

Introduced by Senator Mitchell

February 19, 2016

An act to amend Section 3409 of the Penal Code, relating to inmates.

LEGISLATIVE COUNSEL’S DIGEST

SB 1433, as introduced, Mitchell. Inmates: family planning and hygiene.

Existing law requires any woman inmate upon her request be allowed to continue to use materials necessary for (1) personal hygiene with regard to her menstrual cycle and reproductive system and (2) birth control measures as prescribed by her physician. Existing law requires each and every woman inmate to be furnished with information and education regarding the availability of family planning services. Existing law also requires family planning services to be offered to each and every woman inmate at least 60 days prior to a scheduled release date, as specified.

This bill would make technical, nonsubstantive changes to these provisions.

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 3409 of the Penal Code is amended to
- 2 read:
- 3 3409. (a) ~~Any~~ A woman inmate ~~shall~~ *shall*, upon her ~~request~~
- 4 *request*, be allowed to continue to use materials necessary for
- 5 (1) personal hygiene with regard to her menstrual cycle and

1 reproductive system and (2) birth control measures as prescribed
2 by her physician.

3 ~~(b) Each and every woman inmate shall be furnished by the~~
4 ~~department~~ *The department shall furnish a woman inmate with*
5 information and education regarding the availability of family
6 planning services.

7 ~~(c) Family planning services shall be offered to each and every~~
8 *The department shall furnish a woman inmate with family planning*
9 *services at least 60 days prior to a her scheduled release date. Upon*
10 ~~request any woman inmate shall be furnished by the department~~
11 ~~request, the department or any other agency that contracts with~~
12 ~~the department shall furnish her with the services of a licensed~~
13 ~~physician or she shall be furnished by the department or by any~~
14 ~~other agency which contracts with the department with services~~
15 necessary to meet her family planning needs at the time of her
16 release.