

824



**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

SUBMITTAL DATE:
January 12, 2010

FROM: Probation Department

SUBJECT: Proposed Amendment to County Ordinance 591 Relating to the Approval of the Cost of Supervision and of Conducting Pre-Sentence Investigations and Preparing Pre-Sentence Reports.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and Set for Public Hearing the proposed Ordinance 591.2 amending Ordinance 591.1, relating to the Fee Schedule for services rendered by Probation Department as outlined in Attachment A.
2. Upon the close of the Public Hearing, adopt Ordinance 591.2 amending Ordinance 591.1.

BACKGROUND: In accordance with Board of Supervisors Policy Number B-4, county departments may evaluate existing rates for services on an annual basis and make recommendations for changes. The California Penal Code 1203.1b provides that an individual convicted of an offense and granted probation may be ordered to pay the reasonable cost of supervision and of conducting the pre-sentence investigation and preparing the pre-sentence report.

In an effort to ensure compliance with Board Policy B-4, the department has taken a proactive role in reviewing prior year records and documentation in order to bring the department fees current. Ordinance 591.1 was last amended on March 13, 1990, Agenda Item 3.14, to establish a fee schedule for the costs associated with supervision, conducting investigations and preparing reports.

Continued on Page 2

PBR-018-09/10:CM

Alan M. Crogan, Chief Probation Officer

| | | | | |
|-----------------------|-------------------------------|------|-------------------------|------------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 0 | In Current Year Budget: | No |
| | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment: | No |
| | Annual Net County Cost: | \$ 0 | For Fiscal Year: | FY 2009/10 |

| | | |
|--|----------------------------------|--------------------------|
| SOURCE OF FUNDS: Reimbursement for Services | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION: APPROVE

BY:
County Executive Office Signature Elizabeth J. Olson

Consent
 Policy
 Consent
 Policy
 Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: 3/13/1990, 3.14 | **District:** All | **Agenda Number:**

3.39

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 Russell Dominick
 1/28/10
 FORM APPROVED COUNTY COUNSEL
 BY: B. T. Miller, Jr. DATE: 1/21/10
 Departmental Concurrence

Form 11: Proposed Amendment to County Ordinance 591 Relating to the Approval of the Cost of Supervision and of Conducting Pre-Sentence Investigations and Preparing Pre-Sentence Reports.

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The Probation Department has completed an analysis of current costs and has recalculated the fees to reflect full cost recovery for all services provided based on FY2008/09 actual cost data. The appropriate updated billing rates are in accordance with the associated legal authority.

FINANCIAL DATA

These proposed rates have been reviewed by the Auditor-Controller's Office and approved as to form by County Counsel in accordance with the Board of Supervisors Policy B-4. If approved, the fee adjustments will result in an increase in revenue. The department anticipates a minimal increase in FY2009/10 and no budget adjustment will be required at this time. Attachment B shows comparison rates for the neighboring counties.

Riverside County Probation Department
 Schedule of Fees
 Cost of Supervision, Investigations and Reports
 FY 2009/2010

| | | Legal Authority | Revenue Code | Current Approved Fees | Proposed FY 09/10 Fees |
|--|---|------------------------|--------------|-----------------------|------------------------|
| I. Cost of Probation Supervision | | | | | |
| (Month) | Adult - Active Supervision | PC 1203.1b, Ord. 591.1 | 777430 | \$53.00 | \$104.00 |
| | Adult - Administrative (Banked) Supervision | PC 1203.1b, Ord. 591.1 | 777430 | \$7.00 | \$16.42 |
| II. Cost of Investigation/Reports | | | | | |
| (Each) | Pre-Sentence Investigation & Report (Felony) | PC 1203.1b, Ord. 591.1 | 777430 | \$318.00 | \$1,095.00 |
| | Pre-Sentence Investigation & Report (Misdemeanor) | PC 1203.1b, Ord. 591.1 | 777430 | \$230.00 | \$785.00 |
| | Miscellaneous Reports (Mini reports) | PC 1203.1b, Ord. 591.1 | 777430 | \$107.00 | \$536.00 |
| | Memorandum | PC 1203.1b, Ord. 591.1 | 777430 | \$61.00 | NONE |
| | Transfer of Jurisdiction (Interstate Compact) | PC 1203.1b | 777430 | NONE | \$513.00 |
| | Transfer of Jurisdiction (Inter-county) | PC 1203.1b | 777430 | NONE | \$401.00 |

Riverside County Probation Department
Fees Comparison by County
FY 2009/2010

| | | Riverside County Proposed Fees | Alameda County | Kern County | San Diego County | San Bernardino County |
|--|--------------|---|---------------------------|------------------------|-----------------------------|--------------------------------------|
| Adult Supervision Active | Per Month | \$104.00 | \$90.00 | \$50.00 | \$99.00 | \$25.00 |
| Adult Investigation Fee (Felony) | Each | \$1,095.00 | \$710.00 | \$401.00 | \$1,127.00 | \$505.00 |
| Adult Investigation Fee (Misdemeanor) | Each | \$785.00 | \$710.00 | \$401.00 | \$663.00 | \$186.00 |
| Interstate Compact Transfer | Each | \$513.00 | - | - | \$77.00 | \$156.00 |

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SECTION 2. This ordinance shall take effect thirty (30) days after the date of adoption.

BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

BY: _____

Chairman

ATTEST:

CLERK OF THE BOARD:

By: _____

Deputy

(SEAL)

FORM APPROVED COUNTY COUNSEL

BY: B. T. Miller, Jr. DATE 1/21/10
BEAUFORD T. MILLER, JR DATE