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ACA-10 Parole. (2025-2026)

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CALIFORNIA LEGISLATURE— 2025–2026 REGULAR SESSION

**ASSEMBLY
AMENDMENT**

CONSTITUTIONAL

NO. 10

Introduced by Assembly Member DeMaio

March 05, 2025

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 32 of Article I thereof, relating to parole.

LEGISLATIVE COUNSEL'S DIGEST

ACA 10, as introduced, DeMaio. Parole.

The California Constitution makes a person convicted of a nonviolent felony offense and sentenced to state prison eligible for parole after completing the full term of their primary offense. The California Constitution gives the Department of Corrections and Rehabilitation authority to award credits for good behavior and approved rehabilitative or educational achievements. The California Constitution requires the department to adopt regulations for these purposes.

This measure would repeal those provisions.

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 2025–26 Regular Session commencing on the second day of December 2024, two-thirds of the membership of each house concurring, hereby proposes to the people of the State of California, that the Constitution of the State be amended as follows:

That Section 32 of Article I thereof is repealed.

~~SEC. 32.(a)The following provisions are hereby enacted to enhance public safety, improve rehabilitation, and avoid the release of prisoners by federal court order, notwithstanding anything in this article or any other provision of law:~~

~~(1)Parole Consideration: Any person convicted of a nonviolent felony offense and sentenced to state prison shall be eligible for parole consideration after completing the full term for his or her primary offense.~~

~~(A) For purposes of this section only, the full term for the primary offense means the longest term of imprisonment imposed by the court for any offense, excluding the imposition of an enhancement, consecutive sentence, or alternative sentence.~~

~~(2) Credit Earning: The Department of Corrections and Rehabilitation shall have authority to award credits earned for good behavior and approved rehabilitative or educational achievements.~~

~~(b) The Department of Corrections and Rehabilitation shall adopt regulations in furtherance of these provisions, and the Secretary of the Department of Corrections and Rehabilitation shall certify that these regulations protect and enhance public safety.~~