

**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: 5/7/04
Department Name: District Attorney
Department No.: 021
Agenda Date: 5/25/04
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: Thomas W. Sneddon, Jr.
District Attorney

STAFF CONTACT: Marnie B. Pinsker
District Attorney Assistant Director, x2304

SUBJECT: Adoption of Resolution Authorizing the District Attorney to renew the Agreement with the State for the Restitution and Recovery Program

Recommendation(s):

That the Board of Supervisors:

- a) Adopt a Resolution authorizing continuation of the District Attorney's Criminal Restitution Compact with the State Victim Compensation and Government Claims Board in the amount of \$91,500 for fiscal year 2004-05.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with actions required by law or by routine business necessity.

Executive Summary and Discussion:

This resolution authorizes continuation of a Criminal Restitution Compact, which was initiated in January 2000 to assist the State Board Revenue Recovery and Appeals Division to improve the criminal restitution system. The State has established contracts with various District Attorney Offices to maximize the recovery of criminal restitution fines, which is the source of financing for reimbursement of victim losses incurred as a result of a violent crime. This contract will provide \$91,500 to fund one paralegal position to ensure that statutory restitution fines and penalty assessments are included in court orders.

Mandates and Service Levels:

While not a mandated program, the Restitution and Recovery Compact will assist the State to maintain the integrity of the Victim Restitution Fund by maximizing recovery of restitution fines and penalties.

Fiscal and Facilities Impacts:

The agreement will fully reimburse the \$70,885 in salary & benefit costs for one paralegal position, \$10,577 in overhead charges, and \$10,038 in operating costs. Due to State financing constraints, the State has reduced our contract from two to one position, along with a \$72,750 loss of revenue. Program expenditures and revenues are incorporated in the FY 04-05 budget.

Special Instructions: Please return executed resolution to Marnie Pinsker, District Attorney's Office.

BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA
STATE OF CALIFORNIA

_____)
IN THE MATTER OF APPROVING AN AGREEMENT)
WITH THE STATE VICTIM COMPENSATION AND) RESOLUTION NO. 2004-
GOVERNMENT CLAIMS BOARD)
_____)

WHEREAS, the State Victim Compensation and Government Claims Board, Revenue Recovery and Appeals Division, has established criminal restitution compacts to enhance the assessment and collection of restitution; and

WHEREAS, the District Attorney's Office has the desire and capability to participate in efforts to increase restitution ordered and collected.

IT IS HEREBY RESOLVED THAT the Santa Barbara County Board of Supervisors authorizes the District Attorney to execute a Criminal Restitution Agreement with the State Victim Compensation and Government Claims Board to provide services effective July 1, 2004 through June 30, 2005.

BE IT FURTHER RESOLVED that the State funds received hereunder shall not be used to supplant local funds that would be made available for this activity.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this ____ day of _____, 2003, by the following votes:

- AYES:
- NOES:
- ABSENT:

COUNTY OF SANTA BARBARA

BY: _____
Chair, Board of Supervisors

Approved as to form
Auditor-Controller

ATTEST:

CLERK OF THE BOARD OF SUPERVISORS

Approved as to form
County Counsel

BY: _____
Deputy