

AMENDED IN ASSEMBLY MARCH 14, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2012**

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**Introduced by Assembly Members Bigelow, Wilk, Cooper, and  
Jones-Sawyer**

**(Principal coauthor: Assembly Member Hadley)  
(Coauthor: Assembly Member Santiago)**

February 16, 2016

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An act to amend Section 4327 of, to amend the heading of Chapter 2.5 (commencing with Section 4325) of Title 4 of Part 3 of, to repeal Sections 4326 and 4329 of, and to repeal and add Section 4325 of, the Penal Code, relating to jails.

LEGISLATIVE COUNSEL'S DIGEST

AB 2012, as amended, Bigelow. Jail Industry Program.

Existing law authorizes the board of supervisors in specified counties, as part of a pilot jail industry program not to exceed 4 years, to establish, with the concurrence of the county sheriff, a Jail Industry Commission for that county. Existing law also requires the county board of supervisors, upon the establishment of a commission, to create a Jail Industries Fund, as specified, which may be used to fund specified purposes. Existing law specifies the composition of these commissions.

This bill would repeal the authorization to create a Jail Industry Commission as a pilot program, and would instead authorize the board of supervisors of the Counties of Los Angeles, *Sacramento*, *San Diego*, San Joaquin, Sonoma, *Tulare*, Tuolumne, and Ventura to authorize the county sheriff or county director of corrections to create a Jail Industry Program, as specified. The bill would also make conforming changes.

*This bill would make legislative findings and declarations as to the necessity of a special statute for the Counties of Los Angeles, Sacramento, San Diego, San Joaquin, Sonoma, Tulare, Tuolumne, and Ventura.*

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. The heading of Chapter 2.5 (commencing with  
2 Section 4325) of Title 4 of Part 3 of the Penal Code is amended  
3 to read:

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5                   CHAPTER 2.5. JAIL INDUSTRY PROGRAMS  
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7       SEC. 2. Section 4325 of the Penal Code is repealed.

8       SEC. 3. Section 4325 is added to the Penal Code, to read:

9       4325. (a) The board of supervisors of the Counties of Los  
10      Angeles, *Sacramento, San Diego, San Joaquin, Sonoma, Tulare,*  
11      Tuolumne, and Ventura may authorize, by ordinance or resolution,  
12      the sheriff or county director of corrections to create a Jail Industry  
13      Program within the county jail system.

14     (b) The purpose of the Jail Industry Program includes all of the  
15      following:

16       (1) To develop and operate industrial, agricultural, or service  
17      enterprises or programs employing prisoners in county correctional  
18      facilities under the jurisdiction of the sheriff or county director of  
19      corrections.

20       (2) To create and maintain working conditions within the  
21      enterprises or programs as similar as possible to those that prevail  
22      in private industry.

23       (3) To ensure prisoners have the opportunity to work  
24      productively and earn funds, if approved by the board of  
25      supervisors pursuant to Section 4019.3, and to acquire or improve  
26      effective work habits and occupational skills.

27       (4) To allow inmates who participate in the enterprise or  
28      program the opportunity to earn additional time credits allowed  
29      under Section 4019.1 or 4019.4, if authorized by the sheriff or  
30      county director of corrections.

31     SEC. 4. Section 4326 of the Penal Code is repealed.

1       SEC. 5. Section 4327 of the Penal Code is amended to read:

2       4327. Upon the establishment of the Jail Industry Program, the  
3 board of supervisors shall establish a Jail Industries Fund, which  
4 may be a revolving fund, for funding the operations of the program.  
5 All jail industry income shall be deposited in, and any prisoner  
6 compensation shall be paid to the account of the prisoner from,  
7 the Jail Industries Fund.

8       SEC. 6. Section 4329 of the Penal Code is repealed.

9       *SEC. 7. The Legislature finds and declares that a special law  
10 is necessary and that a general law cannot be made applicable  
11 within the meaning of Section 16 of Article IV of the California  
12 Constitution because of the unique needs of the Counties of Los  
13 Angeles, Sacramento, San Diego, San Joaquin, Sonoma, Tulare,  
14 Tuolumne, and Ventura.*