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November 23, 2021

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INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

Anabel Renteria  
Initiative Coordinator  
Office of the Attorney General  
State of California  
PO Box 994255  
Sacramento, CA 94244-25550

Re: Request for Title and Summary for Proposed Initiative

Dear Initiative Coordinator:

With this letter I submit a proposed statewide ballot measure in accordance with Article II of Section 10(d) of the California Constitution. I am the proponent of the measure and a registered voter in the State of California. Please prepare a circulating title and summary of the measure as provided by law.

Enclosed with this letter and text of the proposed measure is a check in the amount of \$2,000 and the affidavits required by the Elections Code.

For purposes of inquiries from the public and the media, please direct them as follows:

Thomas W. Hiltachk  
455 Capitol Mall, Suite 600  
Sacramento, CA 95814  
916-442-7757

Thank you for your time and attention processing my request.

Sincerely,



Thomas W. Hiltachk

## INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

## Section 1. Statement of Findings and Declaration of Purpose

- A. Brazen retail theft, auto theft, porch piracy, and other similar crimes are out of control and are the direct result of the failure of our criminal justice system.
- B. Since our politicians have allowed this crime wave to occur on their watch, the People must take action to restore law and order and punish those who repeatedly violate these laws.
- C. Anyone convicted two or more times for these types of theft crimes must be incarcerated for up to one year. No exceptions, no excuses.

## Section 2. Amendments to Penal Code

Section 666.1 of the Penal Code is added to read:

- (a) Notwithstanding any other provision of law, every person who, having been convicted two or more times of petty theft, grand theft, shoplifting in violation of Section 459.5, a conviction pursuant to subdivision (d) or (e) of Section 368, auto theft under Section 10851 of the Vehicle Code, burglary, carjacking, robbery, or a violation of Section 496, and who is subsequently convicted of any of those crimes, is punishable by imprisonment in the county jail not exceeding one year, or pursuant to subdivision (h) of Section 1170.
- (b) The definition of petty theft as it existed on January 2, 2021 shall apply to this section.
- (c) This section shall not be construed to preclude prosecution or punishment pursuant to subdivisions (b) to (i), inclusive, of Section 667, or Section 1170.12, or pursuant to any other law.

Section 786.5 of the Penal Code is added to read:

- (a) The jurisdiction of a criminal action for theft, including as defined in subdivision (a) of Section 484 or Section 490.2, or a violation of Section 211, Section 459, Section 459.5, Section 490.4 or Section 496, shall also include the county where an offense involving the theft, robbery, burglary, shoplifting or receipt of the stolen merchandise occurred, the county in which the merchandise was recovered, or the county where any act was done by the defendant in instigating, procuring, promoting, or aiding in the commission of a theft offense or a violation of Section 211, Section 459, Section 459.5, Section 490.4 or Section 496 or in abetting the parties concerned therein. If multiple offenses of theft or violations of Section 211, Section 459, Section 459.5, Section 490.4 or Section 496, either all involving the same defendant or defendants and the same merchandise, or all involving the same defendant or defendants and the same scheme or substantially similar activity, occur in multiple jurisdictions, then any of those jurisdictions are a proper jurisdiction for all of the offenses. Jurisdiction also extends to all associated offenses connected together in their commission to the underlying theft offenses or violations of Section 211, Section 459, Section 459.5, Section 490.4 or Section 496.