

County of Placer

Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530-889-4010 • FAX: 530-889-4009
PLACER CO. TOLL FREE # 800-488-4308

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March 4, 2022

The Honorable Kevin Kiley
California State Assemblyman, District 6
1021 O Street, Suite 4530
Sacramento, CA 95814

Re: Assembly Bill 1599 (Kiley) Proposition 47 repeal—SUPPORT

Dear Assemblymember Kiley,

On behalf of the Placer County Board of Supervisors, this letter is to convey our support for Assembly Bill 1599 (Kiley).

AB 1599 would allow the voters to vote on the repeal of Proposition 47 otherwise known as *The Safe Neighborhoods and Schools Act*. Proposition 47 was enacted as an initiative statute by voters on the November 4, 2014, statewide general election. The law implemented broad changes to felony sentencing laws within California's criminal justice system. Proposition 47 created the crime of "shoplifting," in which a person would be charged with a misdemeanor if the value of the stolen property was less than \$950. It also reclassified certain "wobbler" crimes such as writing a bad check and forgery. Additionally, Proposition 47 reclassified certain types of grand theft from felonies to misdemeanors including theft of firearms and agricultural equipment worth less than \$950. Furthermore Proposition 47 changed certain drug possession offenses from felonies to misdemeanors and authorized defendants serving sentences for felony offenses that would have qualified as misdemeanors under the proposition to petition courts for resentencing. It authorized defendants to retroactively apply their new reclassified convictions to past sentences with the result being that their sentence was shortened or changed.

AB 1599 replaces proposition 47 with the pre-2014 language. It would provide forgery and writing a bad check punishable by imprisonment in a county jail for one year. The language would also provide that every person who buys or receives property that has been stolen or has been obtained in a manner constituting theft or extortion, knowing the property to be so stolen or obtained, or who conceals, sells, withholds, or aids in any way shall be punished by imprisonment in a county jail for one year. It would also state that people who, having been convicted three or more times of petty theft, grand theft, auto theft, burglary, carjacking, robbery are punishable by imprisonment in a county jail for one year. AB 1599 also states that every person who possesses any controlled substance classified in Schedule III, IV, or V which is a narcotic drug (unless upon the written prescription of a physician, dentist, podiatrist, or veterinarian licensed to practice in this state) shall be punished by imprisonment.

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The Placer County Board of Supervisors supports AB 1599 to allow the voters the opportunity to “roll-back” many of the changes Proposition 47 instituted.

Should you have any questions regarding our position, please contact Joel Joyce, Legislative and Governmental Affairs Coordinator at jjoyce@placer.ca.gov or at (530) 889-4026.

Sincerely,



Cindy Gustafson, Chair (District 5)
Placer County Board of Supervisors

Cc: Honorable Members, Assembly Committee on Public Safety
Honorable Members, Placer County Legislative Delegation
The Honorable Gayle Garbolino-Mojica, Placer County Superintendent of Schools
Placer County Board of Supervisors
SYAL