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AB-2606 Criminal justice: supervised release file. (2019-2020)

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Assembly Bill No. 2606

CHAPTER 332

An act to amend Section 14216 of the Penal Code, relating to criminal procedure.

[Approved by Governor September 30, 2020. Filed with Secretary of State September 30, 2020.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2606, Cervantes. Criminal justice: supervised release file.

Existing law requires the Department of Justice, in conjunction with the Department of Corrections and Rehabilitation, to update any supervised release file that is available to law enforcement on the California Law Enforcement Telecommunications System (CLETS), as specified, to reflect newly paroled inmates.

This bill would require each county probation department or other supervising county agency to update any supervised release file that is available to them on CLETS by entering any person that is placed on any form of postconviction supervision within their jurisdiction, as specified.

By creating additional duties for local agencies, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 14216 of the Penal Code is amended to read:

14216. (a) The Department of Justice, in conjunction with the Department of Corrections and Rehabilitation, shall update any supervised release file that is available to law enforcement on the California Law Enforcement Telecommunications System every 10 days to reflect the most recent inmates paroled from facilities under the jurisdiction of the Department of Corrections and Rehabilitation.

(b) The Department of Justice, in consultation with the State Department of State Hospitals, shall also update any supervised release file that is available to law enforcement on the California Law Enforcement Telecommunications System every 10 days to reflect patients undergoing community mental health treatment and supervision through the Forensic Conditional Release

Program administered by the State Department of State Hospitals, other than individuals committed as incompetent to stand trial pursuant to Chapter 6 (commencing with Section 1367) of Title 10 of Part 2.

(c) Each county probation department or other supervising county agency shall every 10 days, update any supervised release file that is available to them on the California Law Enforcement Telecommunications System by entering any person placed onto postconviction supervision within their jurisdiction and under their authority, including persons on probation, mandatory supervision, and postrelease community supervision.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.