

**Staff Memorandum 2026-06**  
**Draft Minutes of April 17, 2026 Meeting**

The Committee on Revision of the Penal Code held a meeting on April 17, 2026. Draft Minutes for that meeting are attached for Committee members to review.

The draft will be deemed final after it is approved by a vote of the Committee. When voting, the Committee may make specific changes to the Minutes. If so, those changes will be memorialized in the Minutes for the meeting at which the vote occurred.

Respectfully submitted,

Thomas M. Nosewicz  
Legal Director

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***DRAFT*** MINUTES OF MEETING  
COMMITTEE ON REVISION OF THE PENAL CODE  
April 17, 2026

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A meeting of the Committee on Revision of the Penal Code was held on April 17, 2026. Consistent with Government Code Section 11123.5, the meeting was held as an online video webinar. Members of the public were able to physically attend, observe, hear, and participate in the meeting at the primary physical meeting location of 925 L Street, 1st Floor Conference Room, Sacramento, California.

**Committee:**

*Remote attendance:* Michael Romano, Chairperson  
Assemblymember Sade Elhawary  
Hon. Peter Espinoza, Ret.  
Mary Kennedy  
Priscilla Ocen  
Heidi Rummel  
Senator Scott Wiener

**Staff:**

*Remote attendance:* Thomas M. Nosewicz, Legal Director  
Joy F. Haviland, Senior Staff Counsel  
Rick Owen, Senior Staff Counsel

*Physical location:* Megan Hyenga, Office Technician

**Invited Presenters:**

- Orlando Sanchez Zavala, Legislative Analyst's Office
- Stephanie Brooks Holliday, RAND Corporation
- Alissa Skog, California Policy Lab

**Other Persons:**

Up to 34 members of the public observed the meeting as attendees. The Committee did not prepare a list of those attendees.

### **Approval of Actions Taken**

Unless otherwise indicated, the Committee decisions noted in these Minutes were approved by all members present at the meeting. If a member who was present at the meeting voted against a particular decision, abstained from voting, or was not present when the decision was made, that fact will be noted below.

### **New Business**

The Committee considered Memorandum 2026-01, which discusses pretrial diversion, record relief, and related matters.

The Committee received presentations from Orlando Sanchez Zavala, Legislative Analyst's Office, about the receiver appointed by a federal district court to oversee mental health care in California's prisons; Stephanie Brooks Holliday, RAND Corporation, about the evaluation of the Rapid Diversion Program in Los Angeles County that used Penal Code § 1001.36; and Alissa Skog, California Policy Lab, about data on automatic record relief.

After discussion, the Chair directed staff to research the following issues:

- Additional data on the mental health populations in prison and jails, including race and gender demographics.
- The standard for appellate review of mental health diversion decisions under Penal Code § 1001.36.

Staff will also continue to research and hone the staff recommendations in Memorandum 2026-01.

The Legal Director also gave a presentation on Memorandum 2026-04 on open government laws, Memorandum 2026-03, which presented an update on crime statistics for 2025, and the planned meeting and topic schedule for 2026.

The Committee also heard public comment.

### **Administrative Matters**

The Committee considered Memorandum 2026-02 presenting draft Minutes for the Committee's November 2025 meeting.

The Committee approved the Minutes without change.