



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:


A-16

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Department Name: Probation Department  
Department No.: 022  
For Agenda Of: January 27, 2009  
Placement: Administrative  
Estimated Tme:  
Continued Item: No  
If Yes, date from:  
Vote Required:

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**TO:** Board of Supervisors

**FROM:** Department   
Director(s) Patricia J. Stewart, Chief Probation Officer 805-882-3652  
Contact Info: Tanja Heitman, Probation Manager 805-739-8537  
heitman@co.santa-barbara.ca.us

**SUBJECT:** Adult Drug Court Discretionary Grant Program FY 2009

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**County Counsel Concurrence**

As to form: N/A

**Auditor-Controller Concurrence**

As to form: N/A

**Other Concurrence:** N/A

As to form: Select\_Concurrence

**Recommended Actions:**

That the Board of Supervisors:

Ratify the attached County Executive Officer's signed letter authorizing the Probation Department to apply for an Enhancement Drug Court Grant from the U. S. Department of Justice, Bureau of Justice Assistance (BJA). If awarded, the grant will be in the amount of \$200,000 and cover the period of October 1, 2009 to September 30, 2011.

**Summary Text:**

The Probation Department filed a board letter for January 20, 2008 requesting your Board to approve the County Executive Officer signing a letter authorizing the Department to apply for a Drug Court Grant. When the January 20 meeting was cancelled, there was no way to obtain your Board's prior approval. In order for the Probation Department to meet the application deadline of January 26, 2009, the Department requested and the CEO agreed to sign the required authorization letter.

The Probation Department has made application to the BJA for a grant that would finance the redirection of one Deputy Probation Officer for the Substance Abuse Treatment Court (SATC) program in Santa Maria. The rising availability and use of methamphetamine, coupled with co-occurring mental health disorders, has far eclipsed capacity for case management and supervision of offenders in the Santa Maria SATC program. Given the current economic times, local revenue to address this need is not a viable option.

County Alcohol, Drug and Mental Health Services (ADMHS) recently secured grant funding that allowed ADMHS to increase the number of treatment slots in the SATC program by approximately 30%. Unfortunately this funding did not allow for increased Probation staffing for case management and supervision. To ensure the continued success of the SATC program it is crucial that the Probation Department is able to provide the necessary oversight of these offenders and fully participate in the SATC program. With pending state and local reductions in FY 2009-10, it will become necessary to further prioritize Probation services to only a portion of the participants. This will likely adversely affect the overall success of the program, potentially resulting in a decline in graduations as well as an increased use of jail beds and prison commitments.

**Background:** The purpose of the Drug Court Discretionary Grant Program is to provide resources to state, local, and tribal governments and state and local courts to establish or enhance adult drug courts and systems for nonviolent substance-abusing offenders. Drug Courts help reduce recidivism and substance abuse among nonviolent offenders and increase an offender’s likelihood of successful rehabilitation through early, continuous, and intense judicially supervised treatment, mandatory periodic drug testing, community supervision, and appropriate sanctions and other habilitation services.

One of the first 200 drug courts in the nation, our local drug court, known as SATC, has invested more than a decade of learning and collaboration into developing the non-adversarial team that brings together County executives from the Superior Court, Sheriff’s Office, Probation, the Public Defender, District Attorney, ADMHS and frontline, community-based substance abuse treatment providers all committed to a common mission and intent on finding alternatives to incarceration. The SATC is guided by a Core Committee that meets on a monthly basis to facilitate ongoing planning and program operation and to ensure a mechanism of ongoing communication. For the past decade, the Core Committee has strived to help each member agency understand the needs and resources of every other participating agency. The Court’s enforcement support is provided by Probation which performs random home visits and additional drug testing to keep offender participants from straying off their path to sobriety. Repeated non compliance or a lack of good faith effort on the part of an offender usually results in a new sentence that includes jail or prison time.

**Fiscal and Facilities Impacts:**

The proposed grant application is for a period of two years commencing in the 2009-10 fiscal year on October 1, 2009 and continuing until September 30, 2011. The grant provides funding of \$100,000 per year for a Deputy Probation Officer to redirect to the SATC program. The revenue from this grant would reduce the impact of State and County General Fund reductions. There is no increase to the Probation Department’s General Fund contribution.

**Fiscal Analysis:**

| <u>Funding Sources</u> | <u>Current FY Cost:</u> | <u>Annualized On-going Cost:</u> | <u>Total One-Time Project Cost</u> |
|------------------------|-------------------------|----------------------------------|------------------------------------|
| General Fund           |                         |                                  |                                    |
| State                  |                         |                                  |                                    |
| Federal                |                         | \$ 100,000.00                    |                                    |
| Fees                   |                         |                                  |                                    |
| Other:                 |                         |                                  |                                    |
| Total                  | \$ -                    | \$ 100,000.00                    | \$ -                               |

**Staffing Impacts:**

**Legal Positions:**

No effect

**FTEs:**

No effect

**Special Instructions:**

Please return two (2) Certified Minute Orders and two (2) fully signed Attachment A authorization letters to Mike Cameron, Fiscal Manager, Probation Department, 117 E. Carrillo Street, Santa Barbara, CA 93101.

**Attachments:**

Attachment A – Authorization Letter

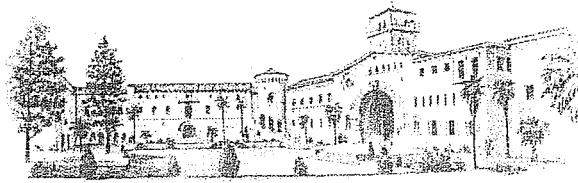
**Authored by:**

Tanja Heitman, Probation Manager

**CC:**

# COUNTY OF SANTA BARBARA

Michael F. Brown  
County Executive Officer



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Santa Barbara, California 93101  
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[www.co.santa-barbara.ca.us](http://www.co.santa-barbara.ca.us)

EXECUTIVE OFFICE

January 20, 2009

Director Domingo S. Herraiz  
Bureau of Justice Assistance  
810 Seventh Street N.W.  
Washington, DC 20531

RE: CFDA #16.585, Adult Drug Court Discretionary Grant Program FY 2009,  
Category II Enhancement

Dear Director Herraiz:

As the County Executive Officer for the County of Santa Barbara, on behalf of Santa Barbara County, I hereby authorize the Probation Department, as the official representative of Santa Barbara County, to apply for and undertake a drug court enhancement project. This designation is made pursuant to the authority conferred upon me by Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C., 3711, et seq.), and it is effective as of January 20, 2009.

Any additional correspondence concerning this drug court grant should be directed to our County's Probation Department. The appropriate contact person at that agency is Tanja Heitman, who can be reached at 805-739-8537 or [heitman@co.santa-barbara.ca.us](mailto:heitman@co.santa-barbara.ca.us).

Sincerely,

Michael F. Brown  
County Executive Officer

cc: Patricia Stewart, Chief Probation Officer

## PROBATION DEPARTMENT MANDATES

### GENERAL

131.5CCP; 830.5 PC; 1202.7 PC; 273a(c) (3) (A) and 273d(c) (3) (A) PC; 1203.097(c) PC; 1203.098 PC; 1203. 097 (c) (1) PC; 1203. 097 (C) PC; 13010-13014 PC; 6035 PC13020 PC; 3300 G C; 1020-1031.5 Government Code

### CIVIL

1513 Probate Code; 1513.1 Probate Code; 1826 Probate Code; 1851 Probate Code; 1851.5 Probate Code; 7800FLC;7801 FLC; 7803 FLC;7804 FLC; 7805 FLC; 7807 FLC; 7808 FLC; 7810 FLC; 9001 FLC

### JUVENILE DIVISION

#### A. Administrative Responsibility/Notification

1203.74 PC; 270 WIC

#### B. Juvenile Intake

601; 601.2; 601.3;602; 627.5; 628 WIC; 628.1 WIC; 630 WIC;631. WIC; 632 WIC; 652 WIC;652.5WIC; 653 WIC ;676.5 WIC; 777WIC;778 WIC;1404-1405 Juvenile Court Rules

#### C. Juvenile Investigations

200 WIC; 280 WIC; 281 WIC; 281.5 WIC; 361.2 WIC; 635 WIC; 636 WIC; 652 WIC; 653.5 WIC; 656.2 WIC; 636.1 WIC; 706 WIC; 706.5 WIC; 706.6 WIC; 707 WIC; 727.1 WIC; 727.4 WIC; 742 WIC; 781 WIC; 1499 Juvenile Court Rules Sealing Records

#### D. Juvenile Supervision

241.1 WIC; 366.23 WIC; 366.26 WIC; 625 WIC; 625.3 WIC; 641 WIC; 654 WIC; 654.1 WIC; 654.2 WIC; 654.3 WIC; 654.4 WIC; 654.6 WIC; 655 WIC; 725 WIC; 727 WIC; 727.1 WIC; 727.2 WIC; 727.3 WIC; 727.31 WIC; 727.4 WIC; 727.4 (d) (4) WIC; 727.6 WIC; 729 Et Esq. WIC; 729.3 WIC; 729.7 WIC; 729.8 WIC; 729.9 WIC; 730 WIC; 730.6 WIC; 730.7 WIC; 730.8 WIC; 737 WIC; 738 WIC; 740 WIC; 740.1 WIC; 742.16 WIC; 790 WIC; 793 WIC; 794 WIC; 795 WIC; 841 WIC; 1300 ET Esq. WIC; 1502.4 (a)(1) H&S; 4096 WIC; 5600.3 WIC; 11400 WIC; 11401 WIC; 11402 WIC; 11404 WIC; 10553.1 WIC; 11404.1 WIC; 11462.01(2) (C) WIC; 295(i) (2) and 298 (b) (4) PC; 296.1 (a) (3) (A) PC

## INSTITUTIONS

### **A. Juvenile Hall**

Title 15, Division 1 or Chapter 1 Standards Corrections Authority (formerly the Board of Corrections), Subchapter 5 Minimum Standards for Juvenile Facilities

210 WIC; 850 WIC

### **B. Home Supervision**

628.1; 840 WIC

### **C. Boys Camp**

Title 15, Division 1 or Chapter 1 Standards Corrections Authority (formerly the Board of Corrections), Subchapter 5 Minimum Standards for Juvenile Facilities

881 WIC; 885 WIC

### **D. Counseling and Education Centers**

654 (c) WIC

### **E. Non-Secure Detention**

210.1 WIC; 601 WIC; 626 WIC;

### **F. Medical Care Juveniles**

369 WIC; 739 WIC

### **G. Separate Categories**

284 WIC; 285 WIC; 656.2 WIC; 704 WIC; 729.7 WIC; 742 WIC; 742.20 WIC; 749.22 WIC; 749.23 WIC; 751 WIC; 826 WIC; 826.5 (a) WIC; 826.6 WIC; 827WIC; 48321 ED CODE; 56026 ED CODE; 56325 ED CODE;

## ADULT DIVISION

### **A. Adult Investigation:**

1000.5PC; 1001.20 PC to 1001.34 PC; 1001.70 PC to 1001.90 PC; 1191 PC; 1191.1 PC; 1191.2 PC; 1191.3 PC; 1202.4 PC; 1202.4(f) (3) PC; 1202.42PC; 1203 PC; 1203a PC; 1203c PC; 1203d PC; 1203.9 PC; 1203.10 PC; 1203.097(b) (3) PC; 1203.097(b) (4) PC; 1210.1 PC; 4.310 Judicial Rule; 4.411(a) (b) (c) (d) Judicial Rule; 4.411.5 Judicial Rule

### **B. Adult Supervision:**

290(c) (1) PC; 290.4 PC; 295(i) (2) PC; 298 (b) (4) PC; 296.1 (a) (3) (A) PC; 296.1 (a) (5) (A) PC; 298(b) (3) PC; 457.1 (e) PC; 1202.7 PC; 1202.8 PC; 1203.02 PC; 1203.016 PC; 1203.044 PC; 1203.044(h) PC; 1203.045 PC; 1203.047 PC; 1203.055 PC; 1203.055(f) PC; 1203.066 PC; 1203.067 PC; 1203.076 PC; 1203.097 PC; 1203.1 PC; 1203.1(b) PC; 1203.1bb PC; 1203.1(d) PC; 1203.1(h) PC; 1203.1ab PC; 1203.1b (a) PC; 1203.1e PC; 1203.1g PC; 1203.1k PC; 1203.2 PC; 1203.2(a) PC; 1203.3 PC; 1203.4 PC; 1203.7 PC; 1203.9 (a) PC; 1203.9 (b) PC; 1203.10PC; 1203.12 PC; 1203.13 PC; 1389.6 PC; 1203.95 PC; 3075 PC to 3076 PC; 11180 PC and 11181 PC; 13020 PC

Rev 04/06