

Introduced by Senator Lara

February 21, 2014

An act to add Section 18.5 to the Penal Code, relating to misdemeanors.

LEGISLATIVE COUNSEL'S DIGEST

SB 1310, as introduced, Lara. Misdemeanors: maximum sentence.

Existing law defines a crime or public offense as an act committed or omitted in violation of a law forbidding or commanding it, and to which is annexed, upon conviction, specified punishments, including, among others, imprisonment. Under existing law, a crime that is punishable by imprisonment in a county jail for a period not to exceed a year is a misdemeanor. Existing law includes many misdemeanors with specified punishments permitting confinement in a county jail not to exceed one year.

This bill would require that every offense punishable by imprisonment in a county jail up to or not exceeding one year be punishable by imprisonment not to exceed 364 days.

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 18.5 is added to the Penal Code, to read:
- 2 18.5. Every offense which is prescribed by any law of the state
- 3 to be punishable by imprisonment in a county jail up to or not

- 1 exceeding one year shall be punishable by imprisonment in a
- 2 county jail for a period not to exceed 364 days.

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