
SENATE COMMITTEE ON APPROPRIATIONS

Senator Sabrina Cervantes, Chair
2025 - 2026 Regular Session

SB 1056 (Grayson) - Criminal procedure

Version: March 26, 2026

Urgency: No

Hearing Date: April 13, 2026

Policy Vote: PUB. S. 6 - 0

Mandate: No

Consultant: Bob Franzoia

Bill Summary: SB 1056 would require the court to issue a protective order in a criminal case involving sexually explicit material involving an adult victim. The bill would govern the disclosure of that material with conditions to prevent unnecessary dissemination of the material, prohibit an attorney from disclosing to a defendant copies of sexually explicit material involving an adult victim unless permitted by the court after a hearing, as specified, and in accordance with terms of the protective order issued by the court.

Fiscal Impact: Cost pressure (Trial Court Trust Fund, General Fund) to the courts to issue protective orders where sexually explicit material involving an adult victim is contained in evidence and to hear potential violations of the protective orders. Actual costs would depend on the number of protective orders sought and the amount of court time required for each action. Although courts are not funded based on workload, increased pressure on the Trial Court Trust Fund may create a demand for increased funding for courts from the General Fund.

The FY 2025-26 state budget provided \$82 million ongoing General Fund support to the Trial Court Trust Fund for court operations. The proposed FY 2026-07 budget would provide \$70 million ongoing General Fund support.

Proposed Law: This bill requires the court to issue, in a criminal case involving sexually explicit material depicting or involving an adult victim, upon motion or on its own motion, a protective order governing the disclosure of that material with conditions sufficient to prevent unnecessary copying, transmission, or dissemination of the material.

Staff Comments: This bill will result in unknown, likely significant fiscal impacts to the courts to issue protective orders. While it is difficult to estimate how many first, second or third strike cases (violent felonies) involve sexually explicit material involving an adult victim and potential court order motions, it is estimated issuing or obtaining a protective order would require 15 to 30 minutes of court time, or \$250 to \$500 per order based on an average cost of \$1,000 an hour to operate a court room. California Department of Corrections and Rehabilitation data indicated there were approximately 1,500 second strike cases annually. If ten percent of those cases (a potentially low estimate as the bill's provisions would apply in any type of criminal case involved sexually explicit material) result in the issuing of court orders, cost pressure would be \$37,500 to \$75,000 annually. If there are double the number of first strike cases, additional cost pressure would be \$75,000 to \$150,000 annually. There may be an increased workload to the extent violations of the court orders were prosecuted.