

**Assembly Bill No. 1832**

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Passed the Assembly August 21, 2006

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*Chief Clerk of the Assembly*

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Passed the Senate August 16, 2006

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2006, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to add Section 1203.15 to the Penal Code, relating to probation.

## LEGISLATIVE COUNSEL'S DIGEST

AB 1832, Bermudez. Probation: alcohol-related offenses: conditions.

Existing law authorizes or requires a court to impose specific conditions of probations on a person convicted of certain offenses.

This bill would make legislative findings and declarations concerning the usefulness of continuous remote alcohol monitoring systems.

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

SECTION 1. The Legislature hereby finds and declares that many offenders who are convicted of crimes in which alcohol is a factor in the commission spend insignificant periods of time in a correctional setting. Due to overcrowding in local jails, these offenders often spend little time in confinement despite the fact that minimal time in confinement is prescribed. Additionally, large probation case loads make it very hard for probation officers to continuously supervise those who are convicted of criminal activity in which alcohol is a factor in the commission of the crime.

Therefore, it is in the best interest of the people of the State of California to employ modern technology to determine whether those placed on probation, and those who are released prematurely due to overcrowding in correctional facilities are in fact adhering to the conditions of their probation or parole. Sentencing courts should give due consideration to a wide range of monitoring systems, including continuous remote alcohol monitoring systems, to determine if the violator is in fact adhering to the conditions of probation or parole. These systems can aid the court in determining whether or not the conditions of probation and parole are being followed. Courts should have

flexibility in considering numerous monitoring systems that can be focused on ensuring the accountability of the offender. The cost of these systems shall be borne by the offender, and shall ensure a greater degree of accountability.

Approved \_\_\_\_\_, 2006

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*Governor*