



Judicial Council of California
ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS
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

STEVEN JAHR
Administrative Director of the Courts

CORY T. JASPERSON
Director, Office of Governmental Affairs

June 18, 2013

Hon. Tom Ammiano, Chair
Assembly Public Safety Committee
State Capitol, Room 3146
Sacramento, California 95814

Subject: SB 419 (Block), as amended May 8, 2013 - Support
Hearing: Assembly Public Safety Committee – June 25, 2013

Dear Assembly Member Ammiano:

The Judicial Council is pleased to support SB 419, which extends the authority for “flash incarceration,” to include persons subject to probation and mandatory supervision.

The council believes that SB 419 appropriately extends the use of “flash incarceration,” authorized in the Criminal Justice Realignment Act of 2011, for parolees and persons on postrelease community supervision to also include persons on probation and mandatory supervision (that is, supervision that is part of a “split sentence” for a person convicted of a jail felony). The council appreciates that the bill seeks to protect an individual’s right to due process by requiring that a defendant waive his or her right to a court hearing prior to being subject to flash incarceration as a condition of probation. This is consistent with waivers of rights as a condition of probation.

For these reasons, the Judicial Council supports SB 419.

Hon. Tom Ammiano

June 18, 2013

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Sincerely,

A handwritten signature in black ink that reads "Sharon Reilly". The signature is written in a cursive, flowing style.

Sharon Reilly
Senior Attorney

SR/yc-s

cc: Members, Assembly Public Safety Committee
Hon. Marty Block, Member of the Senate
Ms. Karen Pank, Executive Director, Chief Probation Officers of California
Ms. Sandy Uribe, Counsel, Assembly Public Safety Committee
Ms. June Clark, Deputy Legislative Secretary, Office of the Governor
Mr. Gary Olson, Consultant, Assembly Republican Office of Policy