

**Senate Bill No. 629**

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Passed the Senate May 18, 2015

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*Secretary of the Senate*

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Passed the Assembly June 22, 2015

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*Chief Clerk of the Assembly*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2015, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to amend Section 405a of, and to repeal Section 405b of, the Penal Code, relating to crimes.

## LEGISLATIVE COUNSEL'S DIGEST

SB 629, Mitchell. Crimes: taking person from lawful custody of peace officer.

Existing law defines a “lynching” as the taking of a person from the lawful custody of a peace officer by means of a riot. Under existing law a person who participates in a lynching is punishable by imprisonment in a county jail for 2, 3, or 4 years.

This bill would provide that the taking of a person from the lawful custody of a peace officer is no longer defined as a “lynching.” This bill would provide that a person who participates in the taking of another person from the lawful custody of a peace officer is guilty of a felony, punishable by imprisonment in a county jail for 2, 3, or 4 years.

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

SECTION 1. Section 405a of the Penal Code is amended to read:

405a. A person who participates in the taking by means of a riot of another person from the lawful custody of a peace officer is guilty of a felony, punishable by imprisonment pursuant to subdivision (h) of Section 1170 for two, three, or four years.

SEC. 2. Section 405b of the Penal Code is repealed.



Approved \_\_\_\_\_, 2015

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*Governor*