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## SENATE COMMITTEE ON APPROPRIATIONS

Senator Anthony Portantino, Chair  
2021 - 2022 Regular Session

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### AB 547 (McCarty) - Domestic violence: victim's rights

**Version:** June 2, 2022

**Urgency:** No

**Hearing Date:** August 8, 2022

**Policy Vote:** PUB. S. 5 - 0

**Mandate:** Yes

**Consultant:** Matthew Fleming

**Bill Summary:** AB 547 would require a county probation department to notify, upon request, a victim of domestic violence, abuse or stalking of the perpetrator's current or proposed address when the perpetrator is being placed on or released on probation. The bill would also require a district attorney to inform a victim of domestic violence, abuse, or stalking of their right to request notification of the perpetrator's address.

**Fiscal Impact:** Potentially ongoing reimbursable costs across all 58 counties for additional staff and infrastructure for county probation departments to notify victims of domestic violence, stalking or abuse of a perpetrator's address when the perpetrator is placed on probation. (Locals Funds, General Fund). Actual costs will depend on the number of victims that request information. Impact to the General Fund will depend on whether the duties imposed by this bill constitute a reimbursable state mandate, as determined by the Commission on State Mandates.

**Background:** Existing law requires the California Department of Corrections and Rehabilitation (CDCR) to notify a victim, upon request, when the perpetrator is scheduled for release from prison, if the perpetrator was convicted of a violent felony. Additionally, county probation is also authorized to notify a victim of the victim's right to request notice of the perpetrator's release from prison. However, county probation departments are not currently required to notify victims when perpetrators are placed on probation or their address after release from custody.

This bill applies to individuals on probation, and requires the county probation department to notify a victim of domestic violence or stalking, of the perpetrator's current address when the perpetrator is placed on probation after being convicted. If the perpetrator was in custody and is going to be placed on probation, the county probation department is required to notify the victim of the perpetrator's proposed address. This bill specifies that notification take place only if the victim has requested notification and has provided the probation department with a current address at which they may be notified. Finally, this bill requires the district attorney to advise every victim of domestic violence or abuse, or stalking, of their right to request and receive notification.

#### **Proposed Law:**

- Requires the county probation department to notify a victim of domestic violence or abuse, as defined, or a victim of stalking, as defined, of the perpetrator's current address or proposed address upon release, when the perpetrator, after conviction, is placed on or being released on probation and under the supervision of the county probation department.

- Requires the above notification to take place only if the victim has requested notification and has provided the probation department with a current address at which they may be notified.
- Requires the district attorney to advise every victim of domestic violence or abuse, or stalking, of their right to request and receive notification.

**-- END --**