

**RIVERSIDE COUNTY  
COMMUNITY CORRECTIONS PARTNERSHIP  
EXECUTIVE COMMITTEE**

---

DOWNTOWN LAW BUILDING  
3960 ORANGE STREET, 5<sup>TH</sup> FLOOR CONFERENCE ROOM, RIVERSIDE, CA

JUNE 11, 2013, 1:30 P.M.

AGENDA

1. CALL TO ORDER – ROLL CALL
2. BUDGET PRESENTATION – DISCUSSION ITEMS
  - a) POLICE – FOLLOW UP FROM JUNE 4<sup>th</sup> PRESENTATION
  - b) MENTAL HEALTH – CONTINUED FROM JUNE 4<sup>th</sup> PRESENTATION
  - c) DISTRICT ATTORNEY
  - d) SHERIFF
3. PUBLIC COMMENTS
4. NEXT MEETING: JULY 9, 2013; 1:30 P.M.

*In accordance with State Law (The Brown Act):*

- *The meetings of the CCP Executive Committee are open to the public. The public may address the Committee within the subject matter jurisdiction of this committee.*
- *Disabled persons may request disability-related accommodations in order to address the CCP Executive Committee. Reasonable accommodations can be made to assist disabled persons if requested 24-hours prior to the meeting by contacting Riverside County Probation Department at (951) 955-2830.*
- *The public may review open session materials at [www.probation.co.riverside.ca.us](http://www.probation.co.riverside.ca.us) under Related Links tab or at Probation Administration, 3960 Orange St., 6<sup>th</sup> Floor, Riverside, CA.*
- *Items may be called out of order.*

# FY2013-14 "POLICE" Budget Request: Post-release Accountability and Compliance Teams (PACTs)

ITEM # 2a

Background:

The initial FY 2011/12 and the subsequent 2012/13 Operating Budgets approved by the CCPEC, and adopted by the Board of Supervisors, created the Riverside County Post-Release Accountability and Corrections Team to work with the Probation Department to assist them in identifying and locating those subjects on Post-Release Community Supervision (PRCS) who were failing to comply with the terms of their release and sentencing and were most likely committing new crimes within the County.

Objectives:

1. Utilize Probation-provided data to identify and locate subjects on Post-release Community Supervision (PRCS) who have failed to comply with the terms of their supervision
2. Assist Probation Officers in monitoring "high-risk" offenders who have been placed on PRCS
3. Assist Probation Officers in monitoring compliance of "medium-risk" and "low-risk" offenders who have been placed on PRCS

Goals:

1. Working with Probation Department to locate and return-to-supervision/ custody ALL offenders who have failed to adhere to the terms of their PCRS sentence
2. Working with Probation Department to ensure that "high-risk" offenders on PRCS adhere to the terms of their PRCS sentence through monitoring and compliance checks
3. Working with Probation Department to ensure that "medium-risk" and "low-risk" offenders on PRCS adhere to the terms of their PRCS sentence through monitoring and compliance checks

Budget Request:

In order to continue to support the objectives and goals of the Post-Release Accountability Teams (PACTs) the budget request for FY 2013/14 is \$1.6 million dollars—a decrease of \$90,380.00 from the approved 2012/13 Budget (12-month Budget).

The requested funds, along with the funds received from the State to each county to address "public safety in their communities", will allow for the continued operation of three region-specific teams: WEST-PACT, CENTRAL-PACT, and EAST-PACT.

**NOTE: While the State funds are currently allocated for FY 2013/14, until the State Budget is approved those funds are not guaranteed.**







**President**

**Chief Frank Coe**  
**Beaumont Police**

**Vice-President**

**Chief Al Franz**  
**Palm Springs Police**

**Treasurer**

**Chief Mike Lane**  
**U.C. Riverside Police**

April 23, 2013

**Funding for Post-Release Accountability and Compliance Teams (P.A.C.T.)**

**BACKGROUND**

On October 1, 2011 the State of California implemented AB109, realigning the state corrections system and placing the responsibility of supervising criminals that were previously supervised by the State Department of Corrections under the supervision of local county probation departments. Realignment also shifted the housing of criminals who would have previously been placed into state correctional facilities under the jurisdiction and responsibility of the county sheriff's department.

While the intent was to relieve over-crowding within the state's system, the legislature failed to recognize that the county systems were not prepared to assume this burden with the extremely short window provided in which to prepare for the impacts. Hence, immediately upon implementation, the county systems found themselves overwhelmed, forcing the early release of many criminals from the county jail facilities due to overcrowding; and, supervision of convicted felons by probation officers who were not as experienced as state parole officers who previously held this responsibility.

Furthermore, the legislature failed to recognize the impacts that "realignment" would have on local cities and their law enforcement agencies. The California Chiefs of Police Association (CPCA) immediately began lobbying the Governor to address this oversight and provide funding to address the impacts at the local level.

The Riverside County Community Corrections Partnership Executive Committee recognized the need for local law enforcement participation in the oversight of these new "AB109" probationers, and allocated funding to form an AB109 Post-Release Accountability and Compliance Team (P.A.C.T.) to partner with the probation department to deal with the impacts on local communities. The Riverside Police Department and the Corona Police Department formed a second team and those teams have been working diligently to provide oversight and ensure compliance.



On January 17, 2012 the Board of State and Community Corrections (BSCC) provided state funding to front line law enforcement. While the funding does not require any specific actions or reporting by the cities, it was agreed that one city would serve as a fiscal agent and that city would distribute the funds to support local law enforcement efforts as determine by the county Police Chief's Association, which in Riverside County is the Association of Riverside County Chiefs and Sheriff (ARCCOPS).

The members of ARCCOPS selected the City of Beaumont to serve as the fiscal agent for Riverside County, and on February 20, 2013, the city received a check for \$1,536,156.00. These funds currently sit in an account awaiting distribution.

### **CPCA PROPOSAL**

*In its initial proposal, and throughout subsequent discussions with the Governor's Administration, CPCA stated that funds would be used:*

- *Regionally*
- *In collaboration with other police departments to address crime impacts in their communities*
- *In partnership or collaboration with county probation*
- *Employing best and promising practices*
- *Focusing on serious, violent crimes and habitually non-compliant offenders*
- *Supported by crime and data analysis for greatest impact and to provide evaluative information to support demonstration of outcomes*

*CPCA understands that each county approach will be different, dependent upon the unique needs, staffing and geography of that county. However, the association has represented that, to the greatest degree possible, consistency in overall approach across the state will be sought.*

*Throughout the process of securing state funding, all parties understood that decisions on how best to use these funds should be local decisions and that police chiefs would be best positioned to make those decisions.*

### **Guidelines for Use of Funds**

*The funding language in the budget is:*

***"Grants for City Police Departments--Current economic conditions have resulted in budget reductions for city police departments. To help mitigate these reductions, the May Revision includes \$20 million General Fund to create a new grant program for city police departments." (This amount is being revised upward by the addition of \$ 4 million, which addition is slated to be implemented in less than 30 days)"***

*The approval language from the BSCC is:*

***"This formula (the CPCA proposal) meets the criteria set forth in law and the BSCC recognizes the importance of local agencies being able to best identify their own needs with regard to the***

***use of resources. One City in each county has been identified to be the fiduciary agent for this funding and will allocate the funds based on the collective decision of local law enforcement.”***

*There are no specific requirements for use of these funds. The expectation is that funds will be used as outlined in the principles listed above. In counties with many agencies, the funds could be used to create a regional effort, or divided into smaller distributions for smaller regional efforts. In some counties, the allocation is small and will likely be used by a single agency.*

*There is no expectation that the funds should or must be divided and allocated to each individual city. The association believes that the greatest benefit from these funds will come from leveraged regional or collaborative use.*

*Some agencies have already committed resources to address crime impacts in their regions, specifically since the implementation of public safety realignment. Use of these funds to augment those efforts, or to regionalize those efforts, would be consistent with the intent of the allocation. Use of the funds to hire an analyst to work with law enforcement and probation would serve to efficiently focus resources on the most serious, violent, habitually non-compliant persons who pose the greatest risk to communities while providing the structure and administrative support to demonstrate outcomes in subsequent evaluation of efforts. The funds may be used to backfill or offset the costs of current positions, understanding that these funds are only legislatively established for three years.*

*Coordination with county probation is encouraged. This can be a direct partnership, an on-going consultation with probation or coordination at some other level depending upon the needs and resources of the agencies and the probation department. There is no expectation that any portion of the funding be provided to probation.*

*Agencies should rely on their local administrative requirements and governmental practices for guidance on how funds are distributed, formally accepted by councils in individual cities, financially managed and audited, and, as appropriate, managed within and across budgetary years.*

### **ARCCOPS PLAN**

As determined by the members of ARCCOPS, the funds allocated to the County of Riverside are to be used to support expanding the efforts of the current AB109 Post-Release Accountability and Compliance Teams (P.A.C.T.) that were formed to address the local impacts of realignment and funded through the Community Corrections Partnership Executive Committee (CCPEC).

The ARCCOPS plan is the formation of three (3) separate “regional” teams to address the impacts of “realignment” through a partnership with the Riverside County Probation Department. The regional teams will be identified as WEST-PACT, CENTRAL-PACT, and EAST-PACT. Funding for the participating agencies placing employees on a team will come from either the CCPEC funds distributed by Probation, or the state funds held in account by the City of Beaumont.

### **ALLOCATION OF FUNDS**

In order to be reimbursed, the participating agency must have committed each sworn employee for whom they are requesting reimbursement to a dedicated assignment on the PACT team for



the entire period in which they are seeking reimbursement. If equipment is purchased which exceeds 1/12<sup>th</sup> of the annual allocation in any given single month period, the agency agrees to commit the employee to the period of time necessary to cover the costs, or reimburse the funding agency for the amount received in excess of the time committed.

The agency shall submit an invoice to the appropriate funding agency for expenses incurred during the previous month (generally not to exceed 1/12<sup>th</sup> of the annual allocation) within thirty (30) days in which the services were rendered. Reimbursements should be received within thirty (30) days of receipt of each invoice. There is no limitation as to the use the funds, but verification of expenditure is required prior to reimbursement.

**PARTICIPATING AGENCIES**

The following agencies have agreed to provide the following sworn members to support the three (3) teams (the funding source (FS) is provided for each position as noted):

WEST-PACT	FS	CENTRAL-PACT	FS	EAST-PACT	FS
Corona PD	CCPEC	Beaumont PD	CCPEC	Cathedral City PD	CCPEC
Corona PD	State	Hemet PD	CCPEC	Desert Hot Springs PD	CCPEC
Moreno Valley PD	State	Murrieta PD	State	Indio PD	State
Riverside PD	CCPEC	Riverside County DA	State	Palm Desert PD	State
Riverside PD	State			Palm Springs PD	CCPEC
Riverside DA	Unfunded			Riverside County DA	Unfunded
Riverside Probation	Unfunded	Riverside Probation	Unfunded	Riverside Probation	Unfunded

**FISCAL IMPACT**

The State funds are legislatively identified for a period of three years. The year two allocation is expected to be \$27.5 million, but there is no ability to determine at this time whether this funding will continue, or at what level. It is the intent of CPCA to seek continued funding, as well as an increase in funding in future years.

The CCPEC funds are allocated annually in the CCPEC Budget which is approved by the members of the CCPEC and then forwarded to the Board of Supervisors for adoption.

**Riverside County Department of Mental Health  
Health and Human Services  
FY 13/14 AB109 Budget Request**

	FY 12/13 Budget	Requested FY 13/14	Increase/ (Decrease)
<b>Intensive Treatment Teams Costs (ITT)</b>	\$ 1,500,716	\$ 1,551,340	\$ 50,624
Less Revenue @ 20%	(268,853)	(278,978)	(10,125)
<b>AB109 ITT Cost</b>	<u>1,231,863</u>	<u>1,272,363</u>	<u>40,499</u>
<b>Detention Services</b>			
Screening/Assessments & Treatment Services	1,703,843	1,980,744	276,901
Mental Health Court	239,609	863,643	624,034
<b>Total Detention Services</b>	<u>1,943,452</u>	<u>2,844,387</u>	<u>900,935</u>
<b>Contracted Placement Services</b>			
Emergency Housing	300,000	300,000	-
Transitional Housing	809,647	809,647	-
Housing Support (S&B)	190,353	195,333	4,980
Crisis Residential Treatment Services	300,000	300,000	-
Residential Treatment Services	1,201,740	1,201,740	-
RCRMC Mental Health Inpatient Treatment	800,000	800,000	-
RCRMC Detention Health	250,000	1,536,176	1,286,176
RCRMC Health Costs	1,700,000	1,890,000	190,000
<b>Total Contracted Placement Services</b>	<u>5,551,740</u>	<u>7,032,896</u>	<u>1,481,156</u>
Less Revenue @ 20%	(562,348)	(220,000)	342,348
<b>AB109 Contracted Placement Cost</b>	<u>4,989,392</u>	<u>6,812,896</u>	<u>1,823,504</u>
<b>Expanded Clinic Services</b>			
Medication Services	1,213,942	1,215,356	1,414
Mental Health Treatment/Assessment	1,814,417	2,007,731	193,314
Substance Abuse Treatment Services	2,196,532	2,480,166	283,634
<b>Total Expanded Clinic Services</b>	<u>5,224,891</u>	<u>5,703,253</u>	<u>478,362</u>
Less Revenue @ 20%	(119,407)	(196,109)	(76,702)
<b>AB109 Expanded Clinic Services Cost</b>	<u>5,105,484</u>	<u>5,507,144</u>	<u>401,660</u>
<b>Total AB109 Budget Request for FY 13/14</b>	<u>13,270,192</u>	<u>16,436,790</u>	<u>3,166,598</u>

Less: Projected FY 12/13 Rollover

AB109 Funding Request for FY 13/14 (Net of FY 12/13 Rollover)

(3,512,787)

\$ 12,924,003

Estimated Revenue

695,087

Gross Cost

\$ 17,131,877



**Riverside County Department of Mental Health  
Health and Human Services  
FY 13/14 AB109 Budget Request  
Position Detail**

Position	FY 12/13	As of 5/1/13		FY 12/13	Requested Changes	Proposed
	Budget FTE	Filed	Vacant	Budget FTE		FY 13/14 Budget FTE
<b>Intensive Treatment Teams Costs (ITT)</b>						
Office Assistant	1.00	1.00	-	1.00	-	1.00
Mental Health Peer Specialist	3.00	-	3.00	3.00	-	3.00
Behavioral Health Specialist II	2.00	1.00	1.00	2.00	-	2.00
Clinical Therapist II	2.00	1.00	1.00	2.00	-	2.00
Behavioral Health Specialist III	1.00	-	1.00	1.00	-	1.00
Staff Psychiatrist	0.50	0.25	0.25	0.50	0.25	0.75
Licensed Vocational Nurse	0.50	0.25	0.25	0.50	0.25	0.75
Mental Health Services Supervisor	1.00	1.00	-	1.00	-	1.00
<b>Total Intensive Treatment Teams Costs (ITT)</b>	<b>11.00</b>	<b>4.50</b>	<b>6.50</b>	<b>11.00</b>	<b>0.50</b>	<b>11.50</b>
<b>Detention Services</b>						
Screening /Assessments and Services						
Clinical Therapist II	13.00	9.00	4.00	13.00	-	13.00
Office Assistant	4.00	3.00	1.00	4.00	-	4.00
Staff Psychiatrist	-	0.50	(0.50)	-	0.50	0.50
Mental Health Court						
Office Assistant	-	-	-	-	2.00	2.00
Behavioral Health Specialist II	-	-	-	-	2.00	2.00
Clinical Therapist II	2.00	1.00	1.00	2.00	3.00	5.00
<b>Total Detention Services</b>	<b>19.00</b>	<b>13.50</b>	<b>5.50</b>	<b>19.00</b>	<b>7.50</b>	<b>26.50</b>
<b>Contracted Placement Services</b>						
Housing Support						
Accounting Assistant II	1.00	1.00	-	1.00	-	1.00
Community Services Assistant	3.00	-	3.00	3.00	-	3.00
<b>Total contracted Placement Services</b>	<b>4.00</b>	<b>1.00</b>	<b>3.00</b>	<b>4.00</b>	<b>-</b>	<b>4.00</b>
<b>Expanded Clinic Services</b>						
Medication Services						
Staff Psychiatrist	2.00	0.25	1.75	2.00	-	2.00
Registered Nurse	-	-	-	-	-	-
Licensed Vocational Nurse	-	-	-	-	-	-
Mental Health Treatment/Assessment						
Mental Health Peer Specialist	7.00	2.00	5.00	7.00	1.00	8.00
Clinical Therapist II	10.00	7.00	3.00	10.00	1.00	11.00
Mental Health Services Supervisor	1.00	-	1.00	1.00	-	1.00
Behavioral Health Specialist II	1.00	1.00	-	1.00	-	1.00
Substance Abuse Treatment Services						
Office Assistant	3.00	2.00	1.00	3.00	1.50	4.50
Administrative Services analyst	-	1.00	(1.00)	-	1.00	1.00
Behavioral Health Specialist III	13.00	4.00	9.00	13.00	(2.50)	10.50
Mental Health Peer Specialist	1.00	1.00	-	1.00	-	1.00
Sr. Mental Health Peer Specialist	1.00	1.00	-	1.00	-	1.00
Mental Health Services Supervisor	1.00	1.00	-	1.00	-	1.00
<b>Total Expanded Clinic Services</b>	<b>40.00</b>	<b>20.25</b>	<b>19.75</b>	<b>40.00</b>	<b>2.00</b>	<b>42.00</b>
<b>Total AB109 Positions (FTEs)</b>	<b>74.00</b>	<b>39.25</b>	<b>34.75</b>	<b>74.00</b>	<b>10.00</b>	<b>84.00</b>

**Riverside County Department of Mental Health  
Health and Human Services  
FY 13/14 AB109 Requested Budget Plan**

**1. Intensive Treatment Teams**

The Intensive Treatment Teams (ITT) full service partnership program provides intensive wellness and recovery based services for AB 109 clients who carry a serious mental health diagnosis in order to help break the cycle of homelessness, psychiatric hospitalization and/or incarceration related to their mental health disorders.

	FY 12/13		FY 13/14	
	FTE	Budget Amount	Requests/Changes FTE	Proposed Budget Amount
Salary and Benefits (S&B)	11	\$ 862,812	0.5	\$ 50,624
Operating Costs		412,354		(21,200)
Therapeutic Client Supplies		75,550		21,200
Contractors		150,000		-
Less Revenue		(268,853)		(10,125)
<b>Total Intensive Treatment Teams</b>		<b>\$ 1,231,863</b>		<b>\$ 40,499</b>
				<b>\$ 1,272,363</b>

Staffing in the ITT consists of the following:

- 2 FTE Clinical Therapists providing clinical assessment and crisis intervention
- 2 FTE Behavioral Health Specialist II coordinating personal services, support and education for clients
- 1 FTE Behavioral Health Specialist III providing co-occurring (substance abuse and mental health) disorder intervention and education
- 3 FTE Mental Health Peer Specialists providing a direct connection with clients to assist them in negotiating systems and barriers that may inhibit adherence to the Care Plan, assisting in transportation and some case management, and conducting Recovery Management and Wellness Recovery groups
- .75 FTE Staff Psychiatrist providing medication support, assessment, consultation and education
- .75 FTE Licensed Vocational Nurse providing case management, medication support and education
- 1 FTE Mental Health Services Supervisor providing administrative oversight to the program
- 1 FTE Office Assistant providing administrative support to the program

The ITT is designed to serve 60 clients annually, with an average length of treatment of eighteen months based on the time limit for AB 109 supervision. This program requires a higher staff to client ratio in order to most effectively serve this challenging population. There were 36 clients served in FY 12/13.



Riverside County Department of Mental Health  
 Health and Human Services  
 FY 13/14 AB109 Requested Budget Plan

**2. Detention Screening, Assessment and Treatment Services and Mental Health Court**

The Detention Screening, Assessment and Treatment Services proposed budget provides expanded and timely mental health services to those in jail as that population grows and the demand for more short- and long-term mental health services increases. Services include assessments, crisis intervention, mental health and substance abuse group services and medications for AB 109 individuals in the jails.

The AB 109 Mental Health Court receives Court referrals for AB 109 inmates for evaluation and development of a treatment plan to be submitted to the Judge, District Attorney and Public Defender. Mental Health Court staff assist in discharge planning and transportation.

	FY 12/13		Requests/Changes		FY 13/14	
	FTE	Budget Amount	FTE	Amount	FTE	Proposed Budget Amount
A. Screening/Assessment/Treatment Services	17	\$ 1,276,365	0.5	\$ 27,370	17.5	\$ 1,303,735
B. Mental Health Court	2	162,999	7	453,890	9	616,889
Operating Costs		186,088		412,675		598,763
Medication Cost		318,000		7,000		325,000
<b>Total Detention Screening/Assessment Services</b>	<b>19</b>	<b>\$ 1,943,452</b>	<b>7.5</b>	<b>\$ 900,935</b>	<b>26.5</b>	<b>\$ 2,844,387</b>

Staffing in the jails consists of the following:

- 18 FTE Clinical Therapists whose primary function is to evaluate AB 109 consumers for mental health and substance abuse needs in the jail system, make mental health treatment recommendations, and collaborate with Sheriff Correctional staff and Mental Health Outpatient staff to meet the individual needs of the consumer.
- 2 FTE Behavioral Health Specialists whose primary function will be to assist the client with discharge planning and transportation along with case management
- .5 FTE Staff Psychiatrist providing medication support, assessment, consultation and education
- 6 FTE Office Assistants who provide administrative support to the program

This staffing will support the increased mental health coverage at Smith Correctional Facility to 24 hours, 7 days a week. Additionally, a budget increase is required for staff to manage the increased referrals to Mental Health Court to meet the needs of the court orders, Veterans Court and Misdemeanor Alternative Sentencing Program (MAP), and to cover the increasing cost of medications. There were 321 clients served in FY 12/13 and 500 clients are projected to be served in FY 13/14. There were 902 clients screened in FY 12/13. It is estimated that 1,200 screenings will be completed annually.

Riverside County Department of Mental Health  
 Health and Human Services  
 FY 13/14 AB109 Requested Budget Plan

**3. A. Contracted Placement Services**

The Department of Mental Health will continue to provide residential treatment and inpatient services to meet the needs of the most seriously impaired AB 109 consumers by utilizing mental health treatment residential facilities.

Additionally, in response to the recognized housing needs of the general population AB 109 consumer, the proposed budget includes funding for emergency and transitional housing. Emergency housing will provide up to 30 days of immediate housing for AB109 clients who have no identified residence and have just been released from prison or jail and are "re-entering" the community. Transitional housing will provide supportive housing up to 6 months for AB 109 clients without alternative housing, including assisting in the transition back to community living, developing skills and accessing resources needed for self sufficiency.

	FY 12/13		FY 13/14	
	FTE	Budget Amount	Requests/Changes FTE	Proposed Budget Amount
Emergency Housing		\$ 300,000	\$ -	\$ 300,000
Transitional Housing		809,647		809,647
Housing Support (S&B)	4	190,353	4,980	195,333
Crisis Residential Treatment Services		300,000		300,000
Residential Treatment Services		1,201,740		1,201,740
Less Revenue		(60,000)		(60,000)
<b>Total Contract Placement Services</b>		<b>\$ 2,741,740</b>	<b>\$ 4,980</b>	<b>\$ 2,746,720</b>

Housing Support staffing consists of the following:

- 3 FTE Community Services Assistant located in each regional AB 109 clinic assisting AB 109 consumers in arranging housing and access to food and basic living supplies
- 1 FTE Accounting Assistant whose primary function is to receive and process invoices and prepare reports of housing utilization and cost

The FY 13/14 budget request for the general AB 109 population includes emergency housing for 175 clients and transitional housing for 200 clients. The FY 13/14 budget request for AB 109 mental health clients is estimated to annually provide residential treatment to 230 clients, which includes 58 residential treatment and 172 emergency treatment and housing services, and inpatient services to 184 clients. In FY 12/13, 103 clients were placed in crisis residential treatment and 48 clients in residential treatment.

**Riverside County Department of Mental Health  
Health and Human Services  
FY 13/14 AB109 Requested Budget Plan**

**3. B. Contracted Placement Services**

Riverside County Regional Medical Center (RCRMC) provides a range of services for the AB 109 population, including emergency treatment services (ETS) and inpatient treatment facility (ITF) psychiatric services at the Arlington facility, health services at RCRMC campus and health clinics throughout the county, and detention health services within the jails.

	FY 12/13		Requests/Changes		FY 13/14	
	FTE	Budget Amount	FTE	Amount	FTE	Proposed Budget Amount
RCRMC Inpatient Treatment/ETS		800,000	-	-	-	800,000
RCRMC Detention Health		250,000		1,286,176		1,536,176
RCRMC Health Costs for Jail Inmates		1,700,000		190,000		1,890,000
Less Revenue		(502,348)		342,348		(160,000)
<b>Total Contract Placement Services</b>		<b>\$ 2,247,652</b>		<b>\$ 1,818,524</b>		<b>\$ 4,066,176</b>

The FY 13/14 budget request for RCRMC includes Mental Health ITF services for over 60 clients and ETS services for more than 120 clients annually. Health services for over 840 jail clients. Detention Health includes an estimated 178,000 medication encounters, 7,953 nurse encounters and 2,043 Physician encounters. In FY 12/13, 59 clients were treated in ITF and 122 in ETS. Detention Health provided over 150,000 medication encounters to AB109 inmates.

<b>Total Contracted Placement Services</b>	<b>\$ 4,989,392</b>	<b>\$ 1,823,504</b>	<b>\$ 6,812,896</b>
--	---------------------	---------------------	---------------------



Riverside County Department of Mental Health  
 Health and Human Services  
 FY 13/14 AB109 Requested Budget Plan

**4. Expanded Clinic Services**

**A. Medication Services**

Medication and medication support is currently offered in all outpatient mental health clinics. The proposed budget provides funding for the implementation of this service to the three regional AB 109 clinics as well.

	FY 12/13		Requests/Changes		FY 13/14	
	FTE	Budget Amount	FTE	Amount	FTE	Proposed Budget Amount
Salary and Benefits	2	\$ 694,886		\$ 1,414	2	\$ 696,300
Operating Costs		255,581		-		255,581
Medical/Dental Supplies		263,475		-		263,475
Less Revenue		(119,407)		119,407		-
<b>Total Medication Services</b>		<b>\$ 1,094,535</b>		<b>\$ 120,821</b>		<b>\$ 1,215,356</b>

Staffing for medication services consists of 2 FTE Staff Psychiatrist whose primary function is to evaluate and prescribe psychotropic medications for clients.

There were 184 clients served in FY 12/13 and 534 clients are estimated to be served annually.

Riverside County Department of Mental Health  
 Health and Human Services  
 FY 13/14 AB109 Requested Budget Plan

5. Expanded Clinic Services

B. Mental Health Treatment/Assessment

Three regional AB 109 clinics are housed within the Riverside County Substance Abuse Program clinics located in Riverside, Hemet and Cathedral City. A Day Reporting Center (DRC) is open in Riverside providing screenings and referrals, anger management groups, parenting training, and providing appropriate on-site mental health and substance abuse education and literature to consumers and family members.

	FY 12/13		Requests/Changes		FY 13/14	
	FTE	Budget Amount	FTE	Amount	FTE	Proposed Budget Amount
Salary and Benefits	19	\$ 1,377,754	2	\$ 131,430	21	\$ 1,509,184
Operating Costs		436,663		\$ 61,882		498,545
Less Revenue		-		\$ (196,109)		(196,109)
<b>Total Mental Health Treatment/Assessment</b>		<b>\$ 1,814,417</b>		<b>\$ (2,797)</b>		<b>\$ 1,811,620</b>

Staffing for Mental Health treatment consists of the following:

- 11 FTE Clinical Therapists providing screening, assessment and group services to inmates being released from State prisons and the County Jail system and referring clients to appropriate services as needed
- 8 FTE Mental Health Peer Specialists providing a direct connection with clients to assist them in negotiating systems and barriers that may inhibit adherence to the Care Plan, assisting in transportation and some case management, and conducting Recovery Management and Wellness Recovery groups
- 1 FTE Behavioral Health Specialist II providing case management services to clients placed in residential treatment
- 1 FTE Mental Health Services Supervisor providing administrative oversight to the program

There have been over 500 client referrals in FY12/13 for mental health services, and it is anticipated that these funds will serve approximately 650 clients annually.

**Riverside County Department of Mental Health  
Health and Human Services  
FY 13/14 AB109 Requested Budget Plan**

**6. Expanded Clinic Services**

**C. Substance Abuse Treatment Services**

Three regional AB 109 clinics are located within the substance abuse programs located in Riverside, Hemet and Cathedral City. Additionally, AB 109 substance abuse services are also currently available in all substance abuse outpatient clinics throughout the county.

	FY 12/13		Requests/Changes		FY 13/14	
	FTE	Budget Amount	FTE	Amount	FTE	Proposed Budget Amount
Salary and Benefits	19	\$ 1,273,779	\$ -	-	19.0	\$ 1,273,779
Operating Costs		456,389		-		456,389
Contracted Residential Services		466,364		283,636		750,000
<b>Total Substance Abuse Treatment Services</b>		<b>\$ 2,196,532</b>		<b>\$ 283,636</b>		<b>\$ 2,480,168</b>

Staffing for Substance Abuse Treatment consists of the following:

- 10.5 FTE Behavioral Health Specialist III serving as the certified Substance Abuse Counselors in the AB 109 clinics, assessing consumers for substance abuse dependency, conducting outpatient substance abuse groups and providing individual counseling
- 1 FTE Mental Health Peer Specialist providing a direct connection with clients to assist them in negotiating systems and barriers that may inhibit adherence to the Care Plan, assisting in transportation and some case management, and conducting Recovery Management and Wellness Recovery groups
- 1 FTE Senior Mental Health Peer Specialist providing supervision of the Peer Support Specialists as well as oversight to maintain fidelity to the Wellness Recovery Model
- 1 FTE Administrative Services Analyst providing administrative support to the program
- 4.5 FTE Office Assistants providing administrative support to the program
- 1 FTE Mental Health Services Supervisor providing administrative oversight to the program

There have been over 800 client referrals in FY12/13 for substance abuse services, and it is anticipated that these funds will serve approximately 650 clients annually.

<b>Total Expanded Clinic Services</b>		<b>\$ 5,105,484</b>	<b>\$ 401,660</b>	<b>\$ 5,507,144</b>
<b>Total AB109 Budget Request FY 13/14</b>	<b>74</b>	<b>\$ 13,270,192</b>	<b>10</b>	<b>\$ 3,166,598</b>
<b>Less: FY 12/13 Rollover</b>				<b>(3,512,787)</b>
<b>AB 109 Funding Request FY 13/14 (net of FY 12/13 Rollover)</b>				<b>\$ 12,924,003</b>





# **SHERIFF DEPARTMENT'S FY 13-14 CCP BUDGET REQUEST**

Point of Contact: Chief Deputy Raymond Gregory (909) 955-2446



## **IMPACTS OF PUBLIC SAFETY REALIGNMENT**

- **JAILS RUNNING BELOW RATED CAPACITY BEFORE REALIGNMENT**
- **JAIL OVERCROWDING & EARLY RELEASES**
  - **INCREASED COSTS OF RUNNING AT FULL CAPACITY**
  - **INCREASED SECURITY ISSUES DUE TO CHANGES IN INMATE POPULATION**
  - **INCREASED DEPENDENCY ON CUSTODY ALTERNATIVES & EXTERNAL HOUSING**
  - **INCREASED DEMAND FOR INMATE PROGRAMS BASED ON EVIDENCE-BASED NEEDS ASSESSMENTS**



## IMPACTS OF PUBLIC SAFETY REALIGNMENT

### IMPLEMENTATION TO APRIL 30, 2013:

	<u>BOOKED</u>	<u>REMAIN IN CUSTODY</u>
• PAROLE VIOLATIONS (3056 PC)	4,683	173
• PRCS VIOLATIONS (3455 PC)	838	45
• FLASH INCARCERATIONS (3454 PC)	798	10
• FELONY SENT TO JAIL (1170(H) PC)	2,966	515
<b>TOTALS</b>	<b>9,285</b>	<b>743</b>

**743 BEDS PREVIOUSLY AVAILABLE TO HOUSE TRADITIONAL COUNTY JAIL INMATES HAVE BECOME EFFECTIVELY UNAVAILABLE DUE TO CHANGES BROUGHT BY AB109**

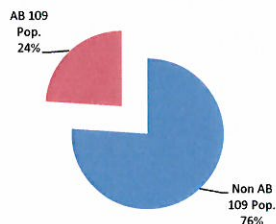
**DUE TO REDUCED AVAILABILITY OF BEDS, 9,982 INMATES HAVE HAD TO BE RELEASED EARLY TO HONOR HEADCOUNT LIMITS IMPOSED BY THE FEDERAL COURTS**

**AB 109 POPULATION EQUATED TO 24% OF TOTAL INMATES IN CUSTODY  
(APRIL 2012 – APRIL 2013)**

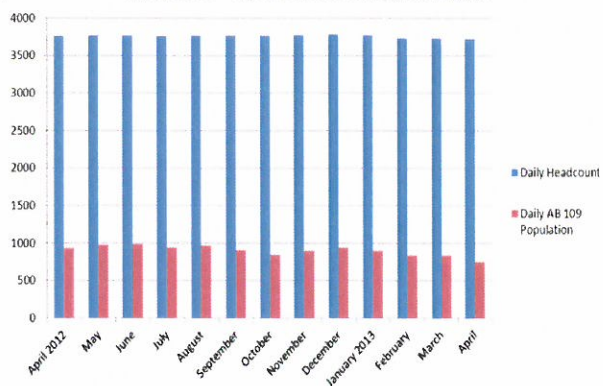


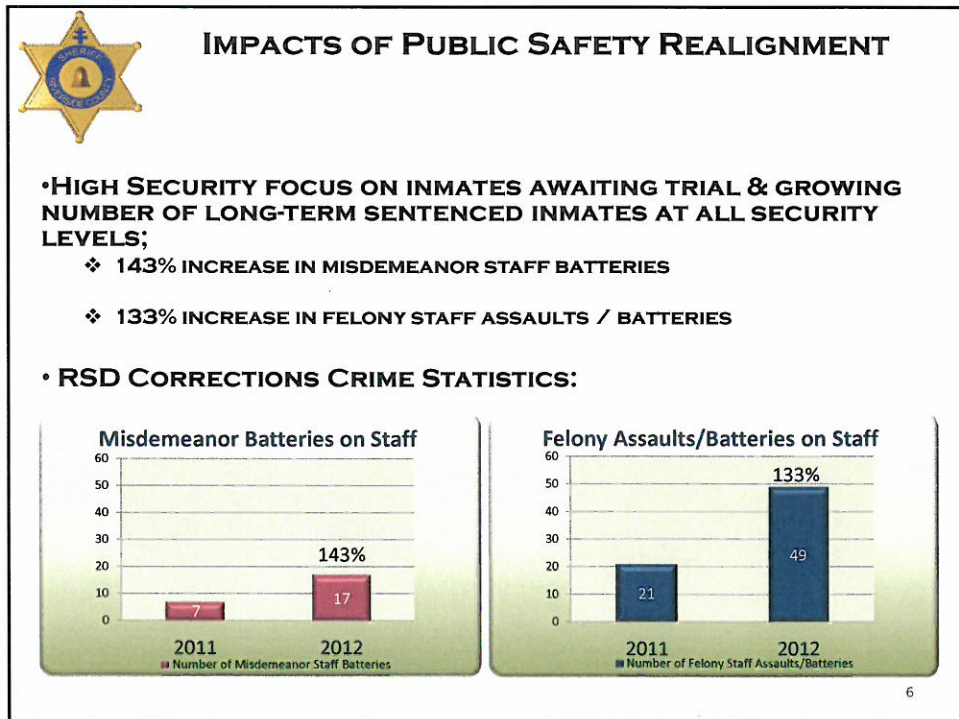
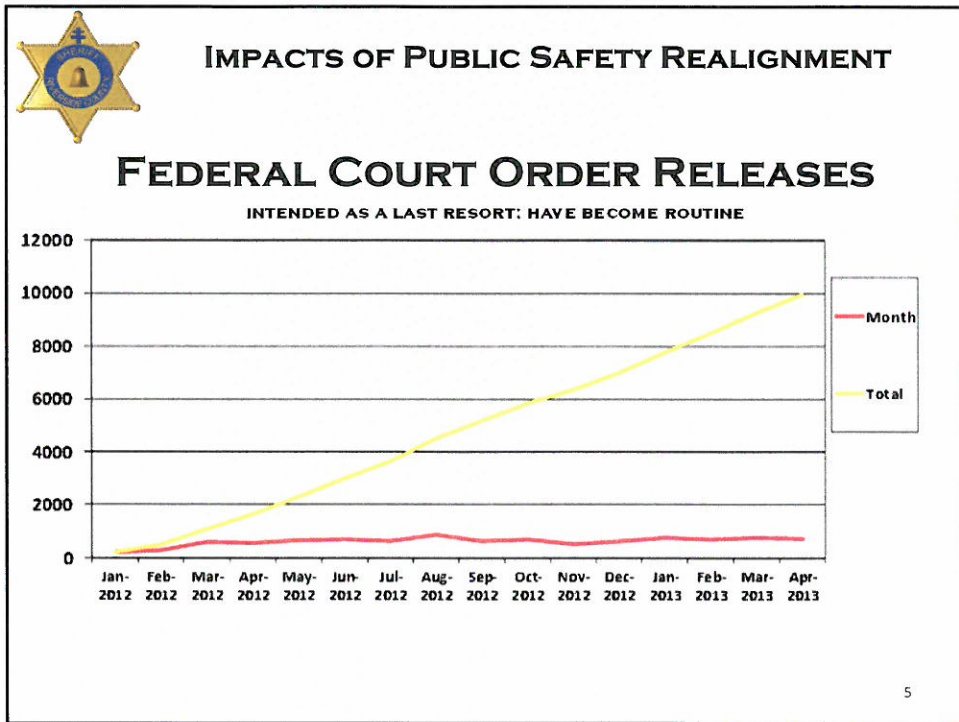
## IMPACTS OF PUBLIC SAFETY REALIGNMENT

**April 2012 - April 2013  
24% Average**



**April 2012 - April 2013 Monthly Averages**









## IMPACTS OF PUBLIC SAFETY REALIGNMENT

### INTRODUCTION & MOVEMENT OF CONTRABAND AMONG INMATE POPULATION

- ❖ INGESTION OF ALCOHOL / DRUGS POSE THREAT TO HEALTH AND SAFETY OF INMATES AND STAFF
- ❖ POSSESSION / TRADE OF ILLEGAL SUBSTANCES PROMOTE CRIMINAL AND GANG ACTIVITY – JAIL DISTURBANCES

### 2012 K-9 STATISTICS:

- ❖ K-9 TRAINED TO DETECT CELL PHONES, PRUNO, TOBACCO, AND ILLEGAL DRUGS
- ❖ 668 – TOTAL SEARCHES (HOUSING, MAILROOMS, VEHICLES, CLOTHING, HOLDING CELLS, RECREATION, ETC.)
- ❖ NEED TO ADD AN ADDITIONAL K-9 FOR FY 13-14



7



## IMPACTS OF PUBLIC SAFETY REALIGNMENT

### JAIL TRANSPORTATION IMPACTS

INCREASED TRANSPORTATION OF INMATES INSIDE THE JAIL SYSTEM FOR HEARINGS, COURT APPEARANCES, MEDICAL APPOINTMENTS, AND TO BALANCE POPULATION BETWEEN THE JAIL FACILITIES



CERTAIN UNREIMBURSED COSTS FOR TRANSPORTATION RUNS TO & FROM CDCR & OTHER OUTSIDE FACILITIES

- NINE FULL-SIZED BUSESSES
  - 10<sup>TH</sup> BUS ADDED & 2 WHEELCHAIR VANS ORDERED IN 2013
  - 237,099 MILES DRIVEN IN 2012
  - 108,725 INMATES TRANSPORTED

8




## IMPACTS OF PUBLIC SAFETY REALIGNMENT

### ALTERNATIVES TO CUSTODY



- ❖ **CURRENT & EXPANDED PROGRAMS**
  - ❖ **WORK RELEASE PROGRAM (WRP) –**
    - ❖ **PERSONS ARE DIRECTLY SENTENCED TO WRP AND PERFORM MANUAL LABOR AT GOVERNMENT AND NONPROFIT ENTITIES AT OVER 120 WORKSITES THROUGHOUT RIVERSIDE COUNTY.**
    - ❖ **PERSONS ARE DIRECTLY SENTENCED TO WRP AND CHOOSE TO ENROLL IN SECP AT THEIR OWN EXPENSE.**
  - ❖ **FULL-TIME SECP – REMOVED FROM PHYSICAL CUSTODY AND PLACED ON ELECTRONIC MONITORING**
  - ❖ **POST-ARRAIGNMENT SECP – INMATES AWAITING DISPOSITION ON THEIR CASES ARE PLACED ON ELECTRONIC MONITORING**
  - ❖ **FIRE CAMP – LONG-TERM SENTENCED INMATES TRANSFERRED TO STATE FIRE CAMPS TO ASSIST IN FIRE SUPPRESSION AND COMMUNITY SERVICE**
  - ❖ **PROBATION MOU – PROBATION SANCTIONS**
  - ❖ **PLANNING ADDITIONAL PROGRAMS (EXAMPLE: COUNTY PAROLE)**


9




## IMPACTS OF PUBLIC SAFETY REALIGNMENT

### INMATE PROGRAMS

- ❖ **RSAT – RESIDENTIAL SUBSTANCE ABUSE TREATMENT**
- ❖ **GOALS – GUIDANCE AND OPPORTUNITIES TO ACHIEVE LIFELONG SUCCESS**
- ❖ **EDUCATION**
- ❖ **VOCATIONAL PROGRAMS**
- ❖ **CHAPLAIN AND VOLUNTEER SERVICES**



10

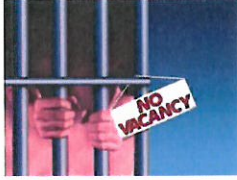


## IMPACTS OF PUBLIC SAFETY REALIGNMENT


**SYSTEMIC IMPACT** VERSUS

**MARGINAL IMPACT**

- ❖ **PREVIOUS REALIGNMENT IMPACT BUDGETS BUILT ON AN ESTIMATE OF MARGINAL COSTS**
- ❖ **BASED ON COST HISTORY OF RUNNING BELOW FULL CAPACITY CAPACITY – EXTRAPOLATED TO RUNNING AT NEAR CAPACITY WITH THE SAME PROPORTIONAL COSTS**
- ❖ **REALITY – OPERATING AT FULL CAPACITY REQUIRES A PREMIUM**
  - ❖ **HIGHER CLASSIFICATION OF INMATE = HIGHER OPERATIONAL COSTS**
  - ❖ **PAST METHODS OF GENERATING SAVINGS NO LONGER AN OPTION**



11




## SYSTEMIC REALIGNMENT IMPACTS

STAFF - 299 POSITIONS	\$ 35.5 MILLION
FACILITY OPERATIONAL COSTS	\$ 5.5 MILLION
TRANSPORTATION COSTS	\$ .5 MILLION
PROGRAMS & JAIL ALTERNATIVES	\$ 1.1 MILLION
CONTRACT BEDS	\$ 4.5 MILLION
<b>SYSTEMIC BUDGET REQUIREMENT</b>	<b>\$47.1 MILLION</b>

12





## SYSTEMIC REALIGNMENT IMPACTS

**JAIL SECURITY STAFF** **237 POSITIONS**  
 DEPUTY / CORRECTIONAL DEPUTY POSITIONS TO OPERATE JAILS AT FULL CAPACITY, HANDLE INCREASED LEVELS OF CRIMINAL SOPHISTICATION / VIOLENCE POTENTIAL, AND HANDLE ISSUES RELATED TO A LONG-TERM POPULATION (IE. INCREASED MEDICAL RUN FREQUENCY)

**INMATE PROGRAMS STAFF** **29 POSITIONS**  
 CORRECTIONAL DEPUTY / COUNSELOR / CHAPLAIN / SUPERVISORY / ACCOUNTING POSITIONS TO EVALUATE INMATE POPULATION, AND DEVELOP AND IMPLEMENT EDUCATIONAL, VOCATIONAL, RELIGIOUS & THERAPEUTIC PROGRAMMING FOR THE LONG-TERM POPULATION

**ALTERNATIVE SENTENCING STAFF** **27 POSITIONS**  
 DEPUTY / CORRECTIONAL DEPUTY / SUPERVISORY POSITIONS TO CONTINUE EXPANDED ELECTRONIC MONITORING PROGRAMS AS ALTERNATIVE TO CUSTODY (EVALUATION / CASE MANAGEMENT / ENFORCEMENT) AND PROVIDE OVERSIGHT OF CONTRACT BED PROGRAMS

**HEADCOUNT MANAGEMENT STAFF** **6 POSITIONS**  
 CORRECTIONAL DEPUTY / SUPERVISORY STAFF TO MANAGE PLACEMENT OF AB109 POPULATION, EVALUATE FOR COURT ORDER COMPLIANCE WHEN NEEDED, AND GATHER, REPORT AND ANALYZE DATA AS APPROPRIATE.

**TOTAL** **299 POSITIONS**

**SYSTEMIC SALARY AND BENEFITS REQUIREMENT = \$ 35.5 MILLION**

13



## SYSTEMIC REALIGNMENT IMPACTS

**FACILITY OPERATIONAL COSTS** **\$ 5.5 MILLION**  
 COST INCLUDE INSTITUTIONAL CLOTHING, PROTECTIVE GEAR, RADIO SYSTEMS, INMATE FOOD, BEDDING & LINEN, UTILITIES, AND OTHER INDIRECT OPERATIONAL SERVICES AND SUPPLIES OVER THE ADJUSTED PRE-AB109 COSTS AND CAUSED BY THE NEED TO CONSISTENTLY RUN AT FULL CAPACITY

**TRANSPORTATION COSTS** **\$ .5 MILLION**  
 FLEET CAR POOL MAINTENANCE COSTS INCLUDES THE MCI BUS, WHEELCHAIR VANS, ELECTRONIC MONITORING ENFORCEMENT VEHICLES, INMATE TRANSPORTATION VANS AND THE COST OF ADDITIONAL HOSPITAL RUNS AND STATE PRISON RUNS PASSED ON BY CDCR

**PROGRAMS AND JAIL ALTERNATIVES** **\$ 5.6 MILLION**  
 INCLUDES ON-GOING COSTS ASSOCIATED WITH THE COMPAS RISK EVALUATION TOOL, COSTS OF ELECTRONIC MONITORING FOR ELIGIBLE INDIGENT PARTICIPANTS, TRAINING, AND PROGRAM SUPPLIES


14



## MARGINAL REALIGNMENT IMPACTS

<b>STAFF - 122 POSITIONS</b>	<b>\$16.8 MILLION</b>
<b>FACILITY OPERATIONAL COSTS</b>	<b>\$ 4.0 MILLION</b>
<b>TRANSPORTATION COSTS</b>	<b>\$ .4 MILLION</b>
<b>PROGRAMS &amp; JAIL ALTERNATIVES</b>	<b>\$ 1.1 MILLION</b>
<b>CONTRACT BEDS</b>	<b>\$ 4.5 MILLION</b>
<b>TOTAL BUDGET NEED</b>	<b>\$26.8 MILLION</b>

15



## MARGINAL REALIGNMENT IMPACTS

<b>JAIL SECURITY STAFF</b>	<b>60 POSITIONS</b>
<small>DEPUTY/CORRECTIONAL DEPUTY POSITIONS TO FILL MINIMUM SHIFT REQUIREMENTS, MINIMALLY ADDRESS INCREASED LEVELS OF CRIMINAL SOPHISTICATED/VIOLENCE POTENTIAL, AND ADDRESS ISSUES RELATED TO A LONG-TERM POPULATION (IE. INCREASED MEDICAL RUN FREQUENCY)</small>	
<b>INMATE PROGRAMS STAFF</b>	<b>29 POSITIONS</b>
<small>CORRECTIONAL DEPUTY/COUNSELOR/CHAPLAIN/SUPERVISORY/ACCOUNTING POSITIONS TO EVALUATE INMATE POPULATION, AND DEVELOP AND IMPLEMENT EDUCATIONAL, VOCATIONAL, RELIGIOUS &amp; THERAPEUTIC PROGRAMMING FOR THE LONG-TERM POPULATION</small>	
<b>ALTERNATIVE SENTENCING STAFF</b>	<b>27 POSITIONS</b>
<small>DEPUTY/CORRECTIONAL DEPUTY/SUPERVISORY POSITIONS TO CONTINUE EXPANDED ELECTRONIC MONITORING PROGRAMS AS ALTERNATIVE STO CUSTODY (EVALUATION/CASE MANAGEMENT/ENFORCEMENT) AND PROVIDE OVERSIGHT OF CONTRACT BED PROGRAMS</small>	
<b>HEADCOUNT MANAGEMENT STAFF</b>	<b>6 POSITIONS</b>
<small>CORRECTIONAL DEPUTY/SUPERVISORY STAFF TO MANAGE PLACEMENT OF AB109 POPULATION, EVALUATE FOR COURT ORDER COMPLIANCE WHEN NEEDED, AND GATHER, REPORT AND ANALYZE DATA AS APPROPRIATE.</small>	
<b>TOTAL</b>	<b>122 POSITIONS</b>
<b>TOTAL SALARY AND BENEFITS COSTS</b>	<b>= \$ 16.8 MILLION</b>

16



## MARGINAL REALIGNMENT IMPACTS

**FACILITY OPERATIONAL COSTS** **\$ 4.0 MILLION**

COST INCLUDE INSTITUTIONAL CLOTHING, PROTECTIVE GEAR, RADIO SYSTEMS, INMATE FOOD, BEDDING & LINEN, UTILITIES, AND OTHER INDIRECT OPERATIONAL SERVICES AND SUPPLIES OVER THE ADJUSTED PRE-AB109 COSTS AND CAUSED BY THE NEED TO CONSISTENTLY RUN AT FULL CAPACITY

**TRANSPORTATION COSTS** **\$ .4 MILLION**

FLEET CAR POOL MAINTENANCE COSTS INCLUDES THE MCI BUS, WHEELCHAIR VANS, ELECTRONIC MONITORING ENFORCEMENT VEHICLES, INMATE TRANSPORTATION VANS AND THE COST OF ADDITIONAL HOSPITAL RUNS AND STATE PRISON RUNS PASSED ON BY CDCR

**PROGRAMS AND JAIL ALTERNATIVES** **\$ 5.6 MILLION**

INCLUDES ON-GOING COSTS ASSOCIATED WITH THE COMPAS RISK EVALUATION TOOL, COSTS OF ELECTRONIC MONITORING FOR ELIGIBLE INDIGENT PARTICIPANTS, TRAINING, AND PROGRAM SUPPLIES

17



## MARGINAL REALIGNMENT IMPACTS

**INCLUDES:**

**ADDITIONAL CORRECTIONS K-9**

**OVERTIME FOR ADDITIONAL SECURITY & CRISIS MANAGEMENT**

**PERSONNEL HIRING AND ACADEMY EXPENSE**

**CONTRACT BED CONTINGENCY**

**DOES NOT INCLUDE:**

**COSTS OF NEW JAIL CONSTRUCTION**

**ADDITIONAL JAIL SECURITY/HARDENING PROJECTS**

(BEYOND CURRENT PROJECTS IN-PROGRESS)

18





## SHERIFF DEPARTMENT REQUEST

- **APPROVE FUNDING FOR THE SHERIFF'S DEPARTMENT TO CONTINUE TO MANAGE THE MARGINAL IMPACTS OF REALIGNMENT**
- **RECOGNIZE THE EXISTENCE OF ADDITIONAL IMPACTS AND COSTS BEYOND THE KNOWN MARGINAL IMPACTS**
- **RETAIN IN CONTINGENCY ADDITIONAL FUNDS TO ADDRESS FUTURE IMPACTS AS THEY ARE REALIZED**

19



20



OFFICE OF  
THE DISTRICT ATTORNEY  
COUNTY OF RIVERSIDE

MEMORANDUM

PAUL E. ZELLERBACH  
DISTRICT ATTORNEY

June 11, 2013

TO: Executive Committee of the Community Corrections Partnership  
FROM: Paul E. Zellerbach  
SUBJECT: Fiscal Year 2013-14 Proposed Budget

In 2011, Governor Edmund G. Brown Jr. signed Assembly Bills 109 and 117, commonly referred to as Public Safety Realignment. The stated intent of the legislation was to reduce both recidivism and the number of inmates housed in the state prison system by giving local authorities control of certain classes of offenders, generally those offenders who have committed non-violent, non-serious, and/or non-registerable sex crimes. The reality of the legislation, however, is that local law enforcement agencies have been burdened with additional responsibilities, both intended and unintended, and are now having to deal with serious and violent offenders.

VIOLATIONS OF POST-RELEASE COMMUNITY SUPERVISION AND PAROLE

As a result of the legislation, since October 1, 2011, offenders convicted of the "three nons," have been incarcerated in our local jails, instead of state prisons, and have been supervised after their release by our Probation Department rather than the California Department of Corrections and Rehabilitation (CDCR). Additionally, offenders who violate the terms of their release are now being prosecuted in Superior Court by the District Attorney's Office. In Fiscal Year 2011-12, more than 550 of these cases were filed. As of May 28, 2013, an additional 1406 PRCS violation cases have been filed. On average, more than 100 new PRCS filings are prosecuted by District Attorney staff each month. Fortunately, very few of these cases actually proceed to hearing, with the vast majority of defendants negotiating a disposition with the Probation Department. However, prosecutors must be prepared to handle every case.

A new consequence of Realignment is set to take effect on July 1, 2013, when serious and violent offenders who violate the terms of their release on parole from the CDCR will also be prosecuted by the District Attorney's Office. At this time, CDCR and the Riverside County Superior Court are estimating that approximately 250 new violations of parole will be filed each month. (It is unclear if these estimates will hold; by way of comparison, we have seen more PRCS violations than the number originally estimated by CDCR.) The District Attorney's Office is operating on the assumption that many of these cases will resolve short of hearing,

mirroring our experience with PRCS cases. As a result, for the purpose of projecting staffing needs we are anticipating that our workload will increase by approximately 250%, from approximately 100 new violation cases per month (PRCS only) to 350 new violations filed (both PRCS and parole). Because we now have almost 20 months of experience with prosecuting PRCS cases, we are in a better position to more accurately project our needs than we were in 2011 and 2012.

The District Attorney's plan for effective and efficient handling of the increased PRCS and parole violation caseload reflects our experience to date and accounts for the parole violation estimates provided by CDCR. Three experienced prosecutors, supported by one senior investigator, one investigative technician, two victim rights' advocates, and three legal support assistants, will be tasked with the following duties:

- Three (3) Experienced Prosecutors, Deputy District Attorney III positions, will be assigned to represent the People of the State of California in prosecuting violations of PRCS and parole.
- One (1) Senior Investigator will be assigned to offer investigative support to the attorneys assigned to prosecute the PRCS and Parole violations as needed. Specifically, this investigator will be tasked with supplementing the investigations performed by the Probation Department and the California Department of Corrections and Rehabilitation, and help the attorneys prepare the cases in anticipation of conducting the violation hearings.
- One (1) Investigative Technician will be assigned to offer more technical investigative assistance to the attorneys and the investigator. Specifically, the investigative technician will be tasked with serving subpoenas as needed to secure the presence of witnesses at the violation hearings, as well as retrieving physical evidence (audio/video recordings, photographs, etc.) and documentary evidence (certified copies of prior convictions and/or inmate files) from a variety of sources.
- Two (2) Victim Services Advocates will be assigned to assist the prosecutors handling the violation hearings in a number of ways, including but not limited to coordinating and arranging transportation for witnesses. More importantly, these advocates will need to keep victims on the original criminal cases underlying each violation hearing notified of every defendant's release, the violation of PRCS, and the date, time and status of any and all court dates.
- Three (3) Legal Support Assistants will be assigned as support to handle the PRCS and parole violation files from creation until completion. These clerical positions receive notification from the Court of the filing of PRCS and Parole violations, and will be responsible for inputting the case in our case management system, creating and building the physical file, and tracking the file throughout the office after each court appearance.

With the exception of the new request for Victim Services Advocate positions, which stems from the experience of our line prosecutors handling PRCS cases in court, our Fiscal Year 2013-14

request for staff positions to handle PRCS and parole violations mirrors our requests for Fiscal Year 2011-12 and Fiscal Year 2012-13. In both Fiscal Years 2011-12 and 2012-13, our request was developed as a result of our estimates of the PRCS workload based on various projections, including those of CDCR and the Superior Court. In each fiscal year, the actual workload resulting from this Realignment activity was lower than expected. As a result, we did not spend our entire allocated amount and were able to “roll over” funds into the following fiscal year, as did many, if not all, of the other members of the Community Corrections Partnership. It is precisely this experience, developed over the course of approximately 20 months, that informs our request for Fiscal Year 2013-14. Our line prosecutors have told us that a single experienced prosecutor can effectively handle slightly more than 100 new PRCS filings each month. Accordingly, if estimates about the number of parole violations and the frequency of hearings are accurate, our caseload will be approximately 350 new PRCS and parole violations each month, necessitating a minimum of three experienced prosecutors. Our PRCS workload to this point did not demonstrate the need for a full-time investigator and an investigative technician. However, the anticipated almost threefold increase in the number of cases we will now be required to prosecute will almost certainly require fully dedicated investigative support.

The total cost of the 10 positions required to handle these duties is \$1,059,750 annually.

The State recognized the need to fund district attorneys’ efforts related to the prosecution of PRCS and parole violations. Accordingly, a separate fund was created for this purpose, in which district attorney’s and public defender’s offices share equally. (See Government Code section 30025, subsection (f), subdivision (12).) Unfortunately (as with all revenue streams related to Realignment), this account was underfunded. For Fiscal Year 2013-14, the Riverside County District Attorney and Public Defender will share \$1,173,338, with each office receiving \$586,669.

The District Attorney’s Office is requesting an additional \$473,081 from the Community Corrections Partnership Executive Committee to fully fund our prosecution of PRCS and Parole violations. Government Code section 30025, subsection (f), subdivision (12), did not provide the exclusive source of funding for the District Attorney. The Community Corrections Partnership Executive Committee has the authority to recommend the distribution of funds within the Local Community Corrections Account, and related subaccounts, to the District Attorney for efforts undertaken to meet the public safety responsibilities stemming from Realignment. Government Code section 30025, subsection (f), subdivision (11), mandates that:

“[t]he moneys in and transferred from the Local Community Corrections Account and the moneys in its successor subaccount and special account, the Community Corrections Subaccount and the Community Corrections Growth special account, shall be the source of funding for the provisions of Chapter 15 of the Statutes of 2011 [2011 Realignment Legislation].”

Further, Article 13, section 36, of the California State Constitution provides that:

“ ‘2011 Realignment Legislation’ means legislation enacted on or before September 30, 2012, to implement the state budget plan, that is entitled 2011 Realignment and provides for the assignment of Public Safety Services responsibilities to local agencies, including



related reporting responsibilities. The legislation shall provide local agencies with maximum flexibility and control over the design, administration, and delivery of Public Safety Services consistent with federal law and funding requirements, as determined by the Legislature.”

Nothing in the language of the funding statutes prohibits or limits the District Attorney from receiving funds. In fact, as a local agency whose responsibilities have greatly increased as a result of Public Safety Realignment, the Community Corrections Partnership Executive Committee is specifically authorized by law to consider such a request in an effort to support public safety.

## **OTHER REALIGNMENT PROSECUTION ACTIVITIES**

### **I. Enforcement of Victims’ Rights**

One of the expected consequences of Realignment was the flooding of our local jail system with inmates. The Sheriff has taken extraordinary steps to maximize the capacity of our current county jails, and was successful in partnering with the Economic Development Agency to secure funding for additional jail beds in Indio. Unfortunately, the simple fact remains that there is simply not enough space to house all of the inmates, which has resulted in the early release of thousands of prisoners. This has caused an extra burden to be borne by all of the justice partners. For the District Attorney’s Office, however, release of a prisoner triggers constitutionally mandated duties.

Victims of crime in the State of California are entitled to numerous constitutional rights as the result of the enactment of Marsy’s Law. Included in these rights are several provisions specifically governing the release of information to crime victims disclosing a defendant’s incarceration status. Additionally, Marsy’s Law requires victims of crime be provided with the opportunity, upon request, to be involved in post-conviction proceedings. These rights include, but are not limited to:

- Reasonable notice upon request of the time and place of all public proceedings at which the defendant and the prosecutor are entitled to be present and of all parole or other post-conviction release proceedings, and to be present at all such proceedings;
- To be heard, upon request, at any proceeding including any post-conviction release decision, or any proceeding in which a right of the victim is at issue;
- To be informed, upon request, of the scheduled release date of the defendant, and the release of or escape by the defendant from custody;
- To be informed of all parole procedures, to participate in the parole process, to provide information to the parole authority to be considered before the parole of the offender, and to be notified, upon request, of the parole or other release of the offender; and

- To have the safety of the victim, the victim's family, and the general public considered before any parole or other post-judgment release decision is made.

As a result of these rights, the District Attorney's Office must notify victims of crime of any change in a defendant's custody status, and give them the opportunity to comment and appear at each step in the post-conviction process, including hearings on violations of Post-Release Community Supervision and hearings on violations of Mandatory Supervision (also known as "Split Sentencing" and formerly known as "Supervised Release.")

## **II. Tracking of Statistical Data**

An additional consequence of Realignment relates to the revenue from the State; specifically, the need to accurately track how the money is being spent and the accompanying efficacy of the programs developed. The legislature has determined that future funding decisions will be based on an as yet to be determined matrix to be designed to fund only those programs that are "succeeding." As a result of these reporting obligations, the District Attorney's Office must be able to keep timely and accurate statistics to prove the success and/or failure of Realignment. Additionally, the District Attorney's Office has been tracking those defendants who have been released early from jail as a result of Realignment in an effort to identify additional ways to better protect the public.

## **III. Prosecution of Violations of Mandatory Supervision ("Split Sentences")**

Another realized consequence of Realignment is the creation of "split sentences" and the resulting "Mandatory Supervision," formerly known as "Supervised Release," of convicted felons. Prior to the passage of AB 109, defendants convicted and sentenced to state prison served their time in state prison. Upon their release, these convicted felons would be on parole and supervised by the California Department of Corrections and Rehabilitation. If they violated the terms of their parole, the hearing was handled by the Parole Board and the convicted felon would be returned to state prison. However, due to Realignment, those individuals who are convicted of felonies that result in sentencing pursuant to Penal Code §1170(h) (i.e., "three nons" crimes) are sentenced to serve their custody time in our local jails. Further, an offender's sentence can be "split," either by the court or through a negotiated disposition with the District Attorney's Office, into a period of custody time followed by a period of time during which he or she will be supervised by the Probation Department. This was referred to as "Supervised Release." If one of these convicted felons violates the terms of his supervision, the hearing is handled in the Superior Court and prosecuted by the District Attorney's Office.

This type of violation hearing is a creation of Realignment, and the prosecution of these violations is a new duty imposed on the District Attorney. It is important to note that all additional violation hearings resulting from Realignment that are now the responsibility of the District Attorney to prosecute; whether the violation is of parole, PRCS, or Mandatory Supervision, each must be conducted according to the legal requirements governing probation violation hearings. These requirements limit the use of hearsay evidence, and frequently require the District Attorney's Office to subpoena both civilian and law enforcement witnesses for the hearings. In an effort to implement Realignment in a manner that best serves public safety as well as the intent of the law, Riverside County has become a leader in the State of California in

the use of split sentences. Not surprisingly, with more and more split sentences being imposed, a proliferation of these types of violations has occurred. Unlike the parole and PRCS violation hearings, which the court has centralized in Riverside, Mandatory Supervision violation hearings are being placed on calendar in courts throughout the county, presenting a further logistical challenge. Annually, we estimate that our attorneys are making approximately 5,000 court appearances on these types of violations. This estimate is consistent with the Public Defender's estimate of 3,500 appearances, given that the District Attorney's Office must appear at every hearing, even those involving private defense counsel and defendants representing themselves. These new hearings have resulted in a new class of cases that deputy district attorneys must handle, and these additional responsibilities are a direct result of Realignment.

#### **IV. Support of Post-Release Accountability Compliance Teams**

Finally, as the number of inmates released from state prison and local jails continues to increase, additional challenges and burdens have resulted from the Realignment requirement that these offenders must be monitored and supervised locally. In response, city law enforcement agencies have created Post-Release Accountability Compliance Teams (PACT). The primary mission of PACT is for municipal police departments to work with the Riverside County Probation Department to direct immediate focus on "high-risk" and "at-large" PRCS offenders who pose the greatest risk to public safety. The PACT will be dedicated to identifying and investigating "non-compliant" PRCS offenders, locating and apprehending "at-large" and "high-risk" PRCS offenders and performing probation sweeps. Through sustained, proactive, and coordinated investigations the PACT will be able to share information, serve warrants, and locate and apprehend non-compliant offenders. The PACT will proactively search for the "at-large" PRCS offenders and reduce the number of absconded PRCS offenders. A PACT has been established in the Central Region of the County, with additional teams to be created in both the East and West Regions. The local police departments have asked the District Attorney's Office to commit the unique talents and resources of the District Attorney's Bureau of Investigation to each of the regional teams.

#### **V. Additional Resources are Necessary to Carry Out These Activities**

To effectively address each of the consequences discussed above, and in addition to the employees previously discussed, we plan to assign one victim services advocate, one paralegal, and one legal support assistant. These employees will be tasked with the following duties:

- One (1) Victim Services Advocate will be assigned to coordinate notification of victims of crime as to the early release of inmates and issues related to post-conviction hearings, as constitutionally mandated.
- One (1) Paralegal will be assigned to keep accurate statistics related to all Realignment efforts undertaken by the District Attorney, as well as to track any increases in the volume of cases generally that can be linked to Realignment and / or those defendants released early from custody, and to make regular reports.
- Four (4) Office Assistants will be assigned to assist the paralegal assigned to maintaining statistics.

- One (1) Prosecutor will be hired. Due to the increased workload resulting from Mandatory Supervision violation hearings, it will be necessary to reassign cases currently assigned to deputy district attorneys who will have to handle these additional matters. This Realignment impact necessitates the hiring of an additional prosecutor in order to absorb the caseload resulting from these reassignments.
- Three (3) Senior Investigators will be assigned to support the efforts of local police agencies and one investigator will be assigned to each of the three regional PACT teams.

The total cost of the 10 positions required to handle these duties is \$1,010,734 annually.

The District Attorney's Office is requesting an additional \$1,010,734 from the Community Corrections Partnership Executive Committee to fund our other Realignment prosecution activities. As previously discussed, this body has the legal authority to grant this request.

### CONCLUSION

The total cost of the District Attorney's Office efforts as described is \$2,070,484. Of this amount, the District Attorney's Office is asking the Executive Committee of the Community Corrections partnership to provide a total of \$1,483,815. This request represents a 2.89% share of the \$51,243,570 that is projected to be distributed for Fiscal Year 2013-14. By way of contrast, in 2011, the District Attorney received 2.71% of the total amount distributed, and in 2012, the District Attorney received 2.47% of the total.

Further, it is anticipated that amount of the request will be offset by the amount of money that the District Attorney's Office will be requesting to roll over from the current fiscal year. Presently, we are estimating that amount to be approximately \$375,000. If the allowed to roll this money over, the District Attorney's Office would only be requesting approximately \$1,109,000 of the funds projected for Fiscal Year 2013-14, representing a 2.16% of the total.

I remain committed to protecting the public and will work to meet whatever demand is placed on my office as a result of Public Safety Realignment. The need for increased staffing, and the accompanying need for additional funding, is matters that we will continue to discuss in future planning cycles. The continuing ramifications of these new laws, and the impact on the citizens of Riverside County, remain difficult to predict. It is my intention to continue to make every effort to enforce the law as written, and work with statewide legislators to improve the law whenever and wherever possible.



**BUDGET CATEGORY AND LINE ITEM DETAIL**

FY13-14 AB-109 Realignment CCP			
A. Personnel Services – Salaries/Employee Benefits			COST
<b>Salaries:</b>			
	<b>FTE</b>		
Deputy District Attorney III	<b>4.00</b>		\$463,671
Senior DA Investigator B	<b>4.00</b>		\$473,329
Investigative Tech II	<b>1.00</b>		\$52,802
Paralegal II	<b>1.00</b>		\$53,104
Victim Services Advocate II	<b>3.00</b>		\$150,596
Legal Support Assistant II	<b>3.00</b>		\$126,344
Office Assistant - III	<b>4.00</b>		\$128,927
<b>Benefits:</b>			
Deputy District Attorney III	Unemployment	0.543%	\$ 2,517.73
	Retirement	19.050%	\$ 88,329.33
	Social Security	5.992%	\$ 27,783.17
	Medicare	1.450%	\$ 6,723.23
	LGTD Ins	0.604%	\$ 2,800.57
	Health Ins	7.752%	\$ 35,943.78
	Def Comp	1.130%	\$ 5,239.48
	Trng/Pen	0.000%	\$ -
	Life	0.099%	\$ 459.03
	Optical	0.139%	\$ 644.50
	SHTD Ins	0.000%	\$ -
	Worker's Comp	0.868%	\$ 4,024.66
		<b>37.63%</b>	<b>\$ 174,465.48</b>

**BUDGET CATEGORY AND LINE ITEM DETAIL**

FY13-14 AB-109 Realignment CCP					
Senior DA Investigator B	Unemployment	0.543%	\$	2,570.18	
	Retirement	26.469%	\$	125,285.45	
	Social Security	0.000%	\$	-	
	Medicare	1.450%	\$	6,863.27	
	LGTD Ins	0.308%	\$	1,457.85	
	Health Ins	9.097%	\$	43,058.74	
	Def Comp	0.549%	\$	2,598.58	
	Trng/Pen	0.000%	\$	-	
	Life	0.000%	\$	-	
	Optical	0.000%	\$	-	
	SHTD Ins	0.000%	\$	-	
	Worker's Comp	0.850%	\$	4,023.30	
			39.27%	\$	185,857.37
Investigative Tech II	Unemployment	0.543%	\$	286.71	
	Retirement	19.050%	\$	10,058.78	
	Social Security	6.200%	\$	3,273.72	
	Medicare	1.450%	\$	765.63	
	LGTD Ins	0.000%	\$	-	
	Health Ins	16.161%	\$	8,533.33	
	Def Comp	0.000%	\$	-	
	Trng/Pen	0.045%	\$	23.76	
	Life	0.227%	\$	119.86	
	Optical	0.000%	\$	-	
	SHTD Ins	1.091%	\$	576.07	
	Worker's Comp	1.905%	\$	1,005.88	
			46.67%	\$	24,643.74
Paralegal II	Unemployment	0.543%	\$	288.35	
	Retirement	19.050%	\$	10,116.31	
	Social Security	6.200%	\$	3,292.45	
	Medicare	1.450%	\$	770.01	
	LGTD Ins	0.000%	\$	-	
	Health Ins	15.248%	\$	8,097.30	
	Def Comp	0.000%	\$	-	
	Trng/Pen	0.044%	\$	23.37	
	Life	0.226%	\$	120.02	
	Optical	0.000%	\$	-	
	SHTD Ins	1.085%	\$	576.18	
	Worker's Comp	1.894%	\$	1,005.79	
			45.74%	\$	24,289.78
Victim Services Advocate II	Unemployment	0.543%	\$	817.74	
	Retirement	19.050%	\$	28,688.54	
	Social Security	6.200%	\$	9,336.95	
	Medicare	1.450%	\$	2,183.64	
	LGTD Ins	0.000%	\$	-	
	Health Ins	16.837%	\$	25,355.85	
	Def Comp	0.000%	\$	-	
	Trng/Pen	0.047%	\$	70.78	
	Life	0.239%	\$	359.92	
	Optical	0.000%	\$	-	
	SHTD Ins	1.147%	\$	1,727.34	
	Workers' Comp	2.004%	\$	3,017.94	
			47.52%	\$	71,558.70
Legal Support Assistant II	Unemployment	0.543%	\$	686.05	
	Retirement	19.050%	\$	24,068.53	
	Social Security	6.200%	\$	7,833.33	
	Medicare	1.450%	\$	1,831.99	
	LGTD Ins	0.000%	\$	-	
	Health Ins	19.711%	\$	24,903.67	
	Def Comp	0.000%	\$	-	
		0.056%	\$	70.75	

**BUDGET CATEGORY AND LINE ITEM DETAIL**

FY13-14 AB-109 Realignment CCP				
	Life	0.285%	\$ 360.08	
	Optical	0.000%	\$ -	
	SHTD Ins	1.335%	\$ 1,686.69	
	Workers' Comp	2.389%	\$ 3,018.36	
		51.02%	\$ 64,459.45	\$64,459
Office Assistant III	Unemployment	0.543%	\$ 700.07	
	Retirement	19.050%	\$ 24,560.59	
	Social Security	6.200%	\$ 7,993.47	
	Medicare	1.450%	\$ 1,869.44	
	LGTD Ins	0.000%	\$ -	
	Health Ins	27.038%	\$ 34,859.28	
	Def Comp	0.000%	\$ -	
	Trng/Pen	0.073%	\$ 94.12	
	Life	0.372%	\$ 479.61	
	Optical	0.000%	\$ -	
	SHTD Ins	1.440%	\$ 1,856.55	
	Workers' Comp	3.121%	\$ 4,023.81	
		59.29%	\$ 76,436.94	\$76,437
<b>PERSONNEL SECTION TOTALS</b>				
<b>PERSONNEL SECTION TOTAL</b>				<b>\$2,070,484</b>

BUDGET CATEGORY AND LINE ITEM DETAIL

FY13-14 AB-109 Realignment CCP	
B. Operating Expenses	COST
General Supplies (Includes: equipment maintenance, photocopying, printing, postage)	\$0
Communications (Includes county radio systems, cell phones and office phones)	\$0
Vehicle Expenses (Includes: county vehicle costs, fuel, maintenance)	\$0
Space (Includes janitorial services, utilities, insurance)	\$0
Travel/Training (TBD)	\$0
<b>OPERATING SECTION TOTAL</b>	
<b>OPERATING TOTAL</b>	<b>\$0</b>



**BUDGET CATEGORY AND LINE ITEM DETAIL**

**FY13-14 AB-109 Realignment CCP**

**C. Equipment**

**COST**

**EQUIPMENT SECTION TOTAL**

BUDGET CATEGORY AND LINE ITEM DETAIL

FY13-14 AB-109 Realignment CCP	
EQUIPMENT SECTION TOTAL	\$0
TOTAL PROJECT COST	\$2,070,484