

Senate Bill No. 856

CHAPTER 967

An act to add Sections 3060.7 and 14202.2 to the Penal Code, relating to parole.

[Approved by Governor October 16, 1995. Filed
with Secretary of State October 16, 1995.]

LEGISLATIVE COUNSEL'S DIGEST

SB 856, M. Thompson. Parole.

Existing law gives the Board of Prison Terms the power to establish and enforce rules and regulations under which prisoners committed to state prison are paroled. Existing law requires the parole authority to revoke the parole of any prisoner who refuses to sign a parole agreement setting forth the general and any special conditions of parole, who refuses to sign a form that notifies the prisoner of specified registration duties, or who is required by law to provide samples of blood or saliva and refuses.

This bill would require the parole authority to notify any person released on parole who has been classified by the Department of Corrections as included within the highest control or risk classification that he or she shall be required to report to his or her assigned parole officer within 2 days of release from the state prison. The bill would require the parole authority to, within 24 hours of a parolee's failure to report as required by this provision, issue a written order suspending the parole of that parolee, pending a hearing before the parole authority, and a warrant for the parolee's arrest.

The bill would require, upon the issuance of an arrest warrant for a parolee who has been classified within the highest control or risk classification, the assigned parole officer to continue to carry the parolee on his or her regular caseload and to continue to search for the parolee's whereabouts.

With regard to any inmate subject to these provisions, the bill would require the department to release an inmate one or 2 days after his or her scheduled release date if the release date falls on the day before a holiday or weekend. However, if the inmate is sentenced prior to the effective date of this bill, the department would be required to release the inmate one or 2 days before his or her scheduled release date if the inmate's release date falls on the day before a holiday or weekend.

Existing law authorizes the Attorney General to maintain a computer system, the California Law Enforcement Telecommunications System, that includes files containing

information concerning, among other things, missing persons and specified stolen property.

This bill would require the Department of Justice, in conjunction with the Department of Corrections, to update any supervised release file that is available to law enforcement on the California Law Enforcement Telecommunications System every 10 days.

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

SECTION 1. Section 3060.7 is added to the Penal Code, to read:

3060.7. (a) Notwithstanding any other law, the parole authority shall notify any person released on parole who has been classified by the Department of Corrections as included within the highest control or risk classification that he or she shall be required to report to his or her assigned parole officer within two days of release from the state prison.

This section shall not prohibit the parole authority from requiring any person released on parole to report to his or her assigned parole officer within a time period that is less than two days from the time of release.

(b) The parole authority, within 24 hours of a parolee's failure to report as required by this section, shall issue a written order suspending the parole of that parolee, pending a hearing before the parole authority, and shall issue a warrant for the parolee's arrest.

(c) Upon the issuance of an arrest warrant for a parolee who has been classified within the highest control or risk classification, the assigned parole officer shall continue to carry the parolee on his or her regular caseload and shall continue to search for the parolee's whereabouts.

(d) With regard to any inmate subject to this section, the Department of Corrections shall release an inmate sentenced prior to the effective date of this section one or two days before his or her scheduled release date if the inmate's release date falls on the day before a holiday or weekend.

(e) With regard to any inmate subject to this section, the Department of Corrections shall release an inmate one or two days after his or her scheduled release date if the release date falls on the day before a holiday or weekend. This subdivision shall not apply to an inmate sentenced prior to the effective date of this section.

SEC. 2. Section 14202.2 is added to the Penal Code, to read:

14202.2. The Department of Justice, in conjunction with the Department of Corrections, shall update any supervised release file that is available to law enforcement on the California Law Enforcement Telecommunications System every 10 days to reflect



the most recent inmates paroled from facilities under the jurisdiction of the Department of Corrections.

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