

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



825

FROM: Probation Department

SUBMITTAL DATE:
January 12, 2010

SUBJECT: Proposed Amendment to County Ordinance 849 Relating to the Approval of the Cost of Support for Minors in Detention and Treatment Facilities.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and Set for Public Hearing the Proposed Ordinance 849.1 Amending Ordinance 849, Relating to the Fee Schedule for services rendered by the Probation Department as outlined in Attachment A.
2. Upon the Close of the Public Hearing, Adopt Ordinance 849.1 Amending Ordinance 849.

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. Welfare and Institutions Code (WIC) Section 903 authorizes the County to collect the cost of support for a minor detained or placed in a juvenile institution or other place from the minor's parents or other parents liable for the minor's support. The costs eligible for recovery are limited to the un-reimbursed cost incurred by the County for food and food preparation, clothing, personal supplies, and medical expenses.

Ordinance 849 was last amended on January 14, 2006, Agenda Item 9.5, to establish a fee of \$15.28 for housing minors in detention and treatment facilities. Per WIC, the maximum allowable cost is \$30 per day as of 2009 with an adjusted inflation rate every 3 years based on the California Consumer Price Index (CPI).

Continued on Page 2

PBR-016-09/10: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

County Executive Office Signature BY:
Elizabeth J. Olson

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

Prev. Agn. Ref.: 01/10/2006, 9.5 **District:** All **Agenda Number:**

3.40

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, AUDITOR-CONTROLLER
By:
Russell Dominick 1/24/10

FORM APPROVED COUNTY COUNSEL
BY:
BEAUFORD T. MILLER, JR. 1/21/10 DATE

Departmental Concurrence

As such, based on this provision, the calculated rate is \$30.00 per day. According to the department's review and analysis of the FY2008/09 actual expenditures, the proposed fees reflect full cost recovery for allowable costs incurred in all detention/treatment facilities. The appropriate updated billing rates are in accordance with the associated legal authority.

In addition, the cost of housing minors in the California Division of Justice Juvenile (DJJ) facilities, formerly known as the California Youth Authority (CYA), is also included in Ordinance 849. Those fees are updated each year by the State. The DJJ fees are charged directly to the County. The County then collects those fees from the minors to recover the payment to DJJ. With the implementation of the Youthful Offender Program (YOP) in 2007, the Probation Department has seen a 117% decrease in the fees charged by DJJ from \$717,099 in FY 2007/08 to \$329,350 in FY 2008/09. Savings from this program have assisted the department in offsetting the reduction in other funding sources. The proposed fees are summarized on Attachment 1, Section II.

The fee for clothing allowance for other court ordered placement shall remain the same.

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 FY 2009/10 and no budget adjustment will be required at this time.

Riverside County Probation Department
 Schedule of Fees
 Cost of Housing Minors
 FY 2009/2010

	Legal Authority	Revenue Code	Current Approved Fees	Proposed FY 09/10 Fees	
I. Cost of Housing Minors in Detention/Treatment Facilities					
(Per Day)	Riverside Juvenile Hall	WIC 903, Ord. 849	777430	\$15.28	\$30.00
	Southwest Juvenile Hall	WIC 903, Ord. 849	777430	\$15.28	\$30.00
	Indio Juvenile Hall	WIC 903, Ord. 849	777430	\$15.28	\$30.00
	Van Horn Youth Center	WIC 903, Ord. 849	777430	\$15.28	\$24.57
	Twin Pines Ranch	WIC 903, Ord. 849	777430	\$15.28	\$21.93
II. Cost of Housing Minors in Department of Juvenile Justice Facilities					
	DJJ - Offense Categories 1-4	WIC 903, Ord. 849	777430	\$6.16	\$7.10
	DJJ - Offense Categories 5	WIC 903, Ord. 849	777430	\$8.58	\$61.30
	DJJ - Offense Categories 6	WIC 903, Ord. 849	777430	\$8.58	\$91.95
	DJJ - Offense Categories 7	WIC 903, Ord. 849	777430	\$8.58	\$122.60
III. Clothing Allowance for Court Ordered Placement of Juveniles					
	Court Ordered Clothing Allowance	WIC 903, Ord. 849	777430	\$200.00	\$200.00

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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.M. Jr 1/21/10
BEAUFORD T. MILLER, JR DATE