

California Department of Corrections and Rehabilitation
Office of Legislation

2016 Legislative Digest



December 2016

STATE OF CALIFORNIA

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Governor

California Department of Corrections and Rehabilitation

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INTRODUCTION

This Legislative Digest is composed of bills that were chaptered, vetoed, or failed passage during the second half of the 2015/2016 Legislative Session that will have, or would have had, some impact on the California Department of Corrections and Rehabilitation (CDCR).

The brief summaries do not purport to provide a complete description of the legislation or go into details of the measures. The summaries provide a brief overview of the intent of the bill.

Copies of the legislation referenced in this Digest, along with information such as legislative committee analyses, are available from the website of the Legislative Counsel of California at: <http://leginfo.legislature.ca.gov>.

The chaptered bills become effective January 1, 2017, unless they contain an urgency clause, in which case they became effective immediately upon the Governor's signature. Alternatively, some measures specify their effective date.

For additional information regarding these measures, please contact the Office of Legislation.

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AB 701

AUTHOR: Garcia, Cristina

TITLE: Sex crimes: rape

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 848, Statutes of 2016

SUMMARY: Existing law defines rape and spousal rape as an act of sexual intercourse accomplished under specified circumstances indicating a lack of consent, force, or duress, as specified. Existing law additionally makes various acts, including sodomy and oral copulation without consent or sexual intercourse with a minor, unlawful as sexual assault. This bill includes findings of the Legislature that all forms of nonconsensual sexual assault may be considered rape for purposes of the gravity of the offense and the support of survivors and provides that this is declarative of existing law.

AB 898

AUTHOR: Gonzalez

TITLE: Parole suitability: notice

STATUS: 8/22/2016-Chaptered by Secretary of State, Chapter 161, Statutes of 2016

SUMMARY: In the case of an inmate who was convicted of the murder of a firefighter, this bill requires the Board of Parole Hearings (BPH) or CDCR to provide notice of the parole suitability hearing to the fire department that employed the firefighter, if that fire department registers with BPH to receive that notification and provides the appropriate contact information.

AB 1597

AUTHOR: Stone

TITLE: County jails: performance milestone credits

STATUS: 6/27/2016-Chaptered by Secretary of State, Chapter 36, Statutes of 2016

SUMMARY: Existing law authorizes a sheriff or county director of corrections, in addition to the credits otherwise earned, to award an inmate who is sentenced to county jail for a felony, program credit reductions from his or her term of confinement for successful completion of specific program performance objectives for rehabilitative programming, including academic programs, vocational programs, vocational training, substance abuse programs, and core programs such as anger management and social life skills. These program credit reductions may be for one to six weeks and may be forfeited in the same manner as other program credit reductions. This bill makes the provisions applicable to sentenced and unsentenced inmates who are confined in a county jail.

AB 1671

AUTHOR: Gomez

TITLE: Confidential communications: disclosure

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 855, Statutes of 2016

SUMMARY: This bill makes it a crime for a person who unlawfully eavesdrops upon or records a confidential communication with a health care provider, as defined, to intentionally disclose or distribute the contents of the confidential communication without the consent of all parties to the confidential communication unless specified conditions are met.

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[AB 1732](#)

AUTHOR: Ting

TITLE: Single-user restrooms

STATUS: 9/29/2016-Chaptered by Secretary of State, Chapter 818, Statutes of 2016

SUMMARY: This bill requires, commencing March 1, 2017, all single-user toilet facilities in any business establishment, place of public accommodation, or government agency to be identified as all-gender toilet facilities, as specified. The bill also authorizes inspectors, building officials, or other local officials responsible for code enforcement to inspect for compliance with these provisions during any inspection.

[AB 1840](#)

AUTHOR: Gipson

TITLE: State agencies: interns and student assistants: hiring preference

STATUS: 9/21/2016-Chaptered by Secretary of State, Chapter 404, Statutes of 2016

SUMMARY: This bill requires state agencies, when hiring for internships and student assistant positions, to give preference to homeless youth and formerly incarcerated youth, as defined. This bill also requires any application for an internship and student assistant position with a state agency to allow the applicant to identify that the applicant is eligible for these preferences, but prohibits the application from requiring the applicant to identify the specific category that entitles him or her for eligibility.

[AB 1841](#)

AUTHOR: Irwin

TITLE: Cybersecurity strategy incident response standards

STATUS: 9/23/16 Chaptered by Secretary of State, Chapter 508, Statutes of 2016

SUMMARY: This bill requires the Department of Technology, in consultation with the Office of Emergency Services and compliance with the information security program required to be established by the chief of the Office of Information Security, to update the Technology Recovery Plan element of the State Administrative Manual to ensure the inclusion of cybersecurity strategy incident response standards for each state agency to secure its critical infrastructure controls and critical infrastructure information.

[AB 1843](#)

AUTHOR: Stone

TITLE: Applicants for employment: criminal history

STATUS: 9/27/16 Chaptered by Secretary of State, Chapter 686, Statutes of 2016

SUMMARY: This bill prohibits an employer from asking an applicant for employment to disclose, or from utilizing as a factor in determining any condition of employment, information concerning or related to an arrest, detention, processing, diversion, supervision, adjudication, or court disposition that occurred while the person was subject to the process and jurisdiction of juvenile court law. This measure, for the purposes of the prohibitions and exceptions described above, provides that "conviction" excludes an adjudication by a juvenile court or any other court order or action taken with respect to a person who is under the jurisdiction of the juvenile court law, and makes related and conforming changes.

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[AB 1906](#)

AUTHOR: Melendez

TITLE: Mental health: sexually violent predators

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 878, Statutes of 2016

SUMMARY: This bill requires the Director of the Department of State Hospitals (DSH) to forward a request to a county that a petition be filed for a person to be committed to the DSH for sexually violent predator treatment no later than 20 calendar days prior to the scheduled release date of the person.

[AB 1945](#)

AUTHOR: Stone

TITLE: Juveniles: sealing of records

STATUS: 9/30/16 Chaptered by Secretary of State, Chapter 858, Statutes of 2016

SUMMARY: Existing law requires the juvenile court to order the petition of a minor who is subject to the jurisdiction of the court dismissed if the minor satisfactorily completes a term of probation or an informal program of supervision, as specified, and requires the sealing of records pertaining to that dismissed petition, as specified. This bill allows a child welfare agency of a county responsible for the supervision and placement of a minor or nonminor dependent to access a record that has been ordered sealed for the limited purpose of determining an appropriate placement or service.

[AB 1998](#)

AUTHOR: Campos

TITLE: Juveniles: data collection

STATUS: 9/30/16 Chaptered by Secretary of State, Chapter 880, Statutes of 2016

SUMMARY: Existing law establishes in each county treasury a Supplemental Law Enforcement Services Account (SLESA) to fund specified local programs related to corrections. Existing law requires that 50% of the moneys received into the county SLESA be allocated to implement a comprehensive multiagency juvenile justice plan developed by the local juvenile justice coordinating council in each county or city and county, and approved by the Board of State and Community Corrections. Existing law requires the juvenile justice plans to include specified assessments of services and strategies to assist at-risk juveniles. This bill recasts those requirements to also include, among other things, a description of the programs, strategies, and system enhancements proposed to be funded by the county SLESA.

[AB 2295](#)

AUTHOR: Baker

TITLE: Restitution for crimes

STATUS: 6/27/2016-Chaptered by Secretary of State, Chapter 37, Statutes of 2016

SUMMARY: Existing law requires a defendant subject to an aggravated white collar crime enhancement, and a person convicted of a felony involving theft, embezzlement, forgery, or fraud, with respect to the property or personal identifying information of an elder or a dependent adult, to be ordered to make full restitution to the victim or to make restitution to the victim based on his or her ability to pay. This bill requires the court to order full restitution and would makes technical, nonsubstantive changes. In addition,

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this bill states that it is the finding of the Legislature that these changes are declaratory of existing law.

[AB 2306](#)

AUTHOR: Frazier

TITLE: Juvenile court school pupils

STATUS: 9/22/2016-Chaptered by Secretary of State, Chapter 464, Statutes of 2016

SUMMARY: This bill expresses the Legislature's intent that juvenile court schools have a rigorous curriculum that includes a course of study that prepares pupils for high school graduation and career entry and fulfills the requirements for admission to the California State University and the University of California. This bill contains other related provisions.

[AB 2396](#)

AUTHOR: McCarty

TITLE: Solid waste: annual reports

STATUS: 9/22/2016-Chaptered by Secretary of State, Chapter 466, Statutes of 2016

SUMMARY: The California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, establishes an integrated waste management program. Existing law requires each state agency to submit an annual report to the department summarizing its progress in reducing solid waste that is due on or before May 1 of each year. This bill requires each state agency to include in that annual report a summary of the state agency's compliance with specified requirements relating to recycling commercial solid waste and organic waste.

[AB 2524](#)

AUTHOR: Irwin

TITLE: OpenJustice Data Act of 2016

STATUS: 9/21/2016-Chaptered by Secretary of State, Chapter 418, Statutes of 2016

SUMMARY: This bill requires the Department of Justice (DOJ) to make available to the public information relating to criminal statistics through DOJ's OpenJustice Web portal, to be updated at least once per year, without requiring an increase in the frequency of reporting by local agencies. The bill requires DOJ to evaluate, on an annual basis, the progress of the transition from summary crime reporting to incident-based crime reporting and to report its findings to the Legislature annually through 2019. The bill also provides legislative findings and declarations relating to the OpenJustice Web portal and contains other related provisions.

[AB 2563](#)

AUTHOR: Committee on Veterans Affairs

TITLE: Veterans: service advocate: correctional facilities

STATUS: 8/26/2016-Chaptered by Secretary of State, Chapter 203, Statutes of 2016

SUMMARY: Under existing law, CDCR is required to develop guidance policies relative to the release of veterans who are inmates with the intent to assist them in pursuing claims for federal veterans' benefits,

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or in establishing rights to any other privilege, preference, care, or compensation provided under federal or state law because of honorable service in the military. This bill revises the definition of "veteran" for the purposes described above by deleting the reference to the American Red Cross and including a person who has been discharged from the National Guard of any state.

[AB 2590](#)

AUTHOR: Weber

TITLE: Sentencing: restorative justice

STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 696, Statutes of 2016

SUMMARY: Existing law provides legislative findings and declarations that the purpose of imprisonment for crime is punishment and that the elimination of disparity and the provision of uniformity of sentences can best be achieved by determinate sentences fixed by statute in proportion to the seriousness of the offense, as specified. Existing law further provides that, notwithstanding those provisions, the Legislature finds and declares that programs should be available for inmates, including, but not limited to, educational programs, that are designed to prepare nonviolent felony offenders for successful reentry into the community. This bill instead makes legislative findings and declarations that the purpose of sentencing is public safety achieved through punishment, rehabilitation, and restorative justice.

[AB 2765](#)

AUTHOR: Weber

TITLE: Proposition 47: sentence reduction

STATUS: 9/28/2016-Chaptered by Secretary of State, Chapter 767, Statutes of 2016

SUMMARY: Under the provisions of Proposition 47, the Safe Neighborhoods and Schools Act, a person currently convicted of a felony or felonies who would have been guilty of a misdemeanor under the act if the act had been in effect at the time of the conviction may petition or apply to have the sentence reduced in accordance with the act. That act requires that this petition or application be filed before November 4, 2017, or at a later date upon a showing of good cause. This bill instead authorizes a person to petition or apply for a reduction of sentence before November 4, 2022, or at a later date upon a showing of good cause. Because the bill would extend the period of time in which a person could file a petition or application without a showing of good cause, the bill would amend the act and would require a two-thirds vote of the Legislature.

[AB 2888](#)

AUTHOR: Low

TITLE: Sex crimes: mandatory prison sentence

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 863, Statutes of 2016

SUMMARY: This bill prohibits a court from granting probation or suspending the execution or imposition of a sentence if a person is convicted of rape, sodomy, penetration with a foreign object, or oral copulation if the victim was either unconscious or incapable of giving consent due to intoxication.

GOVERNOR'S MESSAGE: As a general matter, I am opposed to adding more mandatory minimum

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sentences. Nevertheless, I am signing AB 2888, because I believe it brings a measure of parity to sentencing for criminal acts that are substantially similar. Sincerely, Governor Edmund G. Brown, Jr.

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SB 6

AUTHOR: Galgiani

TITLE: Parole: medical parole: compassionate release

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 886, Statutes of 2016

SUMMARY: This bill exempts from medical parole eligibility and compassionate release eligibility for 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.

SB 95

AUTHOR: Committee on Budget and Fiscal Review

TITLE: State employees: memorandum of understanding

STATUS: 5/10/2016-Chaptered by Secretary of State, Chapter 12, Statutes of 2016

SUMMARY: This bill approves provisions of a memorandum of understanding entered into between the state employer and State Bargaining Unit 6, the California Correctional Peace Officers Association, that require the expenditure of funds, and provides that these provisions will become effective even if these provisions are approved by the Legislature in legislation other than the annual Budget Act. This bill contains other related provisions and other existing laws.

SB 266

AUTHOR: Block

TITLE: Probation and mandatory supervision: flash incarceration

STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 706, Statutes of 2016

SUMMARY: Until January 1, 2021, this bill allows 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 do not apply to persons convicted of certain drug possession offenses. The bill also allows 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 until January 1, 2021.

SB 443

AUTHOR: Mitchell

TITLE: Forfeiture: assets: controlled substances

STATUS: 9/29/2016-Chaptered by Secretary of State, Chapter 831, Statutes of 2016

SUMMARY: This bill requires a prosecuting agency to seek or obtain a criminal conviction for the unlawful manufacture or cultivation of any controlled substance or its precursors prior to an entry of judgment for recovery of expenses of seizing, eradicating, destroying, or taking remedial action with respect to any controlled substance. The bill prohibits maintaining an action for recovery of expenses against a person who has been acquitted of the underlying criminal charges. This bill contains other related provisions.

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[SB 693](#)

AUTHOR: Hueso

TITLE: Public contracts: skilled and trained workforce

STATUS: 9/28/2016-Chaptered by Secretary of State, Chapter 774, Statutes of 2016

SUMMARY: Existing law establishes specific instances where a public entity is required to obtain an enforceable commitment that a bidder, contractor, or other entity will use a skilled and trained workforce to complete a contract or project. This bill establishes provisions to be generally applicable when a public entity is required by statute or regulation to obtain an enforceable commitment that a bidder, contractor, or other entity will use a skilled and trained workforce to complete a contract or project. This bill also authorizes a public entity to require that a bidder, contractor, or other entity use a skilled and trained workforce to complete a contract or project. This bill contains other related provisions.

[SB 759](#)

AUTHOR: Anderson

TITLE: Prisoners: segregation housing

STATUS: 8/25/2016-Chaptered by Secretary of State, Chapter 191, Statutes of 2016

SUMMARY: Existing law requires CDCR inmates to be awarded credit reductions from his or her term of confinement of six months for every six months of continuous confinement, as specified. Existing law makes a person who is placed in a Security Housing Unit, Psychiatric Services Unit, Behavioral Management Unit, or an Administrative Segregation Unit for specified misconduct, or upon validation as a prison gang member or associate, ineligible to earn credits pursuant to these provisions. This bill repeals those provisions regarding ineligibility to earn credits and instead requires CDCR, no later than July 1, 2017, to establish regulations to allow specified inmates placed in segregation housing to earn credits during the time he or she is in segregation housing.

[SB 813](#)

AUTHOR: Leyva

TITLE: Sex offenses: statute of limitations

STATUS: 9/28/2016-Chaptered by Secretary of State, Chapter 777, Statutes of 2016

SUMMARY: This bill allows the prosecution of specified sex crimes that are committed under certain circumstances, to be commenced at any time. This bill applies to specified sex crimes committed after January 1, 2017, and to crimes for which the statute of limitations that was in effect prior to January 1, 2017, has not run out as of January 1, 2017. This bill contains other related provisions.

[SB 843](#)

AUTHOR: Committee on Budget and Fiscal Review

TITLE: Public safety

STATUS: 6/27/2016-Chaptered by Secretary of State, Chapter 33, Statutes of 2016

SUMMARY: This bill makes several statutory changes necessary to enact the public safety provisions of the Budget Act of 2016.

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[SB 869](#)

AUTHOR: Hill

TITLE: Firearms: securing handguns in vehicles

STATUS: 9/26/2016-Chaptered by Secretary of State, Chapter 651, Statutes of 2016

SUMMARY: This bill requires a person, when leaving a handgun in an unattended vehicle, to secure the handgun by locking it in the trunk of the vehicle, locking it in a locked container and placing the container out of plain view, or locking the handgun in a locked container that is permanently affixed to the vehicle's interior and not in plain view. The bill makes a violation of these requirements an infraction punishable by a fine not exceeding \$1,000. The bill expressly makes those requirements inapplicable to the transportation of unloaded firearms by a licensed common carrier in conformance with applicable federal law.

[SB 883](#)

AUTHOR: Roth

TITLE: Domestic violence: protective orders

STATUS: 9/13/2016-Chaptered by Secretary of State, Chapter 342, Statutes of 2016

SUMMARY: This bill makes a willful and knowing violation of specified protective orders or stay-away court orders issued for the conviction of inflicting a corporal injury resulting in a traumatic condition punishable by imprisonment in a county jail not exceeding one year, or by a fine not exceeding \$1,000, or by both that imprisonment and fine. The bill makes a second or subsequent violation occurring within seven years involving an act of violence or a credible threat of violence punishable as a felony or a misdemeanor.

[SB 955](#)

AUTHOR: Beall

TITLE: State hospital commitment: compassionate release

STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 715, Statutes of 2016

SUMMARY: Existing 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 six months, as determined by a physician employed by the Department, and that conditions under which the prisoner would be released or receive treatment do not pose a threat to public safety. This bill establishes 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 to be adjudged to punishment, or the defendant is a mentally disordered offender, including a person who has been found not guilty by reason of insanity.

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[SB 1016](#)

AUTHOR: Monning

TITLE: Sentencing

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 887, Statutes of 2016

SUMMARY: Existing law related to sentence enhancements involving criminal street gang activity, firearms, and sentencing generally, operative until January 1, 2017, specify that the appropriate term rests within the sound discretion of the court. Existing law, operative on and after January 1, 2017, instead requires the court to impose the middle term, unless there are circumstances in mitigation or aggravation of the crime. This bill extends to January 1, 2022, the provisions of law that provide that the court shall, in its discretion, impose the term or enhancement that best serves the interests of justice.

[SB 1054](#)

AUTHOR: Pavley

TITLE: Restitution orders: collection

STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 718, Statutes of 2016

SUMMARY: Existing law authorizes CDCR to deduct and retain an administrative fee from a prisoner, or the agency to deduct and retain an administrative fee from a prisoner, parolee, or former prisoner, that totals 10 percent of any amount transferred to the board pursuant to these provisions. Existing law authorizes the collection of restitution fines or restitution orders from a person who has been released from a state prison or county jail and is subject to postrelease community supervision or mandatory supervision, as specified. This bill instead allows CDCR or the designated agency to deduct and retain an administrative fee as described in an amount that covers the actual administrative cost of collection, not to exceed 10 percent of the total amount collected pursuant to the above provisions.

[SB 1084](#)

AUTHOR: Hancock

TITLE: Sentencing

STATUS: 9/30/2016-Chaptered by Secretary of State, Chapter 867, Statutes of 2016

SUMMARY: Existing law authorizes a prisoner who was under 18 years of age at the time of committing an offense for which the prisoner was sentenced to life without the possibility of parole to submit a petition for recall and resentencing after he or she has served at least 15 years of his or her sentence. Existing law prohibits a prisoner who tortured his or her victim or whose victim was a public safety official, as defined, from filing a petition for recall and resentencing. Existing law establishes certain criteria, at least one of which shall be asserted in the petition, to be considered when a court decides whether to conduct a hearing on the petition for recall and resentencing and additional criteria to be considered by the court when deciding whether to grant the petition. Existing law requires the court to hold a hearing if the court finds that the statements in the defendant's petition are true, as specified, and grants the court discretion to recall and resentence the defendant in the same manner as if he or she had not previously been sentenced, provided that the new sentence, if any, is not greater than the initial sentence. This bill authorizes the prisoner to submit the petition for recall and resentencing after he or she has been incarcerated for 15 years. The bill allows a defendant whose sentence was recalled, but who was

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resentenced to life without the possibility of parole, to make additional petitions as specified above.

[SB 1121](#)

AUTHOR: Leno

TITLE: Privacy: electronic communications

STATUS: 9/23/2016-Chaptered by Secretary of State, Chapter 541, Statutes of 2016

SUMMARY: This bill authorizes 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: if the device is seized from an authorized possessor, as defined, who is serving a term of parole or postrelease community supervision, as specified; if the device is seized from an authorized possessor who is subject to an electronic device search as a condition of probation, mandatory supervision, or pretrial release, as specified; or for the purpose of accessing information concerning the location or the telephone number of the electronic device in order to respond to an emergency 911 call from that device.

[SB 1143](#)

AUTHOR: Leno

TITLE: Juveniles: room confinement

STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 726, Statutes of 2016

SUMMARY: Existing 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. Commencing January 1, 2018, this bill places restrictions on the use of room confinement of minors or wards who are confined in a juvenile facility, as specified. The bill also requires the placement of a minor or ward in room confinement to be conducted in accordance with specified guidelines.

[SB 1238](#)

AUTHOR: Pan

TITLE: Inmates: biomedical data

STATUS: 8/25/2016-Chaptered by Secretary of State, Chapter 197, Statutes of 2016

SUMMARY: Existing law prohibits biomedical research, as defined, from being conducted on any prisoner in the state. This bill specifies that biomedical research does not include the accumulation of statistical data in the assessment of the effectiveness of nonexperimental public health programs or treatment programs in which inmates routinely participate. The bill also authorizes records-based biomedical research involving inmates that uses current information that does not include prospective interaction with human subjects.

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[SB 1295](#)

AUTHOR: Nielsen
TITLE: Mentally ill prisoners
STATUS: 9/21/2016-Chaptered by Secretary of State, Chapter 430, Statutes of 2016
SUMMARY: Existing law requires, as a condition of parole, a prisoner who has a severe mental disorder that is not in remission and who meets specified criteria to be treated by the State Department of State Hospitals and provide the necessary treatment. This bill authorizes the use of certain documentary evidence for purposes of satisfying the criteria used to evaluate whether a prisoner released on parole is required to be treated by the State Department of State Hospitals.

[SB 1324](#)

AUTHOR: Hancock
TITLE: Crime victims: compensation for pecuniary loss
STATUS: 9/27/2016-Chaptered by Secretary of State, Chapter 730, Statutes of 2016
SUMMARY: Existing law, until January 1, 2017, authorizes the California Victim Compensation Board to grant from the Restitution Fund for pecuniary losses, when the board determines it will best aid the person seeking compensation, reimbursement for outpatient psychiatric, psychological, or other mental health counseling-related expenses incurred by the victim or derivative victim, as specified. Existing law sets forth eligibility requirements and limits on the amount of compensation the board may award, and requires the application for compensation to be verified under penalty of perjury. This bill extends the board's authority to grant reimbursement for those outpatient psychiatric, psychological, or other mental health counseling-related expenses until January 1, 2019.

[SB 1389](#)

AUTHOR: Glazer
TITLE: Interrogation: electronic recordation
STATUS: 9/28/2016-Chaptered by Secretary of State, Chapter 791, Statutes of 2016
SUMMARY: Existing law requires the electronic recording of the entire custodial interrogation of a minor who is in a fixed place of detention and who, at the time of interrogation, is suspected of committing or accused of committing murder. Existing law sets forth various exceptions from this requirement, including if the law enforcement officer conducting the interrogation or his or her superior reasonably believes that electronic recording would disclose the identity of the confidential informant or jeopardize the safety of an officer, the individual being interrogated, or another individual. This bill makes this electronic recording requirement applicable to the custodial interrogation of any person suspected of committing murder.

[SB 1433](#)

AUTHOR: Mitchell
TITLE: Incarcerated persons: contraceptive counseling and services
STATUS: 9/12/2016-Chaptered by Secretary of State, Chapter 311, Statutes of 2016
SUMMARY: This bill provides that any person incarcerated in state prison who menstruates shall, upon

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request, have access to and be allowed to use materials necessary for personal hygiene with regard to their menstrual cycle and reproductive system. In addition, this bill provides that any incarcerated person who is capable of becoming pregnant shall, upon request, have access to and be allowed to obtain contraceptive counseling and their choice of birth control method, as specified, unless medically contraindicated.

[SB 1474](#)

AUTHOR: Committee on Public Safety

TITLE: Public Safety Omnibus

STATUS: 7/1/2016-Chaptered by Secretary of State, Chapter 59, Statutes of 2016

SUMMARY: This bill makes numerous technical and corrective changes to various code sections relating generally to criminal justice laws, as specified.

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Vetoed Bills

AB 769

AUTHOR: Jones-Sawyer
TITLE: State employees: disciplinary action
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: The State Civil Service Act provides that an adverse action based on fraud, embezzlement, or the falsification of records is valid if notice of the adverse action is served within three years after the discovery of the fraud, embezzlement, or falsification. This bill would, except with respect to adverse action based on fraud, embezzlement, the falsification of records, or the unauthorized accessing or disclosure of confidential tax information, require that the notice be served and any investigation completed within one year after the cause for discipline arose. Those excepted bases for adverse action would be valid if notice of the adverse action is served within three years after discovery.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 769 without my signature. This bill reduces the time frame in which the state can take an adverse personnel action against an employee from three years to one year, except in cases of fraud, embezzlement, the falsification of records or the unauthorized access or disclosure of confidential tax information. I am unwilling to reduce longstanding civil service adverse action timeframes because it may take state agencies longer than a year to investigate and serve adverse actions in complex cases involving employee misconduct or unsatisfactory work performance. Further, this bill hinders the progressive discipline process which is intended to give employees a reasonable amount of time to correct problems at an early stage. As such, this bill makes it more difficult for the state to manage and ensure the integrity of its workforce. Sincerely, Edmund G. Brown, Jr.

AB 840

AUTHOR: Ridley-Thomas
TITLE: Nurses and certified nursing assistants: overtime
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: Would authorize a nurse or certified nursing assistant (CNA) to volunteer or agree to work hours in addition to his or her regularly scheduled workweek or work shift, but the refusal to accept those additional hours would not constitute patient abandonment or neglect or be grounds for discrimination, dismissal, discharge, or any other penalty or employment decision adverse to the nurse or CNA. This bill contains other related provisions.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 840 without my signature. This bill prohibits mandatory overtime for registered nurses, license vocational nurses, or certified nursing assistants who are employed in state hospitals and facilities beginning January 1, 2019. As I stated in a prior veto message, this matter is more appropriately settled through the collective bargaining process. Sincerely, Edmund G. Brown, Jr.

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[AB 969](#)

AUTHOR: Williams
TITLE: Postsecondary education: sexual assault cases
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: Would require, until January 1, 2022, in order to receive state funds for student financial assistance, the governing board of each community college district, the Trustees of the California State University, the Regents of the University of California, and the governing board of each independent postsecondary institution to report, on or before October 1, 2018, and on an annual basis thereafter, specified data relating to cases of alleged sexual assault, domestic violence, dating violence, and stalking. The bill would require that report to be posted on the respective institution's Internet Web site in a manner easily accessible to students.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 969 without my signature. This bill would require public and independent postsecondary governing boards to report campus adjudication outcomes of reported sexual assault cases. While this is a relatively common sense measure, the state shouldn't have to mandate follow-up reporting. Governing boards should seek this information on their own, and take actions to mitigate problems at their institutions. Sincerely, Edmund G. Brown, Jr.

[AB 1643](#)

AUTHOR: Gonzalez
TITLE: Workers' compensation: permanent disability apportionment
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: Would prohibit apportionment of permanent disability, in the case of a physical injury occurring on or after January 1, 2017, from being based on pregnancy, menopause, osteoporosis, or carpal tunnel syndrome. The bill would also prohibit apportionment of permanent disability, in the case of a psychiatric injury occurring on or after January 1, 2017, from being based on psychiatric disability or impairment caused by any of those conditions. This bill contains other related provisions and other existing laws.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 1643 without my signature. This bill prohibits apportionment in cases of physical injury based on pregnancy, menopause, osteoporosis, and carpal tunnel syndrome and requires that breast cancer not be less than the comparable impairment rating for prostate cancer. I am vetoing this bill for many of the same reasons that I returned a similar measure, AB 305, last year. This bill is poorly drafted and reflects a seriously flawed understanding of both the workers' compensation system and the nature of physical disability that may result from a work-related injury. The bill would, among other provisions, mandate that impairment ratings for breast cancer be no less than the ratings for prostate cancer. It would also create broad gender-based exceptions to the core principle of apportionment: that employers are liable only for the permanent disability directly caused by their employee's work-related injury. This measure seeks to draw a false comparison between disability ratings resulting from prostate and breast cancers, notwithstanding that these organs neither perform analogous physiological functions nor do their treatments result in similar physical limitations. There is a wide disparity in impairment levels that may result among individual women diagnosed with breast cancer and

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individual men diagnosed with prostate cancer, and individuals of all genders diagnosed with any form of cancer, depending on the stage at which the cancer was diagnosed, the nature of the treatment, and the degree and process of recovery. The suggestion that these two very different conditions should be rated equivalently in all cases has no basis in medical fact and upends the goals of ensuring consistency, uniformity and objectivity in ratings supported by substantial medical evidence. On the issue of apportionment, this bill creates broad, gender-based exceptions to the rule that employers are liable only for the percentage of permanent disability directly caused by a work-related injury. As written, the bill would prohibit apportionment to, and thus require employers to pay for, a permanent disability that actually resulted from pregnancy or menopause, or from osteoporosis or carpal tunnel syndrome where these are preexisting conditions or unrelated to work. As I said last year, there is no place for gender discrimination in the workers' compensation system. Current law, however, already prohibits apportionment to risk factors, including gender, age, and family history. There is ample opportunity within the workers' compensation adjudicatory process for workers, their counsel, and others to raise any concerns or allegations of improper and impermissible gender discrimination in the medical evaluation or apportionment process. California's workers' compensation system strives to treat all injured workers fairly and to ensure that all workers, regardless of gender, are adequately compensated for any permanent disability directly caused by work-related injuries. Rather than promoting equality, the statutory changes proposed by this measure would create new gender based classifications and spur additional and costly litigation, undermining the successful reforms enacted in 2012 and sustainability of the system. I urge proponents of this bill to support efforts to educate medical evaluators on current laws prohibiting bias and to collaborate with my administration. Sincerely, Edmund G. Brown, Jr.

[AB 1708](#)

AUTHOR: Gonzalez
TITLE: Disorderly conduct: prostitution
STATUS: 9/27/2016-Vetoed by the Governor

SUMMARY: Would recast specified provisions to distinguish between the different individuals who are guilty of disorderly conduct by soliciting, agreeing to engage in, or engaging in, any act of prostitution based on whether the person is soliciting or agreeing to receive compensation, money, or anything of value for an act of prostitution, as specified, or the person is soliciting or agreeing to provide compensation, money, or anything of value for an act of prostitution with a minor or with an adult, as specified.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 1708 without my signature. This bill separates the crime of prostitution into three distinct offenses, increases monetary penalties and requires mandatory jail time for solicitation. I signed SB 420 (Huff), which creates the same distinctions between acts of prostitution as this bill seeks to do. However, this bill goes further by adding a minimum period of confinement in county jail for solicitation. I believe that existing law provides sufficient flexibility in punishing these crimes appropriately based on circumstance. Sincerely, Edmund G. Brown, Jr.

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[AB 1730](#)

AUTHOR: Atkins
TITLE: Human trafficking: minors
STATUS: 9/26/2016-Vetoed by the Governor

SUMMARY: Directs the Board of State and Community Corrections (BSCC) to establish a pilot project in up to four counties that elect to participate in the pilot project and would authorize the Counties of Sacramento, San Diego, San Joaquin, and Santa Clara to elect to participate in the pilot project. The county programs established under the pilot project would provide services to youth within the county relating to the commercial sexual exploitation of youth.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 1730 without my signature. This bill authorizes a pilot project in four counties to provide services for youth victims of commercial sex trafficking contingent upon an appropriation in the state budget. There are numerous federal, state and local efforts underway to combat commercial sexual exploitation of children. In this year's budget, the state provided \$19 million to fund the development of trafficking prevention and intervention services. Establishing a new pilot program in this area should be considered in the budget process. Sincerely, Edmund G. Brown Jr.

[AB 1762](#)

AUTHOR: Campos
TITLE: Human trafficking: victims: vacating convictions
STATUS: 9/26/2016-Vetoed by the Governor

SUMMARY: Would allow an individual convicted of a nonviolent crime that was a direct result of the individual being a human trafficking victim to apply to the court to vacate the conviction if the individual is not then in custody and has either not been convicted of any crime for two years or has successfully completed probation for the crime. The bill would allow an individual adjudicated a ward of the juvenile court as the result of a nonviolent crime committed while he or she was a human trafficking victim to apply to have the petition dismissed if the individual has not had a sustained petition for any crime or been convicted of any crime for one year prior to the date of application.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 1762 without my signature. This bill creates a process for victims of human trafficking to petition for dismissal of convictions and arrests that occurred while they were a victim of trafficking. I signed SB 823 (Block), which accomplishes much the same intent as this bill, but creates a more balanced procedural approach in my view. Sincerely, Edmund G. Brown, Jr.

[AB 1778](#)

AUTHOR: Quirk
TITLE: Postsecondary education: sexual assault and sexual violence training
STATUS: 9/27/2016-Vetoed by the Governor

SUMMARY: Existing law requires the governing boards of each community college district, the Trustees of the California State University, the Regents of the University of California, and the governing boards of independent postsecondary institutions, in order to receive state funds for student financial assistance, to

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adopt detailed and victim-centered policies and protocols regarding sexual assault, domestic violence, dating violence, and stalking involving a student. This bill would, commencing January 1, 2018, require those institutions, in order to receive state funds for student financial assistance, to conduct annual training of their respective employees, in addition to specified training, on the employee's obligations in responding to and reporting incidents of sexual assault, domestic violence, dating violence, and stalking involving students.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 1778 without my signature. In 2014, I signed Senate Bill 967, making California the first state in the country to define the terms of sexual consent for college students. The bill also required all public and independent postsecondary institutions to adopt "detailed and victim-centered policies and protocols for sexual assault, domestic violence, dating violence and stalking." AB 1778 attempts to build on this law by requiring public and independent postsecondary institutions to conduct annual training for all employees on their obligations relative to student reports of sexual assault, domestic violence, dating violence and stalking. College campuses are already required to have clear policies and procedures to deal with these reports. The state, in this case, should not have to additionally mandate an annual training schedule for all college employees. Sincerely, Edmund G. Brown, Jr.

[AB 2005](#)

AUTHOR: Ridley-Thomas
TITLE: Juveniles: out-of-state placement
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: In the discretion of the court, existing law authorizes the court to order a ward to be on probation without the supervision of the probation officer. In all other cases, existing law requires the court to order the care, custody, and control of the minor to be under the supervision of a probation officer who is required to determine the appropriate placement for the ward, and authorizes the probation agency to place the minor in specified treatment settings. The bill would clarify that these provisions shall not be construed to authorize the court to commit the minor to a juvenile home, ranch, camp, or forestry camp outside of the state.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 2005 without my signature. This bill creates a new evidentiary standard that must be met before a court can accept the recommendation of a probation department to place a juvenile in an out-of-state home or treatment facility. I agree that out-of-state placements should be a last resort. In fact, the required case plan that probation must present to the court prior to such a placement being ordered must already show that in-state options have been exhausted or are not in the best interest of the child. Last year I signed the Continuum of Care Reform Initiative into law. These reforms will drastically overhaul our system of housing youth under state care for the better, prioritizing in-home and smaller group placements wherever possible. Let's give this landmark effort some time to work before we pursue additional changes. Sincerely, Edmund G. Brown, Jr.

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[AB 2320](#)

AUTHOR: Calderon
TITLE: Unmanned aircraft systems
STATUS: 9/29/2016-Vetoed by the Governor

SUMMARY: Would specifically prohibit a person who is prohibited from coming within a specified distance of another person, from operating an unmanned aircraft system in a way that causes an unmanned aircraft, as those terms are defined, to fly within the prohibited distance of the other person or from capturing images of the other person by using an unmanned aircraft system. By creating a new crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

GOVERNOR'S MESSAGE: I am returning Assembly Bill 2320 without my signature. This bill prohibits the operation of a drone in a manner that violates a protective order, constitutes stalking, interferes with emergency response personnel, or facilitates delivery of contraband into a jail or prison. The bill also allows a court to bar a registered sex offender from operating a drone. Current law is sufficient to prosecute the violations referenced in this bill. There is no need to add special reference to drones in multiple places in the penal code. Sincerely, Edmund G. Brown, Jr.

[SB 1052](#)

AUTHOR: Lara
TITLE: Custodial interrogation: juveniles
STATUS: 9/30/2016-Vetoed by the Governor

SUMMARY: Existing law authorizes a peace officer to take a minor into temporary custody when that officer has reasonable cause to believe that the minor has committed a crime or violated an order of the juvenile court. In these circumstances, existing law requires the peace officer to advise the minor that anything he or she says can be used against him or her, that he or she has the right to remain silent, that he or she has a right to have counsel present during any interrogation, and that he or she has a right to have counsel appointed if he or she is unable to afford counsel. This bill would require that a youth under 18 years of age consult with legal counsel in person, by telephone, or by video conference prior to a custodial interrogation and before waiving any of the above-specified rights.

GOVERNOR'S MESSAGE: I am returning Senate Bill 1052 without my signature. This bill would require -- in almost all cases -- that a youth under 18 must consult an attorney before a custodial interrogation begins. This bill presents profoundly important questions involving the constitutional right not to incriminate oneself and the ability of the police to interrogate juveniles. Ever since 1966, the rule has been that interrogations of criminal suspects be preceded by the Miranda warning of the right to remain silent and the right to have an attorney. In more cases than not, both adult and juvenile suspects waive these rights and go on to answer an investigator's questions. Courts uphold these "waivers" of rights as long as the waiver is knowing and voluntary. It is rare for a court to invalidate such a waiver. Recent studies, however, argue that juveniles are more vulnerable than adults and easily succumb to police pressure to talk instead of remaining silent. Other studies show a much higher percentage of false confessions in the case of juveniles. On the other hand, in countless cases, police investigators solve very serious crimes through

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questioning and the resulting admissions or statements that follow. These competing realities raise difficult and troubling issues and that is why I have consulted widely to gain a better understanding of what is at stake. I have spoken to juvenile judges, police investigators, public defenders, prosecutors and the proponents of this bill. I have also read several research studies cited by the proponents and the most recent cases dealing with juvenile confessions. After carefully considering all the above, I am not prepared to put into law SB 1052's categorical requirement that juveniles consult an attorney before waiving their Miranda rights. Frankly, we need a much fuller understanding of the ramifications of this measure. In the coming year, I will work with proponents, law enforcement and other interested parties to fashion reforms that protect public safety and constitutional rights. There is much to be done. Sincerely,
Edmund G. Brown, Jr.

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[AB 870](#)

AUTHOR: Cooley
TITLE: State government: administrative regulations: review
STATUS: 8/31/16 Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was Senate Rules on 8/15/2016).

SUMMARY: This bill, until January 1, 2020, would require each state agency to, on or before January 1, 2019, review that agency's regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, revise those identified regulations, as provided, and report to the Legislature and Governor, as specified. This bill would take effect immediately as an urgency statute. This bill failed passage in the Legislature.

[AB 1731](#)

AUTHOR: Atkins
TITLE: Human trafficking: Statewide Interagency Human Trafficking Task Force
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: This bill would create the Statewide Interagency Human Trafficking Task Force within the Department of Justice, which would consist of representatives from several state agencies and be chaired by a representative from the Department of Justice. The bill would require the task force to gather statewide data on sex and labor traffickers, sex buyers, and human trafficking victims to recommend interagency protocols and best practices for training and outreach to law enforcement, victim service providers, and other state and private sector employees likely to encounter human trafficking and to evaluate and implement approaches to increase public awareness about human trafficking. This bill failed passage in the Legislature.

[AB 1802](#)

AUTHOR: Chavez
TITLE: California Victim Compensation Board: reorganization
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: Existing law establishes within the Government Operations Agency, the California Victim Compensation Board, composed of the Secretary of Government Operations, or his or her designee, the Controlled, and a third member who is appointed by, and serves at the pleasure of, the Governor. This bill would add two members to the Board who would be appointed by, and serve at the pleasure of the Governor. One new member would have been an expert, as defined, in the rights of crime victims and the other new member would have been a physician, psychiatrist, or psychologist with expertise in treating or providing services to crime victims. This bill failed passage in the Legislature.

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[AB 1869](#)

AUTHOR: Melendez
TITLE: Theft: firearms
STATUS: 8/12/16 Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: This bill would call for a special election to amend Proposition 47 and make the theft of a firearm grand theft in all cases, punishable by a state prison term. This bill would provide that every person who buys or receives a stolen firearm is guilty of an alternate felony misdemeanor. In addition, this bill would include a number of provisions related to the calling of a special election. This bill failed passage in the Legislature.

[AB 2160](#)

AUTHOR: Bonta
TITLE: Crime victims: compensation for pecuniary loss
STATUS: 8/31/2016-Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was Assembly Appropriations).

SUMMARY: Existing law governs the procedure by which crime victims may obtain compensation from the Restitution Fund, a continuously appropriated fund. Existing law establishes requirements and sets specific monetary caps for certain payments or reimbursements relating to relocation. Existing law governs the award of compensation by the Board for loss of income and support. This bill would expand eligibility for compensation to include a victim or derivative victim that sustained emotional injury as a direct result of specific crimes relating to obscene matter. The bill would authorize the grant of compensation for expenses for psychiatric, psychological, or other mental health counseling-related services if the services were provided by a person who is licensed by the state to provide those services, or who is properly supervised by a person who is so licensed, subject to the board's approval and subject to limitations and restrictions as imposed by the board. The bill would revise eligibility for relocation reimbursement or payments and increase monetary caps. The bill would revise those loss of income and support provisions to additionally authorize the grant of compensation for specific costs incurred by victims. This bill contains other related provisions and other existing laws. This bill failed passage in the Legislature.

[AB 2199](#)

AUTHOR: Campos
TITLE: Sexual offenses against minors: persons in position of authority
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: Would subject any person 21 years of age or older who engages in an act of unlawful sexual intercourse with a minor who is under 16 years of age and is convicted of a felony to a sentence enhancement of two years, if the perpetrator holds a position of authority over the minor with whom he or she engaged in the act of unlawful sexual intercourse. By changing the penalty for the commission of unlawful sexual intercourse under the above circumstances, the bill would impose a state-mandated local

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program. This bill contains other related provisions and other existing laws. This bill failed passage in the Legislature.

[AB 2327](#)

AUTHOR: Cooley
TITLE: Contacting or communicating with a minor
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: Would make it a crime to contact or communicate with a minor, or attempt to contact or communicate with a minor, as specified, with the intent to commit human trafficking of the minor. By expanding the definition of a crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws. This bill failed passage in the Legislature.

[AB 2513](#)

AUTHOR: Williams
TITLE: Human trafficking: aggravating factors
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Senate Appropriations on 8/11/2016).

SUMMARY: Existing law provides that a person who deprives or violates the personal liberty of another with the intent to obtain forced labor or services, or to effect or maintain a violation of various felony or misdemeanor offenses, including offenses relating to prostitution, child pornography, as specified, or extortion, as defined, is guilty of human trafficking. This bill would make a person who is convicted of a violation of that prohibition subject to a penalty enhancement of one additional year in the state prison, to be served consecutive to any other term imposed by the court, if it is found that he or she recruited, enticed, or obtained the victim from a shelter or placement that is designed to serve runaway youth, foster children, homeless persons, or victims of human trafficking or domestic violence. This bill failed passage in the Legislature.

[AB 2682](#)

AUTHOR: Chang
TITLE: Registered sex offenders: interactive video games: meeting with minors
STATUS: 8/31/2016-Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was Senate Rules on 8/16/2016).

SUMMARY: Would make it a crime, punishable by a fine not exceeding \$5,000, by imprisonment in a state prison not exceeding one year, or by both the fine and imprisonment, for a registered sex offender to use an interactive video game to encourage another user of the interactive video game who is a minor to physically travel to a specified location for the purpose of meeting the minor. This bill contains other related provisions and other existing laws. This bill failed passage in the Legislature.

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[AB 2835](#)

AUTHOR: Cooper
TITLE: Public employees: orientation and informational programs: exclusive representatives
STATUS: 8/31/2016-Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was inactive file on 8/31/2016).

SUMMARY: Existing law, including the Meyers-Milias-Brown Act, the Ralph C. Dills Act, the Trial Court Employment Protection and Governance Act, the Trial Court Interpreter Employment and Labor Relations Act, and the Los Angeles County Metropolitan Transportation Authority Transit Employer-Employee Relations Act, as well as provisions commonly referred to as the Educational Employment Relations Act and the Higher Education Employer-Employee Relations Act, regulates the labor relations of the state, the courts, and specified local public agencies and their employees. Existing law establishes the Public Employment Relations Board and prescribes its powers and duties, in relation to these acts. This bill would require the public employers regulated by the acts described above to provide newly hired employees, as defined, a specified public employee orientation within four months of hiring, to be conducted in-person, during work hours. This bill failed passage in the Legislature.

[SB 1013](#)

AUTHOR: Beall
TITLE: Mentally ill parolees: housing
STATUS: 5/27/2016-Failed Deadline pursuant to Joint Rule 61(b)(8). (Last location was Senate Appropriations on 5/9/2016).

SUMMARY: Existing law authorizes CDCR to obtain day treatment, and to contact for crisis care services, for parolees with mental health problems and requires the Department to provide a supportive housing program that provides wraparound services to mentally ill parolees at risk of homelessness using funding appropriated for that purpose. This bill would require a service provider to also demonstrate an existing relationship with a supportive housing provider. The bill would specify that a program participant is not required to receive other services for mentally ill parolees as a condition of eligibility to receive rental assistance through the program. This bill failed passage in the Legislature.

[SB 1127](#)

AUTHOR: Hancock
TITLE: Correctional officers: training
STATUS: 8/12/2016-Failed Deadline pursuant to Joint Rule 61(b)(14). (Last location was Assembly Appropriations on 6/15/2016).

SUMMARY: As introduced, this bill would have stated that it was the intent of the Legislature to enact legislation to establish a blue ribbon panel of experts to review the curriculum of the Basic Correctional Officer Academy. Subsequently, this measure was amended and would have required the Commission on Correctional Peace Officer Standards and Training to establish an Internet website to include meeting minutes, agendas, and supporting documents. This bill would have required the Commission to include an archive of past meeting minutes, agendas, and supporting documents and the video and audio of past meetings. This bill would have also required the Commission to include those documents on the Internet

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website to provide employees and the public with greater access to professional development materials. This bill failed passage in the Legislature.

[SB 1269](#)

AUTHOR: Galgiani
TITLE: Violent felonies
STATUS: 8/31/2016-Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was Senate Public Safety on 3/31/2016).

SUMMARY: This bill would define human trafficking as a violent felony subject to the enhanced term of imprisonment. This bill contains other related provisions and other existing laws. This bill failed passage in the Legislature.

[SB 1334](#)

AUTHOR: Stone
TITLE: Crime reporting: health practitioners: reports
STATUS: 5/27/2016-Failed Deadline pursuant to Joint Rule 61(b)(8). (Last location was Senate Appropriations on 4/25/2016).

SUMMARY: This bill would require a health care practitioner who provides medical services to a patient who discloses that he or she is seeking treatment due to being the victim of assaultive or abusive conduct, to additionally make a report to a law enforcement agency. This bill failed passage in the Legislature.

[SB 1419](#)

AUTHOR: Galgiani
TITLE: Uniform Anatomical Gift Act: prison inmates
STATUS: 5/27/2016-Failed Deadline pursuant to Joint Rule 61(b)(8). (Last location was Senate Appropriations on 5/23/2016).

SUMMARY: This bill would authorize a prisoner in the custody of CDCR to elect to make an anatomical gift on a form developed by the Department, as specified. This bill would authorize the prisoner to make that election at the time of admittance into the state prison system, or at a later time at the prisoner's request. The bill would also establish a procedure enabling the prisoner to revoke that election. This bill failed passage in the Legislature.

[SB 1444](#)

AUTHOR: Hertzberg
TITLE: State government: computerized personal information security plans
STATUS: 8/31/2016-Failed Deadline pursuant to Joint Rule 61(b)(17). (Last location was inactive file on 8/22/2016).

SUMMARY: This bill would require an agency that owns or licenses computerized data that includes personal information to prepare a computerized personal information security plan that details the agency's

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strategy to respond to a security breach of computerized personal information and associated consequences caused by the disclosed personal information. The bill would make legislative findings and declarations in this regard. This bill failed passage in the Legislature.

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