



**Contra
Costa
County**

To: Board of Supervisors
From: PUBLIC PROTECTION COMMITTEE
Date: November 17, 2015

Subject: APPOINTMENT OF THE CY2016 COMMUNITY CORRECTIONS PARTNERSHIP (CCP) AND
CCP-EXECUTIVE COMMITTEE

RECOMMENDATION(S):

1. APPOINT the individuals identified in Exhibit A to serve on the 2016 Community Corrections Partnership (CCP), pursuant to Penal Code § 1230(b)(2); and
2. APPOINT the individuals identified in Exhibit B to serve on the 2016 Community Corrections Partnership Executive Committee, pursuant to Penal Code § 1230.1(b).

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The California Legislature passed Assembly Bill 109 (Chapter 15, Statutes of 2011), which transferred responsibility for supervising certain lower-level inmates and parolees from the California Department of Corrections and Rehabilitation (CDCR) to counties. Assembly Bill 109 (AB109) took effect on October 1, 2011 and realigned three major areas of the criminal justice system. On a prospective basis, the legislation:

☒ APPROVE

☐ OTHER

☐ RECOMMENDATION OF CNTY ADMINISTRATOR

☒ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **11/17/2015** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: November 17, 2015

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Chris Heck, Deputy

Contact: Timothy Ewell,
925-335-1036

cc:

- Transferred the location of incarceration for lower-level offenders (specified nonviolent, non-serious, non-sex offenders) from state prison to local county jail and provides for an expanded role for post-release supervision for these offenders;

BACKGROUND: (CONT'D)

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- Transferred responsibility for post-release supervision of lower-level offenders (those released from prison after having served a sentence for a non-violent, non-serious, and non-sex offense) from the state to the county level by creating a new category of supervision called Post-Release Community Supervision (PRCS); and
- Transferred the custody responsibility for parole and PRCS revocations to local jail, administered by county sheriffs.

AB109 also created an Executive Committee of the local Community Corrections Partnership (CCP) and tasked it with recommending a Realignment Plan (Plan) to the county Board of Supervisors for implementation of the criminal justice realignment. The Community Corrections Partnership is identified in statute as the following:

Community Corrections Partnership

1. Chief Probation Officer (Chair)
2. Presiding Judge (or designee)
3. County supervisor, CAO, or a designee of the BOS
4. District Attorney
5. Public Defender
6. Sheriff
7. Chief of Police
8. Head of the County department of social services
9. Head of the County department of mental health
10. Head of the County department of employment
11. Head of the County alcohol and substance abuse programs
12. Head of the County Office of Education
13. CBO representative with experience in rehabilitative services for criminal offenders
14. Victims' representative

Later in 2011, the Governor signed Assembly Bill 117 (Chapter 39, Statutes of 2011), which served as “clean up” legislation to AB109. Assembly Bill 117 (AB117) changed, among other things, the composition of the local CCP-Executive Committee. The CCP-Executive Committee is currently identified in statute as the following:

Community Corrections Partnership-Executive Committee

1. Chief Probation Officer (Chair)
2. Presiding Judge (or designee)
3. District Attorney
4. Public Defender
5. Sheriff

6. A Chief of Police

7. The head of either the County department of social services, mental health, or alcohol and drug services (as designated by the board of supervisors)

Although AB109 and AB117 collectively place the majority of initial planning activities for Realignment on the local CCP, it is important to note that neither piece of legislation cedes powers vested in a county Board of Supervisors' oversight of and purview over how AB109 funding is spent. Once the Plan is adopted, the Board of Supervisors can choose to implement that Plan in any manner it may wish.

Today's recommended actions were approved by the Public Protection Committee (PPC) at the November 9, 2015 meeting. The Committee recommends an appointment term of one-year for all non *ex-officio* seats and plans to make appointment/reappointment recommendations to the Board of Supervisors annually. The PPC continues to acknowledge that, under California law, the Police Chief seat is appointed by the Board of Supervisors and recommends that the appointee be rotated between the cities with the highest number of AB 109 population (which currently are Richmond, Pittsburg, Antioch and Concord). The PPC is recommending the appointment of Police Chief Allan Cantando from the City of Antioch for to serve on the CY2016 CCP and CCP-Executive Committees.

CONSEQUENCE OF NEGATIVE ACTION:

The Community Corrections Partnership (CCP) and CCP-Executive Committee will not be formally seated for calendar year 2016.

CHILDREN'S IMPACT STATEMENT:

No impact.

ATTACHMENTS

Exhibit A - 2016 Community Corrections Partnership

Exhibit B - 2016 Community Corrections Partnership Executive Committee