

Senate Bill No. 1420

Passed the Senate April 16, 1998

Secretary of the Senate

Passed the Assembly June 15, 1998

Chief Clerk of the Assembly

This bill was received by the Governor this ____ day
of _____, 1998, at ____ o'clock __M.

Private Secretary of the Governor

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CHAPTER _____

An act to amend Sections 9000 and 9009 of the Penal Code, relating to electronic monitoring.

LEGISLATIVE COUNSEL'S DIGEST

SB 1420, Rainey. Continuous electronic monitoring: parolees, probationers, and jail inmates.

Existing law provides for the establishment of a pilot project in the Counties of San Diego and San Mateo that uses continuous electronic monitoring to keep track of the whereabouts of probationers and persons released from jail, establishes procedures and requirements for the electronic monitoring system's implementation, and requires the electronic monitoring system to have the capacity to communicate with the computer systems of law enforcement agencies. Existing law requires the Boards of Supervisors of the Counties of San Diego and San Mateo to evaluate any pilot project conducted pursuant to these provisions and submit a report on the evaluation to the Legislature on or before January 1, 2000.

Existing law also provides for the repeal of these provisions on January 1, 2001, unless a later enacted statute, that is enacted before January 1, 2001, deletes or extends that date.

This bill would authorize the County of Contra Costa to participate in the pilot project, would require the boards of supervisors for those 3 counties instead to submit a preliminary report on the evaluation to the Legislature on or before January 1, 2000, and a final report no later than January 1, 2002, and would change the repeal date from January 1, 2001, to January 1, 2003.

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

SECTION 1. Section 9000 of the Penal Code is amended to read:

9000. (a) Notwithstanding any other provision of law, the Boards of Supervisors of the Counties of Contra



Costa, San Diego, and San Mateo may authorize the county probation department or correctional administrator to create a pilot project to utilize continuous electronic monitoring to electronically monitor the whereabouts of probationers and persons released from jail, as provided by this chapter. The Department of Corrections and the Department of the Youth Authority may participate in the pilot projects authorized by this chapter for parolees and persons released from custody by those departments for continuous electronic monitoring to electronically monitor the whereabouts of those persons in those counties once the board of supervisors establishes a county pilot project as provided by this chapter.

(b) Any program of continuous electronic monitoring established pursuant to this chapter shall have as its primary objective the enhancement of public safety through the reduction in the number of people being victimized by crimes committed by persons on parole or probation or released from custody.

(c) It is the intent of the Legislature in enacting this chapter to specifically expand the authority of a supervising authority acting pursuant to this chapter to implement a program of monitoring to include a system of continuous electronic monitoring that conforms with the requirements of this chapter.

(d) For the purposes of this chapter, “supervising authority” means the Department of Corrections, the Department of the Youth Authority, and a correctional administrator or probation department authorized by a board of supervisors to utilize continuous electronic monitoring.

(e) Operation of a pilot project authorized by a county board of supervisors pursuant to this chapter shall be contingent on the Counties of Contra Costa, San Diego, and San Mateo obtaining sufficient funds for this purpose.

SEC. 2. Section 9009 of the Penal Code is amended to read:

9009. (a) The Boards of Supervisors of the Counties of Contra Costa, San Diego, and San Mateo shall evaluate



any pilot project conducted pursuant to this chapter and submit a preliminary report on the evaluation to the Legislature on or before January 1, 2000 and a final report thereon to the Legislature on or before January 1, 2002.

(b) This chapter shall remain in effect only until January 1, 2003, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2003, deletes or extends that date.



Approved _____, 1998

Governor

