

AMENDED IN SENATE AUGUST 8, 2016  
AMENDED IN ASSEMBLY APRIL 18, 2016  
AMENDED IN ASSEMBLY MARCH 31, 2016  
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2380**

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**Introduced by Assembly Member Alejo**

February 18, 2016

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An act to add Section 993 to the Penal Code, relating to defendants.

LEGISLATIVE COUNSEL'S DIGEST

AB 2380, as amended, Alejo. Defendants: minor children.

Existing law provides for the appointment of a guardian for a minor child. Existing law provides for the creation of a ~~Power~~ *power* of ~~Attorney~~ *attorney* for a minor child. Existing law defines a “trustline provider” as an adult who provides child care, in-home education services, or other specified services to a minor, and who is registered but not required to be licensed for purposes of child care.

This bill would require the court to provide a defendant at a felony arraignment ~~who is~~ *is, or whom the court reasonably deems to be, as specified*, the sole custodial parent of one or more minor children specified information regarding guardianship for a minor, a guardianship power of attorney for a minor, and information regarding specified unlicensed child care providers.

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 993 is added to the Penal Code, to read:

2 993. (a) At the arraignment of a defendant who is charged  
3 with a felony and who ~~is~~ *is, or whom the court reasonably deems*  
4 *to be*, the sole custodial parent of one or more minor children, the  
5 court shall provide the following to the defendant:

6 (a)

7 (1) Judicial Council Form GC-250, the “Guardianship  
8 Pamphlet.”

9 (b)

10 (2) Information regarding a ~~Power~~ *power of Attorney* attorney  
11 for a minor child.

12 (c)

13 (3) Information regarding trustline background examinations  
14 pertaining to child care providers as provided in Chapter 3.35  
15 (commencing with Section 1596.60) of Division 2 of the Health  
16 and Safety Code.

17 (b) *If the defendant states, orally or in writing, at the*  
18 *arraignment that he or she is a sole custodial parent of one or*  
19 *more minor children, the court may reasonably deem the defendant*  
20 *to be a sole custodial parent of one or more minor children without*  
21 *further investigation. The court may, but is not required to, make*  
22 *that determination on the basis of information other than the*  
23 *defendant’s statement.*