

Introduced by Senators Nguyen and Nielsen

February 19, 2016

An act to amend Section 487 of the Penal Code, relating to theft.

LEGISLATIVE COUNSEL'S DIGEST

SB 1327, as introduced, Nguyen. Grand theft.

Existing law defines grand theft as the wrongful taking of money, labor, or property of a value exceeding \$950, except as specified.

This bill would make technical, nonsubstantive changes to that provision.

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 487 of the Penal Code is amended to
2 read:
3 487. Grand theft is theft committed in any of the following
4 cases:
5 (a) When the money, labor, or real or personal property taken
6 is of a value exceeding nine hundred fifty dollars (\$950), except
7 as provided in subdivision (b).
8 (b) Notwithstanding subdivision (a), grand theft is committed
9 in any of the following cases:
10 (1) (A) When domestic fowls, avocados, olives, citrus or
11 deciduous fruits, other fruits, vegetables, nuts, artichokes, or other
12 farm crops are taken of a value exceeding two hundred fifty dollars
13 (\$250).

1 (B) For the purposes of establishing that the value of domestic
2 fowls, avocados, olives, citrus or deciduous fruits, other fruits,
3 vegetables, nuts, artichokes, or other farm crops under this
4 paragraph exceeds two hundred fifty dollars (\$250), ~~that the value~~
5 may be shown by the presentation of credible evidence ~~which that~~
6 establishes that on the day of the theft domestic fowls, avocados,
7 olives, citrus or deciduous fruits, other fruits, vegetables, nuts,
8 artichokes, or other farm crops of the same variety and weight
9 exceeded two hundred fifty dollars (\$250) in wholesale value.

10 (2) When fish, shellfish, mollusks, crustaceans, kelp, algae, or
11 other aquacultural products are taken from a commercial or
12 research operation which is producing that product, of a value
13 exceeding two hundred fifty dollars (\$250).

14 (3) Where the money, labor, or real or personal property is taken
15 by a servant, agent, or employee from his or her principal or
16 employer and aggregates nine hundred fifty dollars (\$950) or more
17 in any 12 consecutive month period.

18 (c) When the property is taken from the person of another.

19 (d) When the property taken is any of the following:

20 (1) An automobile.

21 (2) A firearm.