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Penal Code § 851.6 – Compiled July, 2011

Our review of the annotated history reveals the following legislative history (every “c.” below represents a separate legislative bill):

Added: 1969, c. 1117 to read as follows:

In any case in which a person is arrested without a warrant and is released without being formally charged with a crime pursuant to paragraph (1) of subdivision (b) of Section 849, such person shall be issued a certificate, signed by the releasing officer or his superior officer, describing the action as a detention. The Attorney General shall prescribe the form and content of such certificate.

Amended:

- **1970, c. 794:** added subdivision (b), chaptered out by c. 1603 (see below).
- **1970, c. 1603:** rewrote the first clause to read: “In any case in which a person is arrested and released pursuant to paragraphs (1) and (3) of subdivision (b) of Section 849, the person”.
- **1971, c. 1149:** in subdivision (a), substituted “paragraph (1) or (3)” for “paragraphs (1) and (3)”; and added subdivision (b) [later designated subdivision (d), see 1975 amendment note, post].
- **1975, c. 1117:** added subdivision (b); designated the last sentence of subdivision (a) as subdivision (c); and redesignated subdivision (b) as subdivision (d).

Five bills affected this section.

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