

ASSEMBLY BILL

No. 2534

Introduced by Assembly Member Dababneh

February 21, 2014

An act to amend Section 4115.55 of the Penal Code, relating to inmates.

LEGISLATIVE COUNSEL'S DIGEST

AB 2534, as introduced, Dababneh. Inmates: county jails.

Existing law authorizes the Secretary of the Department of Corrections and Rehabilitation to establish and operate facilities to be known as community correctional centers, and authorizes the secretary to enter into contracts with appropriate public or private agencies to provide housing, sustenance, and supervision for inmates who are eligible for placement in those facilities.

Existing law authorizes the board of supervisors to enter into a contract with other public agencies, upon agreement with the sheriff or director of the county department of corrections, to provide housing for inmates sentenced to a county jail in community correctional facilities, as specified, and requires that those facilities comply with minimum standards for local detention facilities.

This bill would authorize the board of supervisors of the County of Los Angeles, upon agreement with the sheriff of the County of Los Angeles, to enter into a contract with private agencies to provide housing for those inmates.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Los Angeles.

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

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

1 SECTION 1. Section 4115.55 of the Penal Code is amended
2 to read:

3 4115.55. (a) Upon agreement with the sheriff or director of
4 the county department of corrections, a board of supervisors may
5 enter into a contract with other public agencies to provide housing
6 for inmates sentenced to a county jail in community correctional
7 facilities created pursuant to Article 1.5 (commencing with Section
8 2910) of Chapter 7 of Title 1 or Chapter 9.5 (commencing with
9 Section 6250) of Title 7.

10 (b) *Upon agreement with the sheriff of the County of Los*
11 *Angeles, the board of supervisors of the County of Los Angeles*
12 *may enter into a contract with private agencies to provide housing*
13 *for inmates sentenced to a county jail in community correctional*
14 *facilities created pursuant to Article 1.5 (commencing with Section*
15 *2910) of Chapter 7 of Title 1 or Chapter 9.5 (commencing with*
16 *Section 6250) of Title 7.*

17 ~~(b)~~

18 (c) Facilities operated pursuant to agreements entered into under
19 ~~subdivision~~ subdivisions (a) and (b) shall comply with the
20 minimum standards for local detention facilities as provided by
21 Chapter 1 (commencing with Section 3000) of Division 3 of Title
22 15 of the California Code of Regulations.

23 SEC. 2. The Legislature finds and declares that a special law
24 is necessary and that a general law cannot be made applicable
25 within the meaning of Section 16 of Article IV of the California
26 Constitution because of the unique circumstances concerning the
27 County of Los Angeles, which include all of the following: (1) the
28 county has been under a federal court-ordered population cap for
29 over 30 years to reduce its jail inmate population, which is currently
30 at 143 percent of design capacity; (2) as a result of the
31 implementation of the 2011 Public Safety Realignment, the
32 county’s jail system houses approximately 7,000 additional inmates
33 at any given time, an increase of 25 percent; and (3) due to this
34 population increase, the resulting overcrowding in the county jail
35 system, and the federal court order, inmates sentenced to county
36 jail for a crime punishable pursuant to provisions other than
37 subdivision (h) of Section 1170 of the Penal Code are serving only

- 1 10 to 40 percent, inclusive, of their sentence before being released
- 2 early to the community.

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