

AMENDED IN SENATE APRIL 9, 2024

SENATE BILL

No. 1132

Introduced by Senator Durazo

(Principal coauthor: Assembly Member Gipson)

(~~Coauthor: Senator~~Coauthors: *Senators Gonzalez and Wiener*)

(Coauthors: Assembly Members Ortega and Santiago)

February 13, 2024

An act to add and repeal Section 101045 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

SB 1132, as amended, Durazo. County health officers.

Existing law requires a county or city health officer to annually investigate health and sanitary conditions in a county jail, publicly operated detention facility in the county, and private work furlough facility, as specified. Existing law authorizes a county or city health officer to make additional investigations of a county jail or detention facility as they determine necessary.

This bill would additionally authorize a county or city health officer to investigate a private detention facility, as defined, as they determine necessary.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 101045 of the Health and Safety Code
- 2 is repealed.

1 SEC. 2. Section 101045 is added to the Health and Safety Code,
2 to read:

3 101045. (a) The county health officer shall, at least annually,
4 investigate health and sanitary conditions in a county jail, publicly
5 operated detention facility in the county, and private work furlough
6 facility and program established pursuant to Section 1208 of the
7 Penal Code. A private work furlough facility and program shall
8 pay an annual fee to the county health officer commensurate with
9 the annual cost of those investigations, as determined by the county
10 health officer. The county health officer may make additional
11 investigations of a county jail, private detention facility, or other
12 detention facility of the county as they determine necessary. The
13 county health officer shall submit a report to the Board of State
14 and Community Corrections, the sheriff or other person in charge
15 of the jail or detention facility, and to the board of supervisors. In
16 a city having a health officer, the city health officer shall, at least
17 annually, investigate health and sanitary conditions in a city jail
18 and other detention facility. The city health officer may make
19 additional investigations of a city jail, private detention facility,
20 or other detention facility as they determine necessary. The city
21 health officer shall submit a report to the Board of State and
22 Community Corrections, the person in charge of the jail or
23 detention facility, and to the city governing body.

24 (b) Whenever requested by the sheriff, the chief of police, local
25 legislative body, or the Board of State and Community Corrections,
26 but not more often than twice annually, the county health officer
27 or, in cities having a city health officer, the city health officer,
28 shall investigate health and sanitary conditions in a jail or detention
29 facility described in this section, and submit a report to each of
30 the officers and agencies authorized in this section to request the
31 investigation and to the Board of State and Community Corrections.

32 (c) The investigating officer shall determine if the food, clothing,
33 and bedding is of sufficient quantity and quality that at least shall
34 equal minimum standards and requirements prescribed by the
35 Board of State and Community Corrections for the feeding,
36 clothing, and care of prisoners in local jails and detention facilities,
37 and if the sanitation requirements required by Article 1
38 (commencing with Section 114250) of Chapter 8 of Part 7 of
39 Division 104 for restaurants have been maintained.

- 1 (d) For ~~the~~ purposes of this section, “private detention facility”
- 2 has the same meaning as in Section 7320 of the Government Code.

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