

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



FROM: Supervisor Jeff Stone

SUBMITTAL DATE: July 23, 2014

SUBJECT: Resolution No. 2014-173, A Resolution in Opposition to proposition 47 The "Safe Neighborhoods and Schools Act"

RECOMMENDED MOTION:

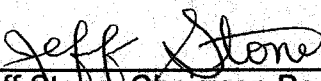
That the Board of Supervisors approve the attached Resolution No. 2014-173.

BACKGROUND:

Proposition 47 if approved by California's voters would reduce the penalty for most nonviolent crimes from a felony to a misdemeanor. The measure would reduce the sentencing of felonies to simple misdemeanors for crimes such as shoplifting, theft, forgery, fraud, possession of a narcotic drug; and possession of concentrated cannabis.

The initiative would permit resentencing for anyone currently serving a prison sentence for any of the offenses that are being reclassified. About 10,000 inmates would be eligible for resentencing.

This poorly written initiative is an invitation for disaster!

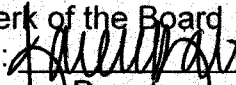


Jeff Stone, Chairman Board of Supervisors
Third District Supervisor

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: July 29, 2014
xc: Supvr. Stone, E.O.

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

3-60

RESOLUTION NO. 2014-173

A RESOLUTION IN OPPOSITION TO

PROPOSITION NO. 47

The "Safe Neighborhoods and Schools Act"

WHEREAS, California Proposition 47 has qualified for the November 4, 2014 ballot, and

WHEREAS, Proposition 47, if approved by California's voters, would reduce the penalty for most nonviolent crimes from a felony to a misdemeanor. The measure would reduce the sentencing of felonies to simple misdemeanors for the following crimes:

Shoplifting; clothes, electronics, drugs and medications, jewelry, etc., anything where the value of the shoplifted property does not exceed \$950

Theft; tools, precious metals, hand guns, etc., anything where the value of the stolen property does not exceed \$950

Forgery; where the value of the forged check, bond or bill does not exceed \$950

Fraud; identity theft and scamming, etc., where the value of the fraud, scam, bad check, draft or order does not exceed \$950

Possession of a narcotic drug; even the possession of illegal "date-rape" drugs will be a "slap on the wrist" misdemeanor

Possession of concentrated cannabis, and

WHEREAS, the initiative would permit re-sentencing for anyone currently serving a prison sentence for any of the offenses that the initiative would re-classify as misdemeanors. About 10,000 inmates would be eligible for re-sentencing, according to Lenore Anderson of Californians for Safety and Justice. One easy way to reduce California's prison population is to re-classify and re-categorize

1 violent and offensive felony crimes down to a lesser misdemeanor status with little or no consequence
2 to the perpetrator. This would send a terrible message to criminals and produce a disastrous
3 consequence for society, and

4 **WHEREAS**, the initiative would require a "thorough review" of the criminal history and risk
5 assessment of any inmates before re-sentencing to ensure that they do not pose a risk to the public,
6 and

7 **WHEREAS**, Proposition 47 would create a "Safe Neighborhoods and Schools Fund." The fund
8 would receive appropriations based on savings accrued by the state during the fiscal year, as
9 compared to the previous fiscal year, due to the initiative's implementation. Estimates range from
10 \$150 million to \$250 million per year, and

11 **WHEREAS**, Proposition 47 proposes to distribute funds from the "Safe Neighborhoods and
12 Schools Fund" as follows: 25 percent to the Department of Education, 10 percent to the Victim
13 Compensation and Government Claims Board and 65 percent to the Board of State and Community
14 Corrections, and

15 **WHEREAS**, California Retailers Association President Bill Dombrowski says "reducing penalties
16 for theft, receiving stolen property and forgery could cost retailers and consumers millions of dollars,
17 and
18

19 **WHEREAS**, Prosecutors and those concerned about protecting the innocent from violent sexual
20 abuse, identity theft and other serious crimes overwhelmingly oppose Prop. 47. Some of these
21 opponents include:
22

- 23 • California Coalition Against Sexual Assault
- 24 • California District Attorneys Association
- 25 • California Peace Officers Association
- 26 • California Police Chiefs Association
- 27
- 28

- California Retailers Association
- California State Sheriffs' Association
- Crime Victim Action Alliance
- Crime Victims United of California
- California Fraternal Order of Police, and

WHEREAS, this isn't just a poorly written initiative, it is an invitation for disaster.

There are no "petty" criminals in our prisons anymore and many first time, low level drug offenders are already sent to diversion programs instead of prison; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Riverside assembled in regular session on July 29, 2014 that we hereby **OPPOSE PROPOSITION 47** and encourage California's voters to reject this attempt to weaken and further render impotent the state's criminal justice system. We will convey our opposition to the Governor, the California Legislature, and all California Counties.

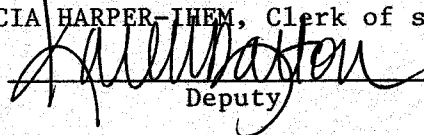
ROLL CALL:

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None

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

KECIA HARPER-IHEM, Clerk of said Board

By


Deputy

**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium).
Speakers are entitled to three (3) minutes, subject
to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Ho Mustrom

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: _____

Date: _____ **Agenda #** 3-60

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ **Support** _____ **Oppose** _____ **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda:

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.