

Assembly Bill No. 620

CHAPTER 441

An act to add Section 11105.6 to the Penal Code, relating to criminal records.

[Approved by Governor September 23, 1997. Filed
with Secretary of State September 24, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

AB 620, Baugh. Criminal records: dissemination.

Existing law requires that specified persons be furnished with state summary criminal history information when needed in the course of their duties.

This bill would provide that an individual's known aliases and booking photograph, information identifying whether an individual has been convicted of any violent felony, and an unaltered copy of the booking and property record, excluding any medical information, may be furnished to a licensed bail agent or bail bond licensee upon request to a local law enforcement agency when a bench warrant has been issued for a client of the agent or licensee. The agent or licensee would be required to pay a fee equal to the cost of providing the information. This bill would provide that any information obtained pursuant to these provisions is confidential and any violation of this confidentiality is a misdemeanor. By creating a new crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

SECTION 1. It is the intent of the Legislature in enacting this act that a licensed bail agent or bail bond licensee be furnished by local law enforcement with the information enumerated in Section 11105.6 of the Penal Code, as added by Section 2 of this act, in situations where a bench warrant has been issued for the client of the licensed bail agent or bail bond licensee.

SEC. 2. Section 11105.6 is added to the Penal Code, to read:

11105.6. Upon the request of a licensed bail agent or bail bond licensee, as described in Sections 1276 and 1276.5, a local law enforcement agency may furnish an individual's known aliases and



booking photograph, information identifying whether the individual has been convicted of any violent felony, as defined in subdivision (c) of Section 667.5, and an unaltered copy of the booking and property record, excluding any medical information, to the agent or licensee if all of the following circumstances exist:

(a) The information is from the record of a person for whom a bench warrant has been issued.

(b) The person described in subdivision (a) is a client of the agent or licensee.

(c) The agent or licensee pays to the law enforcement agency a fee equal to the cost of providing the information.

(d) Any information obtained pursuant to this section is confidential and the recipient bail agent or bail bond licensee shall not disclose its contents, other than for the purpose for which it was acquired. A violation of this subdivision is a misdemeanor.

SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

