



KRON 4

BAY AREA

## Serial Bay Area shoplifter arrested 90 times

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# THE HOMELESSNESS, DRUG ADDICTION, AND THEFT REDUCTION ACT



# Prop 47

## The Retail, Fuel and Cargo Theft Problem



Sept. 2023

- No accountability or deterrence
- Repeat offenders treated as misdemeanors
- Misdemeanors are low priority
- Only ticket offenses; not booked or are immediately released

# The Realities of Prop 47

- Clear language of Prop 47
  - Legislature can amend 47 *only* if it seeks to *reduce penalties*
  - Any effort to increase/enhance penalties ***must return to voters*** (***Numerous leg counsel opinions***)
- Must return to voters to:
  - Increase penalties for repeat offenders
  - Allow for aggregation of theft amounts
    - ***“only the voters may authorize the provisions [allowing for aggregation].”*** Leg Counsel opinion
- Since Prop 47: At least 7 bills to fix retail theft; all were killed in committee (each mandated return to voters if passed)
- Organized Retail theft law ineffective in combatting theft

# Efforts to Amend 47/Address Theft

- Legislative bills since Prop 47:
  - 20 bills to address consequences of 47
  - At least 7 bills to fix retail theft
    - All bills were killed in committee
    - Each mandated return to voters if passed
- Organized Retail Theft law ineffective in combatting theft
  - DA's rarely use because of difficulties proving
  - 63% of DA's have never used the statute
  - Large county DA's have single digit cases

# The Risks and Threats for the Retail Industry

**Figure 1.** Risks and Threats

<b>Response</b>	<b>2023</b> (more of a priority vs. <u>one</u> year ago)
Organized retail crime	78.1%
Violence during a criminal act	72.3%
Homelessness concerns	72.3%
External theft (non-ORC related)	68.8%

# The Consequences for the Retail Industry

- 45.3% reduced specific store(s) operating hours
- 29.7% reduced or altered in-store product selection(s)
- 28.1% of respondents reported closing specific store location(s)\*

“ Retailers are seeing unprecedented levels of theft coupled with rampant crime in their stores, and the situation is only becoming more dire. Far beyond the financial impact of these crimes, the violence and concerns over safety continue to be the priority for all retailers, regardless of size or category. ”

– David Johnston,  
National Retail Federation

\* 2023 Retail Security Survey-National Retail Federation

# The Solution

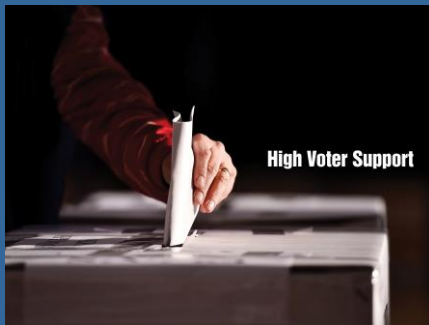
## THE HOMELESSNESS, DRUG ADDICTION, AND THEFT REDUCTION ACT BALLOT INITIATIVE

- Reclassify retail theft with 2 or more prior convictions as a felony
  - Aggregation of multiple thefts together to reach \$950 and charge felony
  - Enhanced penalties for excessive taking or damage to property
  - Enhanced penalties for acting in concert/takeover theft or destruction of property
- After 2 hard drug convictions, discretion to charge 3rd hard drug possession as treatment mandated felony
- Address fentanyl crisis by going after fentanyl drug dealers

# The Path to Success

- **High Voter support**

- Fentanyl: 92% believe Fentanyl is a major threat to public safety
- Theft: 84% believe theft is rampant
- Homelessness/Criminal Activity: 82% believe homelessness is rampant and driving criminal behavior



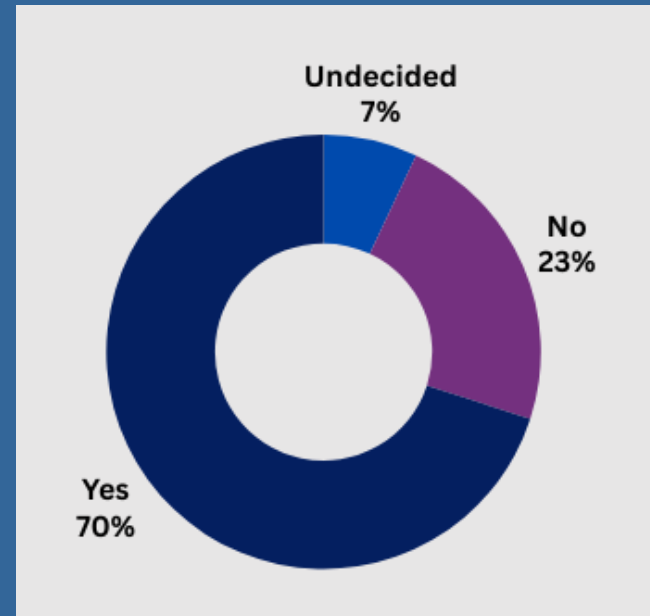
# The Path to Success

## Ballot Title and Summary and Polling

Please read the **full ballot label** below for this initiative and mark how you would vote if the election were held today:

**ALLOWS FELONY CHARGES AND INCREASES SENTENCES FOR CERTAIN DRUG AND THEFT CRIMES.** Allows felony charges for possessing certain drugs, including fentanyl, and for thefts under \$950 for defendant with two prior drug or two prior theft convictions, as applicable. Increases sentences for other specified drug and theft crimes. **FISCAL NOTE:** Increased state and local government costs potentially in the hundreds of millions of dollars annually, offset with potential reductions in state spending for other programs.

**After reading the ballot label, please respond if you would vote YES or vote NO on this initiative.**



Yes: 70% (32% definitely Yes)

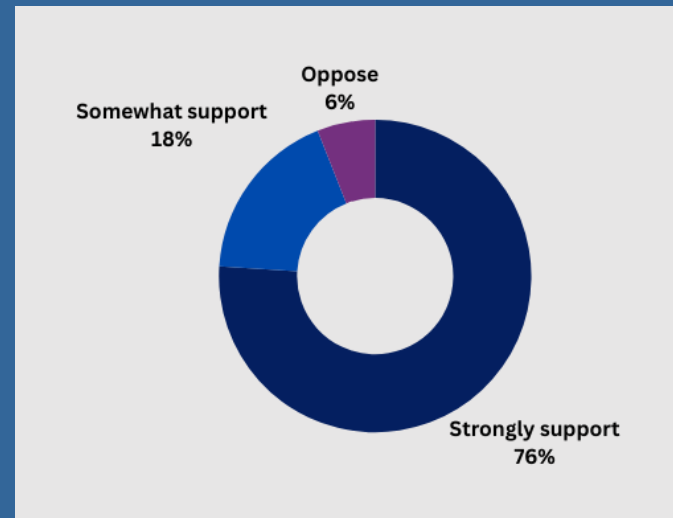
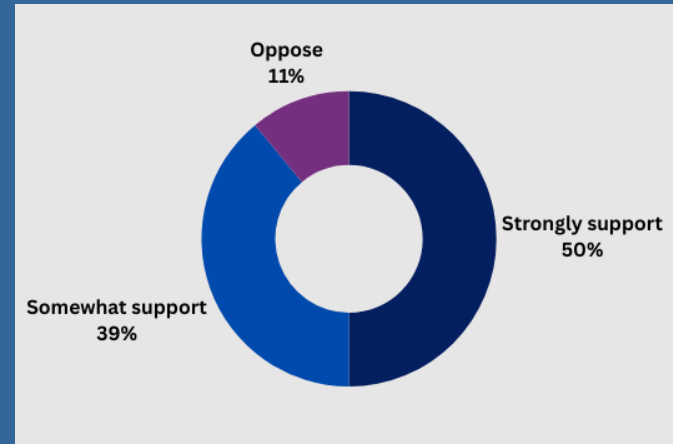
No: 23% (9% definitely No)

Undecided: 7%

# The Path to Success

Polling data further indicates **89% of voters support changes to Proposition 47 to allow for stronger penalties** for those engaged in the trafficking of hard drugs or for repeat offenders of retail theft.

**94% of voters polled overwhelmingly support the addition of fentanyl to existing laws** that prohibit the trafficking of large quantities of hard drug the proposed in The Homelessness, Drug Addiction and Theft Reduction Act.



# The Path to Success

- **Two Phases**
  - Qualification
  - Campaign
- Qualification Phase: Now-April 30, 2024
  - Need 546,651 valid signatures (880,000 total)
  - Estimated Costs for Qualification: **\$7-8 million**
- Campaign
  - Estimated Budget: **\$5-10 million\***
    - High voter support lowers budget



# Current Status

- **Qualification Update**

- Collected 500,000 signatures
- Raised \$5 million; another \$2 million in outstanding commitments
- Need to raise another \$1.5-2 million for qualification

- **Major Donors**

- Walmart, Target, Macy's, Grocers
- Law enforcement
- Tribes
- Businesses and private donors

- **Bipartisan Support**

- Mayors across CA, including Bay Area, San Jose, SF, Santa Monica and San Diego area
- Elected Officials throughout CA
- Business groups
- Law enforcement and District Attorneys



# Endorsements

## Retail Businesses and Other Associations

American Petroleum and Convenience Store Association

California Business Properties Association

California Business Roundtable

California Fuels and Convenience Alliance

California Grocers Association

California Retailers Association

Target

Walgreens

Walmart

## Community Organizations

Hope Street Coalition

NAACP–Oakland

## Prosecutor and Law Enforcement Associations

California Correctional Peace Officers Association

California District Attorneys Association

California Narcotics Officers Association

California Police Chiefs Association

California State Sheriffs' Association

Fresno County Prosecutors Association

Kern County Prosecutors Association

Los Angeles Association of Deputy District Attorneys

Peace Officers Research Association of California

Tehama County Law Enforcement Management Association

Tehama County Peace Officers Association

# Endorsements

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California Fuels and Convenience Alliance  
California Grocers Association  
California Retailers Association  
Target  
Walgreens  
Walmart

## Elected Federal, State and Local Officials

The Hon. Kevin Kiley, U.S. Representative, CA-3  
The Hon. Shannon Grove, California State Senator, SD-12  
The Hon. Vince Fong, California Assemblymember, AD-32  
The Hon. Rich Desmond, Supervisor, Sacramento County  
The Hon. London Breed, Mayor, City of San Francisco  
The Hon. Phil Brock, Mayor, City of Santa Monica  
The Hon. Liang Chao, Councilmember, City of Cupertino  
The Hon. Ryan Coonerty, Former Mayor, City of Santa Cruz  
The Hon. Jerry Dyer, Mayor, City of Fresno  
The Hon. Karen Goh, Mayor, City of Bakersfield  
The Hon. Renee Golder, Vice Mayor, City of Santa Cruz  
The Hon. Rishi Kumar, Councilmember, City of Saratoga  
The Hon. Matt Mahan, Mayor, City of San Jose  
The Hon. Lily Mei, Mayor, City of Fremont  
The Hon. Kitty Moore, Councilmember, City of Cupertino  
The Hon. Alex Vargas, Mayor, City of Hawthorne

## Elected Prosecutors

The Hon. Jason Anderson, San Bernardino County District Attorney  
The Hon. Stephanie Bridgett, Shasta County District Attorney  
The Hon. Clint Curry, Yuba County District Attorney  
The Hon. Dan Dow, San Luis Obispo County District Attorney  
The Hon. Jennifer Dupré, Sutter County District Attorney  
The Hon. Brendan Farrell, Colusa County District Attorney  
The Hon. Ron Freitas, San Joaquin County District Attorney  
The Hon. Sandra Groven, Sierra County District Attorney  
The Hon. Sarah Hacker, Kings County District Attorney  
The Hon. Thomas Hardy, Inyo County District Attorney  
The Hon. Michael Hestrin, Riverside County District Attorney  
The Hon. David Hollister, Plumas County District Attorney  
The Hon. Cassandra Jenecke, Tuolumne County District Attorney  
The Hon. Susan Kronen, Lake County District Attorney  
The Hon. Sally O. Moreno, Madera County District Attorney  
The Hon. Katherine Micks, Del Norte County District Attorney  
The Hon. Jeannine Pacioni, Monterey County District Attorney  
The Hon. Vern Pierson, El Dorado County District Attorney  
The Hon. Jeff Reisig, Yolo County District Attorney  
The Hon. Todd Riebe, Amador County District Attorney  
The Hon. Melyssah Rios, Lassen County District Attorney  
The Hon. Carla Rodriguez, Sonoma County District Attorney  
The Hon. Matthew Rogers, Tehama County District Attorney  
The Hon. Nina Salerno, Modoc County District Attorney  
The Hon. Lisa Smittcamp, Fresno County District Attorney  
The Hon. Summer Stephan, San Diego County District Attorney  
The Hon. Tim Ward, Tulare County District Attorney  
The Hon. Jesse Wilson, Nevada County District Attorney  
The Hon. Barbara Yook, Calaveras County District Attorney  
The Hon. Cynthia Zimmer, Kern County District Attorney  
The Hon. Doug Haubert, Long Beach City Attorney

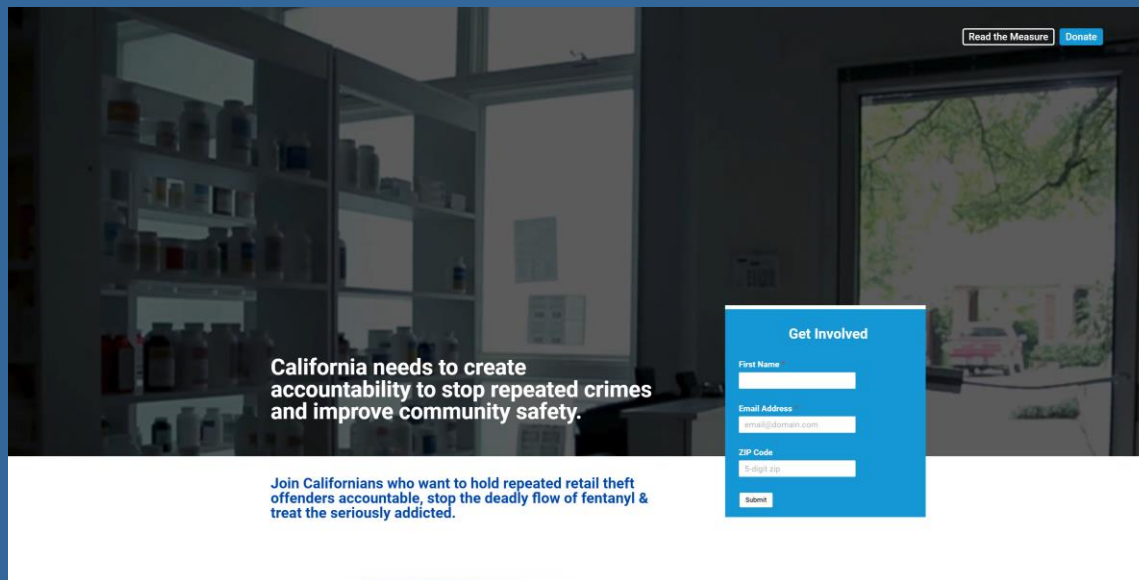
## Law Enforcement Officials

The Hon. Wendell Anderson, Yuba County Sheriff  
The Hon. Mike Boudreaux, Tulare County Sheriff  
The Hon. Rick DiBasilio, Calaveras County Sheriff  
The Hon. William "Tex" Dowdy, Modoc County Sheriff  
The Hon. Joe Garofalo, Colusa County Sheriff  
The Hon. Todd Johns, Plumas County Sheriff  
The Hon. Michael Johnson, Shasta County Sheriff  
The Hon. Dave Kain, Tehama County Sheriff  
The Hon. Jeff Leikauf, El Dorado County Sheriff  
The Hon. Tina Nieto, Monterey County Sheriff  
The Hon. Gary Redman, Amador County Sheriff  
The Hon. Patrick Withrow, San Joaquin County Sheriff  
The Hon. Wayne Woo, Placer County Sheriff  
The Hon. John Zanon, Fresno County Sheriff  
Chief of Police Paco Balderamma, Fresno  
Chief of Police Raymond Bechler, Lathrop  
Chief of Police Grant Bedford, University of Pacific  
Chief of Police Sierra Brucia, Lodi  
Chief of Police Christy Hardt, DLA San Joaquin PD  
Chief of Police Sekou Millington, Tracy  
Chief of Police Richard Salsedo, Jr., Port of Stockton  
Chief of Police Kyle Sanders, Red Bluff  
Chief of Police Daniel Sauer, Ripon  
Chief of Police Stephen Schluer, Manteca  
Acting Chief of Police R.C. Bassett, Corning  
Chief DA Investigator Kevin Hale, Tehama County



# How to Contribute

<https://casafecommunities.com/>



California needs to create accountability to stop repeated crimes and improve community safety.

Join Californians who want to hold repeated retail theft offenders accountable, stop the deadly flow of fentanyl & treat the seriously addicted.

**Get Involved**

First Name

Email Address

ZIP Code

**CALIFORNIANS TO REDUCE HOMELESSNESS, DRUG ADDICTION, AND THEFT,**  
sponsored by Golden State Communities and California Retailers Association  
Secretary of State ID# Pending | EIN 88-3541142

**State law requires the following information:**

Full Name of Donor	<input type="checkbox"/> If donor is an individual, please complete the following: Occupation: _____ Employer: _____
Street Address (no PO Box)	<input type="checkbox"/> If donor is a business or organization: <input type="checkbox"/> Corporation <input type="checkbox"/> LLC <input type="checkbox"/> Partnership <input type="checkbox"/> Other: _____
City, State, Zip	<input type="checkbox"/> Name of individual with primary responsibility for approving this contribution: _____
Phone	<input type="checkbox"/> If donor is a PAC, provide SOS ID number: _____
Email	
Contribution Amount	
\$	

For check donations, please complete this form and mail with your check payable to:

For wire donations, please complete this form, use the following wire information, and provide originating account information below:

Californians to Reduce Homelessness, Drug Addiction, and Theft ATTN: Shyann Hamel 455 Capitol Mall, Suite 600 Sacramento, CA 95814	Californians to Reduce Homelessness, Drug Addiction, and Theft Account #: 5800688029 ABA #: 122232109 California Bank & Trust 550 S. Hope Street, Suite 100 Los Angeles, CA 90071 (213) 228-1709
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Name on originating account: \_\_\_\_\_

Name of originating institution: \_\_\_\_\_

Contributions to Californians to Reduce Homelessness, Drug Addiction, and Theft are **not tax deductible**.

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