Welcome
Welcome & Introductions – Chief Real

Public Comment (limited to 3 minutes per speaker)

Regular Agenda

1. Approve Meeting Minutes
   A. Meeting 09/19/11

2. Ratify Executive Committee’s vote for approval of the Public Safety Realignment (PSR) plan with modifications.

3. The Community Corrections Partnership (CCP)
   a. Subcommittees updates
   b. General updates
      a. Monterey County’s Community Corrections Plan update
      b. Budget update
      c. Next Steps:
         • BOS approval scheduled for 10/04/11
         • Determine schedule and frequency of CCP meetings

2. Open Discussion/ Round Table

3. Other/ Announcements
   A. Schedule date of next meeting: TBD

4. Adjournment

Brown Act information: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. A person with a disability who requires a special modification or accommodation in order to participate in the public meeting should contact the Monterey County Probation Department at (831) 755-3913 as soon as possible, and at a minimum 24 hours in advance of any meeting.
Community Corrections Partnership (CCP)
Action Minutes
Monday, September 19, 2011 - 3:00 pm

Monterey County Probation Department
1422 Natividad Road, Salinas, CA 93906
Administration Conference Room
(831) 755-3913

Attendees: Manuel Real (Chair), Wendy Askew, Elizabeth Balcazar, Jeff Budd, Wayne Clark, Marisa Fiori, Jim Egar, Darius Engles, Dean Flippo, Nancy Hatton, Todd Keating, Paul Lewis, Scott Miller, Marcia Parsons, Pam Patterson, Tim Roberts (Presiding Judge), Elliot Ruchowitz-Roberts, Elliott Robinson, Roseanne Rodarte, Michelle Welsh.

1. Welcome/ Call to Order
The meeting was called to order at 3:08 p.m.

2. Public Comments (limit 3 minutes per speaker)
There was no public comment.

3. Regular Agenda
A. Approve the CCP Meeting Minutes of September 12th.
Action: Meeting minutes were approved (Motion: Jeff Budd/ Second: Wayne Clark/ Vote: Unanimous).

B. Receive an update from subcommittees of the CCP.
Action: Update received.

1. Supervision:
   - The Department of Corrections and Rehabilitation (CDCR) is re-screening the eligibility of offenders who will be released in October under the Post Release Community Supervision (PRCS) program. To date, Probation has received a total of 45 packets from CDCR with different release dates.
   - Probation distributed a final draft of the Monterey County Public Safety Realignment (PSR) plan.
   - Probation is in the process of modifying the criteria for the Electronic Monitoring program.

2. Custody:
   - The Own Recognize (O.R.) Release Policy has been finalized.
   - The Corrections Standards Authority will still need to certify the private jail owned by the City of Delano.
   - The Shasta County jail has 150 beds available.

3. Rehabilitative/ Treatment:
   - This committee continues to meet weekly.

4. Courts/ Justice Partners:
   - This committee met on September 15th to discuss the budget assumptions for the PSR plan.
C. Receive general updates from CCP members.

Action: Updates received.
The final draft of the PSR plan was sent to all of the CCP members for review. The Executive Council of the CCP will meet on Thursday, September 22nd at 4:00 p.m. to vote for approval of the plan. If approved, the PSR plan will be presented to the BOS on Tuesday, October 4th. Probation will also submit a report to the BOS Budget Committee for their support of the PSR plan.

Public Defender James Egar expressed his concerns regarding safety of staff and inmates at County Jail, and the level of funding for the Sheriff’s Office.

Chief Real indicated that the PSR plan is based on the level of funding, and that the agencies will re-evaluate it after 3-months.

Paul Lewis asked each agency to review the budget assumptions for the realignment to include ancillary costs.

6. Adjournment
The meeting adjourned at 4:15 p.m. Next meeting: Monday, September 26, 2011 at 4:00 pm.

Respectfully submitted by

Elizabeth Balcazar,  
Administrative Secretary  
Monterey County Probation Department
MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING: October 4, 2011 – Scheduled
AGENDA NO.: [Blank]

SUBJECT: Approve the Public Safety Realignment Implementation Plan for Monterey County for FY 2011-12, as recommended by the local Community Corrections Partnership pursuant to the provisions of Penal Code 1230.1.

DEPARTMENT: Probation

RECOMMENDATION:
It is recommended that the Board of Supervisors (BOS) approve the Public Safety Realignment Implementation Plan for Monterey County for FY 2011-12, as recommended by the local Community Corrections Partnership (CCP) and approved by its Executive Committee, pursuant to the provisions of Penal Code 1230.1.

SUMMARY:
The Public Safety Realignment Plan for Monterey County, developed by the local Community Corrections Partnership and approved by its Executive Committee, is presented to the Board of Supervisors for their final approval, pursuant to the provisions of Penal Code 1230.1.

DISCUSSION:
AB 109, chaptered into law under the provisions of Penal Code (PC) 1230.1 requires that each local Community Corrections Partnership, chaired by the Chief Probation Officer and with membership of local stakeholders established by law, recommend a local plan to the County Board of Supervisors for the implementation of the 2011 Public Safety Realignment. This plan constitutes the framework and dynamic strategies for the local implementation of the realignment, based on level of funding and resources, existing and new evidence-based programs, and offenders’ criminogenic needs, while maintaining public safety.

In Monterey County, the CCP held a series of meetings and subcommittee activities for the implementation plan. The Community Corrections Partnership crafted the recommended plan, then approved by the CCP’s Executive Committee, consisting of seven members: the Chief Probation Officer as chair, a Chief of Police, the Sheriff, the District Attorney, the Public Defender, the Presiding Judge of the Superior Court, or his or her designee, and the department head of either social and employment services, or mental health and alcohol and substance abuse programs, “as designated by the county board of supervisors for purposes related to the development and presentation of the plan”.

The plan is deemed accepted by the County Board of Supervisors unless the board rejects the plan by a 4/5ths vote, and sends it back to the Community Corrections Partnership for further consideration.

The Public Safety Realignment Act of 2011
The chartering into law of AB 109, the Public Safety Realignment Act of 2011, and related AB 117, created historic changes to California’s adult corrections system, in terms of sentencing, sentencing alternatives, and supervision responsibility. Such changes are prospective to the effective implementation date of October 1, 2011.

The realignment shifts responsibility for low-level offenders and parole supervision from the state to the counties. The state will continue to incarcerate offenders who commit serious, violent, or sex crimes, but the counties will supervise, rehabilitate and manage lower-level offenders. Local

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1 Criminogenic needs are defined as dynamic risk factors or attributes of offenders that are directly linked to criminal behavior and therefore affect a person's risk for recidivism (Ed Latessa, Ph.D., University of Cincinnati)
authority is now extended to three new populations: a) specified non-violent, non-serious, non-sex offenders ("non-non-non"), who will no longer be sent to a state prison, but could serve time in jail and/or be supervised by Probation; b) eligible offenders who, after their prison sentence, will be managed by Probation under the new Post Release Community Supervision Program (PRCS); and c) parole violators who did not commit a new crime.

In Monterey County, this translates to about 300 "non-non-non" offenders, plus 300 that will be released by CDCR under PRCS program, for a total of 600 offenders; parole violators are estimated above 30; these numbers are projected at full implementation. Offenders will be released under local authority gradually each month; therefore services and strategies are implemented with a "ramp up" methodology. As in all other counties, the BOS has designated Probation as the county agency responsible to supervise offenders under PRCS.

Monterey County Public Safety Realignment Plan – FY 2011-12
The recommended plan constitutes a framework for the management of the realigned offenders, and represents the best collective judgment from the professionals entrusted with its implementation within the current budgetary constraints and some lingering fiscal, operational and legal uncertainties. The plan promotes the design and implementation of a system of "community-based punishment" utilizing evidence-based correctional sanctions and programming other than jail incarceration. Intermediate sanctions include Electronic Monitoring, flash incarceration, community service, participation in residential and outpatient treatment programs, and educational and vocational training services. This represents a balanced approach that combines offender case management based on classification of recidivism risk, alternatives to detention, jail management and local incarceration, and evidence-based rehabilitative and treatment services.

OTHER AGENCY INVOLVEMENT:
The Community Corrections Partnership members are established by law, and include county partners, such as the Board of Supervisors, Sheriff, District Attorney, Public Defender and the Directors for Mental Health and Substance Abuse and Social and Employment Services.

FINANCING:
A total of $4,406,336 is allocated to Monterey County for 9 months of activity from October 1, 2011 though June 30, 2012. The affected departments will return to the Board in the near future to recognize the revenue, increase appropriations, and establish positions and services, on phased-in basis over the course of the fiscal year. Probation, as the chairing agency, in cooperation with the CAO’s office, will review such recommendations to ensure that available resources are allocated in the most strategic and cost effective manners. At this time, it is not established if funding allocated to counties adequately fund the obligations to detain, supervise, and provide rehabilitative and support services to the realigned populations. Further, its continuation is not yet guaranteed by a stable mechanism ensuring a continuous appropriation by the State; counties are pursuing the implementation of a Constitutional Amendment to guarantee this funding is sustained and protected. There is no fiscal impact to the County General Fund with the recommended action.

Prepared by:
Marisa Fiori
Management Analyst III
Phone 796-1100
Date: 09/26/11

Approved by:
Manuel Real
Chief Probation Officer
Chair, Community Corrections Partnership

Cc: Charles J. McKee, County Counsel; Michael Miller, Auditor-Controller, CCP Members
Attachment: Monterey Public Safety Realignment Plan; FY 2011-12 AB 109 Summary Budget
Before the Board of Supervisors in and for the
County of Monterey, State of California

Approve the Public Safety Realignment )
Implementation Plan for Monterey County for FY )
2011-12, as recommended by the local )
Community Corrections Partnership pursuant to )
the provisions of Penal Code 1230.1. ...........

Upon the motion of Supervisor ________________, seconded by Supervisor
______________________, and carried by those present, the Board hereby Approved the Public
Safety Realignment Implementation Plan for Monterey County for FY 2011-12, as recommended by
the local Community Corrections Partnership pursuant to the provisions of Penal Code 1230.1.

PASSED AND ADOPTED this _______ day of ___________________ by the following vote, to-
wit:

AYES:

NOES:

ABSENT:

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify
that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes
thereof of Minute Book __ for the meeting on _____________.

Dated: ________________________________
Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By ________________________________, Deputy
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<th>Program</th>
<th>Agency</th>
<th>FTE Description</th>
<th>Salaries</th>
<th>Benefits</th>
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**Total FTEs:** 15.84
PREFACE

This document represents Monterey County’s guide for the effective implementation of mandates from AB 109 and AB 117, the Public Safety Realignment Act of 2011.

The plan’s intent is to create a framework for partner agencies, and to improve the collaboration among county and community agencies that will work with the realigned populations of adult felony offenders.

Partners in the adult criminal justice and service provider systems are called to actively participate in the historical system change toward alternative sanctions, and to structure strategies to maximize the effective investment in evidence-based correctional sanctions and programs.

This process seeks to enhance and coordinate a continuum of supervision strategies, treatment, graduated sanctions and detention alternatives with the intent of:

✓ Reducing recidivism
✓ Maintaining and improving public safety
✓ Containing, or eventually reducing, the number of incarceration beds

The Public Safety Realignment Act presents both public safety opportunities and challenges for each of the involved criminal justice agencies. Serious, violent and sex offenders will still be sent to state prison. For non serious, non-violent and non-sex offenders, there will be additional tools available to make recidivism less likely to occur. Realignment is designed to produce increased local supervision of defendants that will allow for immediate and appropriate consequences for those found to be in violation of the terms of any orders. It also initiates a breadth of support services including employment, education, substance abuse, mental health, housing and behavior modifications which have proven to be successful.

Increased local supervision will be designed to promote public safety through accountability and providing tools to break the cycle of criminality. In effect punishment will remain one of the available options. However, all of the criminal justice agencies will utilize their unique skills and responsibilities to effect change that has not been successfully realized in the past. Each of the criminal justice agencies have great concerns for the adequacy of dedicated funding. All of the agencies will be vigilant to carry out their primary mandates, but all are committed to cooperate zealously to make Criminal Justice Realignment as successful as possible to reduce recidivism while protecting public safety.

The plan discusses the current correctional context, provides a summary of legislative changes, outlines evidence-based research, clarifies recommended alternative strategies, and proposes the funding allocations to support these strategies.

Due to the realignment’s wide scope, current uncertainties in terms of projected populations, and the need to clarify and define new protocols and processes, this is intended to be a dynamic document, and only the beginning of a long-term process. Such processes will

(Draft Rev 09/26/11)