

SANTA BARBARA COUNTY BOARD AGENDA LETTER



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

Agenda Number:
Prepared on: 4/13/05
Department Name: Probation Department
Department No.: 022
Agenda Date: 4/26/05
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: R. Scott DeuPree, Chief Probation Officer
Probation Department

STAFF CONTACT: Tanja Heitman, Probation Manager
Ext. 8540

SUBJECT: Request for Waiver of Competition in the Purchase of 5 TP-3800XCH-ED Live Scan Booking Stations

Recommendation(s):

That the Board of Supervisors:

Authorize the County Purchasing Agent to procure five (5) TP-3800XCH-ED Touch Print TM3800 enhanced definition Live Scan Booking Stations with Integrated Full-Hand Scanning from Identix Inc. (not a local vendor) without being required to conduct a Formal Bid Process.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with Goal No. 2. A Safe and Healthy Community in Which to Live, Work, and Visit.

Executive Summary and Discussion:

Pursuant to County Code Section 2-39, we are requesting your Board to waive the competitive bidding requirement in the purchase of five (5) TP-3800XCH-ED Touch Print TM3800 enhanced definition Live Scan Booking Stations with a total order value of \$209,104.

Proposition 69, adopted in November of 2004, expands California law enforcement's requirement to collect DNA samples and store genetic information in the California DNA and Forensic Identification Data Base. It requires the collection of DNA samples from: adults and juveniles convicted or adjudicated of any felony offense; adults and juveniles required to register due to a sex or arson offense; and adults arrested for or charged with felony sex offenses, murder, or voluntary manslaughter (or the attempt to commit such offenses). The list of qualifying offenses is retroactive regardless of when the person was convicted or

adjudicated. As a result, DNA samples must be obtained from adults and juveniles already serving time in correctional facilities as well as those who are on parole or probation with a current or prior qualifying offense. The Probation Department estimates that we supervise 5,600 adult and juvenile offenders who meet the Proposition 69 criteria. The collection process requires the submittal of thumb and palm print impressions.

The Probation Department currently operates two live scan machines from Identix Inc. which are located in our Santa Barbara and Santa Maria Juvenile Halls. The existing machines are 10 print machines and are not capable of taking palm print impressions. In addition to replacing the two existing machines, Probation will deploy the new machines to area offices in Santa Barbara, Santa Maria, and Lompoc. These three additional machines will be used primarily for adult offenders who account for 94% of the offenders from whom Probation is being required to collect samples.

Identix Inc. is believed to be the most desirable vendor. They are an approved state vendor, able to provide equipment and software that is compatible with the state system. Additionally, the Sheriff's Department recently purchased the same machines from Identix Inc. and our department has had prior experience with them.

Performance Measure:

To protect and serve the community and to enforce court orders: Transmit identification verification to DOJ and collect DNA samples on 100% of the projected 5,600 offenders who meet the Proposition 69 criteria within one year.

Mandates and Service Levels:

Proposition 69 mandates the collection of DNA samples. Statutory mandates governing Probation Department services are attached for your review.

Fiscal and Facilities Impacts:

The cost of the Live Scan Booking Stations will be fully offset by unanticipated Proposition 172 Public Safety Sales Tax Revenue. There will be no cost to the County General Fund. Space for the new machines has been identified in Probation's existing facilities.

Special Instructions:

Send a certified copy of the minute Order, attn: John McMillin, Purchasing Manager
Send a certified copy of the minute Order, attn: Damon Fletcher, Probation Department

Concurrence:

Purchasing Manager

PROBATION DEPARTMENT MANDATES

GENERAL

830.5 PC; 1202.7. PC; 1203.74 PC; 273a(c)(3)(A) and 273d(c)(3)(A) PC
1203.097(c) and 1203.098 PC; 13010-13014 PC; 6035 PC; 3300 Government Code
1020-1031.5 Government Code

CIVIL

1826 Probate Code; 1851 Probate Code; 1852 Probate Code; 1513-1513.1 Probate Code
7800 Family Law Code (FLC); 7801 FLC; 7803 FLC; 7804 FLC; 7805 FLC; 7807 FLC.
7808 FLC; 9001 FLC

JUVENILE DIVISION

A. Administrative

270 WIC; 283 WIC

B. Juvenile Intake

601 WIC; 601.2 WIC; 601.3WIC; 602 WIC; 627.5 WIC; 628 WIC
628.1 WIC; 630 WIC; 631 WIC; 632 WIC; 652 WIC; 652.5 WIC
653 WIC; 676.5 WIC; 777WIC;

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

D. Juvenile Supervision

241.1 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; 727.32 WIC; 727.4 WIC; 727.4 (d) (4) WIC; 727.6 WIC; 729 WIC; 729.3 WIC
729.7 WIC; 729.8 WIC; 729.9 WIC; 730 WIC; 730.6 WIC; 730.7 WIC;
737 WIC; 738 WIC; 740 WIC; 740.1 WIC; 742.16 WIC; 790 WIC; 793 WIC; 794 WIC; 795 WIC; 841 WIC; 1300
WIC; 1502.4 (a)(1) H&S; 4096 WIC; 5600.3 WIC; 11400 WIC; 11401 WIC;
11402 WIC; 11403 WIC; 11404 WIC; 11404.1 WIC; 11462.01(2)(C) WIC

INSTITUTIONS DIVISION

A. Juvenile Hall

Title 15, Division 1 Board of Corrections, Chapter 1 Board of Corrections, Subchapter 5 Minimum Standards for
Juvenile Facilities

Title 24, Part 1, Division VII Board of Corrections, Minimum Standards for Juvenile Facilities
210 WIC; 850 WIC

B. Home Supervision

628.1 WIC; 840 WIC

C. Boys' Camp

Title 15, Division 1 Board of Corrections, Chapter 1 Board of Corrections, Subchapter 5 Minimum Standards for Juvenile Facilities

Title 24, Part 1, Division VII BOARD OF CORRECTIONS, 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; 827 WIC;
48321 Ed Code; 56026 Ed Code; 56325 Ed Code

ADULT DIVISION

A. Adult Investigations

1203.7 PC; 1000 PC; 1000.1(b) PC; 1000.2 PC; 1000.3PC; 1000.4PC; 1000.5PC;
1001 PC; 1001.9 PC; 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; 1203 PC; 1203a PC; 1203c PC; 1203d PC;
1203.9 PC; 1203.10 PC; 1203.097(b)(3) PC; 1203.097(b)(4) 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 Megan's Law; 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; 1203.95PC; 203. 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 P; 1203.4(d) PC; 1203.9 (a) PC;
1203.9 (b) PC; 1203.10 PC; 1203.12 PC; 1389.6 PC; 3075 PC to 3076 PC;
11180 PC and 11181 PC

Updated 12/03