

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: May 27, 2008
POSITION: Oppose

BILL NUMBER: SB 1187
AUTHOR: J. Battin
RELATED BILLS: AB 2781 (Runner),
 SB 194 (Battin)

BILL SUMMARY: Sex Offenses

This bill would add persons convicted of specified sexual offenses to the list of persons that the Department of Justice (DOJ) must include on its public Internet Web site. Specifically, the offenders added to the list would be those convicted of specified child pornography crimes.

FISCAL SUMMARY

The DOJ estimates costs of up to \$150,000 General Fund to implement the bill's requirements. Costs would be incurred to gather data for the system already in process, and takes into consideration the January 1, 2010 implementation date.

Although the bill states that the provisions are not operative until January 1, 2010, and that the costs shall be paid using existing resources, the bill would create a General Fund pressure, and could result in the redirection of funds from high priority General Fund programs for this purpose.

COMMENTS

Finance is opposed to this measure because it would create General Fund pressure in 2009-10 and could result in the redirection of existing DOJ General Fund resources from other high priority programs to implement the bill's requirements.

Existing law requires the DOJ to maintain the Megan's Law website to make information about registered sex offenders available to the public.

This bill would add persons convicted of felony offenses involving obscene matter depicting a minor or matter depicting a minor engaging in or simulating sexual conduct, and sexual exploitation of a child to the list of offenders whose information would be made available on the Megan's Law website. This bill provides that a person convicted of such a felony offense may be excluded from the Megan's Law website when the person submits to the DOJ an application and a probation report that states that the person depicted in the pornography was at least 16 years of age at the time of the depiction. The bill would not become operative until January 1, 2010, and would require that any costs be paid for using existing resources.

Code/Department Agency or Revenue Type	(Fiscal Impact by Fiscal Year)								Fund Code
	SO	PROP			FC			FC	
	LA	98	FC	2008-2009	2009-2010	2010-2011			
0820/Justice	SO	No		-- S	\$0 - 150			-- 0001	

Analyst/Principal (0211) J. Osborn	Date	Program Budget Manager Todd Jerue	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

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