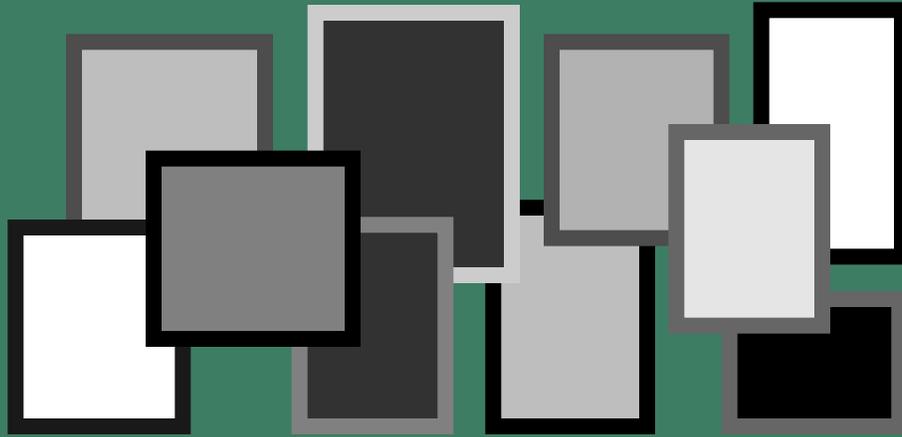


HATE CRIME IN CALIFORNIA 2000

APPENDIX



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CALIFORNIA PENAL CODE SECTION 13023

“Commencing July 1, 1990, subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, such information as may be required relative to **any criminal acts or attempted criminal acts** to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim’s race, ethnicity, religion, gender, sexual orientation, or physical or mental disability. On or before July 1, 1992, and every July 1 thereafter, the Department of Justice shall submit a report to the Legislature analyzing the results of the information obtained from local law enforcement agencies pursuant to this section.” (Added by Stats. 1989, c. 1172, §1. Amended by Stats. 1998, c. 933 (AB 1999) §5.)

CRIMINAL JUSTICE GLOSSARY

BIAS - A preformed negative opinion or attitude toward a group of persons based on their race, religion, ethnicity/national origin, gender, sexual orientation and/or physical/mental disability.

CASE - A case is a set of facts about a crime that is referred to a district attorney for filing with a court. The case may charge one or more persons with the commission of one or more offenses. For this report, the case must contain some element of bias.

COMPLAINTS FILED - Any verified written accusation, filed by a district attorney with a criminal court, that charges one or more persons with the commission of one or more offenses. For this report, the case must contain some element of bias.

CONVICTION - A judgment based on the verdict of a jury or a judicial officer or on a guilty plea or a nolo contendere plea of the defendant.

ETHNIC BIAS - A preformed negative opinion or attitude toward a group of persons of the same race or national origin that share common or similar traits in language, custom, and tradition, such as Arabs or Hispanics.

EVENT - An event is an occurrence where a hate crime is involved. (In this report the information about the event is a crime report or source document that meets the criteria for a hate crime.) There may be one or more suspects involved, one or more victims targeted, and one or more offenses involved for each event.

GUILTY PLEA - A defendant's formal answer in open court stating that the charge is true and that he or she is guilty of the crime with which he or she is charged.

KNOWN SUSPECT(S) - A suspect can be any person alleged to have committed a criminal act(s) or attempted criminal act(s) to cause physical injury, emotional suffering, or property damage. The known suspect category contains the number of suspects that have been identified and/or alleged to have committed hate crimes as stated in the crime report. For example, witnesses observe three suspects fleeing the scene of a crime. The word "known" does not necessarily refer to specific identities.

LOCATION - The place where the hate crime event occurred. The location categories follow Uniform Crime Reporting (UCR) location specifications developed by the FBI. Examples are residence, hotel, bar, church, etc.

MULTI-RACIAL - A hate crime that involves more than one victim or suspect, and where the victims or suspects are from two or more different race groups; e.g., African American and white or Hispanic and Asian.

NOLLO CONTENDERE - A plea or answer in a criminal action in which the accused does not admit guilt but agrees to be subject to the same punishment as if he or she were guilty.

OFFENSES - Offenses that are recorded are as follows: murder, forcible rape, robbery, aggravated assault, burglary, larceny-theft, motor vehicle theft, arson, simple assault, intimidation, and destruction/vandalism as defined in the national Uniform Crime Report (UCR) and the national Hate Crimes Statistics Report.

PHYSICAL/MENTAL DISABILITY BIAS - A preformed negative opinion or attitude toward a group of persons based on physical or mental impediments/challenges, whether such disabilities are congenital or acquired by heredity, accident, injury, advanced age, or illness.

PROPERTY CRIMES - Burglary, larceny-theft, motor vehicle theft, arson, and destruction/vandalism are reported as property crimes.

RACIAL BIAS - A preformed negative opinion or attitude toward a group of persons such as Asians, blacks, or whites, based on common physical characteristics.

RELATIONSHIP BETWEEN "COMPLAINTS FILED" AND "CONVICTIONS" - The annual prosecutorial report collects data on the total number of hate crime cases filed and the total number of hate crime convictions. There is no direct relationship between "complaints filed" and "convictions," since a case may be filed in one year and the outcome (trial or pleading) may occur in another.

RELIGIOUS BIAS - A preformed negative opinion or attitude toward a group of persons that share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being, such as Catholics, Jews, Protestants, or Atheists.

SEXUAL-ORIENTATION BIAS - A preformed negative opinion or attitude toward a group of persons based on sexual preferences and/or attractions toward and responsiveness to members of their own or opposite sexes.

TRIAL VERDICT - The finding or answer of a jury or judge concerning a matter submitted to them for their judgment.

VICTIM - A victim may be an individual, a business or financial institution, a religious organization, government, or other. For example, if a church or synagogue is vandalized and/or desecrated, the victim would be a religious organization.

VIOLENT CRIMES - Murder, forcible rape, robbery, aggravated assault, simple assault and intimidation are considered violent crimes in this report. (Robbery is included in crimes against property in the FBI Hate Crimes Statistics Report.)

CJSC* PUBLICATIONS IN PRINT AND ON THE INTERNET**

<http://caag.state.ca.us/cjsc/pubs.htm>

Annuals

Crime and Delinquency in California**
Crime and Delinquency in California,
Advance Release**
Crime as Reported by Selected California
Agencies, January through September**
Criminal Justice Profile - A Supplement to
C&D (statewide and individual counties)**
Hate Crime in California**
Homicide in California**
Preliminary Report, Crime (January
through June and January through
December)**

BCS Focus and Forums

The California Experience in American
Juvenile Justice: Some Historical
Perspectives (December 1988)
Controlling Plea Bargaining in California
(September 1985)
Coordinating Justice in California: "There
ought to be a law about it" (December
1988)
Crime Control and the Criminal Career
(December 1992)
The Development of California Drunk
Driving Legislation (December 1988)
Employment and Crime (February 1989)
The Impact of California's "Prior Felony
Conviction" Law (September 1987)
The Origins and Development of Penalties
for Drunk Drivers in California (August
1988)
A Policy Role for Focus Groups:
Community Corrections (September
1991)
The Prevalence and Incidence of Arrests
Among Adult Males in California (August
1988)
The Social Structure of Street Drug
Dealing (December 1988)

BCS Outlooks

Adult Felony Arrest Dispositions in
California (1982-1984,1986-1989)
Crime in Urban and Rural California
(November 1984 and December 1997)**
Felony Drug Arrests in California, 1985
(December 1986)
Juvenile Justice in California, 1983 (June
1984)
Motor Vehicle Theft in California
(December 1987)
Motor Vehicle Theft Recovery Data,
1983-1989 (October 1990)
Women in Crime: The Sentencing of
Female Defendants (April 1988)

BCS Reports

Adult Felony Arrest Dispositions in
California (April 1992)
Crime in California and the United States,
(1983, 1990, 2000)
Effectiveness of Statutory Requirements
for the Registration of Sex Offenders - A
Report to the California State Legislature
Executive Summary of the Final Report -
Blue Ribbon Commission on Inmate
Population Management (January 1990)
The Juvenile Justice System in California: An
Overview (April 1989)
Parolees Returned to Prison and the
California Prison Population (January
1988)
Target Hardening: A Literature Review
(October 1989)

CJSC Report Series

Report on Arrests for Burglary in California,
1998**
Report on Arrests for Domestic Violence in
California, 1998**
Report on Arrests for Driving Under the
Influence in California, 1997**
Report on Violent Crimes Committed Against
Senior Citizens in California, 1998**
Report on Juvenile Felony Arrests in
California, 1998

Monograph Series

Conspicuous Depredation: Automobile
Theft in Los Angeles, 1904 to 1987
(March 1990)
Controlling Felony Plea Bargaining in
California: The Impact of the Victim's
Bill of Rights (1986)
Development of a White Collar Crime Index
(December 1992)
Incapacitation Strategies and the Career
Criminal (December 1992)
Measuring White Collar Crime in
Depository Institutions (December 1993)
Prosecutors' Response to Parental Child
Stealing: A Statewide Study (April 1995)
Race & Delinquency in Los Angeles
Juvenile Court, 1950 (December 1990)
Survey Report: "The Expansion of the
Criminal Justice and Penal System in
California - Is greater coordination
required?" (December 1988)

Miscellaneous

Gang Organization and Migration/Drugs,
Gangs & Law Enforcement
Proceedings of the Attorney General's
Crime Conference 85 (September 1985)
Proceedings of Symposium 87: White
Collar/Institutional Crime - Its Measure-
ment and Analysis

CJSC Research Series

Why Did the Crime Rate Decrease Through
1999? (And Why Might It Decrease or
Increase in 2000 and Beyond?) A Literature
Review and Critical Analysis

*Prior to 1991, the Criminal Justice Statistics Center (CJSC) was known as the Bureau of Criminal Statistics (BCS).

**Selected years available on the Internet.

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