

Introduced by Senator Negrete McLeod

February 18, 2011

An act to add Section 1203.83 to the Penal Code, relating to probation.

LEGISLATIVE COUNSEL'S DIGEST

SB 678, as introduced, Negrete McLeod. Probation: community corrections multidisciplinary teams.

Existing law authorizes the members of multidisciplinary teams engaged in the prevention, identification, and control of juvenile crime to share certain information with each other, as specified.

This bill would, in addition, authorize the members of community corrections multidisciplinary teams engaged in providing community corrections supervision, treatment, and services, to exchange nonprivileged information and writings with one another relating to incidents of adult crime, 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 1203.83 is added to the Penal Code, to
2 read:
3 1203.83. (a) Notwithstanding any other provision of law,
4 members of a community corrections multidisciplinary team may
5 disclose and exchange nonprivileged information and writings to
6 and with one another relating to any incidents of adult crime that
7 may be part of an adult court record or designated as confidential
8 under state law if the member of the team having that information

1 or writing reasonably believes it is generally relevant to providing
2 community corrections supervision and services. Every member
3 of a community corrections multidisciplinary team who receives
4 that information or writings shall be under the same privacy and
5 confidentiality obligations and subject to the same penalties for
6 violating those obligations as the person disclosing or providing
7 the information or writings. The information obtained shall be
8 maintained in a manner that ensures the protection of
9 confidentiality.

10 (b) As used in this section, “nonprivileged information” means
11 any information not subject to a privilege pursuant to Division 8
12 (commencing with Section 900) of the Evidence Code.

13 (c) As used in this section, “community corrections” means the
14 placement of persons convicted of a felony offense under probation
15 supervision, with conditions imposed by a court for a specified
16 period.

17 (d) As used in this section, “multidisciplinary team” means any
18 team of three or more persons, the members of which are engaged
19 in providing community corrections supervision, treatment, and
20 services. The team may include, but is not limited to:

- 21 (1) Probation officers.
- 22 (2) Police officers, sheriffs’ deputies, and other law enforcement
23 officers.
- 24 (3) Social workers.
- 25 (4) Health and mental health providers.
- 26 (5) Substance abuse treatment providers.
- 27 (6) Education professionals.
- 28 (7) Employment coordinators.
- 29 (8) Representatives from community-based organizations with
30 experience in successfully providing rehabilitative services.