



**LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE**  
**SACRAMENTO LEGISLATIVE OFFICE**

---

GEORGE GASCÓN • District Attorney  
JOSEPH F. INIGUEZ • Chief Deputy District Attorney

DANIEL FELIZZATTO • Legislative Advocate  
TAMAR TOKAT • Legislative Advocate

June 13, 2024

The Honorable Aisha Wahab  
Senate Public Safety Committee, Chair  
1020 N Street, Room 545  
Sacramento, CA 95814

**ASSEMBLY BILL 1874 (SANCHEZ)**  
**SUPPORT**  
**Senate Public Safety Committee**  
**Hearing Date: June 18, 2024**

Dear Senator Wahab:

The Los Angeles County District Attorney's Office is pleased to support Assembly Bill 1874 (Sanchez).

AB 1874 increases the penalty for a second or subsequent offense of secretly recording or photographing a minor in full or partial undress without their consent in prescribed locations committed by an adult defendant from a misdemeanor to a wobbler.

Existing law makes it a crime to secretly recording a victim in full or partial undress in the interior of a bedroom, bathroom, changing room, fitting room, dressing room, tanning booth, or the interior of any other area in which they have a reasonable expectation of privacy.

Under existing law there is an enhanced punishment for a defendant who is convicted of a second or subsequent violation of involving an adult victim, however there is no enhanced punishment for a second or subsequent violation involving a minor victim.

The general rule in California, is that when a sex related crime involves a minor the punishment for an offense involving a minor is punished more severally. For an unknown reason, existing law involving the secret recording of a minor does not follow this rule.

Under existing law, there is an increased punishment for the secret recording of an adult for a second or subsequent offense (1<sup>st</sup> Offense is punishable by 6 months in jail and a 2<sup>nd</sup> or subsequent offense is punishable by a year in jail). However, when the same offense involves a minor, there is no increased punishment for a second or subsequent offense.

**June 13, 2024**  
**Page Two**

Our Office believes this is inappropriate. For this reason, our Office is pleased to support Assembly Bill 1874.

If you have any questions or need additional information, please feel free to contact Daniel Felizzatto in my Sacramento Legislative Office at (916) 442-0668.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Gascón", written in a cursive style.

GEORGE GASCÓN  
District Attorney

cc: Assembly Member Sanchez  
Eric Csizmar, Senate Republican Caucus