

AMENDED IN SENATE MAY 17, 2012
AMENDED IN ASSEMBLY FEBRUARY 28, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1445

**Introduced by Assembly Member Mitchell
(Coauthor: Assembly Member Bonnie Lowenthal)**

January 4, 2012

An act to amend Section 4025.5 of the Penal Code, relating to jails.

LEGISLATIVE COUNSEL'S DIGEST

AB 1445, as amended, Mitchell. Jails: *county inmate welfare fund funds.*

Existing law provides that the sheriff of each county may maintain an inmate welfare fund to be kept in the treasury of the county into which profit from a store operated in connection with the county jail, 10% of all gross sales of inmate hobbycraft, and any rebates or commissions received from a telephone company, as specified, is required to be deposited. Existing law authorizes the sheriff to expend money from the fund to assist indigent inmates, prior to release, with clothes and transportation expenses, as specified.

Existing law, until January 1, 2013, creates a pilot program that authorizes the sheriff of certain counties and the Chief of Correction of Santa Clara County to spend money from the inmate welfare fund for the purpose of assisting indigent inmates with the reentry process within 14 days after the inmate's release from the county jail or other adult detention facility, as specified. *Existing law specifies that the assistance provided may include, but is not limited to, work placement, counseling, obtaining proper identification, education, and housing.*

This bill would ~~authorize the program to operate indefinitely~~ *extend the operation of those provisions until January 1, 2015*, and would add the Counties of Marin, *Napa*, San Luis Obispo, and Ventura to the program. The bill would authorize the sheriffs of counties participating in the program; or, ~~in Santa Clara County~~, the county officer responsible for operating the jails, to spend money from the inmate welfare fund for the purpose of assisting indigent inmates with the reentry process within 30 days after the inmate’s release from the county jail or other adult detention facility, as specified. *The bill would also specify that money from the inmate welfare fund shall not be used under the pilot program to provide services that are required to be provided by the sheriff or county, as specified.*

Vote: majority. Appropriation: no. Fiscal committee: no.
 State-mandated local program: no.

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

1 SECTION 1. Section 4025.5 of the Penal Code is amended to
 2 read:
 3 4025.5. (a) There is hereby created a *pilot* program in the
 4 Counties of Alameda, Kern, Los Angeles, Marin, *Napa*, Orange,
 5 Sacramento, San Bernardino, San Francisco, San Diego, San Luis
 6 Obispo, Santa Barbara, Santa Clara, Stanislaus, and Ventura. In
 7 each county, the sheriff; or, ~~in the County of Santa Clara~~, the
 8 county officer responsible for operating the jails; may expend
 9 money from the inmate welfare fund to provide indigent inmates,
 10 after release from the county jail or any other adult detention
 11 facility under the jurisdiction of the sheriff; or, ~~in the County of~~
 12 ~~Santa Clara~~, the county officer responsible for operating the jails,
 13 assistance with the reentry process within 30 days after the inmate’s
 14 release. The assistance provided may include, ~~but is not limited~~
 15 ~~to~~, work placement, counseling, obtaining proper identification,
 16 education, and housing.
 17 (b) *Nothing in this section authorizes money from the inmate*
 18 *welfare fund to be used to provide any services that are required*
 19 *to be provided by the sheriff or the county. Money in the fund shall*
 20 *supplement existing services, and shall not be used to supplant*
 21 *any existing funding for services provided by the sheriff or the*
 22 *county.*

1 (c) *This section shall remain in effect only until January 1, 2015,*
2 *and as of that date is repealed, unless a later enacted statute, that*
3 *is enacted before January 1, 2015, deletes or extends that date.*

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