

Summary: The federal Fair Credit Reporting Act (FCRA) and the state Consumer Credit Reporting Agencies Act define and regulate consumer credit reports and authorize the use of consumer credit reports for employment purposes, pursuant to specified requirements. The FCRA provides that it does not preempt state law, except as specifically provided or to the extent that state laws are inconsistent with its provisions. This bill would prohibit an employer or prospective employer, with the exception of certain financial institutions, from obtaining a consumer credit report, as defined, for employment purposes unless the position of the person for whom the report is sought is (1) a position in the state Department of Justice, (2) a managerial position, as defined, (3) that of a sworn peace officer or other law enforcement position, (4) a position for which the information contained in the report is required by law to be disclosed or obtained, (5) a position that involves regular access to specified personal information for any purpose other than the routine solicitation and processing of credit card applications in a retail establishment, (6) a position in which the person is or would be a named signatory on the employer's bank or credit card account, or authorized to transfer money or enter into financial contracts on the employer's behalf, (7) a position that involves access to confidential or proprietary information, as specified, or (8) a position that involves regular access to \$10,000 or more of cash, as specified. This bill contains other related provisions and other existing laws.

Position: Watch

AB 44(Logue) Inmates: release: notification.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 355, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the Department of Corrections and Rehabilitation, when releasing prisoners on parole who have been convicted of a violent felony, as defined, or certain other felonies, as specified, to notify the law enforcement agency and the district attorney having jurisdiction over the community in which the person was convicted and also the law enforcement agency and district attorney having jurisdiction over the community in which the person is scheduled to be released. This bill would require that notification be sent 60 days prior to the scheduled release date of an inmate. The bill would conform the timeline for local comments to the longer notification period, as specified. This bill contains other related provisions and other existing laws.

Position: Watch

AB 89(Hill) County employees' retirement.

Status: 10/02/2011-Chaptered by the Secretary of State, Chapter Number 390, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The County Employees Retirement Law of 1937 authorizes counties and districts to establish retirement systems pursuant to its provisions in order to provide pension benefits to employees. The County Employees Retirement Law of 1937 authorizes the Board of Supervisors of the County of San Mateo to provide any retirement benefits for some, but not all, general members or safety members of a county. The law authorizes a resolution adopted pursuant to these provisions to require members to pay all or part of the contributions by a member or employer, or both, that would have been required if specified provisions relating to the calculation of retirement benefits, as adopted by the board or governing body, had been in effect during the period of time designated in the resolution. This bill would authorize a resolution adopted pursuant to the provisions described above to require safety members hired on and after the effective date of this measure to

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pay all or part of the contributions by a member or employer, or both. The bill would require in this instance that payment by a safety member would become part of the accumulated contributions of the safety member. The bill would specify, for those safety members who are represented by a bargaining unit, that the payment requirement and any changes to it would not be effective until approved in a memorandum of understanding executed by the board of supervisors and the employee representatives. This bill contains other related provisions.

Position: Watch

AB 90(Swanson) Human trafficking: minors.

Status: 10/04/2011-Chaptered by Secretary of State - Chapter No. 457, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, the California Control of Profits of Organized Crime Act, provides the procedure for the forfeiture of property and proceeds acquired through a pattern of criminal profiteering activity, as specified, and requires the prosecution to file a petition for forfeiture in conjunction with certain criminal charges. Under existing law, criminal profiteering activity is defined to include specified crimes, including human trafficking. This bill would include within the definition of criminal profiteering activity any crime in which the perpetrator induces, encourages, or persuades, or causes through force, fear, coercion, deceit, violence, duress, menace, or threat of unlawful injury to the victim or to another person, a person under 18 years of age to engage in a commercial sex act. This bill contains other related provisions and other existing laws.

Position: Watch

AB 110(Blumenfield) Courts.

Status: 08/30/2011-Chaptered by Secretary of State - Chapter No. 193, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the Judicial Council to conduct an analysis of the cost incurred by trial courts related to the default prove up process and to report on the different methods trial courts use in processing filings related to the default prove up process, as well as the revenue generated by these filings. Existing law requires the report to be provided to the Assembly Committee on Budget, the Senate Committee on Budget and Fiscal Review, and the Legislative Analyst's Office by September 30, 2011. Existing law requires the Legislative Analyst's Office to provide the Assembly Committee on Budget and the Senate Committee on Budget and Fiscal Review its recommendations pertaining to the report no later than June 30, 2012. Existing law provides that these provisions will become inoperative on July 1, 2013, and are repealed on January 1, 2014. This bill would require the report to be provided no later than September 30, 2013, and the recommendations to be provided no later than June 30, 2014. The bill would provide that the above-described provisions become inoperative on July 1, 2015, and are repealed on January 1, 2016. This bill contains other related provisions and other existing laws.

Position: Watch

AB 123(Mendoza) School safety: disruption threatening pupil's immediate physical safety.

Status: 08/03/2011-Chaptered by the Secretary of State, Chapter Number 161, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that a person who comes into any school building or upon any school ground, or adjacent street, sidewalk, or public way, whose presence or acts interfere with or disrupt a school activity, without lawful business, or who remains after having been asked to leave, as specified, is guilty of a misdemeanor. "School" is defined to mean any preschool or public or private school having kindergarten or any of grades 1 to 12, inclusive. This bill would expand this provision to also apply to any person who comes into any school building or upon any school ground, or adjacent street, sidewalk, or public way, and willfully or knowingly creates a disruption with the intent to threaten the immediate physical safety of any pupil in preschool, kindergarten, or any of grades 1 to 8, inclusive, arriving at, attending, or leaving from school. Because this bill would expand the definition of an existing crime, it would create a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: No Position

AB 126(Davis) Courts: judicial appointments.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 667, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The California Constitution requires the Governor to fill judicial office vacancies by appointment and to nominate candidates for election to the California Supreme Court and the Courts of Appeal, as specified. This bill would require each member of the designated agency of the State Bar responsible for evaluation of judicial candidates to complete a minimum of 60 minutes of training in the areas of fairness and bias in the judicial appointments process at an orientation for new members, and an additional 60 minutes of that training during his or her service on that agency if the member serves more than one term. The bill would revise the provision requiring the Governor, the designated agency, and the Administrative Office of the Courts to collect and release specified demographic data annually, as described above, to specifically require that the information be for the prior calendar year. The bill would also require, with respect to the collection and release of demographic data, the State Bar and the Administrative Office of the Courts to use specified ethnic and racial categories, as those categories are defined by the United States Census Bureau for the 2010 Census for reporting purposes. This bill contains other related provisions and other existing laws.

Position: Watch

AB 143(Fuentes) Pupil records: privacy rights.

Status: 10/03/2011-Chaptered by the Secretary of State, Chapter Number 434, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes school districts to release pupil directory information, as specified, and defines directory information as one or more prescribed items, including, among others, a pupil's name, address, telephone number, and date and place of birth. This bill would redefine directory information to no longer include a pupil's place of birth and to also include a pupil's e-mail address. This bill contains other related provisions and other existing laws.

Position: Watch

AB 144(Portantino) Firearms.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 725, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, subject to certain exceptions, makes it an offense to carry a concealed handgun on the person or in a vehicle, as specified. Existing law provides that firearms carried openly in belt holsters are not concealed within the meaning of those provisions. This bill would establish an exemption to the offense for transportation of a firearm between certain areas where the firearm may be carried concealed, or loaded, or openly carried unloaded, as specified. This bill contains other related provisions and other existing laws.

Position: Watch

AB 159(Beall) Community care facilities: foster family agencies.

Status: 07/25/2011-Chaptered by the Secretary of State, Chapter Number 94, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The California Community Care Facilities Act requires any holder of a valid license issued by the State Department of Social Services to engage in any foster family functions to use only a certified family home, as defined, that has been certified by that agency or a licensed foster family home approved for this use by the licensing county. The act requires the total foster family agency rate by age group in effect on January 1, 2008, paid to licensed foster family agencies for the placement of children in certified foster family homes to be reduced by 10% on October 1, 2009. The act requires, until January 1, 2012, a foster family agency that provides treatment of children in foster families to employ one full-time social work supervisor for every 8 social workers or fraction thereof in the agency. This bill would extend the operation of that employment requirement until the above-described total foster family agency rate by age group is restored to at least the rate in effect on September 30, 2009, and the director issues a declaration to take effect, as specified.

Position: Watch

AB 177(Mendoza) Juveniles: parenting classes.

Status: 09/06/2011-Chaptered by the Secretary of State, Chapter Number 258, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes the juvenile court, if a minor is found to be within the jurisdiction of the juvenile court by reason of the commission of a gang-related offense, and the court finds that the minor is a first-time offender and orders that a parent or guardian retain custody of that minor, to order the parent or guardian to attend antigang violence parenting classes. Under existing law, the father, mother, spouse, or other person liable for the support of the minor, the estate of that person, and the estate of the minor are liable for the cost of the classes, unless the court finds that the person or estate does not have the financial ability to pay. This bill would expand the authority of the juvenile court to order the parent or guardian of a minor to attend

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antigang violence parenting classes to additionally apply to a minor who is within the jurisdiction of the juvenile court for habitual disobedience, a curfew violation, truancy, or an offense that is not gang-related if the court finds the presence of significant risk factors for gang involvement on the part of the minor.

Position: Fiscal Concerns

AB 212(Beall) California Fostering Connections to Success Act.

Status: 10/04/2011-Chaptered by Secretary of State - Chapter No. 459, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, the California Fostering Connections to Success Act, revises and expands the scope of various programs relating to the provision of cash assistance and other services to and for the benefit of certain foster and adopted children, and other children who have been placed in out-of-home care, including children who receive Aid to Families with Dependent Children-Foster Care (AFDC-FC), Adoption Assistance Program, California Work Opportunity and Responsibility to Kids (CalWORKs), and Kinship Guardianship Assistance Payment (Kin-GAP) benefits. Among other provisions, the act extends specified foster care benefits to youth up to 19, 20, and 21 years of age, if specified conditions are met, commencing January 1, 2012. This bill would establish similar provisions authorizing certain Kin-GAP recipients to continue to receive Kin-GAP aid after 18 years of age, if they are attending high school or vocational or technical training, as specified. The bill would require county child welfare services agencies to submit to the Department of Justice fingerprint images and related information of all THP-Plus Foster Care providers before issuing a certificate of approval to a THP-Plus Foster Care provider applicant. By increasing county responsibilities in administering the Kin-GAP program, this bill would impose a state-mandated local program. The bill would also remove the authority for payment directly to a nonminor. The bill would make related conforming changes. This bill contains other related provisions and other existing laws.

Position: Watch

AB 220(Solorio) Interstate Compact for Juveniles.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 356, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The Interstate Compact for Juveniles, among other things, provides for the establishment of rules and procedures for the tracking and supervision or return of juveniles and juvenile offenders among compacting states. Existing law makes the Interstate Compact for Juveniles operative in this state, and designates the executive director of the Correction Standards Authority as the compact administrator, until January 1, 2012. This bill would extend the operation of those provisions in this state until January 1, 2014.

Position: Watch

AB 364(Bonilla) Restitution: asset seizures: fraud and embezzlement.

Status: 08/05/2011-Chaptered by the Secretary of State, Chapter Number 182, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for enhanced penalties in the case of a person who commits 2 or more related felonies, a material element of which is fraud or embezzlement, which involve a pattern of related felony conduct, and the pattern of related felony conduct involves the taking or loss of more than \$100,000, and further provides that assets or property may be preserved by the court, as specified, in order to pay restitution and fines imposed in connection with those enhanced penalties. This bill would, in addition, provide for the preservation of assets and property by the court in order to pay all restitution and fines, and would apply those preservation of assets provisions in the case of a person who commits a single felony, a material element of which is fraud or embezzlement, if that conduct involves the taking or loss of more than \$100,000. This bill contains other related provisions and other existing laws.

Position: Watch

AB 396(Mitchell) Medi-Cal: juvenile inmates.

Status: 10/02/2011-Chaptered by the Secretary of State, Chapter Number 394, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid provisions. Existing federal law, with certain exceptions, excludes federal financial participation for medical care provided to any individual who is an inmate in a public institution, and existing state law suspends Medi-Cal benefits, for a specified period of time, to an individual under 21 years of age who is an inmate of a public institution. Existing state law also provides that no person shall be denied benefits, for whom and for which federal financial participation is available, based solely on the individual's incarcerated status in a county or city jail or juvenile detention facility. This bill would additionally require the State Department of Health Care Services to develop processes to allow counties and the Division of Juvenile Facilities within the Department of Corrections and Rehabilitation to receive any available federal financial participation for acute inpatient hospital services and inpatient psychiatric services provided to juvenile inmates, as defined and as applicable, who are admitted as inpatients in a medical institution. The bill would require the department to consult with counties and the Division of Juvenile Facilities in the development of these processes, and would require the department to seek any federal approvals necessary to implement these provisions. The bill would provide that these provisions shall be implemented only to the extent that the Division of Juvenile Facilities and counties elect to voluntarily provide the nonfederal share of expenditures for acute inpatient hospital services and inpatient psychiatric services, and would require that the federal financial participation associated with services provided pursuant to these processes be paid to the participating counties or the Department of Corrections and Rehabilitation, as applicable. The bill would provide that these provisions shall be implemented only to the extent that any necessary federal approval is obtained and existing levels of federal financial participation are not jeopardized. The bill would make related findings and declarations. This bill contains other existing laws.

Position: Support

AB 420(Davis) Redistricting.

Status: 10/07/2011-Chaptered by the Secretary of State, Chapter Number 548, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

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Summary: Existing law, as added by constitutional initiative, establishes the Citizens Redistricting Commission, and charges it with various duties and responsibilities in connection with redistricting Assembly, Senate, Board of Equalization, and congressional districts, as specified. Existing law establishes the Department of Corrections and Rehabilitation, and charges it with various duties and responsibilities in connection with the incarceration and rehabilitation of prisoners, as specified. This bill would require the Department of Corrections and Rehabilitation to furnish to the Citizens Redistricting Commission, not sooner than April 1, 2020, and not later than July 1, 2020, and in each year of the decennial census thereafter, specified information regarding the last known place of residence, as defined, of each inmate incarcerated in a state adult correctional facility, except an inmate whose last known place of residence is outside of California. The bill also would request the Citizens Redistricting Commission to deem each incarcerated person as residing at his or her last known place of residence, rather than at the institution of his or her incarceration, and to utilize the above information in carrying out its redistricting responsibilities.

Position: Watch

AB 454(Silva) Protective orders: early termination.

Status: 07/25/2011-Chaptered by the Secretary of State, Chapter Number 101, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes a court to issue an injunction enjoining a party from certain acts and behaviors in a variety of circumstances, including in cases of harassment, workplace violence, potential violence at a postsecondary school campus, domestic violence, child abuse, and elder abuse. Existing law permits a court to terminate or modify these protective orders, which may include stay-away and residence exclusion orders, on written stipulation filed with the court or on the motion of a party. This bill would require, if an action is filed for the purpose of terminating or modifying specified protective orders prior to their expiration by a party other than the protected party, that the party who is protected by the order be given notice, as specified, of the proceeding to hear that action prior to the hearing, as specified. The bill would require a court to deny the motion to modify or terminate the order without prejudice or continue the hearing if the party cannot be notified prior to the hearing, provided that upon a showing of good cause, the bill would authorize a court to specify another method for service of process that is reasonably designed to afford actual notice to the protected party. The bill would permit the protected person to waive his or right to notice under specified circumstances.

Position: Support

AB 520(Ammiano) Vehicles: reckless driving: suspension of licenses.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 657, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires a person's driving privilege to be suspended upon conviction of specified driving-under-the-influence (DUI) offenses for one year. Existing law terminates the licensing suspension if certain conditions are met, including if the person is eligible to apply for a restricted license. Under existing law, a person who drives a vehicle upon a highway in willful or wanton disregard for the safety of a person or property is guilty of reckless driving. Existing law provides that, when a person is charged with, and pleads guilty or nolo contendere to, reckless driving in satisfaction of, or as a substitute for, an original charge for a DUI, and the court accepts the plea of guilty or nolo contendere, the conviction is a prior offense for purposes

of specified laws relating to punishments imposed for DUI convictions. This bill would terminate a driver's license suspension, and make the person eligible for a restricted driver's license, for a person convicted of reckless driving in satisfaction of, or substitute for, an original charge of driving-under-the-influence, if certain conditions are met, including that the person complete a 90-day suspension period and install an ignition interlock device. The bill would require the department to advise the person of the above conditions. The bill would require that the restricted driver's license privilege be subject to certain restrictions, including, among other things, that upon receipt of notification from the installer that a person has attempted to remove, bypass, or tamper with the ignition interlock device, the privilege to operate a motor vehicle shall immediately be suspended. This bill contains other related provisions.

Position: Watch

AB 588(V. Manuel Pérez) Tenancy: victims of domestic violence.

Status: 07/12/2011-Chaptered by the Secretary of State, Chapter Number 76, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes a tenant to notify the landlord in writing that he or she or a household member, as defined, was a victim of an act of domestic violence and intends to terminate the tenancy, and requires that the tenant attach a copy of a temporary restraining order, emergency protective order, or a report by a peace officer to the notice. Existing law permits the tenant to quit the premises after notification and limits the tenant's obligation for payment of rent, as specified. Existing law requires the notice to terminate the tenancy to be given within 60 days of the date the order was issued or the report was made, or as specified. This bill instead would require that the notice to terminate the tenancy be given within 180 days of the date the order was issued or the report was made, or as specified. The bill would also make nonsubstantive, technical corrections.

Position: Watch

AB 604(Skinner) Needle exchange programs.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 744, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, with certain exceptions, makes it a misdemeanor for a person to deliver, furnish, or transfer, or possess with intent to deliver, furnish, or transfer drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to introduce into the human body a controlled substance. Existing law provides an exception to this general rule by authorizing a city, county, or city and county to conduct a clean needle and syringe exchange project authorized by the public entity to combat the spread of HIV and bloodborne hepatitis. Existing law exempts providers participating in an exchange project from criminal prosecution for possession of needles or syringes during participation in the project. Existing law also provides a specified annual comment and reporting process relating to the needle and syringe exchange projects. This bill would, until January 1, 2019, authorize the State Department of Public Health to authorize, as specified, certain entities to provide hypodermic needle and syringe exchange services in any location where the department determines that the conditions exist for the rapid spread of HIV, viral hepatitis, or any other potentially deadly or disabling infections that are spread through the sharing of used hypodermic needles and syringes. The bill would, until January 1, 2019, require the department to establish and

maintain on its Internet Web site the address and contact information of these programs. This bill contains other related provisions.

Governor's Message: To the Members of the California State Assembly: I am signing Assembly Bill 604, which allows qualified entities to apply directly to the Department of Public Health to provide hypodermic needle and syringe exchanges where rapid spread of HIV and other diseases is likely. The legislation authorizes the department to approve applicants, only after holding a public comment period, consulting with local public health and local law enforcement officers, and carefully balancing both concerns and benefits. The Department of Public Health will issue regulations to clarify the application process and criteria. I am directing the department to administer AB 604 in a constrained way, working closely not only with local health officers and police chiefs, but with neighborhood associations as well. I believe that AB 604 can reduce the spread of communicable diseases and the suffering they cause and, at the same time, respect public safety and local preference.

Position: Oppose

AB 648(Block) Clemency.

Status: 10/03/2011-Chaptered by the Secretary of State, Chapter Number 437, Statutes of 2011

Is Urgency: N

2YR/Dead	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered
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Summary: The California Constitution authorizes the Governor to grant reprieves, pardons, or commutations after sentence has been entered, but prohibits the Governor from granting a pardon or commutation to a person twice convicted of a felony except on recommendation of the Supreme Court, 4 judges concurring. The California Constitution further requires the Governor to report to the Legislature each reprieve, pardon, and commutation stating the pertinent facts and reasons for granting it. Existing statutory law provides that at least 10 days before the Governor acts upon an application for a pardon, written notice of the intention to apply therefor, signed by the person applying, shall be served upon the district attorney of the county where the conviction was had, and proof, by affidavit, of the service is required to be presented to the Governor. This bill would require that, except when there is imminent danger of the death of a person convicted or imprisoned, or when the term of imprisonment of the applicant is within 10 days of its expiration, at least 10 days before the Governor acts upon any application for a commutation, the application signed by the person applying be served upon the district attorney of the county where the conviction was had. The bill would authorize the district attorney to submit a written recommendation to the Governor for or against commutation of sentence. The bill would further require the district attorney to make reasonable efforts to notify the victim or victims of the crime or crimes related to the application for commutation of sentence and those persons' family members, and allow those persons to submit a recommendation to the Governor for or against commutation of sentence. By imposing additional duties on the district attorney, this bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

AB 674(Bonilla) Vehicles: registration fees.

Status: 09/01/2011-Chaptered by the Secretary of State, Chapter Number 205, Statutes of 2011

Is Urgency: N

2YR/Dead	1st Desk	1st Policy	1st Fiscal	1st Floor	2nd Desk	2nd Policy	2nd Fiscal	2nd Floor	Conf./Conc.	Enrolled	Vetoed	Chaptered
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Summary: Existing law authorizes, until January 1, 2012, the imposition of a \$1 fee, upon adoption of a resolution by a county board of supervisors, in addition to other specified vehicle registration fees, on certain vehicles. Existing law also imposes, until January 1, 2012, in addition to that fee, a \$2 service fee on all commercial vehicles, upon implementation of the permanent trailer identification plate program. Existing law provides that the money generated by these fees and paid to the Controller is continuously appropriated, without regard to fiscal years, for disbursement by the Controller to each county that has adopted a resolution as described above, and that the money so disbursed may only be used for programs that enhance the capacity of local law enforcement to provide fingerprint identification of individuals who may be involved in driving under the influence of alcohol or drugs, vehicular manslaughter, other vehicle-related crimes, and other crimes committed while operating a motor vehicle. This bill would extend that authorization indefinitely. By extending a law providing for disbursements from a continuously appropriated fund, this bill would make an appropriation.

Position: Support

AB 708(Knight) Crimes involving hidden recordings: statute of limitations.

Status: 09/01/2011-Chaptered by the Secretary of State, Chapter Number 211, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law sets forth various statutes of limitations for various crimes. Existing law provides that the applicable period of limitations does not begin to run on various crimes until the offense has been discovered, or could have reasonably been discovered. Existing law makes it a misdemeanor to use a concealed camcorder, motion picture camera, or photographic camera of any type, to secretly videotape another, as specified, without consent, with specified intent, including to invade the other's privacy or arouse the sexual desires of the perpetrator, under circumstances in which the other person has a reasonable expectation of privacy. This bill would provide that a criminal complaint may be filed within one year of the date on which a hidden recording is discovered related to those specified provisions prohibiting the use of concealed camcorders, motion picture cameras, or photographic cameras of any type, to secretly videotape another, as specified above. This bill contains other related provisions.

Position: Watch

AB 746(Campos) Pupils: cyber bullying.

Status: 07/08/2011-Chaptered by Secretary of State - Chapter 72, Statutes of 2011.

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, the Interagency School Safety Demonstration Act of 1985, defines bullying as one or more acts of sexual harassment, hate violence, or intentional harassment, threats, or intimidation, directed against school district personnel or pupils, committed by a pupil or group of pupils. Under existing law, bullying, including bullying committed by means of an electronic act, as defined, is a ground on which suspension or expulsion may be based. This bill would specify that an electronic act for purposes of the act includes a post on a social network Internet Web site.

Position: Watch

AB 799(Swanson) Commercially sexually exploited minors.

Status: 07/05/2011-Chaptered by the Secretary of State, Chapter Number 51, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, until January 1, 2012, authorizes the District Attorney of Alameda County 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 repeal date of these provisions to January 1, 2017. This bill would also require the district attorney to submit, on or before April 1, 2016, a prescribed report to the Legislature, contingent upon specified events.

Position: No Position

AB 813(Fletcher) Sex offenders: punishment: parole.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 357, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law creates the Sex Offender Management Board, within the jurisdiction of the Department of Corrections and Rehabilitation, empowered to address any issues, concerns, and problems related to the community management of adult sex offenders, including the main objective of the board to achieve safer communities by reducing victimization. The board is required, on or before July 1, 2011, to develop and update standards for certification of sex offender management professionals. This bill would give board members immunity from liability for their good faith conduct. The bill would provide that any person who knowingly provides false information in connection with an application for certification as a sex offender management professional would be subject to a civil penalty of up to \$1,500, in addition to any other remedy available to the board, and would allow any public prosecutor to bring an action for a civil penalty in the name of the people of the State of California. This bill contains other related provisions and other existing laws.

Position: Support

AB 886(Cook) Victim's rights: victim impact statement.

Status: 07/12/2011-Chaptered by the Secretary of State, Chapter Number 77, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes the rights of crime victims, witnesses, and other specified persons to appear, reasonably express his or her views, and to have the court consider his or her statements. This bill would prohibit the court from releasing the statements to the public prior to being heard in court.

Position: Watch

AB 898(Alejo) Crime victims: restitution: fine.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 358, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the court to order defendants convicted of any crime to pay a fine in the form of a penalty, as specified. Existing law additionally requires the court to order defendants to pay restitution to the victim or victims as well as a restitution fine, as specified. Existing law provides that the restitution fine shall be set at the discretion of the court and commensurate with the seriousness of the offense, but shall not be less than \$200 and not more than \$10,000, if the person is convicted of a felony, and not less than \$100 and not more than \$1,000, if the person is convicted of a misdemeanor. Existing law provides that the court shall impose the restitution fine unless it finds compelling and extraordinary reasons for not doing so, and states those reasons on the record. Existing law requires that the restitution fine be deposited in the Restitution Fund in the State Treasury, a continuously appropriated fund. This bill would make the minimum restitution fine not less than \$240 starting on January 1, 2012, \$280 starting on January 1, 2013, and \$300 starting on January 1, 2014, if the person is convicted of a felony, and not less than \$120 starting on January 1, 2012, \$140 starting on January 1, 2013, and \$150 starting on January 1, 2014, if the person is convicted of a misdemeanor, and make other conforming changes. By increasing the amounts deposited into the Restitution Fund, this bill would make an appropriation.

Position: Watch

[AB 973\(Campos\)](#) Trial courts: budget process: public notice.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 687, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires a trial court to provide written notification to the public by conspicuous posting within or about its facilities, on its public Internet Web site, and to the Judicial Council, not less than 60 days prior to closing any courtroom, or closing or reducing the hours of clerks' offices during regular business hours on any day, except as specified. This bill would require a trial court to also provide notification by electronic distribution to individuals who have subscribed to the court's electronic distribution service. The bill would require those required notifications to include information on how the public may provide written comments during the 60-day period on the court's plan for closing a courtroom, or closing or reducing the hours of clerks' offices. The bill would require the court to review and consider all public comments received and immediately provide notice to the public and to the Judicial Council if the court's plan changes as a result of the comments received or for any other reason. This bill contains other related provisions and other existing laws.

Position: Watch

[AB 989\(Mitchell\)](#) Mental health: children's services.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 640, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law contains provisions governing the operation and financing of community mental health services for the mentally disordered in every county through locally administered and locally controlled community mental health programs. Existing law, the Mental Health Services Act, an initiative measure enacted by the voters as Proposition 63 at the November 2, 2004, statewide general election, establishes the Mental

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Health Services Fund to fund various county mental health programs. The act provides that it may be amended by the Legislature by a 2/3 vote of each house as long as the amendment is consistent with and furthers the intent of the act, and that the Legislature may also clarify procedures and terms of the act by majority vote. This bill would require county mental health programs, in providing for services for transition age youth, to consider the needs of transition age foster youth. This bill would declare that it clarifies procedures and terms of the act. Because this bill would require counties to consider the needs of transition age foster youth in connection with programs for children and adults, it would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Support

AB 1010(Furutani) Law enforcement: communications.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 659, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law prohibits a variety of electronic eavesdropping, such as wiretapping and electronic recording that is done without a person's permission or knowledge. Existing law provides that violations of these provisions are crimes. Existing law exempts a variety of law enforcement entities from these prohibitions when acting within the scope of their authority. This bill would additionally provide that a city attorney acting under the authority granted by the district attorney of the county to prosecute misdemeanors, as specified, provided that the authorization is granted prior to January 1, 2012, would be exempt from certain of these prohibitions, including eavesdropping on or recording confidential communications, as specified.

Position: Watch

AB 1053(Gordon) Local government: penalties and fees.

Status: 10/02/2011-Chaptered by the Secretary of State, Chapter Number 402, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires that a base fee of \$3 be paid by an applicant for a certified copy of a fetal death or death record and requires that a base fee of \$3 be paid by a public agency or private adoption agency applicant, and a base fee of \$9 be paid by any other applicant, for a certified copy of a birth certificate. Existing law authorizes the fee to be adjusted pursuant to a specified method, not to exceed the total increased cost of the program or service provided. This bill would raise each of those base fees by \$9, as prescribed. This bill would remove the authorization to adjust the fee pursuant to that specified method, and commencing January 1, 2014, would require the fee to be adjusted pursuant to that specified method. The bill would declare that the increased fee would more accurately reflect the true cost of providing those documents. This bill contains other related provisions and other existing laws.

Position: Watch

AB 1111(Fletcher) Debt collection: homeless youth.

Status: 10/04/2011-Chaptered by Secretary of State - Chapter No. 466, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered

	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				
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Summary: Existing law requires the Judicial Council to adopt guidelines for a comprehensive program concerning the collection of moneys owed for fees, fines, forfeitures, penalties, and assessments imposed by court order. This bill would prohibit a court from garnishing wages or levying a bank account for the enforcement and collection of fees, fines, forfeitures, or penalties imposed by a court against a person under 25 years of age who has been issued a citation for truancy, loitering, curfew violations, or illegal lodging that is outstanding or unpaid if the court obtains information that the person is homeless or has no permanent address, as defined. This bill would authorize a court to use these collection procedures when that person is 25 years of age or older, or if the court subsequently obtains evidence that the individual is no longer homeless. The bill would make related findings and declarations.

Position: Watch

AB 1114(Lowenthal, Bonnie) Inmates: involuntary administration of psychotropic medications.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 665, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that a person sentenced to imprisonment in a state prison may be deprived of rights only as is reasonably related to legitimate penological interests. Existing law states that nothing in this provision shall be construed to permit the involuntary administration of psychotropic medication unless the process specified in *Keyhea v. Rushen* (1986) 178 Cal.App.3d 526 has been followed. Existing law further requires that this process be conducted by an administrative law judge. This bill would delete the provision regarding the medication process specified in *Keyhea v. Rushen*. The bill would instead provide that no inmate shall be administered psychotropic medication on a nonemergency basis without the inmate's informed consent, unless after a noticed hearing is conducted in which an administrative law judge determines by clear and convincing evidence that the inmate has a mental illness or disorder, that as a result of that illness the inmate is gravely disabled and lacks the capacity to consent or refuse treatment or is a danger to self or others if not medicated, that there is no less intrusive alternative to involuntary medication, and that the medication is in the inmate's best medical interest. This bill contains other related provisions.

Position: Watch

AB 1117(Smyth) Animal abuse: penalties.

Status: 10/07/2011-Chaptered by the Secretary of State, Chapter Number 553, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that the cost of seizing, caring for, and treating any animal seized pursuant to specified provisions regarding the failure to care for animals shall constitute a lien on the animal and that the animal shall not be returned to its owner until the charges are paid. Existing law provides that no animal properly seized pursuant to these provisions shall be returned to its owner until, in the determination of the seizing agency or hearing officer, the animal is physically fit, or the owner can demonstrate that he or she can and will provide the necessary care. This bill would additionally apply these provisions to animals seized pursuant to a search warrant. This bill contains other related provisions and other existing laws.

Position: Watch

AB 1122(John A. Pérez) Juvenile offenders: tattoo removal.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 661, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes a pilot program requiring the Division of Juvenile Facilities of the Department of Corrections and Rehabilitation to purchase 2 medical laser devices for the removal of tattoos, as specified, from eligible participants who are at-risk youth, ex-offenders, and current or former gang members, as specified. This bill would additionally establish the California Voluntary Tattoo Removal Program. The bill would provide that, to the extent funds are appropriated, the California Emergency Management Agency may administer the program. The bill would require that the program be designed to serve individuals between 14 and 24 years of age, who are in the custody of the Department of Corrections and Rehabilitation or county probation departments, who are on parole or probation, or who are in a community-based organization serving at-risk youth, through a competitive grant process, as specified. The bill would describe who may apply for grants, and specify the criteria for program participants. This bill contains other related provisions.

Position: Support

AB 1156(Eng) Pupils: bullying.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 732, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes the public school system in this state, and, among other things, provides for the establishment of school districts throughout the state and for their provision of instruction at the public elementary and secondary schools they operate and maintain. This bill, as of July 1, 2012, would encourage the inclusion of policies and procedures aimed at the prevention of bullying in comprehensive school safety plans. The bill also would require the Department of Justice and the State Department of Education to contract to provide training in the prevention of bullying, as defined in the bill. This bill contains other related provisions and other existing laws.

Position: Watch

AB 1247(Fletcher) Public retirement systems: reporting.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 733, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The Public Employees' Retirement Law provides a defined benefit to members of the Public Employees' Retirement System (PERS) based on age at retirement, service credit, and final compensation, as those terms are defined. The management and control of PERS is vested in the Board of Administration of PERS, including the calculation of the contribution rates for specified state employees and state employers. Existing law requires the board to submit a report to the Legislature, the Governor, and the Treasurer describing the investment return assumptions, discount rates, and amortization periods utilized by the board in the calculations of the contribution rates and to include recalculations of those rates based on specified adjustments

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of the investment return assumptions, amortization periods, and discount rates utilized by the board any time it calculates the contribution rates. Existing law requires the Treasurer, within 30 days following receipt of the report, to provide each house of the Legislature, at a publicly noticed floor session, with an explanation of the role played by the investment return assumption and amortization period in the calculation of the contribution rates and the consequences for future state budgets if the investment return assumptions are not realized, to report whether the board's amortization period exceeds the estimated average remaining service periods of employees covered by the contributions, and to express his or her opinion of the reasonableness of the board's calculation of the contribution rates. This bill would require the Board of Administration of PERS to submit that report annually to the Legislature, the Governor, and the Chair of the California Actuarial Advisory Panel, would limit the scope of the report to state employee retirement plans, and would revise the adjustments of the investment return assumptions and discount rates utilized by the board any time it calculates the contribution rates. The bill would delete the requirement that the Treasurer express his or her opinion of the reasonableness of the board's calculation of the contribution rates. The bill would require the Chair of the California Actuarial Advisory Panel, or his or her designee, instead of the Treasurer, within 30 days following receipt of the report, to provide the Senate Committee on Public Employment and Retirement and the Assembly Committee on Public Employees, Retirement and Social Security, at a publicly noticed joint hearing, with an explanation of the role played by the investment return assumption and amortization period in the calculation of the contribution rates, a description of the consequences for future state budgets if the investment return assumptions are not realized, and a report on whether the board's amortization period exceeds the estimated average remaining service periods of employees covered by the contributions. This bill contains other related provisions and other existing laws.

Position: Watch

AB 1352(Logue) Taxation: vehicle license fees.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 735, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The Vehicle License Fee Law establishes, in lieu of any ad valorem property tax upon vehicles, an annual license fee for any vehicle subject to registration in this state in the amount of 0.65% of the market value of that vehicle, as provided. Existing law requires a portion of those revenues to be deposited into the Local Law Enforcement Services Account in the Local Revenue Fund 2011, as provided. This bill would state that designated vehicle license fee revenues shall not, for purposes of an ordinance of the County of Nevada that requires that any revenues derived pursuant to that vehicle license fee be expended for a specified purpose, be deemed vehicle license fee revenues. The bill would define "designated vehicle license fee revenues" to mean vehicle license revenues that are collected and deposited into the Local Law Enforcement Services Account in the Local Revenue Fund 2011. This bill contains other related provisions.

Position: Support

AB 1384(Bradford) Expungement standards.

Status: 09/07/2011-Chaptered by the Secretary of State, Chapter Number 284, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, subject to exceptions, provides that every defendant convicted of a misdemeanor and not granted probation and every defendant convicted of an infraction shall be permitted by the court to

withdraw his or her plea of guilty or nolo contendere and enter a plea of not guilty or, if he or she has been convicted after a plea of not guilty, have the court set aside the verdict of guilty after one year from the date of judgment, provided he or she satisfies certain conditions. In either case, the court is required to dismiss the accusatory pleading against the defendant, as specified. The bill would make this relief unavailable for misdemeanor convictions of specified sex offenses that apply if the victim is a child 14 or 15 years of age or a dependent person. This bill would authorize, if a defendant does not satisfy all of the above requirements, the court, in its discretion and in the interests of justice, to afford a defendant that relief as to other charges to which these provisions apply if, after a lapse of one year from the date of pronouncement of judgment, the defendant has fully complied with his or her sentence, is not currently serving a sentence for any offense, and is not under charge of commission of any crime. The bill would specify that the dismissal of an accusatory pleading pursuant to the above provisions does not permit a person to own, possess, or have a firearm, or to hold public office if the person is prohibited from holding public office as a result of the conviction. The bill would make a clarifying change to its provisions.

Position: Watch

[ACR 6\(Donnelly\)](#) Human trafficking.

Status: 03/11/2011-Chaptered by Secretary of State - Res. Chapter 5, Statutes of 2011.

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: This resolution would recognize the month of January as National Slavery and Human Trafficking Prevention Month, and it would recognize February 1, 2011, as California's Free From Slavery Day.

Position: Watch

[ACR 24\(Hall\)](#) Child Abuse Prevention Month.

Status: 05/03/2011-Chaptered by Secretary of State - Chapter No. 15, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: This measure would acknowledge the month of April 2011 as Child Abuse Prevention Month, and encourage the people of the State of California to work together to support youth-serving child abuse prevention activities in their communities and schools.

Position: Watch

[ACR 32\(Harkey\)](#) Child sexual abuse awareness.

Status: 07/28/2011-Chaptered by the Secretary of State, Chapter Number 64, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: This measure would declare April 29, 2011, as the day of the annual TAALK-a-Thon sponsored by Talk About Abuse to Liberate Kids (TAALK), and would encourage all adults in California to be knowledgeable and outspoken about the prevention of child sexual abuse.

Position: Watch

AJR 17(Solorio) Law enforcement: federal funding.

Status: 09/28/2011-Chaptered by Secretary of State - Res. Chapter 124, Statutes of 2011.

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: This measure would urge Congress and the President of the United States to increase funding for specified law enforcement and crime prevention programs and to pay the full costs of incarcerating undocumented criminals, as provided.

Position: Watch

SB 24(Simitian) Personal information: privacy.

Status: 08/31/2011-Chaptered by the Secretary of State, Chapter Number 197, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires any agency, and any person or business conducting business in California, that owns or licenses computerized data that includes personal information, as defined, to disclose in specified ways, any breach of the security of the system or data, as defined, following discovery or notification of the security breach, to any California resident whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person. This bill would require any agency, person, or business that is required to issue a security breach notification pursuant to existing law to fulfill certain additional requirements pertaining to the security breach notification, as specified. This bill contains other related provisions.

Position: Watch

SB 26(Padilla) Prisons: wireless communication devices.

Status: 10/06/2011-Chaptered by the Secretary of State, Chapter Number 500, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law prohibits unauthorized communication with inmates in state prison. A person who violates that provision is guilty of a misdemeanor. Existing law further prohibits a person in a local correctional facility from possessing a wireless communication device, except as specified. This bill would provide, with exceptions, that a person who possesses with the intent to deliver, or delivers, to an inmate or ward in the custody of the department any cellular telephone or other wireless communication device or any component thereof, including, but not limited to, a subscriber identity module or memory storage device, is guilty of a misdemeanor, punishable by imprisonment in the county jail not exceeding 6 months, a fine not to exceed \$5,000 for each device, or both that fine and imprisonment. This bill contains other related provisions and other existing laws.

Position: Watch

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SB 33(Simitian) Elder and dependent adult abuse.

Status: 09/30/2011-Chaptered by the Secretary of State, Chapter Number 372, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for the confidentiality of financial records but does not prohibit various state and local officers and agencies from requesting information from an office or branch of a financial institution and the office or branch from responding to the request, as to whether a person has an account or accounts at that office or branch and, if so, any identifying numbers of the account or accounts. This bill would delete the January 1, 2013, repeal date. This bill contains other related provisions and other existing laws.

Position: Watch

SB 41(Yee) Hypodermic needles and syringes.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 738, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law regulates the sale, possession, and disposal of hypodermic needles and syringes, and requires, with certain exceptions, a prescription to purchase a hypodermic needle or syringe for human use. Existing law prohibits any person from possessing or having under his or her control any hypodermic needle or syringe, except in accordance with those regulatory provisions. This bill would delete the prohibition against any person possessing or having under his or her control any hypodermic needle or syringe, except in accordance with the aforementioned regulatory provisions. This bill contains other related provisions and other existing laws.

Position: Oppose

SB 61(Pavley) Wiretapping: authorization.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 663, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes a procedure for the application for, and issuance of, an order authorizing the interception of a wire, electronic pager, or electronic cellular telephone communication, as those terms are defined, and, among other things, establishes additional provisions regarding those interceptions for purposes of criminal proceedings. Existing law requires the Attorney General to prepare and submit an annual report to the Legislature, the Judicial Council, and the Director of the Administrative Office of the United States Court regarding these interceptions, as specified. The report is required to include, among other things, a general description of the interceptions made under the order or extension, including the approximate nature and frequency of incriminating communications intercepted, the approximate nature and frequency of other communications intercepted, the approximate number of persons whose communications were intercepted, and the approximate nature, amount, and cost of the manpower and other resources used in the interceptions. Existing law provides that a violation of these provisions is punishable as a misdemeanor with specified penalties, or as a felony. Existing law further provides that all of these provisions shall remain in effect until

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January 1, 2012. This bill would extend the operation of these provisions until January 1, 2015. This bill would further revise the reporting requirement to require the report to include, among other things, a general description of the interceptions made under the order or extension, including the number of persons whose communications were intercepted, the number of communications intercepted, the percentage of incriminating communications intercepted and the percentage of other communications intercepted, and the approximate nature, amount, and cost of the manpower and other resources used in the interceptions. This bill contains other related provisions and other existing laws.

Position: Watch

SB 179(Pavley) Sex offenders: parole.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 359, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Under existing law, as amended by Proposition 83 of the November 7, 2006, statewide general election, the parole period of any person found to be a sexually violent predator is tolled until that person is found to no longer be a sexually violent predator, as specified. This bill instead would provide that for any person subject to a sexually violent predator proceeding, as specified, an order issued by a judge pursuant to specified provisions, finding that the petition supports a finding of probable cause to believe that the person is likely to engage in sexually violent criminal behavior upon his or her release, shall toll the period of parole of that person, if the person is committed to the State Department of Mental Health as a sexually violent predator, from the date that person is released until a specified court order is entered. The bill would provide that if the person is not committed to the State Department of Mental Health as a sexually violent predator, the tolling of the parole period shall be abrogated and the parole period shall be deemed to have commenced on the date of release from the Department of Corrections and Rehabilitation. This bill contains other related provisions and other existing laws.

Position: Watch

SB 203(Correa) County employee retirement: boards.

Status: 07/26/2011-Chaptered by the Secretary of State, Chapter Number 124, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The County Employees Retirement Law of 1937 sets forth the membership composition for boards of retirement, as specified. Under that law, the retirement board in specified counties is comprised of 9 members and an alternate member who is the candidate for the 7th member from the group of safety members, under specified provisions, that is not represented by a board member who received the highest number of votes for all candidates in that group, except as specified. The alternate member has, unless prohibited by a resolution or regulation of the board, the same rights, privileges, responsibilities, and access to closed sessions, as the 2nd, 3rd, 7th, and 8th member and the right to hold positions on committees of the board independent of the 2nd, 3rd, 7th, or 8th member, and to participate in the deliberations of the board or its committees, as specified. This bill would delete the authority of the board to prohibit, by a resolution or regulation of the board, a member from having the same rights, privileges, responsibilities, and access to closed sessions as the 2nd, 3rd, 7th, or 8th member, or from holding positions on committees of the board, and participating in board or committee deliberations, as described above. The bill would authorize the alternate 7th member to participate in the deliberations of the board on any of its committees to which the alternate 7th member has been appointed

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regardless of whether the 2nd, 3rd, 7th, or 8th member is present. The bill would require the board to cause an election to be held at the earliest possible date to fill a vacancy for the duration of the current term, except as specified, if there is a vacancy in the 2nd, 3rd, 7th, 8th, or alternate 7th member position. It would limit candidacy for the 7th member and alternate member positions, as specified. The bill would require the board of supervisors to forgo an election in specified circumstances when there is only one candidate. The bill would also make various changes in terminology and delete obsolete references. This bill contains other related provisions and other existing laws.

Position: Watch

SB 208(Alquist) Restitution: crimes: identity theft.

Status: 07/05/2011-Chaptered by the Secretary of State, Chapter Number 45, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes various offenses relating to identity theft. Existing law establishes a procedure for purposes of imposing restitution obligations on defendants, as specified. This bill would authorize restitution for expenses to monitor an identity theft victim's credit report and for the costs to repair the victim's credit for a period of time reasonably necessary to make the victim whole, as specified. This bill contains other related provisions.

Position: Watch

SB 294(Price) Public employees' retirement: emerging investment managers.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 701, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The Public Employees' Retirement Law creates the Public Employees' Retirement Fund, which is a trust fund created and administered solely for the benefit of the members and retired members of this system and their survivors and beneficiaries. The Board of Administration of the Public Employees' Retirement System has the exclusive control of the administration and investment of the retirement fund. This bill would require the Board of Administration of the Public Employees' Retirement System and the Teachers' Retirement Board to each provide a 5-year strategic plan, as specified, for emerging investment manager participation across all asset classes. The bill would require each of the boards to submit an annual report to the Legislature, until January 1, 2018, regarding the progress of the strategic plan. The bill would require the boards to define "emerging investment manager" for purposes of these provisions. This bill contains other existing laws.

Position: Watch

SB 360(DeSaulnier) Controlled Substance Utilization Review and Evaluation System.

Status: 10/02/2011-Chaptered by the Secretary of State, Chapter Number 418, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law classifies certain controlled substances into designated schedules. Existing law requires the Department of Justice, contingent upon the availability of adequate funds from various funds related to health care, as specified, to maintain the Controlled Substance Utilization Review and Evaluation System (CURES) for the electronic monitoring of the prescribing and dispensing of Schedule II, Schedule III, and Schedule IV controlled substances by all practitioners authorized to prescribe or dispense these controlled substances. This bill would expand those requirements imposed on an applicant for approval as a security printer to additionally require the applicant to provide the location, names, and titles of any individual owner, partner, corporate officer, manager, agent, representative, employee, or subcontractor of the applicant who has direct access to, or management or control of, controlled substance prescription forms and require those persons to submit the signed statement described above. The bill would also make conforming and related changes. In addition, the bill would require that controlled substance prescription forms provided in person be restricted to established customers. The bill would require security printers to obtain photo identification from the customer and maintain a log of the information, and to report any theft or loss of controlled substance prescription forms to the department via fax or e-mail within 24 hours of the incident. The bill would also require that controlled substance prescription forms be shipped only to the prescriber's address on file and verified with the federal Drug Enforcement Administration or the Medical Board of California. The bill would specify penalties for certain violations, including, among others, failure to comply with security printer guidelines, failure to take reasonable precautions to prevent any dishonest act or illegal activity related to the access and control of security prescription forms, and theft or fraudulent use of a prescriber's identity in order to obtain security prescription forms. By creating new crimes, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

SB 368(Liu) Developmental services: decisionmaking.

Status: 10/04/2011-Chaptered by Secretary of State - Chapter No. 471, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes a peace officer, without a warrant, to take into temporary custody a minor when the officer has reasonable cause for believing that the minor is in danger, as specified. Existing law provides for a hearing process to deem the child a dependent child of the court. Under existing law, during the hearing process the court is authorized to temporarily limit the right of a parent or guardian to make educational decisions for the child and to temporarily appoint, or make itself, these decisions, as specified. Under existing law, once the minor is adjudged a dependent child of the court, the court may limit the ability of a parent or guardian to make educational decisions for the minor. This bill would authorize the court to limit the right of a parent or guardian to make decisions about developmental services and to appoint a responsible adult, or to make itself, those decisions, as specified. This bill contains other related provisions and other existing laws.

Position: Support

SB 381(Pavley) School attendance: residency requirements.

Status: 10/03/2011-Chaptered by the Secretary of State, Chapter Number 447, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that a pupil is deemed to have complied with the residency requirements for school attendance in a school district if the pupil satisfies one of the specified requirements. Until July 1, 2012,

existing law authorizes a school district in which at least one parent or the legal guardian of a pupil is employed to allow that pupil to attend a school in that district through grade 12 if the parent or legal guardian of the pupil so chooses and if the parent or legal guardian of the pupil continues to be employed by an employer situated within the attendance boundaries of the district. This bill would extend the operation of the provision authorizing the school district in which a parent or the legal guardian of the pupil is physically employed to allow the pupil to attend a school in that district, through June 30, 2017, and would repeal the provision on January 1, 2018. The bill additionally would modify this provision by requiring that the parent or legal guardian's employment occur within the boundaries of that school district for a minimum of 10 hours during the school week. This bill contains other related provisions.

Position: Watch

SB 428 (Strickland) Lester's Law of 2011.

Status: 09/21/2011-Chaptered by the Secretary of State, Chapter Number 304, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law generally regulates governmental access to financial records. Existing law provides that the dissemination of records pursuant to specified provisions shall not be prohibited. This bill would include within that category of records, the dissemination of which shall not be prohibited, the dissemination of financial information and records pursuant to an order by a judge under specified authority relating to mortgage fraud. This bill contains other related provisions and other existing laws.

Position: Watch

SB 430 (Kehoe) Strangulation.

Status: 07/26/2011-Chaptered by the Secretary of State, Chapter Number 129, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes various crimes against the person, such as assault and battery, and provides that any person who willfully inflicts upon a person who is his or her spouse, former spouse, cohabitant, former cohabitant, or the mother or father of his or her child, corporal injury resulting in a traumatic condition, is guilty of a felony punishable by imprisonment in the state prison for 2, 3, or 4 years, or by incarceration in a county jail not exceeding one year, or by a fine, or by both imprisonment and a fine, as specified. Existing law defines "traumatic condition" for these purposes to mean a condition of the body, such as a wound or external or internal injury, whether of a minor or serious nature, caused by a physical force. This bill, the Diana Gonzalez Strangulation Prevention Act of 2011, would specify that "traumatic condition" includes injury as a result of strangulation or suffocation and defines the terms "strangulation" and "suffocation" for those purposes.

Position: Watch

SB 534 (Corbett) Victims of sexual assault.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 360, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that no costs incurred by a qualified health care professional, hospital, or other emergency medical facility for the examination of the victim of a sexual assault for the purposes of gathering evidence for possible prosecution shall be charged directly or indirectly to the victim of the assault. Existing law provides that the law enforcement agency in the jurisdiction in which the alleged sexual assault was committed which requests the examination has the option of determining whether or not the examination will be performed in the office of a physician and surgeon, and bills for those costs shall be submitted to that local jurisdiction and the local jurisdiction shall bear those costs. This bill would delete the provision giving the local law enforcement agency the option of whether or not the examination will be performed in the office of a physician and surgeon. This bill contains other related provisions and other existing laws.

Position: Watch

SB 557 (Kehoe) Family justice centers.

Status: 09/06/2011-Chaptered by the Secretary of State, Chapter Number 262, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for various services and programs to assist victims of crime, including grants to proposed and existing child sexual exploitation and child abuse victim counseling centers and prevention programs, and the establishment of a resource center to operate a statewide, toll-free information service consisting of legal information for crime victims and providers of services to crime victims. This bill would authorize the Cities of San Diego and Anaheim, and the Counties of Alameda and Sonoma, until January 1, 2014, to establish a multiagency, multidisciplinary family justice center to assist victims of domestic violence, officer-involved domestic violence, sexual assault, elder or dependent adult abuse, stalking, cyberstalking, cyberbullying, and human trafficking, to ensure that victims of abuse are able to access all needed services in one location and to enhance victim safety, increase offender accountability, and improve access to services for victims of crime, as provided. The bill would permit the family justice centers to be staffed by law enforcement, medical, social service, and child welfare personnel, among others. This bill would require each family justice center to consult with community-based crime victim agencies, survivors of violence and abuse, and their advocates in the operation of the family justice center and to develop a procedure for input, feedback, and evaluation of the family justice center. This bill contains other related provisions.

Position: Watch

SB 576 (Calderon) Sentencing.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 361, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, as amended by Proposition 83, the Sexual Predator Punishment and Control Act (Jessica's Law), approved by the voters at the November 7, 2006, statewide general election, provides that a defendant shall be punished by imprisonment in the state prison for 25 years to life if convicted of rape, sodomy, or oral copulation and if, among other things, in the commission of that offense any person kidnapped the victim, tortured the victim, or committed the offense during the commission of a burglary, as specified. Existing law further provides that a defendant shall be punished by imprisonment in the state prison for 15 years to life if convicted of rape, sodomy, or oral copulation and if, among other things, in the commission of that offense any person, except as specified in the provisions above, kidnapped the victim, committed the offense

during the commission of a burglary, used a dangerous or deadly weapon in the commission of the offense, or under other specified circumstances. Proposition 83 provides that the Legislature may amend the provisions of the act to expand the scope of its application or increase the punishment or penalties by a statute passed by a majority vote of each house. This bill would additionally include the infliction of great bodily injury on the victim or another person among that list of circumstances that if committed by any person in the commission by the defendant of rape, sodomy, or oral copulation would subject the defendant to imprisonment in the state prison for 15 years to life. The bill would include related findings and declarations. Because the bill would change the penalty for a crime, it would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

SB 578(Negrete McLeod) Schools: pupils in foster care: course credit.

Status: 10/04/2011-Chaptered by Secretary of State - Chapter No. 472, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires a local educational agency to designate a staff person as the educational liaison for foster children and requires the liaison to assist foster children when transferring from one school to another or from one school district to another in ensuring proper transfer of credits, records, and grades. This bill would require a school district and county office of education to accept coursework satisfactorily completed by a pupil in foster care while attending another public school, a juvenile court school, or a nonpublic, nonsectarian school or agency even if the pupil did not complete the entire course and to award that pupil full or partial credit for the coursework completed. The bill would prohibit a pupil in foster care from being required to retake a course if the pupil satisfactorily completed the entire course in a public school, a juvenile court school, or a nonpublic, nonsectarian school or agency. If the pupil did not complete the entire course, the bill would prohibit the school district or county office of education from requiring the pupil to retake the portion of the course the pupil completed unless the school district or county office of education, in consultation with the holder of educational rights for the pupil, finds that the pupil is reasonably able to complete the requirements in time to graduate from high school. The bill would prohibit a pupil in foster care from being prevented from retaking or taking a course to meet the eligibility requirements for admission to the California State University or the University of California. This bill contains other related provisions and other existing laws.

Position: Watch

SB 608(DeSaulnier) Prison Industry Authority: nonprofit organizations: prison-made goods.

Status: 09/21/2011-Chaptered by the Secretary of State, Chapter Number 307, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes the Prison Industry Authority and authorizes it to operate industrial, agricultural, and service enterprises which will provide products and services needed by the state, or any political subdivision of the state, or by the federal government, or any department, agency, or corporation of the federal government, or for any other public use. Existing law provides that all things authorized to be produced by the authority shall be purchased by the state, and may be purchased by local governments, to offer for sale to persons residing in state-operated institutions, at the prices fixed by the authority. This bill would provide that all products and services provided by the authority may be offered for sale to a tax-exempt nonprofit organization, provided that the products and services are provided to public school students at no cost and the

nonprofit organization has entered into a memorandum of understanding with a local education agency, as defined. This bill contains other existing laws.

Position: Watch

SB 610(Wright) Firearms: license to carry concealed firearm.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 741, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law establishes an application process, including a determination of good cause and completion of a training course, for persons seeking a license to carry a concealed firearm. Existing law authorizes the licensing authority of any city, city and county, or county to charge a fee in addition to the application fee in an amount equal to the actual costs for processing the application for a new license, excluding fingerprint and training costs, but in no case to exceed \$100. Existing law provides that no requirement, charge, assessment, fee, or condition that requires the payment of any additional funds by the applicant, other than those costs already specified in those provisions, may be imposed by any licensing authority as a condition of the application for a license. This bill would provide that the applicant would not be required to pay for any training courses prior to a determination of good cause being made, as specified. The bill would clarify that the application fee for a new license includes the costs of required notices. The bill would also provide that no applicant would be required to obtain liability insurance as a condition of the license. This bill contains other related provisions and other existing laws.

Position: Watch

SB 622(Corbett) Sex offenders: registration.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 362, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, the Sex Offender Registration Act, requires persons who have been convicted of specified crimes to register as sex offenders, including persons who have been convicted in any other court, including any state, federal, or military court, of any offense that, if committed or attempted in this state, would have been punishable as one or more specified sex crimes. This bill would instead require registration for any person who has been convicted in any other court, including any state, federal, or military court, of any offense that, based on the elements of the convicted offense or facts admitted by the person or found true by the trier of fact or stipulated facts in the record of military proceedings, as specified, would have been punishable as one or more of the above-referenced specified sex crimes. This bill contains other related provisions and other existing laws.

Position: Support

SB 636(Corbett) Personal information: Internet disclosure prohibition.

Status: 08/31/2011-Chaptered by the Secretary of State, Chapter Number 200, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes victims of domestic violence or stalking and reproductive health care providers, employees, and volunteers, as defined, 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. Existing law prohibits the Secretary of State from making a program participant's address publicly available, except in specified circumstances, including when the participant's program certification has been canceled. This bill would specify, instead, that a participant's personal address may be revealed after termination of certification only if the participant's termination resulted from the program manager determining that false information was used as a subterfuge to avoid detection of illegal or criminal activity or apprehension by law enforcement. This bill contains other related provisions and other existing laws.

Position: Watch

SB 637 (Committee on Public Employment and Retirement) County employees' retirement: board of investment: powers.

Status: 07/05/2011-Chaptered by the Secretary of State, Chapter Number 48, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: The County Employees Retirement Act of 1937 prescribes the rights, benefits, and duties of members of the retirement systems established pursuant to its provisions. The act vests the management of these systems in a retirement board except in certain instances in which certain functions may be delegated to a board of investment. The act permits the retirement system of a county that exceeds a specified threshold of assets to form a board of investment which is responsible for all investments of the system. Existing law, applicable to Los Angeles County, authorizes a board of retirement to exercise the power to issue subpoenas and subpoenas duces tecum, and to compensate persons subpoenaed, as specified, for matters within the board's jurisdiction. This bill would extend the power to issue subpoenas and subpoenas duces tecum, and to compensate persons subpoenaed, described above, to the Board of Investment of the Los Angeles County Employees Retirement Association.

Position: Watch

SB 687 (Leno) Criminal procedure: informants.

Status: 08/01/2011-Chaptered by the Secretary of State, Chapter Number 153, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides that a conviction cannot be had upon the testimony of an accomplice unless that testimony is corroborated by such other evidence which tends to connect the defendant with the commission of the offense and that corroboration is not sufficient if it merely shows the commission of the offense or the circumstances thereof. This bill would additionally provide that a judge or jury may not enter a judgment of conviction upon a criminal defendant, find a special circumstance true, or use a fact in aggravation based solely on the uncorroborated testimony of an in-custody informant, as defined. The bill would provide that corroboration shall not be deemed sufficient if it merely shows the commission of the offense, the special circumstance, or the circumstance in aggravation. The bill would provide that the corroboration of an in-custody informant shall not be provided by the testimony of another in-custody informant.

Position: Watch

SB 695(Hancock) Medi-Cal: county juvenile detention facilities.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 647, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid Program provisions. Under existing law, an inmate of a public institution who is under 21 years of age is ineligible to receive Medi-Cal benefits for a specified period of time. This bill, subject to the receipt of federal financial participation, would, until January 1, 2014, provide that Medi-Cal benefits may be provided to an individual awaiting adjudication in a county juvenile detention facility if the individual is eligible to receive Medi-Cal benefits at the time he or she is admitted to the detention facility, or the individual is subsequently determined to be eligible for Medi-Cal benefits, and the county agrees to pay the state's share of Medi-Cal expenditures and the state's administrative costs for the above-described benefits and implementation of these provisions. This bill would provide for continuation of the Medi-Cal benefits until the date of the individual's adjudication, after which benefits would be suspended as provided in specified existing law, if the individual is an inmate of a public institution. This bill would set forth specified conditions that would affect the implementation of the above-described provisions.

Position: Support

SB 723(Pavley) Restraining orders.

Status: 08/01/2011-Chaptered by the Secretary of State, Chapter Number 155, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes any court with jurisdiction over a criminal matter to issue protective orders upon a good cause belief that harm to, or intimidation or dissuasion of, a victim or witness has occurred or is reasonably likely to occur. Existing case law has construed any order issued pursuant to this provision to be limited in scope and duration to the protection of victims and witnesses in connection with the criminal proceeding in which it is issued. Under existing law, contempt of a court order is a misdemeanor. This bill would expand the scope and duration of that provision. The bill would require, in all cases in which a criminal defendant has been convicted of a crime of domestic violence, the court to consider, at the time of sentencing, issuing an order restraining the defendant from any contact with the victim, regardless of whether the defendant is sentenced to the state prison or a county jail, or whether imposition of sentence is suspended and the defendant is placed on probation. The order would be valid for up to 10 years, as determined by the court. This bill contains other related provisions and other existing laws.

Position: Watch

SB 756(Price) Sex offender registration.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 363, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered

	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				
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Summary: Existing law requires persons who are subject to the Sex Offender Registration Act to, upon release from incarceration, placement, commitment, or release on probation, register or reregister with the chief of police of the city in which he or she is residing, or in which he or she is present if a transient, or the sheriff of the county if he or she is residing or is present in an unincorporated area or city that has no police department, as specified. A violation of the registration requirement is an offense that may be punished as a misdemeanor, or as a felony if additional circumstances exist. The bill would provide that if a person fails to so register after release, the district attorney in the jurisdiction where the person was to be paroled or to be on probation, or the district attorney in another specified jurisdiction if the person was not released on parole or probation, may request that a warrant be issued for the person's arrest and shall have authority to prosecute that person as specified.

Position: Watch

SB 796(Blakeslee) State hospitals: prohibited items: misdemeanor penalty.

Status: 08/31/2011-Chaptered by the Secretary of State, Chapter Number 201, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for state mental hospitals for the treatment of mentally disordered persons. Existing law places these hospitals under the jurisdiction of the State Department of Mental Health, and authorizes the department to adopt uniform rules and regulations regarding the conduct and management of these facilities, including prohibiting patients from possessing certain items. This bill would make the possession with the intent to deliver, or delivery, to a patient in a state hospital specified items, if they have been prohibited for possession by a patient either by statute or by regulation, a misdemeanor, punishable by a fine not to exceed \$1,000 for each item. The bill would also require the confiscation from a visitor of an item prohibited for possession by a patient if discovered upon being searched or subjected to a metal detector and would require, unless the item is held as evidence, the return of the item the same day. By creating a new crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

SB 819(Leno) Firearms.

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 743, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law authorizes the Department of Justice to require a firearms dealer to charge each firearm purchaser a fee, as specified, to fund various specified costs in connection with, among other things, a background check of the purchaser, and to fund the costs associated with the department's firearms-related regulatory and enforcement activities related to the sale, purchase, loan, or transfer of firearms. The bill would make related legislative findings and declarations. This bill would also authorize using those charges to fund the department's firearms-related regulatory and enforcement activities related to the possession of firearms, as specified.

Position: Watch

SB 852 (Harman) Corrections: victim notification.

Status: 09/29/2011-Chaptered by the Secretary of State, Chapter Number 364, Statutes of 2011

Is Urgency: Y

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the Department of Corrections and Rehabilitation, county sheriff, and director of the local department of corrections, upon request, to give notice, as specified, prior to the release from state prison or county jail, of any person convicted of specified offenses, or of any change in parole status or relevant change in parole location, or if the person absconds from supervision while on parole, to a victim of the offense and others, as specified. Existing law provides for this notice by telephone and certified mail, and requires those persons requesting notice to provide current address and telephone numbers, as specified. This bill would authorize providing that notice by telephone, certified mail, or electronic mail, as selected by the requesting party, if that method is available. This bill contains other related provisions and other existing laws.

Position: Watch

SB 913 (Pavley) Juvenile offenders: medical care.

Status: 09/06/2011-Chaptered by the Secretary of State, Chapter Number 256, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Under existing law, when a minor is taken into temporary custody and is in need of medical, surgical, dental, or other remedial care, the probation officer may authorize the performance of that care, as specified. Existing law requires the probation officer to notify the minor's parent or guardian prior to the provision of the medical care. This bill would additionally permit a probation officer to authorize a medical exam that complies with the regulations promulgated by the Corrections Standards Authority, without regard to the minor's need for medical care. The bill would also permit the probation officer to authorize the performance of reasonable medical or dental care if the minor is in need of the care and upon the recommendation of the attending physician or dentist, as specified. The bill would permit the probation officer to authorize additional treatment necessary for the health of the minor and recommended by the physician if the minor remains in the temporary custody of the probation officer. This bill would also require the probation officer to make reasonable efforts to notify and obtain the consent of the minor's parent or guardian prior to the provision of the medical or dental care.

Position: Support

SB 926 (Runner) Dependent children: relative placements: disclosure.

Status: 07/26/2011-Chaptered by the Secretary of State, Chapter Number 132, Statutes of 2011

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires a court to appoint counsel for a child who is not represented by counsel in dependency proceedings, except as specified. Counsel for the child is required to investigate the interests of the child beyond the scope of the juvenile proceeding, and report to the court other interests of the child that may require protection in other administrative or judicial proceedings. Existing law requires that in any case in

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which a child is removed from the physical custody of his or her parents due to abuse or neglect, preferential consideration be given to a request by a relative of the child for placement of the child with the relative. This bill would authorize counsel for the child or counsel's agent to disclose to a relative who is being assessed for the possibility of placement of the child the fact that the child is in custody and other related information, as specified. This bill contains other related provisions.

Position: Support and Seek Amendments

VETOED LEGISLATION

AB 142(Fuentes) Criminal procedure: pleas.

Status: 09/07/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the court, prior to the acceptance of a plea of guilty or nolo contendere, to advise the defendant that if he or she is not a citizen, conviction of the crime charged may result in deportation, exclusion from admission to the United States, or denial of naturalization. This bill would additionally require the court to advise the defendant that, if he or she is deported from the United States and returns illegally, he or she could be charged with a separate federal offense. The bill would make other conforming changes.

Governor's Message: I am returning Assembly Bill 142 without my signature. This measure would require a court to advise a defendant prior to the entry of a guilty plea or plea of nolo contendere of possible federal penalties associated with a future prosecution if the person is deported and if the person subsequently reenters the country illegally. While a criminal defendant must be correctly informed about the direct consequences of a plea, including potential immigration consequences, this measure goes beyond what is necessary by advising a criminal defendant about the consequences of future criminality. Sincerely, Edmund G. Brown Jr.

Position: Watch

AB 201(Butler) Veterans courts.

Status: 08/05/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for the diversion of specified criminal offenders in alternate sentencing and treatment programs. This bill would authorize superior courts to develop and implement veterans courts for eligible veterans of the United States military with the objective of, among other things, creation of a dedicated calendar or a locally developed collaborative court-supervised veterans mental health program or system that leads to the placement of as many mentally ill offenders who are veterans of the United States military, including those with post-traumatic stress disorder, traumatic brain injury, military sexual trauma, substance abuse, or any mental health problem stemming from military service, in community treatment as is feasible and consistent with public safety. The bill would provide that county participation is voluntary. The bill would declare the intent of the Legislature that, where there are statutory requirements for certain education or counseling programs to be included in the terms of probation, the components of those counseling terms would be required to be incorporated into the treatment programs that are designed to treat the underlying psychological disorders rather than requiring them in lieu of the psychological treatments.

Governor's Message: I am returning Assembly Bill 201 without my signature. This measure would authorize superior courts to establish dedicated programs to serve eligible veterans of the United States military. While the provisions of this bill are well-intended, they create a clear expectation that our courts--already struggling with painful budget cuts--will establish a new program. Given current budgetary constraints, the decision to adopt this kind of program--something already within the courts' authority--is better left to the sound discretion of the judiciary. Sincerely, Edmund G. Brown Jr.

Position: Neutral

AB 312(Lowenthal, Bonnie) Civil rights: homeless persons.

Status: 08/05/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chapered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law sets forth various personal rights and provides that all persons within California have the right to be free from violence, or intimidation by the threat of violence, because of, among other characteristics, their race, color, religion, ancestry, national origin, political affiliation, or sex. Existing law further permits an individual whose exercise or enjoyment of specified personal rights has been interfered with to bring a civil action for damages, including actual damages, exemplary damages, attorney's fees, injunctive relief, and other appropriate relief. Existing law requires the Department of Fair Employment and Housing to receive, investigate, and conciliate complaints that an individual's personal rights have been violated. This bill would specify that homeless persons, as defined, are entitled to the personal rights set forth under existing law, and would provide that a homeless person has the right to be free from violence or intimidation by threat of violence directed against that person on the basis of that person's status as a homeless person. The bill would also provide that these provisions shall not be construed to enlarge or diminish an existing duty, if any, by an owner of residential rental or commercial property to protect a homeless person who is present on the property from violence or intimidation by threats of violence. The bill would provide that these provisions are not to be construed to prohibit or restrict a public agency from the lawful enforcement of any law, and a public agency would not be subject to civil liability for that lawful enforcement.

Governor's Message: I am returning Assembly Bill 312 without my signature. This bill would expand the provisions of the Ralph Civil Rights Act to include homelessness or the perception that one is homeless, thereby creating new private and administrative enforcement remedies. It is undeniable that homeless people are vulnerable to victimization, but California already has very strong civil and criminal laws that provide sufficient protection. Sincerely, Edmund G. Brown Jr.

Position: Watch

AB 446(Carter) Juveniles: restorative justice program.

Status: 09/07/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chapered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law sets forth the purpose of juvenile court law, and provides that a minor under the jurisdiction of the juvenile court who is in need of protective services shall receive care, treatment, and guidance consistent with his or her best interest and the best interest of the public. Existing law provides that a minor under the jurisdiction of the juvenile court as a consequence of delinquent conduct shall, in conformity with the interests of public safety and protection, receive care, treatment, and guidance that is consistent with

his or her best interest, that holds the minor accountable for his or her behavior, and that is appropriate for his or her circumstances. This bill would authorize a county to adopt a restorative justice program to address the needs of minors, victims, and the community. The bill would require the restorative justice program to be implemented through a restorative justice protocol developed by the juvenile court in conjunction with the prosecutor, public defender, and other interested groups. The bill would prohibit the use of General Fund moneys to fund the program. The bill would include related findings and declarations.

Governor's Message: I am returning Assembly Bill 446 without my signature. This measure would authorize the use of restorative justice programs, but the courts already have the authority to create such programs. While the provisions of this bill are well-intended, they create a clear expectation that our courts--already struggling with painful budget cuts--will establish a new program. Given current budgetary constraints, the decision to adopt this kind of program is better left to the sound discretion of judges. Sincerely, Edmund G. Brown Jr.

Position: Watch

AB 568(Skinner) Pregnant inmates and wards: least restrictive restraints.

Status: 10/09/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the Corrections Standards Authority, and commencing July 1, 2012, the Board of State and Community Corrections, to establish minimum standards for state and local correctional facilities, including standards restricting the shackling of women in labor, during childbirth, and while in recovery after giving birth, and to review those standards biennially and make any appropriate revisions, as specified. This bill would require that the standards ensure that women who are pregnant not be shackled by the wrists, ankles, around the abdomen, or to another person, including during time spent outside a correctional facility, during transport to or from a correctional facility, during labor, delivery, and while in recovery after giving birth, except that the least restrictive restraints possible may be used when deemed necessary for the inmate, consistent with the legitimate security needs of the inmate, the staff, and the public, and the restraints would only remain in place as long as the threat exists. The bill would require the authority, and later the board, to develop these standards regarding the shackling of pregnant women as part of its biennial review of its standards. This bill contains other related provisions and other existing laws.

Governor's Message: At first blush, I was inclined to sign this bill because it certainly seems inappropriate to shackle a pregnant inmate unless absolutely necessary. However, the language of this measure goes too far, prohibiting not only shackling, but also the use of handcuffs or restraints of any kind except under ill-defined circumstances. Let's be clear. Inmates, whether pregnant or not, need to be transported in a manner that is safe for them and others. The restrictive criteria set forth in this bill go beyond what is necessary to protect the health and dignity of pregnant inmates and will only serve to sow confusion and invite lawsuits. I am returning Assembly Bill 568 without my signature. Sincerely, Edmund G. Brown Jr.

Position: Neutral

SB 28(Simitian) Vehicles: electronic wireless communications devices: prohibitions.

Status: 09/07/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law requires the Department of Motor Vehicles to examine applicants for specific driver's licenses and requires that the examination include, among other things, a test of the applicant's knowledge and understanding of the provisions of the Vehicle Code governing the operation of vehicles upon the highways. This bill would require the department to include a test of the applicant's understanding of the distractions and dangers of handheld cell phone use and text messaging while operating a motor vehicle. This bill contains other related provisions and other existing laws.

Governor's Message: I am returning Senate Bill 28 without my signature. I certainly support discouraging cell phone use while driving a car, but not ratcheting up the penalties as prescribed by this bill. For people of ordinary means, current fines and penalty assessments should be sufficient deterrent. Sincerely, Edmund G. Brown Jr.

Position: Watch

SB 296(Wright) Criminal street gangs: injunction: petition for exemption.

Status: 09/29/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law provides for injunctive relief from the unlawful activities of criminal street gangs, the duration of which is within the court's discretion. Existing law provides for injunctive relief from a person who engages in harassment, as specified, of a duration of not more than 3 years, and provides that, at any time within the 3 months before the expiration of the injunction prohibiting harassment, the plaintiff may apply for a renewal of that injunction by filing a new petition. This bill would provide that, in addition to any other administrative or judicial remedies, in an action relating to an injunction pursuant to specified provisions to enjoin criminal street gang activity, an individual may file with the court a petition on a form developed by the Judicial Council to exempt him or her from the injunction or portions of the injunction. The bill would require the petitioner to state that he or she meets specified conditions. The bill would allow the court to hold an evidentiary hearing and receive any relevant evidence in order to rule on any petition filed pursuant to these provisions. The bill would permit the court to require the petitioner to testify at this hearing. The bill would require the petitioner to notify any prosecuting agency that filed the action for injunction of the filing of the petition. The bill would permit the court to charge the petitioner for the reasonable costs of filing the petition. The bill would provide that its provisions pertaining to the petition process become operative on July 1, 2012. The bill would express legislative findings, declarations, and intent regarding the enactment of the above provisions.

Governor's Message: I am returning Senate Bill 296 without my signature. This measure would require that a special form be given to gang members when they are served with an injunction to make it easier to petition the court for an exclusion from the injunction. Under current law, people who are served with a gang injunction are given the full panoply of legal rights to contest an injunction against them. Prosecutors believe that this bill will increase meritless litigation in our courts which are already laboring under severe cut backs. I agree. Sincerely, Edmund G. Brown Jr.

Position: Watch

SB 350(Negrete McLeod) Public Employees' Retirement System: preretirement death benefits.

Status: 09/07/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered

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Summary: The Public Employees' Retirement Law provides preretirement death benefits for the surviving spouse or children, or both, as specified, of state members and specified school members not covered by the federal Social Security Act. That law prescribes various allowances for preretirement death benefits, as specified. That law specifies certain benefits known as the 1959 survivor allowance. This bill would require assets and liabilities of contracting agencies subject to those provisions to be pooled, as specified, after June 30, 2012. The bill would also provide that on and after July 1, 2012, certain members employed by a contracting agency entitled to receive benefits under the 1959 survivor allowance provisions instead receive increased benefits, as specified. This bill contains other related provisions and other existing laws.

Governor's Message: I am returning Senate Bill 350 without my signature. This bill allows CalPERS, for certain local government members, to combine three survivor benefit levels into the level with the highest benefit and to suspend employee premiums. Although the benefits increased by this bill are funded by substantial excess reserves, the changes this bill makes should be part of a more comprehensive pension reform. Sincerely, Edmund G. Brown Jr.

Position: Watch

SB 847(Correa) Medical Marijuana Program: zoning restrictions: residential use.

Status: 09/21/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered
	Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor				

Summary: Existing law, the Compassionate Use Act of 1996, an initiative measure, prohibits prosecution, pursuant to provisions of law relating to the possession or cultivation of marijuana, of a patient or a patient's primary caregiver who possesses or cultivates marijuana for the personal medical purposes of the patient upon the written or oral recommendation or approval of a physician. This bill would, also, prohibit a marijuana cooperative, collective, dispensary, operator, establishment, or provider from being located within a 600-foot radius of a residential zone or residential use unless a local ordinance, which may be more or less restrictive than the standard, is passed by the city council or county board of supervisors specifically regulating the location of these establishments in relation to residential zones or residential use. The bill would define "city" for these purposes to mean a general law city, a charter city, and a city and county. The bill would declare establishment of proximity standards to be of statewide concern and not a municipal affair. By changing the definition of an existing crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Governor's Message: I have already signed AB 1300 that gave cities and counties authority to regulate medical marijuana dispensaries -- an authority I believe they already had. This bill goes in the opposite direction by preempting local control and prescribing the precise locations where dispensaries may not be located. Decisions of this kind are best made in cities and counties, not the State Capitol. I am returning Senate Bill 847 without my signature. Sincerely, Edmund G. Brown Jr.

Position: Watch

SB 914(Leno) Search warrants: portable electronic devices.

Status: 10/09/2011-Vetoed by the Governor

Is Urgency: N

2YR/Dead	1st	1st	1st	1st	2nd	2nd	2nd	2nd	Conf./Conc.	Enrolled	Vetoed	Chaptered

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Summary: Existing law provides that a search warrant cannot be issued but upon probable cause supported by affidavit, naming or describing the person to be searched or searched for, and particularly describing the property, thing, or things and place to be searched. Existing case law authorizes arresting officers, without a warrant, to conduct a search incident to a lawful arrest, including to search the contents of a cellular telephone taken from a suspect during an arrest. This bill would prohibit the search of information contained in a portable electronic device, as defined, by a law enforcement officer incident to a lawful custodial arrest except pursuant to a warrant issued by a duly authorized magistrate using established procedures.

Governor's Message: I am returning Senate Bill 914 without my signature. This measure would overturn a California Supreme Court decision that held that police officers can lawfully search the cell phones of people who they arrest. The courts are better suited to resolve the complex and case-specific issues relating to constitutional search-and-seizures protections. Sincerely, Edmund G. Brown Jr.

Position: Watch