



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

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

Department Name: Probation
Department No.: 022
For Agenda Of: May 16, 2017
Placement: Departmental
Estimated Time: 45 minutes
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Director(s) Beverly A. Taylor, Acting Chief Probation Officer
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SUBJECT: Fiscal Year (FY) 2017-2018 Public Safety Realignment Act Plan and Strategic Planning Initiative

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

Recommended Actions:

That the Board of Supervisors:

- A. Receive a presentation on the FY 2017-2018 Public Safety Realignment Act Plan (Attachment A);
- B. Accept the Santa Barbara County FY 2017-2018 Public Safety Realignment Act Plan (Attachment B) developed by the Community Corrections Partnership (CCP) and approved by the Executive Committee of the CCP; and
- C. Determine that the acceptance of the FY 2017-2018 Public Safety Realignment Act Plan is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3), finding that the activities are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and where it can be seen with certainty that there is no possibility that the activities in question may have a significant effect on the environment, the activities are not subject to CEQA (Attachment C).

Auditor-Controller Concurrence

As to form: N/A

Summary Text:

In an effort to address overcrowding in California's prisons and assist in alleviating the State financial crisis, the Public Safety Realignment Act transferred the responsibility for specific inmates and parolees from the California Department of Corrections and Rehabilitation (CDCR) to counties. This change was implemented on October 1, 2011. The Act expanded the role of the CCP established in the California Community Corrections Performance Incentives Act of 2009 (Senate Bill 678) and created a seven (7) member Executive Committee from at-large CCP members. The Implementation Plan is brought before the Board of Supervisors (BOS) each year for final approval and adoption.

On February 10, 2017, the CCP and the Executive Committee of the CCP voted to approve the CCP Workgroup's recommended Realignment Spending Plan for FY 2017-2018 and on April 7, 2017, the FY 2017-2018 Public Safety Realignment Act Plan (Attachment B) was adopted by the CCP and the Executive Committee of the CCP. The Plan highlights areas of expansion and enhancement, and is demonstrative of new strategies which are innovative and recognize the complexities and competing interests of the justice system continuum.

Background:

Assembly Bill 109 (AB109) brings two (2) additional offender populations under the supervision and responsibility of the local county jurisdiction. The first is the Post Release Community Supervision (PRCS) population of offenders whose committing prison offense is not a strike offense under the Three Strikes law. The second population consists of non-violent, non-serious, non-sex offenders (NX3) who will now serve their prison sentences locally and can be subject to a mandatory period of supervision as ordered by the Superior Court.

Other key elements of Realignment include revocations of community supervision being heard and served locally, changes to custody credits for jail inmates serving prison sentences and the expansion of local alternative custody options, including the expansion of alternative sanctions pursuant to Penal Code (PC) Sections (§)3453 and 3454 for PRCS; the expansion of the Santa Barbara Sheriff's Office (SBSO) authorization to include the involuntarily placement of post sentence inmates on a home detention program pursuant to PC §1203.016; and legislation pursuant to PC §1203.018 that authorizes the SBSO to offer an electronic monitoring program to inmates being held in lieu of bail.

The CCP's planning efforts have historically been strengthened through its inter-agency partnership and aligned goals, and by a Workgroup that meets monthly to more closely review data and funded strategies to ensure they are working as intended. Through additional collaboration opportunities such as Results First, Transition from Jail to Community, and the Re-Entry Steering Committee, all agencies have had opportunities to expand their capacity to understand and implement evidence-based practices and benefit from technical assistance. Although the criminal justice system continues to experience significant changes, such as those initiated through Proposition 47, the stakeholders' efforts to use challenges as opportunities to further collaborate and improve outcomes has been key to their success.

This year's Realignment planning efforts were enhanced through the CCP's agreement to a proposal made by the County Executive Office (CEO) and Supervisor Janet Wolf's Office to fund an independent consultant to conduct a study examining the first five (5) years of Realignment funding. The study was supported through Realignment planning funds and intended to fully measure the effective use of local resources. This review of the County's strategies was performed by the JFA Institute and explored

whether the Plan was adequately achieving the goals of “justice reinvestment” outlined in PC §3450(b)(7). The study ultimately served as an integral aspect of the FY 2017-2018 planning process.

Representatives from the JFA Institute initiated their work in June 2016 and maintained communication with the CCP Workgroup regarding the status of their evaluation during subsequent monthly CCP Workgroup meetings. The JFA Institute’s final report entitled, “*Developing a Strategic Planning Proposal for Public Safety Realignment Funding Santa Barbara County*” was submitted to the CCP on December 9, 2016, and identified service gaps in the County’s Realignment Plan. The CCP Workgroup immediately began to prioritize and address the administrative and programmatic recommendations contained in the report and appointed three (3) subcommittees (termed the Mental Health Housing, Pretrial Services Supervised Release Program, and Jail Programming and Job Readiness subcommittees) to perform comprehensive analyses of designated areas of the report’s findings. These efforts culminated in the development of proposed revisions to the County’s Realignment Plan in the following key areas:

Pretrial Supervised Release Program – The new Pretrial Supervised Release Program will expand the existing Pretrial Services Program through the Superior Court to include an intensive supervision component. This expansion is designed to safely maintain in the community those individuals who are deemed appropriate for pretrial release both pre and post arrangement. This program is anticipated to commence in July 2017.

Jail Programming (Expanded Sheriff’s Treatment Program) – In order to broaden programming and provide intensive and appropriate services to all higher risk populations, the Sheriff’s Treatment Program (STP) will be expanded to deliver other evidence-based learning and rehabilitation opportunities for inmates in the Santa Barbara County Jail. This expansion will increase the delivery of targeted cognitive behavioral therapy (CBT) interventions throughout the general population. Additionally, accessibility of program options geared toward reducing recidivism and the development of pro-social skills will be expanded to a harder to reach population with a higher in custody security classification through the use of electronic tablets pre-loaded with educational and treatment curricula.

Mental Health Treatment Beds – One of the primary gaps identified by the CCP Workgroup included the need for forensic beds for inmates with severe mental health disorders. In response, one-time resources have been allocated to begin the process of designing and constructing a 15-bed Mental Health Rehabilitation Center (MHRC) at the former Santa Barbara Juvenile Hall site and remodel the Probation Report and Resource Center (PRRC). In addition, two (2) months of ongoing operational service funding has been allocated based on the projection of the completion of the renovation in April 2018.

Community Engagement – A need for greater community engagement with the CCP was identified. In response, a “community engagement committee” will be designed to conduct outreach and seek input from the larger community and identify the most effective strategy to ensure continued community engagement in criminal justice Realignment. Additionally, the Reentry Steering Committee will target the expansion of the existing base of community organizations to include partners not formally involved in reentry, but who share a common mission.

Data Sharing – The Criminal Justice Data Committee will continue their mission of increasing effectiveness and efficiency by utilizing technology to improve data collection and analyses, outcome measurement, and reporting. The group will focus on a data exchange infrastructure, process and

governance between participating agencies (SBSO, District Attorney’s [DA] Office, Public Defender’s [PD] Office, Superior Court, Probation Department, Lompoc Police Department, Information and Communications Technology (ICT), and the Department of Behavioral Wellness [DBW]) to ultimately enhance the ability to collect and analyze data on shared clients and improve data integration and processes between agencies.

On February 10, 2017, the CCP and the Executive Committee of the CCP voted to approve the CCP Workgroup’s recommended Realignment Spending Plan for FY 2017-2018 and on April 7, 2017, the FY 2017-2018 Public Safety Realignment Act Plan (Attachment B) was adopted by the CCP and the Executive Committee of the CCP. The Plan truly takes a ‘look forward’ approach in strengthening areas of its existing framework and in implementing new and innovative strategies towards the ultimate goal of reducing recidivism through an understanding of the diverse and vast needs of the PRCS and NX3 justice-involved populations in Santa Barbara County.

Fiscal and Facilities Impacts:

Budgeted: Yes

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		\$ 12,376,778.00	\$ 4,852,000.00
Federal			
Fees			
Other:			
Total	\$ -	\$ 12,376,778.00	\$ 4,852,000.00

Narrative:

The FY 2017-2018 Public Safety Realignment Act Spending Plan is entirely funded by State revenue and consists of the County’s estimated FY 2017-2018 Base allocation (\$11,619,868), FY 2015-2016 Growth Funds (\$496,659), and Restricted Fund Balance (\$260,251). Total funding for programmatic operations is \$12,376,778. Additionally, the CCP agreed to and approved one-time allocations funded by Realignment Restricted Fund Balance for the following administrative developments identified by the JFA Institute: feasibility study (\$50,000), MHRC and PRRC remodel (\$4,000,000), community engagement (\$75,000), data needs (\$40,000), Proposition 47 data mining (first year \$132,000), jail treatment expansion tablets and infrastructure (\$180,000), and Pretrial Supervised Release Program (\$375,000). Total funding for FY 2017-2018 recommended one-time allocations is \$4,852,000.

If approved, the Spending Plan and one-time allocations will be incorporated into the Proposed Budgets, which will be presented to the BOS during budget hearings in June 2017, of the following departments: Probation, SBSO, DBW, DA’s Office, PD’s Office, Superior Court, and Auditor-Controller. The Spending Plan has been incorporated into the CEO’s FY 2017-2018 Recommended Budget. However, as a result of timing differences between the County’s budget development process and the development of the CCP’s Public Safety Realignment Act Plan, a final budget adjustment will be prepared to conform to the final adopted budget for the Public Safety Realignment Act Plan.

Approval of the FY 2017-2018 Public Safety Realignment Act Plan will not increase the General Fund Contribution of the departments mentioned above.

Key Contract Risks:

A risk analysis has been completed and key contract risks were not identified.

Staffing Impacts:

The staffing impacts indicated below represent the deviations in full-time equivalent (FTE) positions between the FY 2016-2017 Adopted Public Safety Realignment Act Plan and the FY 2017-2018 Proposed Public Safety Realignment Act Plan.

Deviations in FTE, if any, related to the MHRC Program will be addressed once the planning of such expansion has been completed.

	FTE:
Probation:	3.0
SBSO:	3.0
DBW:	0.0
DA:	0.0
PD:	2.0
Court	0.5
Auditor:	0.0

Special Instructions:

None

Attachments:

Attachment A: PowerPoint Presentation of FY 2017-2018 Public Safety Realignment Act Plan

Attachment B: FY 2017-2018 Public Safety Realignment Act Plan

Attachment C: CEQA Notice of Exemption

Authored by:

Kim Shean, Probation Manager