



**Contra
Costa
County**

To: Board of Supervisors
From: David Twa, County Administrator
Date: November 15, 2016

Subject: FY 2016/17 AB109 PUBLIC SAFETY REALIGNMENT BUDGET

RECOMMENDATION(S):

APPROVE Appropriations and Revenue Adjustment No. 5026 increasing expenditure appropriations and estimated revenue by \$2,215,167 from the State of California related to continued implementation of AB109 Public Safety Realignment for fiscal year 2016/17.

FISCAL IMPACT:

No additional fiscal impact. This action recognizes revenue allocations from the State of California at the FY 2016/17 budget level approved by the Community Corrections Executive Committee and the Board of Supervisors for AB 109 Public Safety Realignment. The expenditure appropriations were approved by the Board of Supervisors in May 2016 as part of the FY 2016/17 County Budget process. Today's action is necessary to update appropriations and revenue formally within the County budget.

BACKGROUND:

In 2011, the California Legislature passed and the Governor signed into law the Public Safety Realignment Act (Assembly Bill 109), which transfers responsibility for supervising specific low-level inmates and parolees from the California Department of Corrections and Rehabilitation (CDCR) to counties. Assembly Bill 109 (AB 109) took

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **11/15/2016** ☒ 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 15, 2016

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

By: Stacey M. Boyd, Deputy

Contact: Timothy Ewell,
925-335-1036

BACKGROUND: (CONT'D)

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effect on October 1, 2011 and realigns three major areas of the criminal justice system. On a prospective basis, the legislation:

- Transfers the location of incarceration for lower-level offenders (specified non-violent, 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;
- Transfers 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);
- Transfers the housing responsibility for parole and PRCS revocations to local jail custody

AB 109 also tasked the local Community Corrections Partnership (CCP) with recommending to the County Board of Supervisors a plan for implementing criminal justice realignment. The Board of Supervisors adopted the Contra Costa County Realignment Plan on October 4, 2011 (Agenda Item No. D.5), as recommended by the Executive Committee of the CCP. The Executive Committee of the CCP is composed of the County Probation Officer (Chair), Sheriff-Coroner, a Chief of Police (represented by the Richmond Police Chief), District Attorney, Public Defender, Presiding Judge of the Superior Court or designee (represented by the Court Director of Business Planning, Information and Programs), and County Behavioral Health Director.

For fiscal year 2016/17, the Board of Supervisors approved a budget of \$25,484,570, which is composed of \$23,684,570 in various ongoing AB 109 implementation efforts and programming, \$1,800,000 in one-time funding, and \$2,215,167 in one-time funding carried forward from FY 2013/14 and 2014/15. Ongoing expenditures are primarily made up of salary and benefit costs for permanent employees and service contract expenditures while one-time expenditures include capital acquisition and/or fixed asset costs.

For fiscal year 2016/17, Contra Costa County anticipates the receipt of \$22,651,678 from the community corrections allocation of AB 109 Public Safety Realignment revenue.

The CCP-Executive Committee approved the 2016/17 AB 109 Public Safety Realignment budget at the January 22, 2016 regular meeting and submitted to the Public Protection Committee for review and approval. On February 8, 2016, the Public Protection Committee accepted the CCP-Executive Committee's recommendations with an additional \$500,000 to the Community Advisory Board and an additional \$110,000 to the District Attorney's Office.

On May 10, 2016, the Board of Supervisors formally approved the 2016/17 County Budget, including the AB 109 budget as recommended by the Public Protection

Committee. Today's action adjusts revenue and expenditure appropriations based on funding from the State and the Approved AB 109 budget and keeps the 2016/17 County budget balanced.

CONSEQUENCE OF NEGATIVE ACTION:

Appropriations currently in the FY 2016/17 County budget will not accurately reflect allocations of the AB 109 Public Safety Realignment Program.

ATTACHMENTS

TC24/27_5026