

Introduced by Senator Dutton

February 18, 2011

An act to amend Section 1210.9 of the Penal Code, relating to probation.

LEGISLATIVE COUNSEL'S DIGEST

SB 781, as introduced, Dutton. Probation: electronic monitoring.

Existing law authorizes a county probation department to utilize continuous electronic monitoring to electronically monitor the whereabouts of persons on probation. Existing law allows a continuous electronic monitoring system to have the capacity to notify a county probation department of a probation violation.

This bill would make a technical, nonsubstantive change to these provisions.

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 1210.9 of the Penal Code is amended to
- 2 read:
- 3 1210.9. (a) A continuous electronic monitoring system may
- 4 have the capacity to immediately notify a county probation
- 5 department of violations, actual or suspected, of the terms of
- 6 probation that have been identified by the *electronic* monitoring
- 7 system if the requirement is deemed necessary by the county
- 8 probation officer with respect to an individual person.

- 1 (b) The information described in subdivision (a), including
- 2 geographic location and tampering, may be used as evidence to
- 3 prove a violation of the terms of probation.