

ORDINANCE NO. 849.1

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 849
ESTABLISHING COSTS OF SUPPORT FOR MINORS IN INSTITUTIONS

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

Section 1. Section 4. Of Ordinance No. 849 is amended to read:

"Fees. Support rates are set as follows for minors in the facilities indicated.

County Institutions:

Riverside Juvenile Hall	\$30.00 per day
Indio Juvenile Hall	\$30.00 per day
Southwest Juvenile Hall	\$30.00 per day
Van Horn Youth Center	\$24.57 per day
Twin Pines Ranch	\$21.93 per day

California Youth Authority:

Categories 1-4	\$7.10 per day
Category 5	\$61.30 per day
Category 6	\$91.95 per day
Category 7	\$122.60 per day

Other Court Ordered Placement:

Actual cost of initial clothing	
Purchase not to exceed	\$200.00"

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**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

Alan M. Crogan, Chief Probation Officer

PBR-016-09/10: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
Abstain: None
Date: February 9, 2010
xc: Probation, Auditor, COB

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

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

3.40

FISCAL PROVISIONS APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 BY:
 Russell Document 1/22/10

FORM APPROVED COUNTY COUNSEL
 BY:
 BEAUFORD T. MILLER, JR. DATE 1/22/10

Departmental Concurrence

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

Form 11: Proposed Amendment to County Ordinance 849 Relating to the Approval of the Cost of Support for Minors in Detention and Treatment Facilities.

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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