

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

534



**FROM:** Executive Office

**SUBMITTAL DATE:**  
March 30, 2012

**SUBJECT:** Senate Bill 1441 (Emmerson)

**RECOMMENDED MOTION:** That the Board of Supervisors support Senate Bill 1441, which would require that when a defendant is convicted of a felony otherwise punishable in a county jail and is sentenced to more than three years that the sentence be served in state prison.

**BACKGROUND:** Last year Assembly Bill 109 (AB 109) "2011 Criminal Justice Realignment" was signed into law by the Governor. The bill transferred from state government to counties the responsibility for providing a number of public services, including the incarceration of certain felons who would have previously served their custody time in custody in State Prison.

(Continued on next page.)

Departmental Concurrence

*Alex Gann*

ALEX GANN  
Principal Management Analyst

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/12

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

**C.E.O. RECOMMENDATION:** APPROVE  
BY: *Christopher M. Hans*  
**County Executive Office Signature** Christopher M. Hans

Policy  
 Policy  
 Consent  
 Consent  
 Department Recommendation:  
 Per Executive Office:

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Benoit, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Stone, Benoit and Ashley  
 Nays: None  
 Absent: Tavaglione  
 Date: April 24, 2012  
 xc: EO, State Rep's.

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

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

3.4

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

**FORM 11: Senate Bill 1441 (Emmerson)**

**DATE: March 30, 2012**

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**BACKGROUND continued:** This change has caused a dramatic rise in the daily headcount of the County Jail system and transferred the need to provide long-time services to facilities that were not designed for this purpose. As of April 2, 2012, 919 of the inmates in the local Riverside County jail system were there because of the changes outlined in AB 109; more than 24% of all inmates in-custody. Of these, 138 inmates were serving sentences of three years or more. In the short time since implementation, these numbers have grown dramatically. If left to continue, the number of inmates in County Jail under the changes caused by AB 109 will totally consume the number of physical beds within a short period of time.