

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

652



FROM: Probation Department

SUBMITTAL DATE:
July 23, 2012

SUBJECT: Transfer of Pre-Trial Services from the Superior Court of California to the Riverside County Probation Department, and Amend Ordinance No. 440 pursuant to Resolution 440-8899, submitted herewith.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Amend Ordinance No. 440 pursuant to Resolution 440-8899 submitted herewith, and.
2. Authorize the purchase of 10 vehicles for use in the Pre-Trial Services program and countywide implementation of pretrial field supervision services.

BACKGROUND: On February 15, 2012, in a letter from the Superior Court of California, the court provided official notice that it will no longer administer Pre-Trial Services on behalf of the County of Riverside, effective July 1, 2012.

Pre-Trial Services is a county responsibility, its purpose is to provide a process of evaluating the feasibility of releasing defendants from custody based on a set of predetermined criteria such as family ties, criminal history and previous failures to appear. The overall mission of the program is the investigation of individuals to determine release eligibility in an effort to reduce incarceration costs and jail overcrowding while taking into account public safety by providing a risk assessment and community supervision.

Alan M. Crogan, Chief Probation Officer

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Approved by Barbara A. Olivier,
 Asst. County Executive Officer/
 Human Resources Director

Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$2,800,000	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$2,800,000	Budget Adjustment:	No
	Annual Net County Cost:	\$2,800,000	For Fiscal Year:	FY 2012/13

SOURCE OF FUNDS: County	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" 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 matter is approved as recommended and that Resolution 440-8899 is adopted as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: July 31, 2012
xc: HR, Probation, Auditor

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

Prev. Agn. Ref.: | **District:** ALL | **Agenda Number:**

3.35

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

Transfer of Pre-Trial Services from the Superior Court of California to the Riverside County Probation Department, and Amend Ordinance No. 440 pursuant to Resolution 440-8899 submitted herewith.

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The Criminal Justice Realignment Act, or Assembly Bill (AB) 109, effective October 1, 2011, provided expanded authority to the Probation Department to use alternative programs to detention for incarcerated defendants, including pretrial defendants, such as electronic monitoring, home detention and other programs. The Probation Department also has the ability to supervise pretrial defendants released with special conditions, such as drug testing and counseling, and to report violations to the court.

Previously, Own Recognizance (OR) releases were granted in 6% of the defendants recommended for release by pretrial staff. This number is expected to increase by adding a risk assessment and a community supervision component to pretrial services. The Probation Department intends on utilizing the COMPAS (Correctional Offender Management Profiling for Alternative Sanctions), pretrial risk assessment tool on every eligible inmate, approximately 1,000 a month. The Probation Department also intends on implementing field supervision services countywide.

Supervision strategies will include home and office visits, Kiosk reporting, electronic monitoring, drug testing, treatment referrals and any other conditions of release that may be ordered by the court.

Pre-Trial inmates are estimated to be approximately 66% of the current jail population. By relying on a successful evidence-based risk and needs assessment tool as well as adding the accountability of countywide supervision services, the Probation Department will be able to increase the amount of OR release recommendations being made to the court, thus making room for post-sentence cases.

Budget

The costs associated with Pre-Trial Services are the responsibility of the county pursuant to *California Rules of Court* 10.810. The county, as part of the Memorandum of Understanding between the court and the county, has previously reimbursed the court for the actual costs incurred for managing and overseeing the activities associated with Pre-Trial Services.

The Probation Department, upon notification that the Pre-Trial Services program would be transferred to the county, included 18 new positions and funding in the fiscal year 2012/13 recommended budget that was due in March 2012. The Probation Department realized that as the transfer and implementation process progressed, there would be a need to return to the Board of Supervisors requesting additional positions, equipment, and potentially additional funding to successfully complete the transfer and implementation of the Pre-Trial Services program and the countywide field services supervision component.

Transfer of Pre-Trial Services from the Superior Court of California to the Riverside County Probation Department, and Amend Ordinance No. 440 pursuant to Resolution 440- 8899 submitted herewith.

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The recommended motions to amend the Ordinance No. 440, adding 16 positions, and to authorize the purchase of 10 vehicles previously not budgeted in the fiscal year 2012/13 recommended budget will provide the additional resources required to fully transfer the Pre-Trial Services program, successfully apply the evidence based assessment supervision services, and to implement field supervision services countywide.

The resolution amending Ordinance No. 440 has been reviewed and approved by Human Resources.

1 RESOLUTION NO. 440-8899

2
3 BE IT RESOLVED by the Board of Supervisors of the County of Riverside, State of California, in
4 regular session assembled on July 31, 2012, that pursuant to Section 4(a)(ii) of
5 Ordinance No. 440, the Chief Probation Officer is authorized to make the following listed change(s),
6 operative on the date of approval, as follows:

7

Job Code	+/-	Department ID	Class Title
79535	+1	2600200000	Assistant Probation Division Director
79532	+4	2600200000	Deputy Probation Officer II
86101	+1	2600700000	IT Applications Developer II
13866	+3	2600200000	Office Assistant III
15313	+4	2600200000	Revenue and Recovery Technician II
13924	+1	2600200000	Secretary II
79533	+1	2600200000	Senior Probation Officer
79534	+1	2600200000	Supervising Probation Officer

15
16

17 ROLL CALL:

18 Ayes: Buster, Tavaglione, Stone, Benoit, and Ashley
19 Nays: None
20 Absent: None

21 The foregoing is certified to be a true copy of a resolution duly
22 adopted by said Board of Supervisors on the date therein set forth.

23 KECIA HARPER-IHEM, Clerk of said Board

24 By: _____
25 Deputy

26 /kc
27 07/24/2012
28 440 Resolutions\KC