

ASSEMBLY BILL

No. 835

Introduced by Assembly Member Calderon

February 19, 2025

An act to amend Section 307.5 of the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

AB 835, as introduced, Calderon. Juveniles: dependency.

Existing law authorizes a peace officer to take a minor into temporary custody without a warrant in certain circumstances, including when the officer has reasonable cause to believe that the minor may be subject to the dependency jurisdiction of the juvenile court and that the minor has an immediate need for medical care, the minor is in immediate danger of physical or sexual abuse, or the physical environment or the fact that the minor is left unattended poses an immediate threat to the minor's health or safety. Under existing law, an officer who takes a minor into temporary custody under that authority is authorized to take the minor to a community service program for abused or neglected children if it is in the best interest of the minor and the public.

This bill would make technical, nonsubstantive changes to that provision.

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

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

- 1 SECTION 1. Section 307.5 of the Welfare and Institutions
- 2 Code is amended to read:

1 307.5. Notwithstanding the provisions of Section 307, an officer
2 who takes a minor suspected of being a person described in Section
3 300 into temporary custody pursuant to subdivision (a) of Section
4 305 may, in a case where ~~he or she~~ *the officer* deems that it is in
5 the best interest of the minor and the public, take the minor to a
6 community service program for abused or neglected children.
7 Organizations or programs receiving referrals pursuant to this
8 section shall have a contract or an agreement with the county to
9 provide shelter care or counseling. Employees of a program
10 receiving referrals pursuant to this section are ~~“child-care~~
11 ~~“childcare~~ custodians” for the purpose of the requirements of
12 Section 11165.7 of the Penal Code. The receiving organization
13 shall take immediate steps to notify the minor’s parent, guardian,
14 or a responsible relative of the place to which the minor was taken.