



AGENDA

**COUNTY OF KERN
COMMUNITY CORRECTIONS PARTNERSHIP (CCP)
CCP FULL MEMBERSHIP (Referred to as "CCP")
CCP EXECUTIVE COMMITTEE (Referred to as "Executive Committee")**

5121 Stockdale Highway, Suite #100
Bakersfield, California 93309

Regular Meeting
Wednesday, April 25, 2012

8:30 A.M.

All agenda item supporting documentation is available for public review in the office of the Kern County Probation Department, 2005 Ridge Rd, Bakersfield, California 93305 during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, following the posting of the agenda. Any supporting documentation that relates to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and at www.kernprobation.com.

**AMERICANS WITH DISABILITIES ACT
(Government Code §54953.2)**

Disabled individuals who need special assistance to attend or participate in a meeting of the Community Corrections Partnership (CCP) or the CCP Executive Committee may request assistance at the Kern County Probation Department, 2005 Ridge Road, Bakersfield, California, or by calling (661) 868-4100. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting material available in alternative formats. Requests for assistance should be made five (5) working days in advance of a meeting whenever possible.

CCP TO CONVENE

CCP Members: Kuge, Bush, Green, Titus, Youngblood, Waterman, Williamson, Alvarez, Cheadle, Corson, Goh, Lewis, Lizardi-Frazier, Merickel

ROLL CALL:

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY STAFF AND WILL BE APPROVED BY ONE MOTION IF NO MEMBER OF THE BOARD OR PUBLIC WISHES TO COMMENT OR ASK QUESTIONS. IF COMMENT OR DISCUSSION IS DESIRED BY ANYONE, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED IN THE LISTED SEQUENCE WITH AN OPPORTUNITY FOR ANY MEMBER OF THE PUBLIC TO ADDRESS THE BOARD CONCERNING THE ITEM BEFORE ACTION IS TAKEN. STAFF RECOMMENDATIONS ARE SHOWN IN CAPS AFTER EACH ITEM.

1) Minutes from CCP Meeting of January 18, 2012 –
APPROVE

2) Public Presentations

The public is provided the opportunity to comment on agenda items at the time those agenda items are discussed by the CCP. This portion of the meeting is reserved for persons to address the CCP on any matter not on this agenda but under the jurisdiction of the CCP. CCP members may respond briefly to statements made or questions posed. They may ask a question for clarification and, through the CCP, make a referral to staff for factual information or request staff to report back to the CCP at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES.**

PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION. THANK YOU.

- 3) Chairperson's Report (Kuge)
Chairperson to provide a general update on status of AB 109 Realignment activities (Fiscal Impact: None) –
MAKE PRESENTATION
- 4) Department/Agency Reports
CCP members may make an announcement or a report on their own department's activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code § 54954.2[a]) –
MAKE PRESENTATIONS
- 5) Uploading Misdemeanor Information into Probation Data Base System (Merickel)
Update regarding Information Technology Services uploading of CJIS (County criminal data base system) misdemeanor information into ISIS (Probation data base system) for tracking recidivism (Fiscal Impact: None) –
RECEIVE AND FILE
- 6) Kern Medical Center (KMC) Departmental Report
Department report by Jacey Cooper, Special Projects Manager, KMC, regarding impact of AB 109 to KMC correctional health care costs (Fiscal Impact: None) –
RECEIVE AND FILE
- 7) Kern Medical Center (KMC) Presentation of Low Income Health Plan (LIHP)
Presentation of Low Income Health Plan (LIHP) by Brad Cloud, Kern County Mental Health, and Jacey Cooper, KMC, and how the AB 109 population might qualify for LIHP services (Fiscal Impact: None) –
MAKE PRESENTATION
- 8) Update on Future Methodology for AB 109 Statewide Funding Allocation (Nilon)
Update on January 18, 2012 Agenda Item #5, regarding staff researching best possible AB 109 funding allocation methodology and recommending to Board of Supervisors to support funding allocation most suitable and favorable to Kern County and to support recommendation to CSAC and Governor's Office; resolution approved by Board of Supervisors on February 14, 2012; letters dated February 14, 2012 signed by Board Chairman and sent to CSAC and Governor (Fiscal Impact: None) –
RECEIVE AND FILE
- 9) Notification of Retroactive Memorandum of Understanding (MOU) with Street Interdiction Team (SIT) (Kuge)
Notification of retroactive MOU between SIT participating agencies and County of Kern to combat potential increase in street-level crime as a result of AB 109 Realignment and designation of Probation Department as fiscal agent for AB 109 SIT operation funds; to be sent to Board of Supervisors for approval (Fiscal Impact: FY 2011-12 \$76,924; Budgeted) –
RECEIVE AND FILE
- 10) Notification of Urgency Ordinance for Correctional Administrators (Kuge)
Notification of Urgency Ordinance to withdraw previous designation of Chief Probation Officer as sole Correctional Administrator and co-designate the Sheriff and Chief Probation Officer as

Correctional Administrator for their respective programs through the addition of Sections 2.77.010 through 2.77.050 to Chapter 2.77, Title 2 of the Kern County Ordinance Code; approved by Board of Supervisors on March 13, 2012 (Fiscal Impact: None) –
RECEIVE AND FILE

- 11) Department Financial Summary Report (Jamison)
Financial expenditure summary report for AB 109 funded departments from October 1, 2011 through March 31, 2012 (Fiscal Impact: None) –
RECEIVE AND FILE
- 12) Key Data Tracker Reports (Jamison)
Data tracker reports for AB 109 funded departments from October 1, 2011 through March 31, 2012 (Fiscal Impact: None) –
RECEIVE AND FILE
- 13) Next CCP Meeting
To be determined –
DISCUSS
- 14) ADJOURN AS CCP

CONVENE TO EXECUTIVE COMMITTEE

Executive Committee Members: Kuge, Bush, Green, Titus, Youngblood, Waterman, Williamson
ROLL CALL:

- 1) Minutes from Executive Committee Meeting of January 18, 2012 –
APPROVE
- 2) Public Presentations
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- 3) Executive Committee Announcements or Reports (CCP Members)
Executive Committee members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a])
- 4) Next Executive Committee Meeting
To be determined –
DISCUSS
- 5) ADJOURN AS EXECUTIVE COMMITTEE



MINUTES

**COUNTY OF KERN
COMMUNITY CORRECTIONS PARTNERSHIP (CCP)
CCP FULL MEMBERSHIP (Referred to as "CCP")
CCP EXECUTIVE COMMITTEE (Referred to as "Executive Committee")**

5121 Stockdale Highway, Suite #100
Bakersfield, California 93309

Regular Meeting
Wednesday, April 25, 2012

8:30 A.M.

CCP Meeting called to order by Chairperson Kuge at 8:39 a.m.

CCP Members: David Kuge, Michael Bush, Lisa Green, Arthur Titus, Donny Youngblood, James Waterman, Greg Williamson, Lily Alvarez, Pat Cheadle, Tom Corson, Karen Goh, Verna Lewis, Christine Lizardi-Frazier, TR Merickel

ROLL CALL: All members present except for the following, Dominic Eyherabide (for Titus), Brad Cloud (for Waterman), Christine Lizardi-Frazier (not present)

NOTE: The vote is displayed in bold below each item. For example, Waterman-Bush denotes CCP Member Waterman made the motion and CCP Member Bush seconded the motion. Discussion or presentations are displayed in italics.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

- 1) Minutes from CCP Meeting of January 18, 2012 – APPROVED with the following correction, Item 4, No. 2, under "Sheriff", shall read, "**414** additional beds are being used for realignment."

Merickel-Bush: All Ayes

- 2) Public Presentations

The public is provided the opportunity to comment on agenda items at the time those agenda items are discussed by the CCP. This portion of the meeting is reserved for persons to address the CCP on any matter not on this agenda but under the jurisdiction of the CCP. CCP members may respond briefly to statements made or questions posed. They may ask a question for clarification and, through the CCP, make a referral to staff for factual information or request staff to report back to the CCP at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION. THANK YOU.**

Elaine Landis, Probation Auxiliary County of Kern – Take-Away-Tattoo Program began in 1998 with the purchase of a laser machine. The service is available to adults and juveniles on probation. Adults pay \$50 co-pay to offset costs and for future purchase of new laser machine. Juveniles must complete 24 hours community service. Clinica Sierra Vista provides space and medical staff to perform the procedure. Tattoos eligible to be removed are gang related, vulgar, or a visible barrier to employment. Six to eight treatments required to remove a tattoo. Referrals are needed. Pictures and video are located on the Probation website. HEARD

Lyn Corse, College Community Services – Served over 25 AB 109 clients in Taft and Ridgecrest for substance abuse treatment and one participant receiving mental health treatment in Lake Isabella. Their biggest challenge is the unwillingness of psychiatrists to serve felons. As a result, they are modifying their hiring criteria. Tele-psychiatry allows staff to quickly provide services by

calling various psychiatrists until they find one that will help. Insufficient funding creates shortages of experienced staff. She requested the CCP to increase funding for mental health and substance abuse services provided through Mental Health Department's network of providers. HEARD

Jan Casteel, New Life Training Center – Her organization provides services to younger probationers -- primarily 18-25 year olds; however, they are trying to raise that age range because the data is showing an older population. They have available a residential and training facility on Edison Highway with capacity to house 40 men and provide training in culinary arts and food service. Vocational training in construction is also provided. Referrals are needed and they want to be a community partner. They recently applied for a grant several months ago to serve the AB 109 population. HEARD

Sonia Jeffrey, Project RISE (re-integrating to success through entrepreneurship and employment) – Submitted a grant in March to Department of Labor, in collaboration with Turning Point and the Black Chamber of Commerce. The program involves support to offenders as they re-integrate back into society through mentoring, employment and training. The Safe Community Partnership Collaborative was formed to address the needs and provide services to the target population. AB 109 (CCP) can serve as an advisory committee. Casteel – Her organization needs follow-up on referrals from Probation through the DRC (Day Reporting Center). HEARD

Debbie Reyes, California Prison Moratorium Project – She does not believe the CCP meets every month or at least not for the public. Her organization advocates for healthy community resources over mass incarceration. A recent Report Card on AB 109 shows Kern County is flunking. They hope to see changes and they are organizing groups in Kern County to express concerns in support for community-based treatments. She experienced difficulty in locating the CCP information on-line. She understands that something is now on the website. HEARD

As a follow-up to Ms. Reyes' comments, Chairperson Kuge stated that the CCP has been meeting quarterly; however, it may be meeting more often in the future. All meetings are open to the public and are publicized in advance.

3) Chairperson's Report (Kuge)

Chairperson to provide a general update on status of AB 109 Realignment activities (Fiscal Impact: None) –

Chairperson Kuge reported that the AB 109 funding coming into the county is not as much as the State promised and does not appear it will be up to the \$10.8 million by June 30th; however, the Governor says counties should expect to receive double the 9-month allocation for FY 2012-13 for a total of \$21.6 million for Kern County but that is not confirmed yet. He suggested the CCP meet more frequently than quarterly, especially once notified by the State of next year's allocation which is expected with the Governor's May Revise Budget.

MADE PRESENTATION

4) Department/Agency Reports

CCP members may make an announcement or a report on their own department's activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code § 54954.2[a]) –

Cheadle, Department of Human Services – Stated that there were 12 new applicants for food stamps but none for general assistance since January 1st.

Alvarez, Mental Health Department – Provided a hand out. Stated that Mental Health/Substance Abuse Department contracts out with 13 non-profit 501(c)(3) organizations to provide evidence based programs. The matrix program, a proven program, is being offered at Lerdo. Substance abuse is clearly a problem that is common among the prison population. Of the first pod receiving treatment since January, 90% of those eligible followed through and received treatment.

Additional residential beds are needed for men, as well as outpatient capacity. Numbers are less than projected. Many have no insurance or means to pay, so federal dollars are used leaving less money for others groups.

Merickel – Announced Victims’ Rights Week with two ceremonies to be held tomorrow (Thursday, 4/26): A Victim’s Tribute, 10 a.m. at Junior League, and a Candlelight Vigil at St. Francis Church. Staff will be attending a victims’ conference next month which will focus on the impact of AB 109 to victims; a follow-up report will be made to the CCP.

MADE PRESENTATIONS

- 5) Uploading Misdemeanor Information into Probation Data Base System (Merickel)
Update regarding Information Technology Services uploading of CJIS (County criminal data base system) misdemeanor information into ISIS (Probation data base system) for tracking recidivism (Fiscal Impact: None) –

TR Merickel – Referred to the PRCS recidivism stats handout in Agenda packet in response to an January 18, 2012 meeting referral regarding obtaining information from county ITS into the Probation data base in order to determine accurate recidivism rates and reports. He thanked Mr. Nilon for his assistance working with county ITS to obtain the information which is now uploaded from CJIS. Probation is now able to do things they were never able to do before -- track true recidivism rates. It validates the evidence based assessment tool. Probation will continue to refine recidivism stats and present them to the CCP. Mr. Eyherabide – Asked if the post release offenders are given a risk assessment. Merickel – All post release offenders are given a static risk assessment; the second part of the assessment is the ONG (offender needs guide) which Probation has not yet implemented but will once caseloads are reduced to a manageable level. Kuge – We will look to community-based organizations to assist in providing services based on the top three criminogenic needs of the offender as determined by the ONG.

RECEIVED AND FILED

Youngblood-Eyherabide: All Ayes

- 6) Kern Medical Center (KMC) Departmental Report
Department report by Jacey Cooper, Special Projects Manager, KMC, regarding impact of AB 109 to KMC correctional health care costs (Fiscal Impact: None) –

Jacey Cooper, Special Projects Manager, KMC – Provided a PowerPoint presentation which reflected costs associated with inmates only; 794 AB 109 inmates were cross-referenced to the KMC data base system for utilization; 42% still in custody; 84% male; 16% female; time period October 2011 – March 2012. 52 inmates received care (inpatient and outpatient), for a total cost of \$333,513. Exclusive of transportation costs and salary/overtime expenses, the total projected annual correctional health care costs/impact is projected to be \$795,587 for FY 2011-12. Extensive discussion ensued regarding the cost analysis. Several CCP members raised concerns whether these costs are truly borne by AB 109 offenders since the jail has been at capacity since 1994 and post release offenders would have been in the community prior to AB 109. Ms. Cooper – Reasons for AB 109 is due to the high medical costs incurred by the State which created a direct shift in costs to counties, including medical costs.

RECEIVED AND FILED

Alvarez-Bush: All Ayes

- 7) Kern Medical Center (KMC) Presentation of Low Income Health Plan (LIHP)
Presentation of Low Income Health Plan (LIHP) by Brad Cloud, Kern County Mental Health, and Jacey Cooper, KMC, and how the AB 109 population might qualify for LIHP services (Fiscal Impact: None) –

Brad Cloud, Kern County Mental Health Department – Fifteen to twenty percent, a sizable number, of PRCS offenders are CCCMS (California Clinical Case Management System) rely

heavily on psychiatric medication and group mental health services, and often seek services through LIHP when they return to the community. However, the eligibility process takes weeks to months potentially forcing lapses in treatment leading to hospitalizations and risk factors to re-arrest. In order to do avoid that, Mental Health staff has been discussing with KMC staff the idea of a “presumptive eligibility” status for the AB 109 population. This would allow quicker access to services while going through the full eligibility determination process. Mental Health would like to develop a pilot program, starting with 10-20 individuals, ultimately expand to 60-70. This will require a financial commitment from Mental Health but feel it is worth it to prevent unnecessary future costs. Updates will be provided to the CCP as discussions progress.

Jacey Cooper, KMC – Presented a PowerPoint presentation of the Kern Medical Center Low Income Health Plan (LIHP) which provides medical services to uninsured. The goal is to manage the patient’s care to ultimately reduce costs to the County. There has been substantial success with the program. KMC is mandated by the State to provide mental health services; through a close relationship with Mental Health, they are one of few providers addressing substance abuse disorders. KMC must follow all State eligibility requirements. All applicants are treated equally and no preferential treatment is given to any group but some flexibility can be given with citizenship verification. If AB 109 individuals are enrolled in the program, they do have access to specialty mental health services, outpatient case manager/RN and a behavioral health coordinator (high risk enrollments who need to be enrolled in a timely fashion). Once an individual is enrolled in LIHP, the County is mandated to provide a full benefit package, so there is some risk and all benefits beyond mental health must be covered. KMC is responsible for 50% of all costs. Further discussion is needed with Mental Health to work out the details.

MADE PRESENTATIONS

- 8) Update on Future Methodology for AB 109 Statewide Funding Allocation (Nilon)
Update on January 18, 2012 Agenda Item #5, regarding staff researching best possible AB 109 funding allocation methodology and recommending to Board of Supervisors to support funding allocation most suitable and favorable to Kern County and to support recommendation to CSAC and Governor’s Office; resolution approved by Board of Supervisors on February 14, 2012; letters dated February 14, 2012 signed by Board Chairman and sent to CSAC and Governor (Fiscal Impact: None) –

Nilon – Stated that all indications at the State level are there will be twice the funding as the first year allocation but no guarantee. The Legislature will have to approve; however, at this point it looks positive. Kuge – Asked when CSAC will come up with a decision of the allocation formula. Nilon – Stated he was not sure but would follow up and report back.

RECEIVED AND FILED

Youngblood-Corson: All Ayes

- 9) Notification of Retroactive Memorandum of Understanding (MOU) with Street Interdiction Team (SIT) (Kuge)

Notification of retroactive MOU between SIT participating agencies and County of Kern to combat potential increase in street-level crime as a result of AB 109 Realignment and designation of Probation Department as fiscal agent for AB 109 SIT operation funds; to be sent to Board of Supervisors for approval (Fiscal Impact: FY 2011-12 \$76,924; Budgeted) –

Kuge – Stated there is an MOU between SIT participating agencies and County of Kern being circulated for signature and will be brought before the Board of Supervisors for approval.

RECEIVED AND FILED

Alvarez-Youngblood: All Ayes: Abstain: Kuge

- 10) Notification of Urgency Ordinance for Correctional Administrators (Kuge)
Notification of Urgency Ordinance to withdraw previous designation of Chief Probation Officer as sole Correctional Administrator and co-designate the Sheriff and Chief Probation Officer as Correctional Administrator for their respective programs through the addition of Sections 2.77.010

through 2.77.050 to Chapter 2.77, Title 2 of the Kern County Ordinance Code; approved by Board of Supervisors on March 13, 2012 (Fiscal Impact: None) –

Kuge – Indicated that the Chief Probation Officer was previously designated as the sole County Correctional Administrator; however, since the Sheriff's Department has authority over managing and controlling the jail population, an Urgency Ordinance to withdraw previous designation of Chief Probation Officer as sole Correctional Administrator and co-designate the Sheriff and Chief Probation Officer as Correctional Administrator for their respective programs was approved by the Board of Supervisors.

RECEIVED AND FILED

Youngblood-Bush: All Ayes

11) Department Financial Summary Report (Jamison)

Financial expenditure summary report for AB 109 funded departments from October 1, 2011 through March 31, 2012 (Fiscal Impact: None) –

Rebecca Jamison, Probation Department – Presented a one-page quarterly snapshot of AB 109 expenditures. She thanked each department for their assistance in providing the information in preparation of the report. Nearly \$3,000,000 of the regular allocation has been spent with a balance of \$7,800,000. Nearly \$300,000 of start-up funds has been spent with a balance of under \$700,000. Fourth quarter expenditures are projected to be much greater due to the growth in implementation activity. Based on information garnered at an AB 109 conference recently attended by Ms. Jamison and Sgt. Gonzales, Kern County is doing well and proactive of how AB 109 money is being utilized. Kern County has a plan and following it as well as being creative in program design compared with other counties who are still struggling at this point. Nilon – Any unexpended AB 109 money stays in Kern County.

RECEIVED AND FILED

Cloud-Alvarez: All Ayes

12) Key Data Tracker Reports (Jamison)

Data tracker reports for AB 109 funded departments from October 1, 2011 through March 31, 2012 (Fiscal Impact: None) –

Rebecca Jamison, Probation Department – Presented AB 109 Data Tracker Reports for October 1, 2011–March 31, 2012 for the Sheriff, Probation, Mental Health/Substance Abuse, Employers' Training Resource and Street Interdiction Team. The comprehensive list of data tracker elements presented at the January meeting was developed to start tracking as much information as possible and served as a foundation for the reports. Quarterly reporting will consist of one page "dashboard" reports showing specific data of interest or importance to the community; several items were highlighted from each report. She thanked each department for their assistance in providing the information in preparation of the reports.

RECEIVED AND FILED

Cloud-Bush: All Ayes

13) Next CCP Meeting

Kuge – Suggested that due to the announcement of funding for FY 2012-13 expected soon, the CCP meet sooner than the next scheduled regular meeting in July. Next meeting scheduled for June 13, 2012, 8:30 a.m., Probation Stockdale Office.

APPROVED

Williamson-Corson: All Ayes

14) ADJOURNED AS CCP AT 10:58 A.M.

Bush-Corson: All Ayes

CONVENED TO EXECUTIVE COMMITTEE AT 10:58 A.M.

Executive Committee Members: Kuge, Bush, Green, Titus, Youngblood, Waterman, Williamson

ROLL CALL: All members present except for the following, Dominic Eyherabide (for Titus), Lily Alvarez (for Waterman who left after regular CCP meeting)

- 1) Minutes from Executive Committee Meeting of January 18, 2012 – APPROVED
Bush-Youngblood: All Ayes

- 2) Public Presentations

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- 3) Executive Committee Announcements or Reports (CCP Members)

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Green – Reported the District Attorney's Office has tracked the following increase in complaints for burglary and property crimes for the first three months of 2012: January – 750; February – 364; March – 222. Her office will continue to track these statistics.

Williamson – Reported that grand theft auto is up 39% 1st quarter this year compared to 1st quarter of last year driving up Part I crimes overall by 7%.

REPORTS MADE

- 4) Next Executive Committee Meeting

Next meeting scheduled for June 13, 2012, 8:30 a.m., Probation Stockdale Office.

APPROVED

Bush-Green: All Ayes

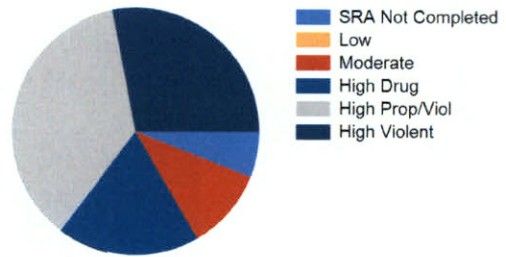
- 5) ADJOURNED AS EXECUTIVE COMMITTEE AT 11:05 A.M.

Williamson-Green: All Ayes

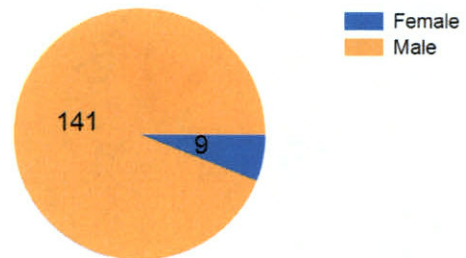
PRCS Recidivism Stats

Total PRCS Cases	1326
No. of Offenders Who Have Recidivated	150
No. of Offenders With Only Misdemeanor Cases	45
% Recidivism (Misdemeanor or Felony)	11.31%
% Recidivism By Low Risk	0%
% Recidivism By Moderate Risk	10.67%
% Recidivism By High Drug Risk	18.67%
% Recidivism By High Prop/Viol Risk	36.67%
% Recidivism By High Violent Risk	28%
% Recidivism By SRA - Other	6%
% Recidivism By Male	94%
% Recidivism By Female	6%
% Recidivism (Felony)	7.92%
% Recidivism By Low Risk	0%
% Recidivism By Moderate Risk	10.48%
% Recidivism By High Drug Risk	12.38%
% Recidivism By High Prop/Viol Risk	38.1%
% Recidivism By High Violent Risk	31.43%
% Recidivism By SRA - Other	7.62%
% Recidivism By Male	96.19%
% Recidivism By Female	3.81%
% Recidivism (Misdemeanor)	3.39%
% Recidivism By Low Risk	0%
% Recidivism By Moderate Risk	11.11%
% Recidivism By High Drug Risk	33.33%
% Recidivism By High Prop/Viol Risk	33.33%
% Recidivism By High Violent Risk	20%
% Recidivism By SRA - Other	2.22%
% Recidivism By Male	88.89%
% Recidivism By Female	11.11%

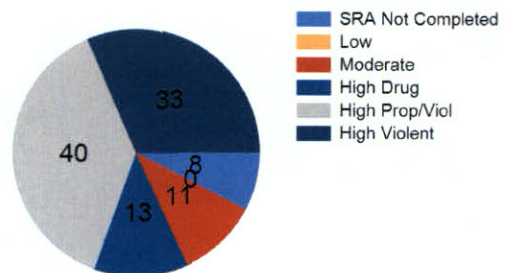
Recidivism By SRA Type



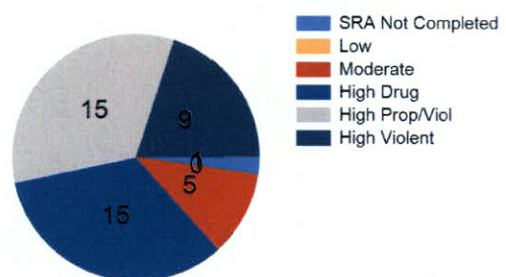
Recidivism By Gender



Felony Recidivism By SRA Type



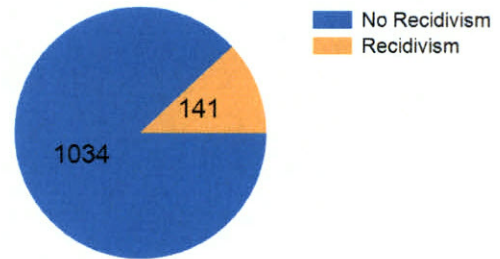
Misdemeanor Recidivism By SRA Type



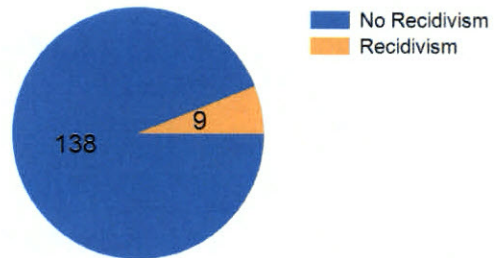
PRCS Recidivism Stats Cont.

Average Days to Recidivism	83
Max. Days to Recidivism	176
Min. Days to Recidivism	14
Total Felony Cases	135
Total Misdemeanor Cases	74
Total Persons Arrested	297
Total Arrests	423
PRCS - Male	1175
% of PRCS - Male	88.61%
Male's With New Convictions	141
% Male With New Convictions	12%
PRCS - Female	147
% of PRCS - Female	11.09%
Female's With New Convictions	9
% Female With New Convictions	6.12%
PRCS - Gender Undefined	4
% of PRCS - Gender Undefined	
Gender Undefined With New Convictions	9
% Gender Undefined With New Convictions	6.12%

Male Recidivism



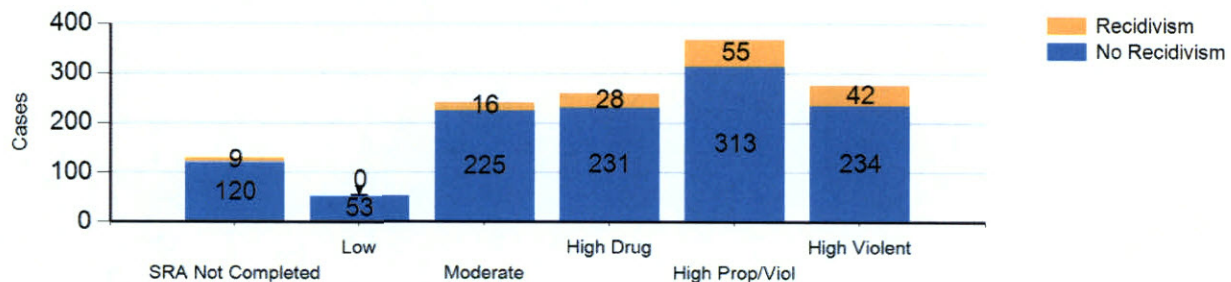
Female Recidivism



PRCS Recidivism Stats Cont.

Total SRA - Low	53
% of PRCS w/SRA - Low	4%
SRA - Low With New Convictions	0
% Recidivism for SRA - Low	0%
Total SRA - Moderate	241
% of PRCS w/SRA - Moderate	18.17%
SRA - Moderate With New Convictions	16
% Recidivism for SRA - Moderate	6.64%
Total SRA - High Drug	259
% of PRCS w/SRA - High Drug	19.53%
SRA - High Drug With New Convictions	28
% Recidivism for SRA - High Drug	11.62%
Total SRA - High Prop/Viol	368
% of PRCS w/SRA - High Prop/Viol	27.75%
SRA - High Prop/Viol With New Convictions	55
% Recidivism for SRA - High Prop/Viol	14.95%
Total SRA - High Violent	276
% of PRCS w/SRA - High Violent	20.81%
SRA - High Violent With New Convictions	42
% Recidivism for SRA - High Violent	15.22%
Total SRA - Other	129
% of PRCS w/SRA - Other	9.73%
SRA - Other With New Convictions	9
% Recidivism for SRA - Other	6.98%

Recidivism By Static Risk Assessment



Kern County Administrative Office



County Administrative Center

1115 Truxtun Avenue, Fifth Floor • Bakersfield, CA 93301-4639

Telephone 661-868-3198 • FAX 661-868-3190 • TTY Relay 800-735-2929

JOHN NILON

County Administrative Officer

February 14, 2012

Board of Supervisors
Kern County Administrative Center
1115 Truxtun Avenue
Bakersfield, CA 93301

PROPOSED RESOLUTION SUPPORTING INCREASED STATE PUBLIC SAFETY REALIGNMENT FUNDS AND EQUITABLE ALLOCATION OF FUNDS BASED ON COUNTY OFFENDER POPULATIONS

Fiscal Impact: None

This is to request that your Board adopt the attached resolution in support of increased State public safety realignment funds in FY 2012-13, allocation of these funds based on each county's average daily population (ADP) of offenders covered by public safety realignment, and on caseloads exceeding projected ADP.

Enactment of AB 109 (Chapter 15, Statutes of 2011) mandated a massive shift in the supervision of many felony criminal offenders and parolees from the California Department of Corrections and Rehabilitation to county law enforcement authorities beginning October 1, 2011. Under the law, felons convicted of so-called "non-violent, non-serious, non-sexual" offenses are now sentenced to county supervision instead of State prison, and the same class of offenders who are housed in State prison must now be paroled to counties for Post Release Community Supervision. In addition, "triple non" offenders who violate State parole must enter a county sheriff's supervision instead of State prison.

To offset the cost of the added public safety responsibilities imposed on counties under this significant new mandate, AB 118 (Chapter 40, Statutes of 2011) dedicates a share of State sales and use tax revenues to be distributed among counties. However, in many counties, the initial distribution for the remainder of FY 2011-12 falls far short of the amount needed to house and supervise these offenders or to provide evidence-based drug, mental health, and job training aimed at breaking the cycle of re-offense and re-incarceration, which is a principal goal of AB 109. In addition, these funds must be annually appropriated and are not protected by constitutional provisions.

Many San Joaquin Valley counties are receiving greater numbers of State prison parolees and offenders whose parole has been revoked than the State Department of Corrections and Rehabilitation (CDCR) had projected in developing AB 109 funding formulas for October 1, 2011 through June 30, 2012.

The Probation Department reports that in only the first four months of AB 109 implementation, Kern County has received 959 prison parolees for Post Release Community Supervision, 98% more than CDCR originally projected and nearly as many as the 1,062 CDCR projected for the entire year. Even after CDCR adjusted its projections to include AB 109 parole violators, the County's AB 109 parolees exceed CDCR's updated figures by 18% (caseload summary attached).

Board of Supervisors
Proposed Resolution Supporting Increased State Public Safety
Realignment Funds and Equitable Allocation of Funds
February 14, 2012
Page 2

In the same four months, October 2011 through January 2012, the Sheriff's Department has received 1,283 inmates for violation of State parole, twice what CDCR originally projected. Kern is on track to receive and book close to 4,000 parole violators annually. In addition, 525 inmates have been sentenced to local time who would have served their sentences in State prison before realignment. Approximately 20% of the inmate population in Kern County detention facilities is now serving an average sentence of two years. Before realignment, the average stay was approximately 120 days.

While AB 109 funds are projected to increase substantially in FY 2012-13, the formula that is being considered for renewal fails to deliver sufficient resources to counties such as Kern with disproportionately high numbers of AB 109 offenders. The current formula allocates 60% of the funds based on a county's average daily population of offenders who meet AB 109 criteria, 10% based on a county's expenditures for evidence-based practices, and 30% based on a county's total population aged 18-64. Thus, nearly one-third of AB 109 money is distributed without regard for offender populations. A significant exception is Los Angeles County, which by statute receives all of its AB 109 money based on its average daily AB 109 offender population. This begs the question of why all public safety realignment funds are not allocated according to AB 109 offender populations.

To remedy AB 109 funding inequities, the attached resolution calls upon the State to: 1) commit more overall funding for this mandate and to provide constitutional protection for these revenues; 2) target more of the money to a county's average population of offenders meeting AB 109 criteria; and 3) establish an account specifically to address the needs of counties where AB 109 parolees have exceeded CDCR projections.

Therefore, IT IS RECOMMENDED that your Board adopt the attached resolution supporting greater funding for public safety realignment and the equitable allocation of public safety realignment funds based on average and excess county AB 109 populations and authorize the Chairman to sign correspondence to the appropriate officials.

Sincerely,



John Nilon
County Administrative Officer

JN:ADKLEGGEnab10955FY12-13BOS
CF 1000.30

Attachments

cc: Mental Health Department
Probation Department
Sheriff
California State Association of Counties
Peterson Consulting

BEFORE THE BOARD OF SUPERVISORS

COUNTY OF KERN, STATE OF CALIFORNIA

In the matter of:

Resolution No. 2012-023

SUPPORTING EQUITABLE ALLOCATION
OF STATE PUBLIC SAFETY REALIGNMENT
FUNDS BASED ON COUNTY CASELOADS

I, KATHLEEN KRAUSE, Clerk of the Board of Supervisors of the County of Kern, State of California, hereby certify that the following resolution, on motion of Supervisor Watson, seconded by Supervisor Maggard, was duly and regularly adopted by the Board of Supervisors of the County of Kern at an official meeting thereof on the 14th day of February, 2012, by the following vote and that a copy of the resolution has been delivered to the Chairman of the Board of Supervisors.

AYES: McQuiston, Scrivner, Maggard, Watson, Goh

NOES: None

ABSENT: None



KATHLEEN KRAUSE
Clerk of the Board of Supervisors
County of Kern, State of California

Karen R. Winn
Deputy Clerk

RESOLUTION

Section 1. WHEREAS:

- a) AB 109 (Chapter 15, Statutes of 2011) mandated a massive shift in the supervision of many felony criminal offenders and parolees from the California Department of Corrections and Rehabilitation (CDCR) to county law enforcement authorities beginning October 1, 2012; and
- b) Counties' State-mandated responsibility to supervise so-called "non-violent, non-serious, non-sexual" offenders has imposed sizable logistical and financial burdens on counties, which are already struggling to provide local services within the constraints of scarce local revenues; and

#2012-023

- c) AB 118 (Chapter 40, Statutes of 2011) dedicates a share of State sales and use tax revenues to be allocated among counties to help offset the cost of the added public safety responsibilities mandated by AB 109; and
- d) Only 60% of AB 109 revenues are allocated to counties by caseload, with 30% based on each county's age 18-64 population and 10% based on a county's evidence-based program spending; and
- e) This allocation fails to address the caseloads of counties with high unemployment resulting in higher property crime rates, including many in the Central Valley; and
- f) Many counties are also supervising greater numbers of parolees returning from State prison or who have violated State parole than CDCR projected, and these counties are also contending with increasingly crowded jails as AB 109 sends more felony offenders to local supervision; and
- g) In the first four months of AB 109 implementation, the Kern County Sheriff's Department has received 1,283 inmates for violation of State parole, twice the total CDCR originally projected, and Kern is on track to book close to 4,000 parole violators annually; and
- h) Currently, 525 inmates have been sentenced to local time who would have served their sentences in State prison before realignment, and approximately 20% of the inmates in Kern County detention facilities are now serving an average sentence of two years, while before realignment the average stay was approximately 120 days; and
- i) In the first four months of AB 109 implementation, the County of Kern received 959 parolees for Post Release Community Supervision, 98% more than CDCR originally projected and nearly as many as the 1,062 that CDCR had projected for the entire fiscal year; and
- j) Even after CDCR increased its projections to include parole violations, Kern County has received 18% more AB 109 parolees than CDCR's updated projections; and
- k) State realignment funding provided under AB 118 is insufficient and is not sufficiently allocated by AB 109 population, with the result that many San Joaquin Valley counties are unable to afford the types of evidence-based treatment and supervision programs that will help to break the costly cycle of re-offense and re-incarceration that filled State prisons to overflowing and that now threatens to do the same to county jails;

Section 2. NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Kern, State of California, as follows:

1. To successfully implement AB 109 without jeopardizing public safety, the State must commit more funds, which must be constitutionally protected, to all counties for incarceration, treatment and supervision programs.

2. To ensure that public safety is protected in each county, State funding for AB 109 mandates should be targeted as closely as possible to each county's average daily population of offenders meeting AB 109 criteria.

3. To further ensure equity, FY 2012-13 AB 109 allocation formulas must include an account from which additional funds can be distributed to those counties that have experienced greater numbers of parolees and parole revocations than the State Department of Corrections and Rehabilitation and the Department of Finance projected at the program's inception.

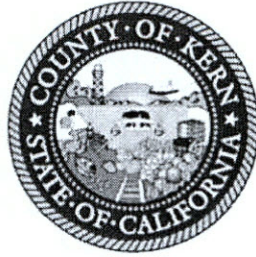
4. Copies of this resolution shall be forwarded to the Governor, Members of the Legislature representing Kern County, and the California State Association of Counties.

COPIES FURNISHED:
See above
2/15/2012 <i>KW</i>

BOARD OF SUPERVISORS

SUPERVISORS

Jon McQuiston District 1
Zack Scrivner District 2
Mike Maggard District 3
Raymond A. Watson District 4
Karen Goh District 5



KATHILEEN KRAUSE
CLERK OF BOARD OF SUPERVISORS

Kern County Administrative Center
1115 Truxtun Avenue, 5th Floor
Bakersfield, California 93301
Telephone 661-868-3585
TTY Relay 800-735-2929

February 14, 2012

Supervisor Mike McGowan, President
California State Association of Counties
100 K Street, Suite 101
Sacramento, CA 95814

RE: AB 109 realignment changes to target more funding to counties with greater need

Dear Supervisor McGowan:

The Kern County Board of Supervisors has adopted the attached resolution in support of targeting more public safety realignment dollars to counties with higher per capita populations of AB 109 offenders.

We are aware that the existing AB 109 formula was reached by consensus after much deliberation among county officials. However, while the existing formula does address caseloads to an extent by allocating 60% of the money based on the average daily population of AB 109 offenders, fully 30% of the allocation is based on a county's age 18-64 population, which bears little if any relation to offender populations. For many counties, including Kern, where widespread poverty and disproportionately high unemployment result in higher than average crime rates, the current AB 109 funding formula is not delivering sufficient resources to help us establish the kind of evidence-based treatment that other counties have been able to pursue.

Our Sheriff is implementing home incarceration via electronic monitoring and is exploring other out-of-custody supervision programs such as day reporting centers. We would also like to implement evidence-based treatment of offenders who are in custody to prepare them to re-enter society and reduce the chance that they will re-offend. However, in the first four months of implementation, Kern County received approximately double the number of parolees for Post Release Community Supervision that CDCR originally projected. Even after CDCR adjusted its projections to include parole violators, we are nearly 20% above CDCR projections for AB 109 offenders.

In the first four months of AB 109 implementation, the Kern County Sheriff's Department has received 1,283 inmates for violation of State parole, twice the number CDCR originally projected. Kern is on track to receive and book close to 4,000 parole violators annually. In addition, 525 inmates have been sentenced to local time who would have served their sentences in State prison before realignment. Approximately 20% of inmates in Kern detention facilities now serve an average sentence of two years. Before realignment, the average stay was approximately 120 days.

Supervisor Mike McGowan, President
AB 109 Realignment Changes
February 14, 2012
Page 2

If historical allocation formulas continue while our jails fill with parole violators and AB 109 offenders, counties such as Kern that are being overwhelmed by AB 109 populations will have great difficulty simply maintaining public safety, much less creating the kind of local supervision and treatment programs that will help to slow down the costly cycle of recidivism, which is a chief aim of AB 109.

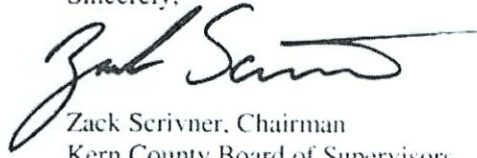
We therefore respectfully request that the County Administrative Officers working group consider a distribution of public safety realignment funds that takes average daily population into greater account. This is consistent with the Legislative Analyst's recommendations in a 2011 analysis of realignment:

"It is critical for the success of these programs that allocation formulas *not* be based solely on historical allocations. County financial needs for each program are going to change over time based on changes in county population, caseloads, demographics, wealth, cost of living, and other factors. In the future, county allocations should be based on formulas that are responsive to the specific factors that affect the funding needs of each program."

The current realignment represents the single largest shift of funding and program responsibility in California history. Broad disparities in public safety outcomes are inevitable if historical allocations continue without regard for the relative size of the challenge each county faces in attempting to achieve the paradigm shift from recidivism and incarceration to treatment and re-entry of criminal offenders into productive society.

Thank you for considering our request.

Sincerely,



Zack Scrivner, Chairman
Kern County Board of Supervisors

ZS ADK/ELG/LS/MS/SLY/12/13/CSAC/C
CL 130033

Attachment

cc: Mental Health Department
Probation Department
Sheriff
Peterson Consulting

BOARD OF SUPERVISORS

SUPERVISORS

Jon McQuiston District 1
Zack Scrivner District 2
Mike Maggard District 3
Raymond A. Watson District 4
Karen Goh District 5



KATHLEEN KRAUSE
CLERK OF BOARD OF SUPERVISORS

Kern County Administrative Center
1115 Truxtun Avenue, 5th Floor
Bakersfield, California 93301
Telephone 661-868-3585
TTY Relay 800-735-2929

February 14, 2012

The Honorable Edmund G. Brown, Jr.
Governor of California
State Capitol
Sacramento, CA 95814

RE: AB 109 realignment changes to target more funding to counties with greater need

Dear Governor Brown:

The Kern County Board of Supervisors has adopted the attached resolution in support of targeting more public safety realignment dollars to counties with higher per capita populations of AB 109 offenders.

Many of these counties, including Kern County, have disproportionately high unemployment resulting in higher than average crime rates, yet the current AB 109 funding formula (enacted in AB 118) allocates only 60% of the money based on the average daily population of offenders who meet AB 109 criteria. Fully 30% of the allocation is based on a county's age 18-64 population, which bears little if any relation to offender populations.

Our Sheriff is implementing home incarceration via electronic monitoring and is exploring other out-of-custody supervision programs such as day reporting centers. We would also like to implement evidence-based treatment of offenders who are in custody to prepare them to re-enter society and reduce the chance that they will re-offend. However, in the first four months of implementation, Kern County received approximately double the number of parolees for Post Release Community Supervision that CDCR originally projected. Even after CDCR adjusted its projections to include parole violators, we are nearly 20% above CDCR projections for AB 109 offenders.

In the first four months of AB 109 implementation, the Kern County Sheriff's Department received 1,283 inmates for violation of State Parole, twice the number CDCR originally projected. Kern is on track to receive and book close to 4,000 parole violators annually. In addition, 525 inmates have been sentenced to local time who would have served their sentences in State prison before realignment. Approximately 20% of inmates in Kern detention facilities now serve an average sentence of two years. Before realignment, the average stay was approximately 120 days.

If historical allocation formulas continue while our jails continue to fill with parole violators and AB 109 offenders, counties such as Kern that are being overwhelmed by AB 109 populations will have great difficulty simply maintaining public safety, much less creating the kind of evidence-based supervision

The Honorable Edmund G. Brown, Jr.
AB 109 Realignment Changes
February 14, 2012
Page 2

and treatment programs that will break the costly cycle of recidivism, a chief aim of public safety realignment.

We therefore respectfully request your support for a more equitable distribution of public safety realignment funds that takes caseload needs into account, as the Legislative Analyst recommended in a 2011 analysis of realignment:

"It is critical for the success of these programs that allocation formulas *not* be based solely on historical allocations. County financial needs for each program are going to change over time based on changes in county population, caseloads, demographics, wealth, cost of living, and other factors. In the future, county allocations should be based on formulas that are responsive to the specific factors that affect the funding needs of each program."

You have stated your intent not to break faith with counties in funding realignment, the single largest shift of funding and program responsibility in California history. For counties in the Central Valley, where poverty is widespread and unemployment exceeds 15% and in many cases 20%, your promise is especially important. Counties collectively need more realignment money that is constitutionally protected, but we also need formulas that do more to help each of us change the criminal justice paradigm from incarceration to treatment. We hope you will support and defend the concept that AB 109 cannot work for all counties until it works for every county.

Thank you for considering our request.

Sincerely,



Zack Scrivner, Chairman
Kern County Board of Supervisors

ZS:ADK:11061:Sub:0955112:13:ps:0
CL 1000030

Attachment

cc: Mental Health Department
Probation Department
Sheriff
California State Association of Counties
Peterson Consulting

KERN COUNTY PROBATION DEPARTMENT



David M. Kuge
Chief Probation Officer

March 13, 2012

Board of Supervisors
Kern County Administrative Center
1115 Truxtun Avenue
Bakersfield, CA 93301

**REQUEST TO CHANGE THE CORRECTIONAL ADMINISTRATOR DESIGNATION
TO INCLUDE THE SHERIFF AS THE CORRECTIONAL ADMINISTRATOR OF
COUNTY JAILS, INMATES, AND PROGRAMS AND PROPOSED URGENCY
ORDINANCE CHAPTER 2.77 OF THE KERN COUNTY ORDINANCE CODE
CONCERNING DESIGNATION OF CORRECTIONAL ADMINISTRATORS
(Fiscal Impact: None)**

On April 4, 2011, Governor Brown signed Assembly Bill (AB) 109, the Public Safety Realignment Act which fundamentally alters the criminal justice system by changing the definition of a felony, and shifting housing for low level offenders from prisons to local County jail. AB 109 also transfers the supervision of many parolees from the California Department of Corrections and Rehabilitation (CDCR) to local County Agencies. Several companion bills (AB 117, AB 118 and AB 116) followed to clarify the legislative intent, correct drafting errors and provide a funding mechanism for the Public Safety Realignment Act.

On November 22, 1994, your Board designated the Chief Probation Officer as the County "Correctional Administrator" based on penal codes established at that time. This designation allowed the Chief Probation Officer the ability to operate the sole home detention and electronic monitoring program in Kern County. Furthermore, on August 2, 2011, the Chief Probation Officer was designated as the "Correctional Administrator" concerning all matters related to AB 109 as recommended to the Board of Supervisors by the Community Corrections Partnership (CCP) Executive Committee which was established as a result of AB 109. However, the County of Kern 2011 Public Safety Realignment Act Implementation Plan approved by your Board on October 25, 2011 established the Sheriff as the correctional administrator of its own home detention and electronic monitoring program pursuant to California Penal Code sections 1203.016 and 1203.018. The Chief Probation Officer has agreed to bifurcate the correctional administrator responsibility because the Sheriff must be the entity to administer its own program as provided in the Penal Code.

The Chief Probation Officer requests an Ordinance to assist the County with compliance and implementation of the Realignment Act and County Implementation Plan. The Ordinance specifies and provides clarification of the correctional administrator function for both departments pursuant to Penal Code sections 1203.016, 1203.018, 1210.7 and 3450 (as amended).

Since the Public Safety Realignment Act became effective on October 1, 2011, a significantly greater number of inmates and offenders are now the responsibility of both the Sheriff and Probation Departments. To safely and effectively manage the Realignment population, the proposed ordinance is a necessary and urgent measure to immediately preserve and protect the public health, safety and welfare.

The Chief Probation Officer's agreement to bifurcate the correctional administrator designation to the Sheriff is contingent upon the Ordinance's approval. County Counsel has approved the Ordinance. The County Administrative Office has reviewed this request. The Sheriff has also reviewed this request and provided input into the Ordinance.

Therefore, IT IS RECOMMENDED that your Board approve the following:

- 1) The Chief Probation Officer shall be designated as the Correctional Administrator of the County's population related to juvenile wards and adults under Probation Department supervision, pursuant to Penal Code sections 1203.16, 1210.7 and 3450 (as amended);
- 2) The Sheriff shall be designated as the Correctional Administrator of the County's jails, inmates, and programs established for confined inmates pursuant to Penal Code sections 1203.016 and 1203.018 (as amended);
- 3) That these changes be contingent upon the approval of a county ordinance establishing said changes and, that
- 4) IT IS FURTHER RECOMMENDED that your Board waive the reading and enact the proposed urgency Ordinance.

Very truly yours,



David M. Kuge
Chief Probation Officer

DMK:lg
cc: County Administrative Officer
Auditor-Controller-County Clerk

ORDINANCE NO. G-8258

AN URGENCY ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN, STATE OF CALIFORNIA, ADDING SECTIONS 2.77.010 THROUGH 2.77.050 TO CHAPTER 2.77, TITLE 2 OF THE ORDINANCE CODE OF THE COUNTY OF KERN FOR DESIGNATION OF CORRECTIONAL ADMINISTRATOR(S)

The following ordinance, consisting of three (3) sections, was duly and regularly passed and adopted by the Board of Supervisors of the County of Kern, State of California, at a regular meeting of the Board of Supervisors held on the 13th day of March, 2012, by the following vote, to wit:

AYES: McQuiston, Scrivner, Maggard, Watson, Goh

NOES: None

ABSENT: None




Chairman of the Board of Supervisors of
the County of Kern, State of California

ATTEST:

KATHLEEN KRAUSE
Clerk of the Board of Supervisors

By  Deputy Clerk

THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN ORDAINS AS FOLLOWS:

Section 1. This ordinance shall take effect and be in full force immediately and shall be published once in The Bakersfield Californian, a newspaper of general circulation published in the County of Kern, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

Ord. No.: G-8258

Section 2. This ordinance is hereby declared to be an urgency measure necessary for the immediate preservation and protection of the public health, safety and welfare, and shall take effect immediately pursuant to the provisions of Government Code Section 25123 upon the following facts:

- 1) The Public Safety Realignment Act became effective on October 1, 2011;
- 2) From October 1, 2011 to January 31, 2012, the number of post release offenders entering the county was double the original projection by the California Department of Corrections and Rehabilitation (CDCR);
- 3) The number of not serious, not violent, not Penal Code 290 Registerable (sex offender registration), and not enhanced under Penal Code Section 186.11 offenders who would have been sentenced to prison prior to AB 109 enactment are now sentenced locally, increasing the jail population requiring alternatives to incarceration and alternative supervision options;
- 4) The Sheriff's Department and the Probation Department have an immediate need to manage this population readily, appropriately, and effectively pursuant to Penal Code sections 1203.016, 1203.018, 1203.7, and 3450 (as amended).
- 5) This Correctional Administrator co-designation of the Sheriff and the Chief Probation Officer shall also act to withdraw the previously authorized singular designation of the Chief Probation Officer as the sole Correctional Administrator.

Section 3. Chapter 2.77 of Title 2 of the Ordinance Code of the County of Kern is hereby added as follows:

**CHAPTER 2.77
CORRECTIONAL ADMINISTRATOR**

Sections:

- | | |
|-----------------|---|
| 2.77.010 | Findings |
| 2.77.020 | Purpose and Intent |
| 2.77.030 | Electronic Monitoring Home Detention Program for Inmates in Sheriff's Custody |
| 2.77.040 | Sheriff's Department Electronic Monitoring Program in Lieu of Bail |
| 2.77.050 | Electronic Monitoring Home Detention Program for Probation Department and Post Release Community Supervision |

2.77.010 Findings.

A. The Board of Supervisors finds and determines that on April 4, 2011, Governor Brown signed Assembly Bill (AB) 109, the Public Safety Realignment Act.

B. AB 109 as well as subsequent amending and companion legislation fundamentally altered the criminal justice system by changing the definition of a felony, and shifting supervision for low level offenders from state prisons to County based housing and supervision.

C. In connection with the supervision of these former state prison inmates, AB 109 and California Penal Code sections 1203.016 and 1203.018 (as amended) provide authority to the Board of Supervisors to designate the County "Correctional Administrator."

D. The Chief Probation Officer was designated as the "Correctional Administrator" on November 22, 1994, based on penal codes established at that time. This designation allowed the Chief Probation Officer to operate the sole home detention and electronic monitoring program in Kern County.

E. On August 2, 2011, the Chief Probation Officer was designated as the "Correctional Administrator" concerning all matters related to AB 109 as recommended to the Board of Supervisors by the Community Corrections Partnership (CCP) Executive Committee which was established as a result of AB 109.

F. The County of Kern 2011 Public Safety Realignment Act Implementation Plan approved by the Board of Supervisors on October 25, 2011, established the Sheriff as the correctional administrator of its own home detention and electronic monitoring program pursuant to California Penal Code sections 1203.016 and 1203.018(as amended).

G. The Probation Department agreed to bifurcate the correctional administrator responsibility because the Sheriff must be designated as the Correctional Administrator in order to administer its own program as provided in the Penal Code.

H. Kern County recognizes the urgent need to maximize county jail capacity by utilizing alternatives to incarceration due to the increased amounts of locally sentenced offenders.

2.77.020 Purpose and Intent.

It is the purpose and intent of this Chapter to distinguish and fulfill obligations established under AB 109 Realignment by designating two correctional administrators with separate and distinct areas of responsibility for the immediate preservation and protection of the public safety, health, and welfare of Kern County residents.

The Kern County Sheriff shall be designated as "Correctional Administrator" of the County's jails, inmates, and programs established for confined inmates pursuant to Penal Code sections 1203.016 and 1203.018(as amended). The Kern County Chief Probation Officer shall be designated as "Correctional Administrator" of the County's population related to

juvenile wards and adults under Probation Department supervision, pursuant to Penal Code sections 1203.016, 1210.7 and 3450(as amended).

As designated by the Board of Supervisors, the Sheriff's Department shall have all the powers, duties and functions established for the County jails and inmates, and the Probation Department shall have all the powers, duties and functions established for the County's population related to juvenile wards and adults under Probation Department supervision.

2.77.030 Electronic Monitoring Home Detention Program for Inmates in Sheriff's Custody.

- A. The Sheriff, as "Correctional Administrator-Sheriff" of the county jails and inmates, may offer a voluntary or involuntary home detention or electronic monitoring programs pursuant to statute and this Article for inmates committed to the county jail, or other adult county correctional facility, or individuals participating in a work furlough program, during their sentence in lieu of confinement in the county jail or other adult county correctional facilities managed by the Sheriff's Department.
- B. Subject to applicable statutory limitations and in accordance with the County Ordinance Code and policies governing procurement of contract services, the Sheriff's Department may administer a home detention program with appropriate public or private agencies or entities to provide specified program services set forth in Penal Code Section 1203.016 (as amended).

2.77.040 Sheriff's Department Electronic Monitoring Program in Lieu of Bail.

- A. The Correctional Administrator-Sheriff of the county jails and inmates, may offer an electronic monitoring program to inmates being held in lieu of bail in a county jail or other adult county correctional facility managed by the Sheriff's Department, pursuant to all applicable statutory limitations.
- B. Subject to applicable statutory limitations and in accordance with the County Ordinance Code and policies governing procurement of contract services, the Sheriff's Department may administer an electronic monitoring program with appropriate public or private agencies or entities to provide specified program services set forth in Penal Code Section 1203.018 (as amended).

2.77.050 Electronic Monitoring Home Detention Program for Probation Department and Post Release Community Supervision.

- A. The Chief Probation Officer, as "Correctional Administrator-Probation" of the County's population related to juvenile wards and adults under Probation Department supervision, pursuant to all applicable statutory requirements, may offer a voluntary or involuntary home detention program for persons granted probation under the auspices of the Probation Department.
- B. The Chief Probation Officer may use home detention with electronic monitoring or GPS monitoring as community-based punishment pursuant to all applicable statutory requirements for criminal or noncompliant offender activity by post release offenders.
- C. The Chief Probation Officer may utilize electronic monitoring for offenders on probation and mandatory supervision pursuant to all applicable statutory requirements.
- D. Subject to the applicable statutory limitations and in accordance with the County Ordinance Code and policies governing procurement of contract services, the Probation Department may administer a home detention program with appropriate public or private agencies or entities to provide specified program services set forth in Penal Code Section 1203.016 (as amended).

COPIES FURNISHED:
Probation, Sheriff,
CAO, CO. Council

**AB 109 REALIGNMENT FUNDING ALLOCATION
 QUARTERLY EXPENDITURE SUMMARY REPORT
 Fiscal Year 2011-2012**

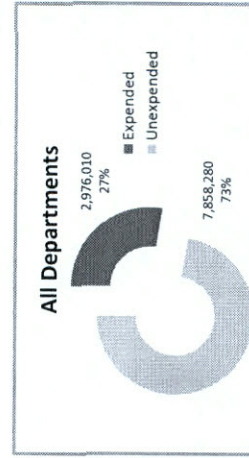
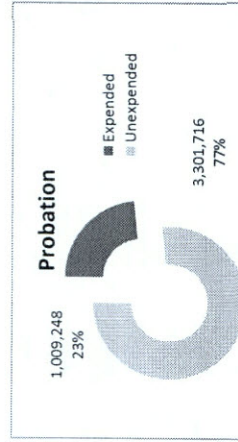
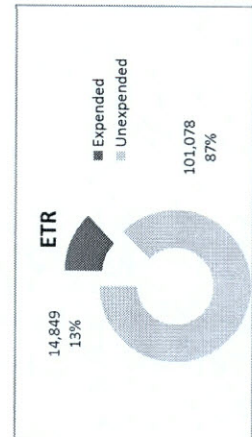
Allocation:

Department	Approved Budget	Actual Expenditures				Cumulative Expenditures to 6/30/12	Unexpended Balance @ 6/30/12
		1st Quarter (7/1/11-9/30/11)	2nd Quarter (10/1/11-12/31/11)	3rd Quarter (1/1/12-3/31/12)	4th Quarter (4/1/12-6/30/12)		
Sheriff	4,696,665		432,014	683,265	1,115,278	3,581,387	
Probation	4,310,964		327,202	682,046	1,009,248	3,301,716	
Mental Health/SA	1,539,554		684,766	115,019	799,785	739,769	
ETR	115,927		2,250	12,599	14,849	101,078	
SIT	76,924		0	36,850	36,850	40,074	
Contingency	94,256		0	0	0	94,256	
Totals	10,834,290		1,446,231	1,529,779	2,976,010	7,858,280	

Start-Up Funds:

Department	Approved Budget	Actual Expenditures				Cumulative Expenditures to 6/30/12	Unexpended Balance @ 6/30/12
		1st Quarter (7/1/11-9/30/11)	2nd Quarter (10/1/11-12/31/11)	3rd Quarter (1/1/12-3/31/12)	4th Quarter (4/1/12-6/30/12)		
Sheriff	467,738		145,612	27,635	173,247	294,491	
Probation	467,738		15,343	78,109	93,452	374,285	
Mental Health/SA	29,000		16,800	1,618	18,418	10,582	
Totals	964,475		177,755	107,362	285,117	679,358	

Graph Representations of Departmental Expenditures:





Kern County SHERIFF

Kern County Sheriff Data Trackers

Arrest Stats	Programs																																																				
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Kern County Probation Department

AB 109 DATA TRACKERS
 DASHBOARD REPORT
 October 1, 2011 - March 31, 2012

Post Release Community Supervision (PRCS)			Recidivism (PRCS)		
Month	Revised CDCR Projs	Actual Pkts Received	Add'l % - Rev CDCR Projs	PRCS Only	New Felony Cases
October 2011	138	161	17%	150	74
November 2011	271	313	15%	135	3.7%
December 2011	232	266	15%	150	11.9%
January 2012	172	227	32%	11.9%	8.2%
February 2012	132	150	14%	8.2%	8.2%
March 2012	99	142	43%	11.9%	3.7%
Totals	1,044	1,259	21%	11.9%	3.7%
Mandatory Supervision (MS)	Felony Probation (FP)	Total Probation Increase		Convicted of a New Law Violation (NLV):	New Misdemeanor Cases
99	285	1,643		150	74
				PRCS Recidivism Rate:	3.7%
				11.9%	8.2%
				Number of Days To Recidivate	
				Avg Days	Min Days
				83	14
				Max Days	176
				Arrests	
				297	
				Number of Persons Arrested	Total Arrests/Bookings
				423	423

PRCS Convicted of NLV - By Gender	
Male	1,119 (89%)
Female	140 (11%)

Static Risk Assessment* PRCS vs. All Active Probationers (*offender's risk to recidivate)	
Low	4.4%
Moderate	18.9%
High-Drug	20.1%
High-Property	30.7%
High-Violent	41.6%

Day Reporting Center (caseload)	
Initial Caseload:	50
Current Caseload:	75
Projected Caseload (4/30/12):	100

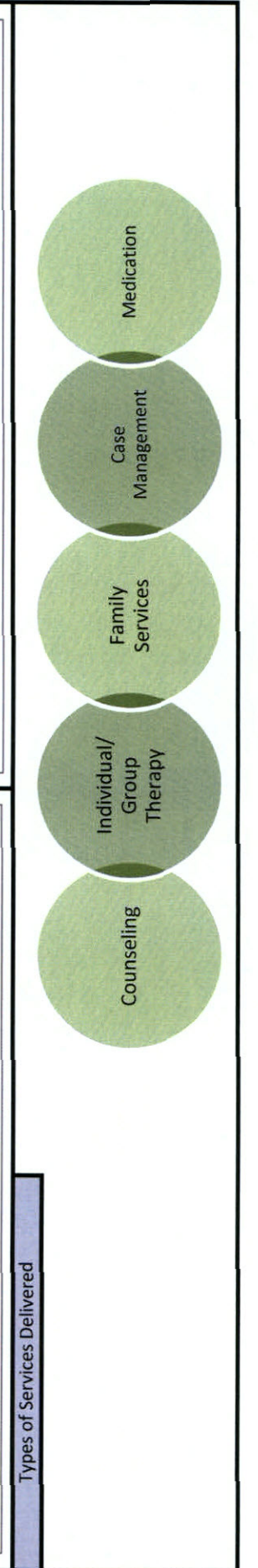
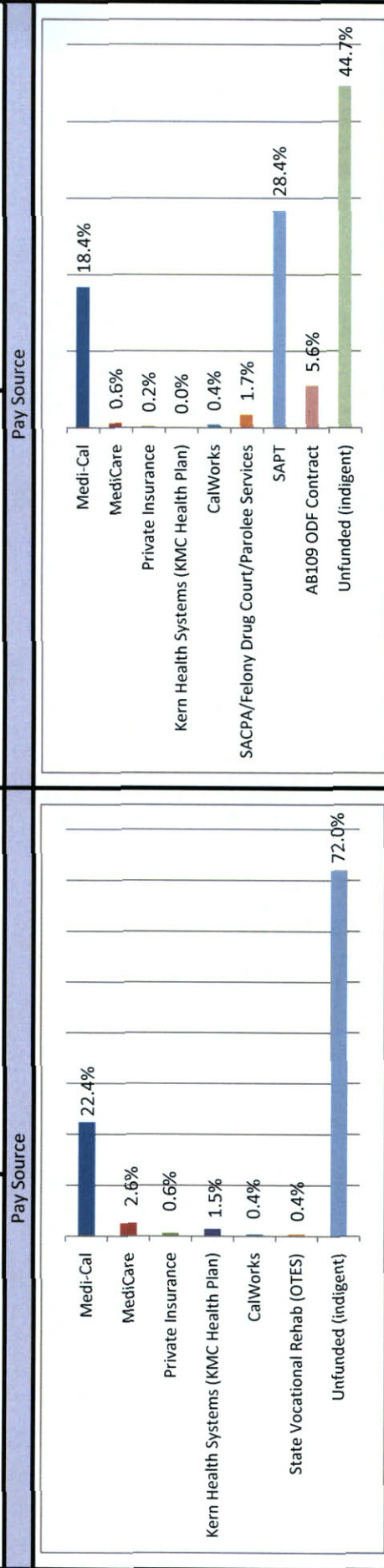
Probation Officer Caseload Ratio (PRCS)	
Kern County	1 : 90
APPA Nat'l Standard	1 : 50



Kern County Mental Health Department

AB 109 DATA TRACKERS
 DASHBOARD REPORT
 October 1, 2011 - March 31, 2012

Mental Health Services		Substance Abuse Services	
By Probation Status		By Probation Status	
Post Release Community Supervision	68	18.7%	37
Felony Probation	211	58.0%	180
Mandatory Supervision	2	0.5%	1
Non, Non, Nons	81	22.3%	19
In-Custody/Matrix	2	0.5%	35
	364	100.0%	272
			100.0%
Geographic Area		Geographic Area	
Bakersfield	85.4%	Bakersfield	70.2%
Eastern KC	5.5%	Eastern KC	9.2%
Northern KC	6.6%	Northern KC	9.2%
West/South KC	2.5%	West/South KC	11.4%
	100.0%		100.0%
Interesting Facts		Interesting Facts	
Gender:	Male - 70% Female - 30%	Gender:	Male - 73% Female - 27%
Age:	18-44	Age:	18-44
Marital Status:	Never Married	Marital Status:	Never Married
Veteran:	5.7%	Veteran:	4.3%





**AB 109 DATA TRACKERS
DASHBOARD REPORT**

October 1, 2011 - March 31, 2012

Referrals	Enrollments	Employment
<p>Referred by Probation 35</p> <p>Referrals by Offender Classification</p> <p>Mandatory Sup (0) 0% Post Release (25) 71% Probation (10) 29%</p>	<p>Number Enrolled 9</p> <p>Gender</p> <p>Male 5 Female 4</p> <p>Working Toward GED (1) Some College (1)</p>	<p>Number Employed 1</p> <p>Percent of Enrolled Employed 11.11%</p> <p>Interesting Factoid</p> <p>Median Age: 35</p> <p>Number Enrolled Receiving Food Stamps 1</p>
<p>Educational Level of Enrolled:</p> <p>(7) Diploma/GED</p>		

Planning and Implementation: October 1, 2011 - January 31, 2012
Program Start Date: February 1, 2012

**STREET INTERDICTION TEAM (SIT) OPERATIONS
AB 109 DATA TRACKERS
DASHBOARD REPORT
FY 2011-12**

October 1, 2011 - March 31, 2012

Operations		Map Location of Operations													
Number of Operations	3														
Number of Locations	4														
Number of Agencies	11														
SIT Participating Agencies During Reporting Period:															
Arvin Police Department Bakersfield Police Department CA Department of Corrections-Parole California Highway Patrol Delano Police Department Housing Authority Kern County Probation Department McFarland Police Department Shafter Police Department Taft Police Department Tehachapi Police Department															
Arrests		Target Information by Location													
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