

## CONCURRENCE IN SENATE AMENDMENTS

AB 1889 (Ramos)

As Amended August 21, 2026

Majority vote

**SUMMARY**

Authorizes a court to issue a protective order preventing a defendant from contacting a victim if convicted of witness intimidation involving domestic violence, human trafficking, specified acts of sexual assault, or any case of inflicting injury on an intimate partner, as specified, for up to one year after a person is released from state prison or county jail if released from custody after a protective order issued at sentencing has expired.

**Senate Amendments**

- 1) Reduce the period for which a court may issue a protective order from two years to one year after a person is released from state prison or county jail if released from custody after a protective order issued at sentencing has expired.
- 2) Double-joints and adds a contingent enactment provision with SB 1395 (Valladares) and AB 2261 (Dixon).

**COMMENTS**

*As Passed by the Assembly, this bill:* Authorized a court to issue a protective order preventing a defendant from contacting a victim if convicted of witness intimidation involving domestic violence, human trafficking, specified acts of sexual assault, or any case of inflicting injury on an intimate partner, as specified, for up to two years after a person is released from state prison or county jail if released from custody after a protective order issued at sentencing has expired.

**According to the Author**

"This bill aims to ensure survivors are protected from being re-victimized in situations where a protective order may be expired or about to expire. We would add at minimum a two year grace period from when an offender is released so that they cannot gain contact with those whom they have victimized. We want to ensure that all survivors can feel protected even when the individuals who harmed them are released from prison. Survivors should be afforded peace of mind and not have to live in fear."

**Arguments in Support**

According to the *Riverside County District Attorney's Office*, "Criminal protective orders serve as a vital safeguard for victims facing threats, intimidation, and violence. Unfortunately, criminal protective orders often expire prior to the release of a defendant from prison, placing victims (the protected party) in a vulnerable and likely dangerous situation. According to the National Domestic Violence Hotline, "most female victims of intimate partner violence were previously victimized by the same offender at rates of 77% for women ages 18 to 24, 76% for ages 25 to 34, and 81% for ages 35 to 49."

"AB 1889 seeks to remedy this alarming reality by authorizing courts to issue post-conviction criminal protective orders for domestic violence and sex offenses to be valid for up to 10 years, or two years after the perpetrator's release from prison, whichever is later. This critical change would provide victims with valuable time to pursue additional protective orders or assess

additional options for continued safety. Strengthening criminal protective orders through this legislation will provide law enforcement, courts, and victims with the necessary tools to prevent further harm and enhance public safety."

### **Arguments in Opposition**

None submitted.

### **FISCAL COMMENTS**

According to the Senate Appropriations Committee, "The trial court costs of this bill are unclear but likely very significant.

"Because a qualifying defendant's prison release date is unknown at the time of sentencing, a court cannot issue a post-release TPO at sentencing. Instead, a court must hold an additional hearing close to a qualifying defendant's release from prison to issue the post-release TPO with appropriate effective dates.

"Further, as it is not clear how readily the courts will learn each defendant's prison release date, additional court workload will be required to coordinate with the California Department of Corrections and Rehabilitation (CDCR), which anticipates a significant prison population to be affected, and sheriffs, thereby increasing the impact on court calendars.

"A violation of a protective order is punishable as a misdemeanor. The courts may experience additional cost pressures due to increased workload for adjudicating misdemeanor charges for violations of the temporary protective orders required by this bill. An eight-hour court day costs approximately \$10,500 based on the hourly rate of court personnel including at minimum the judge, clerk, bailiff, court reporter, jury administrator, administrative staff, and jury per-diems. While the courts are not funded on a workload basis, an increase in workload could result in delayed court services and would put pressure on the General Fund to fund additional staff and resources. The FY 2026-27 Budget appropriated \$70 million General Fund for this purpose. (Trial Court Trust Fund, General Fund)

"Moderate cost pressure on the counties to incarcerate if a one year misdemeanor sentence is imposed. The average annual cost to incarcerate one person in county jail is approximately \$80,000. In 2021 Los Angeles County budgeted \$1.3 billion for jail costs with \$90,000 per incarcerated person. Generally, county incarceration costs are not reimbursable state mandates pursuant to Proposition 30 (2012). Likely minor costs to sheriffs to coordinate release date information with the courts."

### **VOTES:**

#### **ASM PUBLIC SAFETY: 9-0-0**

**YES:** Schultz, Alanis, Mark González, Haney, Harabedian, Lackey, Nguyen, Ramos, Sharp-Collins

#### **ASM APPROPRIATIONS: 15-0-0**

**YES:** Wicks, Hoover, Aguiar-Curry, Calderon, Caloza, Dixon, Fong, Mark González, Krell, Pacheco, Pellerin, Sharp-Collins, Solache, Ta, Tangipa

**ASSEMBLY FLOOR: 78-0-2**

**YES:** Addis, Aguiar-Curry, Ahrens, Alanis, Alvarez, Arambula, Ávila Farías, Bains, Bauer-Kahan, Bennett, Berman, Boerner, Bonta, Bryan, Calderon, Caloza, Carrillo, Castillo, Chen, Connolly, Davies, DeMaio, Dixon, Elhawary, Ellis, Flora, Fong, Gabriel, Gallagher, Garcia, Gipson, Jeff Gonzalez, Mark González, Hadwick, Haney, Harabedian, Hart, Hoover, Irwin, Jackson, Johnson, Kalra, Krell, Lackey, Lee, Lowenthal, Macedo, McKinnor, Nguyen, Ortega, Pacheco, Papan, Patel, Patterson, Pellerin, Petrie-Norris, Quirk-Silva, Ramos, Ransom, Michelle Rodriguez, Rogers, Blanca Rubio, Sanchez, Schiavo, Schultz, Sharp-Collins, Solache, Soria, Stefani, Ta, Tangipa, Valencia, Wallis, Ward, Wicks, Wilson, Zbur, Rivas

**ABS, ABST OR NV:** Muratsuchi, Celeste Rodriguez

**UPDATED**

VERSION: June 25, 2026

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FN: 0004291