



PUBLIC SAFETY LEGISLATIVE UPDATE

2.22.22

Property Loss Ballot Measure

21-0041A1 - [Ballot Measure Link](#)

This one allows prosecutors to charge as either a felony or misdemeanor (wobbler) for thefts under \$950 if they offender has two or more prior theft convictions. It also has mandatory sentence enhancements for high dollar amount property loss or damage.

Prop 47 Bills

AB 1597 (Waldron): This measure would reinstate a provision of law that was repealed by Proposition 47 that provides that a person who has been convicted 3 or more times of petty theft, grand theft, or other specified crimes and who is subsequently convicted of petty theft is subject to imprisonment in a county jail not exceeding one year or in a county jail for 18 months or 2 or 3 years.

Public Safety Bills

AB 1599 (Kiley): This measure would repeal the changes and additions made by Proposition 47, except those related to reducing the penalty for possession of concentrated cannabis.

AB 1603 (Salas): This measure would amend Proposition 47 by reducing the threshold amount for petty theft and shoplifting from \$950 to \$400.

Organized Theft Bills

AB 1613 (Irwin): This measure would allow for cross-jurisdictional prosecution of ORT offenders, without the need to have all District Attorneys consenting.

AB 1698 (Maienschein): This measure would, until January 1, 2026, make a person guilty of organized package theft, punishable as a misdemeanor or a felony, as specified, if the person acted in concert with one or more persons to steal one or more packages that have been left for delivery at the exterior of a residence, or any other place commonly used to deliver packages, with the intent to sell or return the contents of the package for value.

Catalytic Converter Theft Bills

AB 1622 (Chen): This measure would require the Department of Consumer Affairs to provide a licensed smog check station with a sign informing customers about strategies for deterring catalytic converter theft, including the etching of identifying information on the catalytic converter.

AB 1653 (Patterson): This measure would specify theft of vehicle parts and accessories as a property crime for consideration by the regional property crimes task force.

AB 1740 (Muratsuchi) This measure would require a core recycler to maintain a written record of the year, make, and model of the vehicle from which the catalytic converter was removed.

AB 1984 (Choi): This measure would prohibit the purchase, sale, receipt, or possession of a stolen catalytic converter, as specified. The bill would specify that a peace officer need not have actual knowledge that the catalytic converter is stolen to establish probable cause for arrest, and that in a prosecution of the section, circumstantial evidence may be used to prove the stolen nature of the catalytic converter.

SB 919 (Jones): This measure would prohibit a dealer or retail seller from selling a motor vehicle equipped with a catalytic converter unless it has been engraved, etched, or otherwise permanently marked with the vehicle identification number of the vehicle to which it is attached.

SB 986 (Umberg): This measure would instead of payment by check, require payment by any traceable method, other than cash. The measure would require record keeping on sales and would prohibit a dealer or retailer from selling a new motor vehicle equipped with a catalytic converter unless the catalytic converter has been engraved or etched with the vehicle identification number of the vehicle to which it is attached. A violation of this provision would be punishable as a misdemeanor.

SB 1087 (Gonzalez): This measure would prohibit the purchase of a detached catalytic converters unless it is purchased from the owner of the vehicle the catalytic converter was removed from, or from an automobile manufacturer, dealer, dismantler, auto repair specialist, or any other business that generates, possess, or sells used catalytic converters. The bill would make a violation of this law and infraction punishable with a fine between \$1,000-5,000. The measure would also require record keeping on sales and would prohibit a core recycler from purchasing a catalytic converter from anyone other than automobile dismantlers, auto repair dealers, or an individual possessing documentation that they are the lawful owner of the catalytic converter.

Cannabis Bills

AB 1014 (McCarty): This measure would increase the value of cannabis goods to be carried during delivery up to a maximum value of \$10,000, allowing for a delivery vehicle to become a medium size roaming dispensary.

AB 1725 (Smith): This measure would amend AUMA to make it a felony, punishable by 16 months or 2 or 3 years in county jail, for a person over 18 years of age to plant, cultivate, harvest, dry, or process more than 6 living cannabis plants.

SB 832 (Dodd): This measure would clarify existing law that a person diverting 10 acre-feet or more of water per year is subject to water diversion measurement, recording, and reporting requirements.

SB 1074 (McGuire): This measure would discontinue, beginning on July 1, 2022, the imposition of the cultivation tax. The bill would increase, from July 1, 2025, until July 1, 2026, the excise tax by an additional percentage that the Department of Finance estimates will generate half the amount of revenue that would have been collected pursuant to the cultivation tax, and would, beginning July 1, 2026, instead increase the excise tax by an additional percentage estimated by the department to generate the full amount of revenue that would have been collected pursuant to the cultivation tax.

Fentanyl Control Bills

Current list of fentanyl bills can be found [here](#).