

THIRD READING

<p style="text-align: center;">SENATE DEMOCRATIC CAUCUS SENATOR PAUL B. CARPENTER Chairman SENATOR RALPH C. DILLS Vice Chairman</p>	<p>Bill No.: AB 2756 Amended: 1/24/84 Author: Peace (D) Vote Required: Majority Assembly Floor Vote: 68-6</p>
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SUBJECT: Juveniles

POLICY COMMITTEE: Judiciary

AYES: (6) Doolittle, Lockyer, Presley, Richardson, Roberti, Pavis

NOES: (2) Marks, Keene

SUMMARY OF LEGISLATION:

Under existing law the purpose of the juvenile justice system is to provide minors with care and guidance and to protect the public.

This bill would recast the purpose section to emphasize punishment, consistent with rehabilitative objectives, as an appropriate response to delinquent conduct.

FISCAL EFFECT: None

PROPOSERS: (Verified by author's office 6/28/84)

California Parole, Probation and Corrections Association
Department of the Youth Authority
California Chief Probation Officers
Department of Social Services
California League of Alternative Service Programs
California Judges Association

OPPOSERS:

Friends Committee on Legislation
California Public Defenders

ARGUMENTS IN SUPPORT:

Proponents argue that this bill would make clear that punishment can be an appropriate and effective method to rehabilitate youthful offenders, a change that has been recommended by a recent Rand Corporation study and by the Commission for the Revision of the Juvenile Court Law.

CONTINUED

ARGUMENTS IN OPPOSITION.

Opponents argue that the concept of punishment is contrary to the fundamental goal of the juvenile justice system--the rehabilitation of youthful offenders. They also state that recognizing punishment as an appropriate tool of the juvenile court would cause further erosion of the distinction between adult and juvenile proceedings. In addition, opponents assert that punitive sanctions may not be constitutionally imposed without according minors the rights to bail and jury trial.

YEAS			
Alston	Davis	Killen	Wright
Allen	Elder	Kirk	Wright
Alquist	Farr	Kirshner	Wright
Bailey	Foran	La Follette	Wright
Baker	Frankie	Leach	Wright
Bane	Frazier	Leonard	Wright
Bergeson	Fritzelle	Lorenz	Wright
Bridley	Hammigan	Margolis	Wright
Bryant	Hansen	Martinez	Wright
Bryant	Hayden	McCarroll	Wright
Campbell	Harger	McConner	Wright
Chacon	Hill	Molina	Wright
Chafe	Isonberg	Morsehead	Wright
Courtis	Johnston	Murphy	Wright
Connelly	Jones	Nelson	Wright
Cortez	Katz	Nolan	Young
Costa	Kelley	O'Connor	Mr. Speaker

NOES	
Alatorre	Floyd
Dices	Harris

Bill ordered transmitted to the Senate

4-30-84

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Roll Call

The roll was called and the bill was passed by the following vote:
AYES (23)—Senators Alquist, Beverly, Boatwright, Craven, Davis, Deddeh, Dills, Doolittle, Foran, Garamendi, Johnson, Lockyer, McCorquodale, Nielsen, Petris, Presley, Robbins, Roberti, Royce, Russell, Seymour, Stiern, Torres, Vulich, and Watson.
NOES (2)—Senators Keene and Marks.
 Bill ordered transmitted to the Assembly.

8-9-84

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SECRETARY OF STATE, BRUCE McPHERSON
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