

AMENDED IN ASSEMBLY JUNE 17, 2014  
AMENDED IN ASSEMBLY MAY 5, 2014  
AMENDED IN SENATE JANUARY 29, 2014  
AMENDED IN SENATE JANUARY 9, 2014

**SENATE BILL**

**No. 466**

---

---

**Introduced by Senator DeSaulnier  
(Coauthor: Senator Wolk)**

February 21, 2013

---

---

An act to add and repeal Chapter 4 (commencing with Section 11480) of Title 1 of Part 4 of the Penal Code, relating to the California Institute for Criminal Justice Policy.

LEGISLATIVE COUNSEL'S DIGEST

SB 466, as amended, DeSaulnier. California Institute for Criminal Justice Policy.

Existing law requires the California Law Revision Commission to study, and limits the commission to studying, topics approved by resolution of the Legislature. Existing law requires the commission to examine statutes to discover defects and recommend reforms.

This bill would establish the California Institute for Criminal Justice Policy ~~for the purpose of facilitating a comprehensive and coordinated approach to delineate effective public safety and justice systems through the use of evidence-based practices, the promulgation of cost-benefit analyses of criminal justice legislation to promulgate a statewide plan for public safety, and the development of strategies based on data and science that reduce recidivism and hold offenders accountable. and would require the institute to consult with certain entities, as specified, in order to conduct a cost-benefit analysis of, and to develop a ranking~~

*of, the effectiveness of crime prevention programs, rehabilitation programs, and recidivism reduction programs located in California. The bill would also authorized the institute to conduct additional research at the request of the Legislature.* This bill would request the University of California to house the institute. The bill would become operative after a determination by the Director of ~~the Department of~~ Finance that sufficient private funds have been deposited with the state to fully support the startup and operational activities of the institute for one year, ~~would remain operative upon~~ *be inoperative until* funding ~~being~~ *is* made available in the annual Budget Act, and would be repealed as of January 1, 2018.

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. Chapter 4 (commencing with Section 11480) is  
 2 added to Title 1 of Part 4 of the Penal Code, to read:

3  
 4 CHAPTER 4. CALIFORNIA INSTITUTE FOR CRIMINAL JUSTICE  
 5 POLICY

6  
 7 11480. The Legislature finds and declares all of the following:

8 (a) For the past 30 years, California’s criminal justice system  
 9 has experienced ongoing problems, including dangerous prison  
 10 overcrowding. In 2006, California’s prison population reached  
 11 173,000 inmates, at 202 percent of design capacity. State spending  
 12 on corrections increased by 31 percent in the last decade resulting  
 13 in reduced funding for higher education, health and social services,  
 14 and the courts and local law enforcement.

15 (b) Parole reform in 2009 and the 2011 Public Safety  
 16 Realignment significantly reduced prison populations for the first  
 17 time in decades. Nonetheless, prisons are still over capacity, jail  
 18 expansion is increasing across the state, and too few justice system  
 19 entities have embraced evidence-based practices to increase safety  
 20 and reduce criminal justice costs.

21 (c) California needs an independent data-driven institution to  
 22 promulgate best practices in criminal justice and guide the state  
 23 in a transition from a problem-plagued justice system to  
 24 evidence-based practices. A dedicated, independent institute can

1 carry out nonpartisan practical research to address the continuing  
2 issues in the criminal justice system and delineate models for  
3 effective public safety and justice systems.

4 (d) Instituting best practices in the criminal justice system will  
5 ultimately save the state money through reduced litigation costs.  
6 A 2010 report by the Inspector General of California found that  
7 the state paid more than ~~\$139 million~~ *one hundred thirty-nine*  
8 *million dollars (\$139,000,000)* between 1997 and 2010 in litigation  
9 costs for 12 major class action cases associated with the treatment  
10 of inmates and wards in the state. By addressing these issues in a  
11 comprehensive manner, future lawsuits could be avoided, and the  
12 costs of the existing ongoing litigation could be mitigated.

13 11480.01. (a) There is hereby established in the state  
14 government the California Institute for Criminal Justice Policy.

15 ~~The purposes of the institute shall include, but need not be~~  
16 ~~limited to, the facilitation of a comprehensive and coordinated~~  
17 ~~approach to delineate effective public safety and justice systems~~  
18 ~~through the use of evidence-based practices, the promulgation of~~  
19 ~~cost-benefit analyses of criminal justice legislation to promulgate~~  
20 ~~a statewide plan for public safety, and the development of strategies~~  
21 ~~based on data and science that reduce recidivism and hold offenders~~  
22 ~~accountable.~~

23 (b) *The California Institute for Criminal Justice Policy shall*  
24 *consult with the University of California, with one or more*  
25 *university-based programs with expertise in evaluating*  
26 *rehabilitation programs, and with any other appropriate person*  
27 *or entity, in order to conduct a cost-benefit analysis of, and to*  
28 *develop a ranking of, the effectiveness of crime prevention*  
29 *programs, rehabilitation programs, and recidivism reduction*  
30 *programs located in California.*

31 (c) *The California Institute for Criminal Justice Policy may*  
32 *conduct additional research at the request of the Legislature and,*  
33 *in conducting that research, shall draw upon its repository of*  
34 *useful studies.*

35 11481. The Legislature requests that the University of  
36 California house the California Institute for Criminal Justice Policy  
37 to facilitate independent and nonpartisan research on issues related  
38 to criminal justice and public safety by experts in the University  
39 of California system and beyond.

1 11483. (a) This chapter shall become operative only after the  
2 Director of ~~the Department of~~ Finance determines that private  
3 funds, in an amount sufficient to fully support the startup and  
4 operational activities of the California Institute for Criminal Justice  
5 Policy for one year from the date of implementation, have been  
6 deposited with the state. If the director determines that sufficient  
7 funding has been secured to support those activities, he or she shall  
8 file a written statement with the Secretary of the Senate, the Chief  
9 Clerk of the Assembly, and the Legislative Counsel memorializing  
10 that this determination has been made.

11 (b) Once the funds deposited with the state and determined by  
12 the director to be sufficient to fully support the startup and  
13 operational activities of the California Institute for Criminal Justice  
14 Policy for one year from the date of implementation, pursuant to  
15 subdivision (a), have been expended, this chapter shall ~~remain~~  
16 ~~operative upon~~ *be inoperative until* an appropriation ~~being~~ *is* made  
17 in the annual Budget Act to implement the purposes, objectives,  
18 and operations of the California Institute for Criminal Justice  
19 Policy.

20 (c) This chapter shall remain in effect only until January 1, 2018,  
21 and as of that date is repealed, unless a later enacted statute, that  
22 is enacted before January 1, 2018, deletes or extends that date.