

AMENDED IN ASSEMBLY APRIL 10, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1876

Introduced by Assembly Member Quirk

February 19, 2014

An act to add Chapter 3.2 (commencing with Section 22120) to Part 3 of Division 2 of the Public Contract Code, relating to ~~county jails~~ *detention facilities*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1876, as amended, Quirk. ~~County jails:~~ *Jails and juvenile facilities:* telephone service contracts.

Existing law imposes specified procedural and substantive content requirements on contracts entered into by local agencies, including cities and counties.

This bill would *require any contract to provide telephone services to any person detained or sentenced to a jail or juvenile facility to be negotiated and awarded to an entity that meets the jail or juvenile facility's technical and functional requirements for services, and that provides the lowest cost of service to any person who pays for the telephone service. The bill would additionally prohibit a county jail from accepting a any contract to provide telephone services to any person detained or sentenced to a jail or juvenile facility from including any commission or other payment from a telephone company as an incentive to adopt a contract for providing telephone services to inmates of the jail to the entity operating the jail or juvenile facility.*

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

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

SECTION 1. Chapter 3.2 (commencing with Section 22120) is added to Part 3 of Division 2 of the Public Contract Code, to read:

CHAPTER 3.2. ~~COUNTY JAILS~~ CONTRACTS FOR TELEPHONE SERVICES IN JAILS AND JUVENILE FACILITIES

~~22120. A county jail shall not accept a commission or other payment from a telephone company as an incentive to adopt a contract for providing telephone services to inmates of the jail.~~

22120. (a) Any contract to provide telephone services to any person detained or sentenced to a jail or juvenile facility shall be negotiated and awarded to an entity that meets the jail or juvenile facility's technical and functional requirements for services, and that provides the lowest cost of service to any person who pays for the telephone service.

(b) A contract to provide telephone services to any person detained or sentenced to a jail or juvenile facility shall not include any commission or other payment to the entity operating the jail or juvenile facility.

(c) For purposes of this section, the following terms have the following meanings:

(1) "Jail" means a county jail, a municipal jail, or a privately operated jail.

(2) "Juvenile facility" means any juvenile hall, camp, ranch, or other facility where a person is detained as a result of a petition pursuant to Section 601 or 602 of the Welfare and Institutions Code.