


## MEMORANDUM

<b>DATE</b>	July 25, 2017
<b>TO</b>	Board of Psychology
<b>FROM</b>	 Cherise Burns Central Services Manager
<b>SUBJECT</b>	Agenda Item #5(b)(2)(F) – AB 208 (Eggman) Deferred Entry of Judgment: Pretrial Diversion

### **Background:**

This bill would make the deferred entry of judgment program a pretrial diversion program. Under the pretrial diversion program created by this bill, a qualifying defendant would enter a plea of not guilty, and proceedings would be suspended in order for the defendant to enter a drug treatment program for six (6) months to one year, or longer if requested by the defendant with good cause. The bill would also require the court, if the defendant does not perform satisfactorily in the program or is convicted of specified crimes, to terminate the program and reinstate the criminal proceedings. Finally, the bill would require the criminal charges to be dismissed if the defendant successfully completes the program.

Board staff is interested in how this bill would affect our licensing and enforcement programs if an applicant or licensee is undergoing a pretrial diversion program.

**Location:** Senate Committee on Appropriations

**Status:** 7/12/2017 Re-referred to Senate Committee on Appropriations

**Votes:** 7/11/2017 Senate Committee on Public Safety (4-2-1)  
6/01/2017 Assembly Floor (46-27-7)  
5/26/2017 Assembly Committee on Appropriations (12-5-0)  
3/14/2017 Assembly Committee on Public Safety (5-2-0)

### **Action Requested:**

No action is required at this time. Staff will continue to watch AB 208 (Eggman) for potential impacts to the Board's licensing and enforcement programs.