

**ASSEMBLY BILL**

**No. 694**

---

---

**Introduced by Assembly Member Gorell**

February 17, 2011

---

---

An act to amend Section 733 of the Welfare and Institutions Code, relating to juvenile offenders.

LEGISLATIVE COUNSEL'S DIGEST

AB 694, as introduced, Gorell. Juvenile offenders.

Existing law prohibits a person who has been or is adjudged a ward of the juvenile court on the ground that he or she has violated a law or ordinance defining a crime, other than a curfew based solely on age, from being committed to the Department of Corrections and Rehabilitation, Division of Juvenile Facilities if that person's most recent offense is not a specified serious or violent offense, or a specified sex offense.

This bill would expand the class of persons who may be committed to the Department of Corrections and Rehabilitation, Division of Juvenile Facilities to include a person described above if he or she was previously the subject of a petition in which it was alleged and was subsequently admitted or found to be true by the court that the ward committed a specified serious or violent offense, or a specified sex offense.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 733 of the Welfare and Institutions Code  
2 is amended to read:

3 733. (a) A ward of the juvenile court who meets any condition  
4 described below shall not be committed to the Department of  
5 Corrections and Rehabilitation, Division of Juvenile Facilities:

6 (a)

7 (1) The ward is under 11 years of age.

8 (b)

9 (2) The ward is suffering from any contagious, infectious, or  
10 other disease that would probably endanger the lives or health of  
11 the other inmates of any facility.

12 (c)

13 (3) The ward has been or is adjudged a ward of the court  
14 pursuant to Section 602, and ~~the most recent offense alleged in he~~  
15 ~~or she is or was previously the subject of any petition in which it~~  
16 ~~was alleged and was subsequently admitted or found to be true by~~  
17 ~~the court is not that the ward committed an offense that is described~~  
18 ~~in subdivision (b) of Section 707, unless the offense or an offense~~  
19 ~~that is a sex offense set forth in subdivision (c) of Section 290.008~~  
20 of the Penal Code. This subdivision shall be effective on and after  
21 September 1, 2007.

22 (b) *The amendments to this section enacted by the act adding*  
23 *this subdivision shall take effect on January 1, 2012.*