

AMENDED IN ASSEMBLY MARCH 21, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 810**

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**Introduced by Assembly Member Muratsuchi**

February 21, 2013

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An act to add Section 11082 to the Penal Code, relating to law enforcement.

LEGISLATIVE COUNSEL'S DIGEST

AB 810, as amended, Muratsuchi. Law enforcement: data sharing.

*Existing law requires the Department of Justice to maintain state summary criminal history information, which is the master record of information compiled by the Attorney General pertaining to the identification and criminal history of any person, such as name, date of birth, physical description, fingerprints, photographs, dates of arrests, arresting agencies and booking numbers, charges, dispositions, and similar data. Existing law requires the Attorney General to furnish state summary criminal history information to specified entities, including state courts, peace officers, district attorneys and public defenders, city attorneys, and probation and parole officers, among others.*

*This bill would require the Attorney General to examine the feasibility of an intercounty criminal offender database that would be accessible to local law enforcement agencies, including municipal police departments, for the purpose of facilitating and enhancing local law enforcement operations by ensuring readily available information on criminal offenders. The bill would require the Attorney General to consult with specified entities. The bill would require the Attorney General to report its findings by July 1, 2014, as provided.*

Existing law requires all basic information stored in state or local criminal offender record information systems to be recorded in a prescribed form. For each arrest made, existing law requires the reporting agency to report to the Department of Justice concerning each arrest, the applicable identification and arrest data, and fingerprints.

~~This bill would state that it is the intent of the Legislature to enact legislation to ensure that appropriate methods are devised to allow law enforcement agencies to share data, as specified.~~

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

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

1     SECTION 1. Section 11082 is added to the Penal Code, to  
 2     read:

3     11082. (a) The Attorney General, in consultation with the  
 4     California Police Chiefs Association, the California District  
 5     Attorneys Association, the California State Sheriffs Association,  
 6     the California Peace Officers Association, the Los Angeles County  
 7     Sheriff’s Department, the Department of Corrections and  
 8     Rehabilitation, the Governor’s Office, the Board of State and  
 9     Community Corrections, the Chief Probation Officers of California,  
 10     and the League of California Cities, shall examine the feasibility  
 11     of an intercounty criminal offender database to be accessible to  
 12     local law enforcement agencies, including municipal police  
 13     departments, for the purpose of facilitating and enhancing local  
 14     law enforcement operations by ensuring readily available  
 15     information on criminal offenders.

16     (b) The Attorney General shall report the findings of the  
 17     examination conducted pursuant to subdivision (a) to the Assembly  
 18     Committee on Public Safety and the Senate Committee on Public  
 19     Safety by July 1, 2014.

20     (c) The requirement for submitting a report imposed under  
 21     subdivision (b) is inoperative on July 1, 2018, pursuant to Section  
 22     10231.5 of the Government Code.

23     ~~SECTION 1. It is the intent of the Legislature to enact~~  
 24     ~~legislation to ensure that appropriate methods are devised to allow~~  
 25     ~~law enforcement agencies to share data, including providing~~  
 26     ~~accurate, timely information on ex-offenders from existing~~  
 27     ~~databases within state and county agencies to local law enforcement~~

- 1 ~~entities to facilitate their ability to monitor, and if necessary~~
- 2 ~~apprehend, ex-offenders released into their communities.~~

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