

AMENDED IN SENATE MAY 18, 2010
AMENDED IN ASSEMBLY JUNE 1, 2009
AMENDED IN ASSEMBLY MAY 4, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 589

**Introduced by ~~Assembly Member Cook~~ *Assembly Members Cook
and Nava***
**(~~Coauthors: Assembly Members DeVore, Gilmore, Salas, Saldana,
and Yamada~~)**

February 25, 2009

~~An act to add Section 3073.5 to the Penal Code, relating to veterans.
An act to add Section 12804.11 to the Vehicle Code, relating to vehicles.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 589, as amended, ~~Cook. Department of Corrections and
Rehabilitation: contracts: county veterans service officers: incarcerated
veterans. Vehicles: driver's licenses and identification cards: issuance
and renewal: registered sex offenders.~~

Existing law requires the Department of Motor Vehicles, upon proper application, to issue driver's licenses and identification cards.

Existing law requires a person convicted of certain sex offenses to register with the chief of police or sheriff of the city or county in which the person is residing or located, and with the chief of police of a campus of the University of California, the California State University, or community college if he or she is residing or located upon the campus or in any of its facilities, within 5 working days of coming into, or changing his or her residence or location. This requirement applies for the rest of the person's life while residing or present in this state.

This bill would require the Department of Motor Vehicles to issue a distinctive original driver's license, identification card, or a renewal of that driver's license or identification card that displays a distinctive color, as specified, to a person required to be registered as a sex offender. In addition to any other requirement, the bill would require the applicant to provide a current photograph and address verification to the department for the original license, identification card, and for each renewal.

~~Existing law requires a county veterans service officer to assist every veteran of any war of the United States and the dependents of every deceased veteran in presenting and pursuing any claim the veteran may have against the United States and in establishing the veteran's right to any privilege, preference, care, or compensation provided for by the laws of the United States or of this state.~~

~~This bill would allow the Department of Corrections and Rehabilitation or a local law enforcement agency to contract with county veterans service officers in the county where the state or local correctional facility is located to assist an incarcerated veteran, as defined, and the veteran's dependents in presenting and pursuing any claims, as specified, and in establishing the veteran's and dependent's right to any privilege, preference, care, or compensation provided for by the laws of the United States or of this state. This bill would authorize the department or local enforcement agency to, pursuant to the contract, compensate a county veterans service officer for the assistance provided, as specified. The bill provide that no more than 6 correctional facilities, as designated by the department, may be the subject of these contracts.~~

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. Section 12804.11 is added to the Vehicle Code,*
- 2 *to read:*
- 3 *12804.11. (a) The department shall not issue an original*
- 4 *driver's license, driver's license renewal, identification card, or*
- 5 *a renewal of an identification card to a person required to be*
- 6 *registered under Section 290 of the Penal Code, except as*
- 7 *authorized under this section.*
- 8 *(b) The department shall issue a distinctive driver's license or*
- 9 *identification card, or a renewal of that license or identification*

1 *card that displays a distinctive color or a distinctively colored*
2 *stripe or other distinguishing characteristic, to a person required*
3 *to register under Section 290 of the Penal Code. A person required*
4 *to register under Section 290 of the Penal Code shall carry his or*
5 *her driver's license or identification card issued by the department*
6 *at all times, outside of his or her place of residence.*

7 (c) *In addition to any other requirement for a driver's license*
8 *or identification card, or a renewal of that license or identification*
9 *card, the department shall require the applicant to provide a*
10 *current photograph and address verification for the original license*
11 *or identification card, and for each renewal.*

12 ~~SECTION 1. Section 3073.5 is added to the Penal Code, to~~
13 ~~read:~~

14 ~~3073.5. (a) The Department of Corrections and Rehabilitation~~
15 ~~or a local law enforcement agency may contract with county~~
16 ~~veterans service officers in the county where the state or local~~
17 ~~correctional facility is located to assist an incarcerated veteran and~~
18 ~~the veteran's dependents in presenting and pursuing claims as the~~
19 ~~veteran and dependent may have against the United States arising~~
20 ~~out of war service and in establishing the veteran's and dependent's~~
21 ~~right to any privilege, preference, care, or compensation provided~~
22 ~~for by the laws of the United States or of this state. The department~~
23 ~~or local enforcement agency may, pursuant to the contract,~~
24 ~~compensate a county veterans service officer for the assistance~~
25 ~~provided at a rate of no more than twenty thousand dollars~~
26 ~~(\$20,000) annually.~~

27 ~~(b) No more than six correctional facilities, as designated by~~
28 ~~the Department of Corrections and Rehabilitation, may be the~~
29 ~~subject of contracts entered into pursuant to subdivision (a).~~

30 ~~(c) For purposes of this section, "incarcerated veteran" means~~
31 ~~a veteran described in Section 920 of the Military and Veterans~~
32 ~~Code who is incarcerated in a state or local correctional facility,~~
33 ~~but does not include a veteran who has been dishonorably~~
34 ~~discharged or who has a bad-conduct discharge.~~