

**CHARLES W. FUNARO II**  
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**RECEIVED**

**MAY 30 2017**

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

May 25, 2017

Office of the Attorney General  
ATTN: Initiative Coordinator  
P.O. Box 944255  
Sacramento, CA 94244-2550

Re: Request for Circulating Title and Summary - Elderly Inmate Parole Initiative

Sir or Madam:

Enclosed is a draft of a proposed initiative measure. This is a written request that a circulating title and summary of the chief purpose and points of the proposed initiative measure be prepared. Also enclosed is my check for the required fee of \$2,000.

**PUBLIC CONTACT INFORMATION**

My name is Charles W. Funaro II. My address is 221 E. Walnut Street #255, Pasadena, California 91101. My office telephone number is (626) 578-0440, and my office fax number is (626) 578-0923. My email address is [CharlesFunaro@Hotmail.com](mailto:CharlesFunaro@Hotmail.com).

**DECLARATION REGARDING CITIZENSHIP AND RESIDENCY**

I, Charles W. Funaro II, declare under penalty of perjury that I am a citizen of the United States, 18 years of age or older, and a resident of Los Angeles County, California.

**ACKNOWLEDGMENT REGARDING INITIATIVE SIGNATURES**

I, Charles W. Funaro II, acknowledge that it is a misdemeanor under state law to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Dated this 25<sup>th</sup> day of May 2017.

  
CHARLES W. FUNARO II

CWF:rc

Proposed Penal Code Title 2.4, Section 3055

Elderly Inmate Parole

(a) The Elderly Parole Program is hereby established, to be administered by the Board of Parole Hearings.

(b) A prisoner shall be considered for parole under the Elderly Parole Program if he or she meets both of the following conditions:

(1) The prisoner is 80 years of age or older.

(2) The prisoner has served 10 years of continued incarceration on his or her current sentence on a determinate or indeterminate sentence.

(c) When considering the release of a prisoner specified by subdivision (b) pursuant to Section 3041, the board shall give special consideration to whether age, time served, and diminished physical condition, if any, have reduced the elderly prisoner's risk for future violence.

(d) When scheduling a parole suitability hearing date pursuant to subdivision (b) of Section 3041.5 or when considering a request for an advance hearing pursuant to subdivision (d) of Section 3041.5, the board shall consider whether the prisoner meets or will meet the criteria specified in subdivision (b).

(e) If the prisoner is found suitable for parole under the Elderly Parole Program, the board shall release the individual on parole as provided in Section 3041.

(f) This section does not apply to prisoners sentenced to death or to imprisonment for life without the possibility of parole, or to any inmate who is serving a sentence for which parole, pursuant to subdivision (b), is prohibited by any initiative statute. The provisions of this section shall not be construed to alter or diminish the rights conferred under the Victim's Bill of Rights Act of 2008: Marsy's Law.