


## MEMORANDUM

<b>DATE</b>	May 4, 2017
<b>TO</b>	Policy and Advocacy Committee
<b>FROM</b>	 Jason Glasspiegel Central Services Coordinator
<b>SUBJECT</b>	Agenda Item #6(c)(22) – AB 704 (Grayson) Multidisciplinary Teams: Human Trafficking and Domestic Violence

### **Background:**

This bill would authorize a county to establish a domestic violence multidisciplinary personnel team and a human trafficking multidisciplinary personnel team to allow agencies to share confidential information in order to investigate reports of suspected crimes. This bill would authorize members of those multidisciplinary personnel teams to disclose to one another information and records that are relevant to the prevention, identification, or treatment of those crimes.

Staff spoke to the author's office and was informed that this bill is a 2-year bill and will not be moving for the remainder of this legislative year. Staff will continue to watch the bill until it is taken up next year.

**Location:** Assembly Committee on Public Safety

**Status:** 3/28/2017 Hearing canceled at the request of Author

### **Action Requested:**

No action is required at this time. Staff will continue to watch AB 704 (Grayson) due to the potential for requiring participating psychologists to share protected patient information and records.

Attachment A: AB 704 (Grayson) Text

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**AB-704 Multidisciplinary teams: human trafficking and domestic violence.** (2017-2018)

**SECTION 1.** *Section 13701.5 is added to the Penal Code, to read:*

**13701.5.** (a) *Notwithstanding any other law, a county may establish a domestic violence multidisciplinary personnel team to allow agencies to share confidential information in order to investigate reports of suspected domestic violence.*

(b) *“Domestic violence multidisciplinary personnel team” means a team of two or more persons who are trained in the prevention, identification, or treatment of domestic violence cases and who are qualified to provide a broad range of services related to domestic violence. The team may include, but is not limited to:*

(1) *Psychiatrists, psychologists, marriage and family therapists, or other trained counseling personnel.*

(2) *Police officers or other law enforcement agents.*

(3) *Medical personnel with sufficient training to provide health services.*

(4) *Social services workers with experience or training in domestic violence prevention.*

(5) *A sexual assault counselor, as defined in Section 1035.2 of the Evidence Code.*

(6) *A domestic violence counselor, as defined in Section 1037.1 of the Evidence Code.*

(c) (1) *Notwithstanding any other law governing the disclosure of information and records, members of a domestic violence multidisciplinary personnel team may disclose to one another information and records that are relevant to the prevention, identification, or treatment of domestic violence.*

(2) *Except as provided in paragraph (1), a member of a domestic violence multidisciplinary personnel team that receives information pursuant to this section is under the same obligations and subject to the same confidentiality penalties as the person disclosing or providing that information. The information obtained shall be maintained in a manner that ensures the maximum protection of privacy and confidentiality rights.*

**SEC. 2.** *Chapter 13 (commencing with Section 13899) is added to Title 6 of Part 4 of the Penal Code, to read:*

**CHAPTER 13. Human trafficking**

**13899.** (a) *Notwithstanding any other law, a county may establish a human trafficking multidisciplinary personnel team within that county to allow agencies to share confidential information in order to investigate reports of suspected human trafficking.*

(b) *“Human trafficking multidisciplinary personnel team” means a team of two or more persons who are trained in the prevention, identification, or treatment of human trafficking cases and who are qualified to provide a broad range of services related to human trafficking. The team may include, but shall not be limited to:*

(1) *Psychiatrists, psychologists, marriage and family therapists, or other trained counseling personnel.*

(2) *Police officers or other law enforcement agents.*

(3) *Medical personnel with sufficient training to provide health services.*

(4) *Social services workers with experience or training in human trafficking prevention.*

(5) *A sexual assault counselor, as defined in Section 1035.2 of the Evidence Code.*

(6) *A human trafficking caseworker.*

(c) (1) *Notwithstanding any other law governing the disclosure of information and records, members of a human*

*trafficking multidisciplinary personnel team may disclose to one another information and records that are relevant to the prevention, identification, or treatment of human trafficking.*

*(2) Except as provided in paragraph (1), a member of a human trafficking multidisciplinary personnel team that receives information pursuant to this section is under the same obligations and subject to the same confidentiality penalties as the person disclosing or providing that information. The information obtained shall be maintained in a manner that ensures the maximum protection of privacy and confidentiality rights.*