

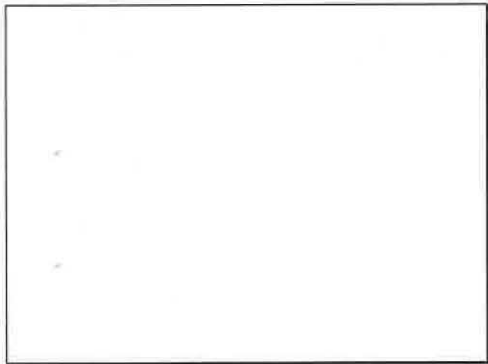
Shared > Prop 57

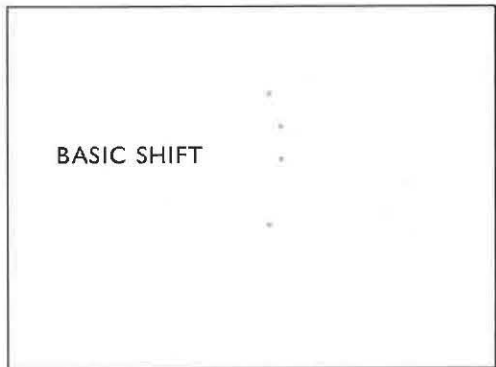
OUTLINES

TEMPLATES

INITIATIVE LANGUAGE

MORE





PAROLE CONSIDERATION

Any person convicted of a **nonviolent felony** and sentenced to state prison shall be **ELIGIBLE** for parole consideration after completing the **full term** for his or her **primary offense**.

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December 1, 2016

NONVIOLENT FELONY

- Penal Code § 667.5(c)
- For the **purpose of this section**, "violent felony" shall mean any of the following:

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FULL TERM

Longest term imposed
Excluding
Enhancements
Consecutive Sentences
Alternative Sentences

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PAROLE	PRCS
<ul style="list-style-type: none"> • Serious Felonies • Violent Felonies • Three Strikes • High Risk Sex Offender • MDOs 	<ul style="list-style-type: none"> • Everyone Else

SENTENCING STRUCTURE
<ul style="list-style-type: none"> • Most Serious Offense • GBI / Firearm Enhancements • Aggravated Term instead of Consecutive Term

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PAROLE HEARING
<p>Paper Hearing</p> <p>30 Day Notice to Court & Parties</p> <p>90 Day Victim Notice</p>

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LETTER TO CDCR

Pen. Code § 1203.1

- CDCR ≥ 10 Yrs
- Trial DDA
- Reasoned Opposition to Early Parole

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CONDUCT CREDITS

CDCR authority to award credits earned for **good behavior** and approved **rehabilitative** or **educational** achievements

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REGULATIONS

CDCR shall adopt regulations in **furtherance of these provisions** and ... shall certify that these regulations **protect & enhance public safety**

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JUVENILE CASES

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- Eliminates Direct Filing
- Eliminates "Not Fit" Presumptions
- Transfer Hearings

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POTENTIAL ADULT TREATMENT

- Any Felony by Minor Aged 16 or Older
- W&I 707(b) Offense by Minor Aged 14 or 15

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CRITERIA

- Criminal Sophistication
- Amenability to Rehabilitation
- Delinquent History
- Success of Previous Rehabilitation
- Circumstances & Gravity of Current Offense

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**TRANSFER
HEARINGS**

Pending
Trial
Sentencing

- Suspend Adult Proceedings (WI 604)
- Waivers
- Juvenile Petition
- Motion for Transfer

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SENTENCED CASES

- Burden on Defendant to Seek Relief
- Work with Writs and Appeals

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December 1, 2016

CERTIFICATE OF ATTENDANCE FOR CALIFORNIA MCLE

Top portion of form to be completed by the MCLE Provider

Provider Name: Ventura County District Attorney's Office

Provider Number: 1130

Title of Activity: Proposition 57

Date(s) of Activity: December 1, 2016

Time of Activity: 4:00 - 5:00 pm

Location of Activity (City, State): HOA: Lower Plaza Assembly Room Ventura, CA

Total California MCLE Credit Hours for the above activity are 1.00, including the following sub-field credits:

- Legal Ethics _____
- Elimination of Bias in the Legal Profession _____
- Prevention, Detection and Treatment of Substance Abuse/Mental Illness that Impairs Professional Competence _____

Bottom portion of form to be completed by the Attorney after participation in the above-referenced activity

By signing below, I certify that I participated in all, or some*, of the activity described above and am therefore entitled to the following MCLE credit hours -

Total California MCLE Credit Hours 1.00, including the following sub-field credits

Legal Ethics _____

Elimination of Bias in the Legal Profession _____

Prevention, Detection and Treatment of Substance Abuse / Mental Illness that Impairs Professional Competence _____

(You may not claim credit for sub-fields unless the Provider is granting credit in those areas and you participated in those portions of the activity)

Print Your Name _____

Your California State Bar Number _____

Signature _____

* partial participation hours must be pro-rated

ACTIVITY EVALUATION FORM FOR CALIFORNIA MCLE

Please complete and return to Provider (Please Print)

Provider Name: Ventura County District Attorney's Office Provider Number: 1130

Title of Activity: Proposition 57

Date(s) of Activity: December 1, 2016

Time of Activity: 4:00 - 5:00 pm

Location of Activity: HOA: Lower Plaza Assembly Room Ventura, CA

Please indicate your evaluation of this course by completing the table below

Question	Yes	No	Comments
Did this program meet your educational objectives?	<input type="checkbox"/>	<input type="checkbox"/>	
Were you provided with substantive written materials?	<input type="checkbox"/>	<input type="checkbox"/>	
Did the course update or keep you informed of your legal responsibilities?	<input type="checkbox"/>	<input type="checkbox"/>	
Did the activity contain significant professional content?	<input type="checkbox"/>	<input type="checkbox"/>	
Was the environment suitable for learning (e.g., temperature, noise, lighting, etc.)?	<input type="checkbox"/>	<input type="checkbox"/>	

Please rate the instructor(s) of the course below

Instructor's Name and Subject Taught	On a scale of 1 to 5, with 1 being Poor and 5 being Excellent, please rate the items below	Rate 1 – 5
Michelle Contois, DDA	Overall Teaching Effectiveness	—
	Knowledge of Subject Matter	—

Instructor's Name and Subject Taught	On a scale of 1 to 5, with 1 being Poor and 5 being Excellent, please rate the items below	Rate 1 – 5
	Overall Teaching Effectiveness	—
	Knowledge of Subject Matter	—

Instructor's Name and Subject Taught	On a scale of 1 to 5, with 1 being Poor and 5 being Excellent, please rate the items below	Rate 1 – 5
	Overall Teaching Effectiveness	—
	Knowledge of Subject Matter	—

Mandatory MCLE:

Topic: Prop 57
Date: December 1, 2016
Time: 4:00 – 5:00 pm
Place: HOA: Lower Plaza Assembly Room
Speaker: Michelle Contois, DDA
MCLE: 1.00 hour general credit

This class will discuss the three provisions of Proposition 57. Attendance is mandatory for all attorneys.

The Ventura County District Attorney's Office is a State Bar of California approved MCLE provider. The above listed class will qualify for 1.00 hour of general credit by the State Bar.