

# The Public Safety Realignment Act

## AB 109

### Implementation Plan 2014 – 3<sup>rd</sup> Update

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#### County of Fresno



#### **Executive Committee of the Community Corrections Partnership**

Rick Chavez, Chief Probation Officer, (Chair) County of Fresno

Sheran Morton, Fresno County Superior Court

Sheriff Margaret Mims, County of Fresno

Elizabeth Egan, District Attorney, County of Fresno

Elizabeth Diaz, Public Defender, County of Fresno

Jerry Dyer, Chief of Police, City of Fresno

Dawan Utecht, Director, Behavioral Health, County of Fresno



**AB 109**  
**The Public Safety Realignment Act**  
**Second Update to the 2011 Implementation Plan**  
**County of Fresno**  
**November 2014**

**Background**

In the original legislation under AB 109 in 2011, Section 1230.1 of the California Penal Code was amended to read “Each county local Community Corrections Partnership established pursuant to subdivision (b) of Section 1230 shall recommend a local plan to the County Board of Supervisors for the implementation of the 2011 public safety realignment. (b) The plan shall be voted on by an executive committee of each county’s Community Corrections Partnership consisting of the Chief Probation Officer of the county as chair, a Chief of Police, the Sheriff, the District Attorney, the Public Defender, Presiding Judge or their designee, and one department representative listed in either subparagraph (G) (H) or (J) of paragraph (2) of subdivision (b) of Section 1230 as designated by the County Board of Supervisors for related to the development and presentation of the plan. (c) The plan shall be deemed accepted by the County Board of Supervisors unless the Board rejects the plan by four – fifths of the Board, in which case the plan goes back to the Community Corrections Partnership for further consideration. (d) Consistent with local needs and resources the plan may include recommendations to maximize the effective investment of criminal justice resources in evidenced-based correctional sanctions and program including, but not limited to: Day Report Centers, drug courts, residential multiservice centers, mental health treatment programs, electronic and GPS Monitoring Programs, victim restitutions programs, counseling Programs, community service programs, educational programs and work training programs.

On August 19, 2011, the Fresno County Community Corrections Partnership (CCP) Executive Committee approved the Public Safety Realignment Act, Assembly Bill (AB) 109 Implementation Plan for 2011. On September 13, 2011 the CCP moved the Implementation Plan and associated Budget and Salary Resolutions to the Fresno County Board of Supervisors for approval of the plan pursuant to Assembly Bill (AB) 117. On that date, the Implementation Plan and the associated budget and resolutions were approved. The Plan has been operational since that time.

**Modifications to 2011 Plan**

Due to the need for modifications of the original plan, in March, 2013 the first amended plan was approved by the CCP and the updated plan and associated budget and salary resolutions moved to the Board of Supervisors and approved in April 2013. In October 2013 the second amended plan was approved by the CCP and moved to the Board of Supervisors with the associated budget and salary resolutions and approved in January 2014.

The plan continues to undergo modifications to increase and maximize the effective investment of criminal justice resources in evidence-based correctional sanctions and programs for public safety. In keeping with the legislation as to reporting changes in county CCP operational plans and services, this third update to the original plan delineates changes and modifications to the original 2011 plan for the County of Fresno with funding allocations by the CCP on October 1, 2014.

### **Program Changes to 2011 Original Implementation Plan**

Programs that were approved and funded in the original Implementation Plan of 2011 are ongoing and or expanded. Due to the additions and changes that have occurred in the operation of AB 109 programming, a third update to the plan is required for the Community Corrections Partnership (CCP) as well as the attendant budget and salary resolutions that will be reviewed by the Fresno County Board of Supervisors following CCP approval.

Based on a determination of needs as ascertained through the operation of the AB 109 programs locally, and on the presentations made to the Community Corrections Partnership, there are several noteworthy additions and modifications to the 2011 approved plan.

Fresno County Sheriff's Office
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#### **IT Support Position**

Due to increasing workload for various research activities associated with the operation of the AB 109 program, the Sheriff's Office requested an IT support position which was approved to provide custom application development to integrate jail program services data and customize report programming. The Community Corrections Partnership has allocated \$98,011 for this position.

Pending Requests for Proposals (RFPs)
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The Community Corrections Partnership approved funding to move forward with Requests for Proposals for additional contracts for offender services in keeping with the intent of the AB 109 legislation. These allocations create, expand and implement community and agency resources for the identified populations.

#### **Domestic Violence Services**

The purpose of the contract would be to provide both batterers intervention treatment and holistic counseling services for offenders and family members that would reduce recidivism and increase offenders' chances of success in the community as well as improve family functionality. The services could include parenting and anger management classes as well as individual counseling. The contractee would be

expected to provide services through case managed supervision, at various locations in the county for both PRCS and AB 109 offenders released from the jail. The program would be developed around the identified and assessed needs of offenders and with the direction of a either a probation officer or case manager in the jail. The Community Corrections Partnership has allocated approximately \$203,725 for this RFP.

### **Adult Compliance Team (ACT)**

Two additional law enforcement officers were funded to be added to the team to include law enforcement agencies from county locations not presently participating on the Adult Compliance Team. The cost approved for the addition of the two county law enforcement officers is \$283,000 per year.

In addition, funding was expanded to provide additional training for officer safety, team tactics and training on current criminal behavioral trends. Funding was increased for training by \$15,000 per year.

### **Re-entry Services**

The Community Corrections Partnership allocated funding for the development of behavioral modification programs and behavioral cognitive therapies to address criminal thinking and de-institutionalizing habits and mindsets of offenders to be delivered in both case managed services in the community and at the jail for realigned populations. The CCP allocated \$276,944 for an RFP for services.

### **Status of Implementation Plan Programs: November 2014**

A review of the 2011 Implementation Plan for Fresno County at the present time reveals that programs slated for implementation have been or are being implemented and the overall tenure and direction of the CCP has been accomplished. Under the guise of both accountability and evidence based practices and principles consistent with public safety, programs identified for initial implementations have been enacted.

Since inception, the direction and goal of the Fresno County Community Corrections Partnership as established under AB 109, has been the successful implementation of the legislation with the consideration of the unique local issues that may impact offender achievements and public safety. A balanced approach has been struck that affords offender accountability with the development of community corrections fitting the needs and identified correctional issues of this county.

The new modifications and additions to the Fresno County AB 109 operational plan serve the needs of the county. The Community Corrections Partnership of Fresno County is committed to philosophical and operational programs necessary to reduce the crime and recidivism while promoting a reduction in criminal victimization and increased public safety.