

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: June 23, 2010
POSITION: Neutral

BILL NUMBER: AB 2632
AUTHOR: M. Davis

BILL SUMMARY: Gang Injunctions: Violations: Contempt of Court

This bill would specify that the disobedience of an injunction that restrains the activities of a criminal street gang or any of its members constitutes contempt of court.

FISCAL SUMMARY

The California Constitution requires the state to reimburse local entities for increased costs associated with any new program or higher level of service imposed by the state on local entities if the California State Mandates Commission determines that the new program or higher level of service is reimbursable and a state mandate. Any local government costs resulting from the mandate in this measure would not be state-reimbursable because the mandate only involves the definition of a crime or penalty for conviction of a crime.

SUMMARY OF CHANGES

Amendments to this bill since our analysis of the April 5, 2010 version are minor and do not alter our position. Specifically, the previous version provided that the disobedience of the terms of any gang injunction constitutes contempt of court.

COMMENTS

Current law makes it a crime, punishable as a misdemeanor, for any person to willfully disobey the terms of any court order. This bill would specify that the disobedience of the terms of any injunction that restrains the activities of a criminal street gang or any of its members constitutes contempt of court, and is punishable as a misdemeanor.

Code/Department Agency or Revenue Type	(Fiscal Impact by Fiscal Year)								Fund Code
	(Dollars in Thousands)								
	SO LA CO RV	PROP 98	FC	2009-2010 FC	2010-2011 FC	2011-2012 FC			
5225/Corr & Rehab	SO	No		-----	No/Minor Fiscal Impact	-----			0001
8885/Comm St Mndt	LA	No		-----	No/Minor Fiscal Impact	-----			0001

Analyst/Principal (0236) J. Sturges	Date	Assistant Program Budget Manager Zlatko Theodorovic	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

BILL ANALYSIS Form DF-43 (Rev 03/95 Buff)