose
<a href="#">AB 2165</a> <a href="#">Bonta D</a>	Firearms: prohibitions: exemptions.	6/29/2016-Re- referred to Senate APPR. pursuant to Joint Rule 10.5.	Current law makes it a crime for any person in this state to manufacture, import into the state for sale, keep for sale, offer or expose for sale, give, or lend an unsafe handgun. Under current law, this prohibition does not apply to the sale or purchase of a handgun if the handgun is sold to, or purchased by, a police department, the Department of Corrections and Rehabilitation, or any federal law enforcement agency, among other entities. This bill would also make the above prohibition inapplicable to the sale or purchase of a handgun if the hand gun is sold to, or purchased by, specified entities or sworn members of those entities who have satisfactorily completed the firearms portion of a training course prescribed by the Commission on Peace Officer Standards and Training.	Support
<a href="#">AB 2245</a> <a href="#">Cooper D</a>	Firearms: prohibitions: exemptions: probation departments.	6/30/2016-Read second time and amended. Ordered to Senate third reading.	Current law makes it a crime for any person in this state to manufacture, import into the state, keep for sale, offer or expose for sale, give, or lend an unsafe handgun. Under current law, this prohibition does apply to the sale or purchase of a handgun if the handgun is sold to, or purchased by, the Department of Corrections and Rehabilitation or to any federal law enforcement agency, among other entities. This bill would also make the above prohibition inapplicable to the sale to, or purchase by, a probation department, or a sworn member of a probation department if	Support



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			that person satisfies certain requirements.	
<a href="#">AB 2263</a> <a href="#">Baker R</a>	Protection of victims of domestic violence, sexual assault, or stalking, and reproductive health care service providers: address confidentiality.	6/29/2016-From committee: Do pass and re-refer to Senate APPR.	Current law authorizes victims of domestic violence, sexual assault, or stalking, and reproductive health care services providers, employees, volunteers, and patients, to complete an application to be approved by the Secretary of State for the purposes of enabling state and local agencies to respond to requests for public records without disclosing a program participant's residence address contained in any public record. This bill would require the Secretary of State to provide each program participant a notice in clear and conspicuous font that contains specified information, including that the program participant is authorized by law to request to use his or her address designated by the Secretary of State on real property deeds, change of ownership forms, and deeds of trust when purchasing or selling a home.	Support
<a href="#">AB 2298</a> <a href="#">Weber D</a>	Criminal gangs.	6/22/2016-From committee: Do pass and re-refer to Senate APPR	Current law requires a law enforcement agency, before designating a person as a suspected gang member, associate, or affiliate in the database, to provide a written notice to the person's parent or guardian, if the person is a minor. This bill would require the notice described above to be provided to an adult before designating a person as a suspected gang member, associate, or affiliate in the database. The bill would require these databases to comply with federal requirements regarding the privacy and accuracy of information in the database, and other operating principles for maintaining these databases.	Oppose
<a href="#">AB 2611</a> <a href="#">Low D</a>	The California Public Records Act: visual or audio recording of peace officer's death: conditional exemption from disclosure.	6/29/2016-From committee: Do pass and re-refer to Senate APPR.	Would prohibit a public agency from disclosing a visual or audio recording of the death of a peace officer killed in the line of duty, unless the disclosure is authorized by the peace officer's immediate family, in which case, the bill would require the public agency to disclose the visual or audio recording. This bill contains other related provisions and other existing laws.	Support



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<p><a href="#">SB 6</a> <a href="#">Galgiani D</a></p>	<p>Parole: medical parole: compassionate release.</p>	<p>6/27/2016-Read second time and amended. Re-referred to Assembly APPR.</p>	<p>Would exempt from medical parole eligibility and compassionate release eligibility a prisoner who was convicted of the first-degree murder of a peace officer or a person who had been a peace officer, as provided. This bill contains other existing laws.</p>	<p>Support</p>
<p><a href="#">SB 139</a> <a href="#">Galgiani D</a></p>	<p>Controlled substances.</p>	<p>6/28/2016-From committee: Do pass and re-refer to Assembly APPR.</p>	<p>Current law makes it a misdemeanor to sell, dispense, distribute, furnish, administer, or give, or offer to sell, dispense, distribute, furnish, administer, or give, or possess for sale, any synthetic stimulant compound or any specified synthetic stimulant derivative. Current law also makes it a misdemeanor to sell, dispense, distribute, furnish, administer, or give, or offer to sell, dispense, distribute, furnish, administer, or give, or possess for sale, any synthetic cannabinoid compound or any synthetic cannabinoid derivative. Current law, beginning January 1, 2016, makes it an infraction to use or possess those drugs. This bill would expand the definition of a synthetic stimulant compound and a synthetic cannabinoid compound for purposes of existing law.</p>	<p>Support</p>
<p><a href="#">SB 266</a> <a href="#">Block D</a></p>	<p>Probation and mandatory supervision: flash incarceration.</p>	<p>6/28/2016-Read second time. Ordered to Assembly third reading.</p>	<p>Would, until January 1, 2021, allow a court to authorize the use of flash incarceration, as defined, to detain the offender in county jail for not more than 10 days for a violation of his or her conditions of probation or mandatory supervision, as specified. These provisions would not apply to persons convicted of certain drug possession offenses. The bill would, until January 1, 2021, allow a person to receive credits earned for a period of flash incarceration pursuant to these provisions if his or her probation or mandatory supervision is revoked.</p>	<p>Support</p>
<p><a href="#">SB 955</a> <a href="#">Beall D</a></p>	<p>State hospital commitment: compassionate release.</p>	<p>6/28/2016-From committee: Do pass and re-refer to Assembly APPR.</p>	<p>Current law, subject to exceptions, authorizes the release of a prisoner from state prison if the court finds that the prisoner is terminally ill with an incurable condition caused by an illness or disease that would produce death within 6 months, as determined by a physician employed by the department, and that conditions under</p>	<p>Oppose</p>



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			which the prisoner would be released or receive treatment do not pose a threat to public safety. This bill would establish similar compassionate release provisions for a defendant who has been committed to a state hospital because, among other reasons, the defendant is incompetent to stand trial or has been adjudged to punishment, or the defendant is a mentally disordered offender, including a person who has been found not guilty by reason of insanity.	
<a href="#">SB 1054</a> <a href="#">Pavley D</a>	Restitution orders: collection.	6/27/2016-Read second time and amended. Re-referred to Assembly APPR.	When a prisoner is punished in a county jail for a felony, in any case in which the prisoner owes a restitution order, permits the agency designated by the board of supervisors in the county where the prisoner is incarcerated to deduct a minimum of 20% or the balance owing on the order amount, whichever is less, up to a maximum of 50% from a county jail equivalent of wages and trust account deposits of a prisoner for transfer to the California Victim Compensation and Government Claims Board. This bill would allow the designated agency to deduct and retain an administrative fee from a prisoner, parolee, or former prisoner to cover the actual administrative cost of collection, not to exceed 10% of the total amount collected pursuant to the above provisions.	Support
<a href="#">SB 1064</a> <a href="#">Hancock D</a>	Sexually exploited minors.	6/30/2016-From consent calendar on motion of Assembly Member Calderon. Ordered to Assembly third reading.	Current law, until January 1, 2017, authorizes the Counties of Alameda and Los Angeles respectively, to create a pilot project, contingent upon local funding, for the purposes of developing a comprehensive, replicative, multidisciplinary model to address the needs and effective treatment of commercially sexually exploited minors, as specified. This bill would extend the operation of this project indefinitely in the Counties of Alameda and Los Angeles.	Support
<a href="#">SB 1121</a> <a href="#">Leno D</a>	Privacy: electronic communications: search warrant.	6/28/2016-From committee: Do pass and re-refer to Assembly APPR. with	Would authorize a government entity, without a warrant or other order, to access electronic device information by means of physical interaction or electronic communication with the device for the	Support as amended



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		recommendation: To consent calendar.	purpose of accessing information concerning the location of the electronic device in order to respond to an emergency 911 call from that device. The bill would also provide that the definition of "electronic device" for purposes of the bill does not include a magnetic strip on a driver's license or identification card, as prescribed. This bill contains other related provisions and other existing laws.	
<a href="#">SB 1143</a> <a href="#">Leno</a> D	Juveniles: room confinement.	6/28/2016-From committee: Do pass and re-refer to Assembly APPR. with recommendation: To consent calendar.	Current law permits minors who are detained in juvenile hall for habitual disobedience, truancy, or curfew violation to be held in the same facility as minors who are detained for violating any law or ordinance defining a crime, if they do not come or remain in contact with each other. This bill would, commencing January 1, 2018, place restrictions on the use of room confinement of minors or wards who are confined in a juvenile facility, as specified. The bill would require the performance of room confinement to be conducted in accordance with specified guidelines.	Support
<a href="#">SB 1200</a> <a href="#">Jackson</a> D	Animal cruelty: criminal statistics.	6/28/2016-From committee: Do pass and re-refer to Assembly APPR. with recommendation: To consent calendar.	Would require the Department of Justice's annual report to the Governor to include information concerning arrests for animal cruelty. Because the bill would require local agencies to collect and report additional information to the Attorney General, this bill would impose a state-mandated local program.	Neutral-as-Amended
<a href="#">SB 1343</a> <a href="#">Wolk</a> D	Pupils: intradistrict transfer of pupil convicted of violent felony or misdemeanor.	6/27/2016-Read second time. Ordered to Assembly third reading.	Would authorize school district governing boards to transfer to another school in that school district pupils enrolled in that school district who have been convicted of violent felonies, as defined, or designated misdemeanors if the pupil to be transferred and the victim of the crime for which the pupil was convicted are enrolled at the same school, if certain requirements are satisfied, including, but not limited to, that the governing board of the school district adopts a policy and notifies parents or guardians of the policy as part of its annual notification to parents and guardians.	Support