



## JUDICIAL COUNCIL OF CALIFORNIA

770 L Street, Suite 1240 • Sacramento, California 95814-3368  
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

MARTIN HOSHINO  
*Administrative Director*

CORY T. JASPERSON  
*Director, Governmental Affairs*

May 26, 2017

Hon. Marc B. Levine  
Member of the Assembly  
State Capitol, Room 5135  
Sacramento, California 95814

Subject: Assembly Bill 665, as amended April 18, 2017 –Support

Dear Assembly Member Levine:

The Judicial Council is pleased to support AB 665, which authorizes any person who was sentenced for a felony conviction prior to January 1, 2015, and who is, or was, a member of the United States military and who may be suffering from post-traumatic stress disorder (PTSD) or other forms of trauma conditions as a result of his or her military service to petition for a recall of sentence if the person meets both of the following conditions: (1) the circumstance of suffering from sexual trauma, traumatic brain injury, post-traumatic stress disorder, substance abuse, or mental health problems as a result of the person's military service was not considered as a factor in mitigation at the time of sentencing; and (2) the person was sentenced prior to January 1, 2015, whether or not the case was final as of January 1, 2015.

The Judicial Council believes that AB 665 is an appropriate follow up to AB 2098 (Levine; Stats. 2014, ch. 163), which requires the court to consider a defendant's status as a veteran suffering from sexual trauma, traumatic brain injury, PTSD, substance abuse, or other mental health problems as result of his or her military service, as a factor in favor of granting probation and a factor in mitigation when sentencing. The Judicial Council believes that, to treat all veterans similarly and fairly, AB 665 appropriately applies the provisions of AB 2098 to

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veterans who were sentenced prior to January 2015, by allowing those veterans to file resentencing petitions using the same criteria.

For these reasons, the Judicial Council is pleased to support AB 665.

Sincerely,

*Mailed on May 30, 2017*

Sharon Reilly

Attorney

SR/yc-s

cc: Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California



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### GOVERNMENTAL AFFAIRS

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June 15, 2017

Hon. Nancy Skinner Chair  
Senate Public Safety Committee  
State Capitol, Room 2059  
Sacramento, California 95814

Subject: Assembly Bill 665 (Levine), as amended June 13, 2017 - Support  
Hearing: Senate Public Safety Committee – June 27, 2017

Dear Senator Skinner:

The Judicial Council is pleased to support AB 665, which authorizes any person who was sentenced for a felony conviction prior to January 1, 2015, and who is, or was, a member of the United States military and who may be suffering from post-traumatic stress disorder (PTSD) or other forms of trauma conditions as a result of his or her military service to petition for a recall of sentence if the person meets both of the following conditions: (1) the circumstance of suffering from sexual trauma, traumatic brain injury, post-traumatic stress disorder, substance abuse, or mental health problems as a result of the person's military service was not considered as a factor in mitigation at the time of sentencing; and (2) the person was sentenced prior to January 1, 2015, whether or not the case was final as of January 1, 2015.

The Judicial Council believes that AB 665 is an appropriate follow up to AB 2098 (Levine; Stats. 2014, ch. 163), which requires the court to consider a defendant's status as a veteran suffering from sexual trauma, traumatic brain injury, PTSD, substance abuse, or other mental health problems as result of his or her military service, as a factor in favor of granting probation and a factor in mitigation when sentencing. The Judicial Council believes that, to treat all

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veterans similarly and fairly, AB 665 appropriately applies the provisions of AB 2098 to veterans who were sentenced prior to January 2015, by allowing those veterans to file resentencing petitions using the same criteria.

For these reasons, the Judicial Council is pleased to support AB 665.

Should you have any questions or require additional information, please contact Sharon Reilly at 916-323-3121.

Sincerely,

*Mailed on June 16, 2017*

Cory T. Jasperson

Director, Governmental Affairs

CTJ/SR/yc-s

cc: Members, Senate Public Safety Committee  
Hon. Marc B. Levine, Member of the Assembly  
Ms. Stella Choe, Counsel, Senate Public Safety Committee  
Mr. Eric Csizmar, Consultant, Senate Republican Office of Policy  
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California



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CORY T. JASPERSON  
*Director, Governmental Affairs*

July 6, 2017

Hon. Josh Newman, Chair  
Senate Veterans Affairs Committee  
State Capitol, Room 4082  
Sacramento, California 95814

Subject: Assembly Bill 665 (Levine), as amended June 13, 2017 - Support  
Hearing: Senate Veterans Affairs Committee – July 11, 2017

Dear Senator Newman:

The Judicial Council is pleased to support AB 665, which authorizes any person who was sentenced for a felony conviction prior to January 1, 2015, and who is, or was, a member of the United States military and who may be suffering from post-traumatic stress disorder (PTSD) or other forms of trauma conditions as a result of his or her military service to petition for a recall of sentence if the person meets both of the following conditions: (1) the circumstance of suffering from sexual trauma, traumatic brain injury, post-traumatic stress disorder, substance abuse, or mental health problems as a result of the person's military service was not considered as a factor in mitigation at the time of sentencing; and (2) the person was sentenced prior to January 1, 2015, whether or not the case was final as of January 1, 2015.

The Judicial Council believes that AB 665 is an appropriate follow up to AB 2098 (Levine; Stats. 2014, ch. 163), which requires the court to consider a defendant's status as a veteran suffering from sexual trauma, traumatic brain injury, PTSD, substance abuse, or other mental health problems as result of his or her military service, as a factor in favor of granting probation and a factor in mitigation when sentencing. The Judicial Council believes that, to treat all

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veterans similarly and fairly, AB 665 appropriately applies the provisions of AB 2098 to veterans who were sentenced prior to January 2015, by allowing those veterans to file resentencing petitions using the same criteria.

For these reasons, the Judicial Council is pleased to support AB 665.

Should you have any questions or require additional information, please contact Sharon Reilly at 916-323-3121.

Sincerely,

*Mailed on July 6, 2017*

Cory T. Jaspersen  
Director, Governmental Affairs

CTJ/SR/yc-s

cc: Members, Senate Veterans Affairs Committee  
Hon. Marc B. Levine, Member of the Assembly  
Mr. Wade Teasdale, Staff Director, Senate Veterans Affairs Committee  
Mr. Doug Yoakam, Consultant, Senate Republican Office of Policy  
Mr. Daniel Seeman, Deputy Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California