

AMENDED IN SENATE JUNE 13, 1995

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 653

Introduced by Assembly Member Davis

February 21, 1995

An act to amend Section 11166.9 of the Penal Code, relating to child death.

LEGISLATIVE COUNSEL'S DIGEST

AB 653, as amended, Davis. Child death.

Existing law authorizes the Department of Justice, with the cooperation of various organizations and agencies, to coordinate and integrate state and local efforts to address fatal child abuse and neglect and to create a body of information to prevent child deaths. Meetings between the Department of Justice and the agencies and organizations are required to take place in Sacramento County.

This bill would add the Homicide Investigators Association to the list of organizations and agencies and would require that the meetings take place in California.

Existing law requires the California Consortium for the Prevention of Child Abuse to collect, compile, and distribute to the Governor and Legislature, an annual report on child death, as provided.

This bill *instead would impose the reporting requirements on the Department of Justice and* would require that ~~this the~~ report be submitted additionally to local child death review teams ~~and would eliminate the responsibilities of the~~

~~California Consortium for the Prevention of Child Abuse with respect to the report.~~

Existing law specifies that these provisions ~~shall remain operative only until~~ *are repealed as of January 1, 1996.*

~~This bill would extend that date to January 1, 1999 delete this date, thereby making these provisions permanent.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

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

1 SECTION 1. Section 11166.9 of the Penal Code is
2 amended to read:

3 11166.9. (a) The purpose of this section shall be to
4 coordinate and integrate state and local efforts to address
5 fatal child abuse and neglect, and to create a body of
6 information to prevent child deaths.

7 (b) (1) The Department of Justice is hereby
8 authorized to carry out the purpose of this section with
9 the cooperation of the State Department of Social
10 Services, the State Department of Health Services, the
11 California Coroner’s Association, the County Welfare
12 Directors Association, the California Consortium for the
13 Prevention of Child Abuse, and the Homicide
14 Investigators Association.

15 (2) The Department of Justice, after consultation with
16 the agencies and organizations in paragraph (1), may
17 consult with other representatives of other agencies and
18 private organizations, to help accomplish the purpose of
19 this section.

20 (c) Meetings of the agencies and organizations
21 involved shall be convened by a representative of the
22 Department of Justice. All meetings convened between
23 the Department of Justice and any organizations
24 required to carry out the purpose of this section shall take
25 place in this state, not to exceed four meetings per
26 calendar year.

27 (d) To accomplish the purpose of this section, the
28 Department of Justice and agencies and organizations
29 involved may engage in the following activities:



1 (1) Collect, analyze, and interpret state and local data
2 on child death in an annual report to be submitted to local
3 child death review teams with copies to the Governor and
4 the Legislature, no later than July 1 each year ~~for 1993,~~
5 ~~1994, 1995, 1996, 1997, and 1998. The report shall. The~~
6 *report shall* contain, but not be limited to, information
7 provided by state agencies and the county child death
8 review teams for the preceding year.

9 (2) Develop a state and local data base on child death.

10 (A) The state data may include the Department of
11 Justice Child Abuse Index and Supplemental Homicide
12 File, the State Department of Health Services Vital
13 Statistics, and the State Department of Social Services
14 Foster Care Information System.

15 (B) The Department of Justice, in consultation with
16 the agencies and organizations in paragraph (1) of
17 subdivision (b), may develop a model minimal local data
18 set and request data from local teams for inclusion in the
19 annual report.

20 (3) Distribute a copy of the report to public officials in
21 the state who deal with child abuse issues and to those
22 agencies responsible for child death investigation in each
23 county.

24 (4) Coordinate statewide and local training for county
25 death review teams and the members of the teams,
26 including, but not limited to, training in the application
27 of the Interagency Child Death Investigation Protocols
28 and procedures to identify child deaths associated with
29 abuse established under Sections 11166.7 and 11166.8.

30 (e) The Department of Justice may direct the creation
31 of a statewide child death review team directory, which
32 shall contain the names of the members of the agencies
33 and private organizations participating under this
34 section, and the members of local child death review
35 teams and local liaisons to those teams. The Department
36 of Justice may maintain and update the directory
37 annually.

38 (f) The agencies or private organizations participating
39 under this section shall participate without
40 reimbursement from the state. Costs incurred by



1 participants for travel or per diem shall be borne by the
2 participant agency or organization.

3 ~~(g) This section shall remain operative only until~~
4 ~~January 1, 1999, and as of that date is repealed. The~~
5 *Department of Justice shall be responsible for collecting,*
6 *compiling, and distributing the annual report using*
7 *available funds and existing resources.*

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