

ORDINANCE NO. 591.2

AN ORDINANCE OF THE COUNTY OF RIVERSIDE, AMENDING ORDINANCE NO.
591 PROVIDING THAT THE PROVISIONS OF PENAL CODE 1203.1b SHALL BE
OPERATIVE IN THE COUNTY OF RIVERSIDE

The Board of Supervisors of the County of Riverside, ordains as follows:

SECTION 1. Section 3. Of Ordinance No. 591 is amended to read as follows:

<u>"TYPE OF REPORT</u>	<u>COST</u>
Pre-Sentence Investigation & Report (Felony)	\$1,095.00
Pre-Sentence Investigation & Report (Misdemeanor)	\$785.00
Miscellaneous Reports	\$536.00
Transfer of Jurisdiction (Interstate Compact)	\$513.00
Transfer of Jurisdiction (Inter-county)	\$401.00
<u>TYPE OF SUPERVISION</u>	<u>COST</u>
Active Supervision (Level I)	\$104.00 per month
Administrative Supervision (Banked/Out of County)	\$16.42 per month"

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

FROM: Probation Department

SUBMITTAL DATE:
January 12, 2010

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

Alan M. Crogan, Chief Probation Officer

PBR-018-09/10:CM

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: Elizabeth J. Olson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of the reading and is set for public hearing on Tuesday, March 2, 2010 at 9:30 a.m.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: February 9, 2010

Kecia Harper-Ihem
 Clerk of the Board
 By: [Signature]
 Deputy

xe: Probation, Auditor, COB

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

FISCAL PROCEEDURES APPROVED BY ROBERT E. BYRD, AUDITOR-CONTROLLER
 Russell Dominick
 BEAUFORD T. MILLER, JR. DATE 1/28/10
 Departmental Concurrence
 FORM APPROVED COUNTY COUNSEL
 BY: [Signature]
 Policy Consent
 Policy Consent
 Dep't Recomm.: Per Exec. Ofc.:

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

Attachment B

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