

ASSEMBLY BILL

No. 1210

Introduced by Assembly Member Lackey

February 21, 2025

An act to amend Section 3451 of the Penal Code, relating to postrelease community supervision.

LEGISLATIVE COUNSEL'S DIGEST

AB 1210, as introduced, Lackey. Postrelease community supervision.

Existing law subjects a person to no more than 3 years of postrelease community supervision after release from prison or after the person's term of imprisonment has been deemed to have been served, except as specified. Existing law requires the Department of Corrections and Rehabilitation to, among other things, inform each prisoner subject to postrelease community supervision of their responsibility to report to the county probation department. Existing law requires the department, 30 days before release, to notify the county of all information that would otherwise be required for parolees, as specified.

This bill would require the department to notify the county of all information no less than 30 days before release.

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

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

- 1 SECTION 1. Section 3451 of the Penal Code is amended to
- 2 read:
- 3 3451. (a) Notwithstanding any other law and except for persons
- 4 a person serving a prison term for any a crime described in

subdivision (b), ~~all persons~~ *a person* released from prison on and after October 1, 2011, ~~or, or~~ whose sentence has been deemed served pursuant to Section 2900.5 after serving a prison term for a felony shall, upon release from prison and for a period not exceeding three years immediately following release, be subject to community supervision provided by the probation department of the county to which the person is being released, which is consistent with evidence-based practices, including, but not limited to, supervision policies, procedures, programs, and practices demonstrated by scientific research to reduce recidivism among individuals under postrelease supervision.

(b) This section shall not apply to ~~any~~ *a* person released from prison after having served a prison term for any of the following:

(1) A serious felony described in subdivision (c) of Section 1192.7.

(2) A violent felony described in subdivision (c) of Section 667.5.

(3) A crime for which the person was sentenced pursuant to paragraph (2) of subdivision (e) of Section 667 or paragraph (2) of subdivision (c) of Section 1170.12.

(4) ~~Any~~ A crime for which the person is classified as a high-risk sex offender.

(5) ~~Any~~ A crime for which the person is required, as a condition of parole, to undergo treatment by the State Department of State Hospitals pursuant to Section 2962.

(c) (1) Postrelease supervision under this title shall be implemented by the county probation department according to a postrelease strategy designated by each county's board of supervisors.

(2) The Department of Corrections and Rehabilitation shall inform every prisoner subject to the provisions of this title, upon release from state prison, of the requirements of this title and of ~~his or her~~ *their* responsibility to report to the county probation department. The department or probation department shall also inform ~~persons~~ *a person* serving a term of parole or postrelease community supervision for a felony offense who ~~are~~ *is* subject to this section of the requirements of this title and of ~~his or her~~ *their* responsibility to report to the county probation department. ~~Thirty~~ *No less than 30* days prior to the release of ~~any~~ *a* person subject to postrelease supervision by a county, the department shall notify

1 the county of all information that would otherwise be required for
2 parolees under subdivision (e) of Section 3003.

3 (d) A person released to postrelease community supervision
4 pursuant to subdivision (a) shall, regardless of ~~any~~ *a* subsequent
5 determination that the person should have been released to parole
6 pursuant to Section 3000.08, remain subject to subdivision (a) after
7 having served 60 days under supervision pursuant to subdivision
8 (a).

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