

ALAMEDA COUNTY BOARD OF SUPERVISORS' PUBLIC PROTECTION COMMITTEE

Thursday, September 14, 2017
10:00 a.m.

Supervisor Richard Valle, Chair, excused
Supervisor Scott Haggerty

Location: Board of Supervisors' Chambers – Room 512 – 5th Fl
County Administration Building
1221 Oak Street, Oakland, CA 94612

Summary/Action Minutes

I. Proposition 47 (2014) Programmatic and Financial Impacts Assessment

District Attorney's Office

[Attachment](#)

Nancy O'Malley, District Attorney, Alameda County District Attorney's Office, presented a PowerPoint presentation of the Proposition 47 Programmatic and Financial Impacts Assessment.

Proposition 47 reduced the following crimes from a felony to a misdemeanor:

Health & Safety Code violations: personal possession of drugs

- 11350 cocaine
- 11357 marijuana
- 11377 methamphetamine and other various scheduled drugs

Penal Code violations:

- 459 Burglary, 2nd degree
- 459 Burglary Auto
- 470, 475, 476 Forgery
- 476 non-sufficient funds check
- 484 theft
- 484/666 theft with prior
- 487 grand theft (various subsections that identified theft of different objects)
- 496 receiving stolen property

Programmatic Impacts

- 6,679 Petitions to reduce granted
- 2,387 Individuals referred to PES
- 2,500 (average per year) cases previously filed as felonies are now filed misdemeanors

Financial Impact

Prior to the passage of Prop 47, the District Attorney's Office had already been filing 56% of those crimes identified in Prop 47 as misdemeanors. With the passage of Prop 47, the workload of the, District Attorney's Office has slightly increased as a result of the programs and goals as identified by staff. There were 5 Deputy District Attorneys and 8 administrative staff reassigned to Proposition 47. There have been no cost savings.

Public Defender's Office

[Attachment](#)

Sue Ra, attorney, and Brendon Woods, Public Defender, Public Defender's Office presented a memorandum on the Proposition 47 Programmatic and Financial Impacts.

The most significant impact to the Public Defender's Office is a significant increase in workload. No additional costs have been incurred however existing resources were diverted to address Proposition 47 cases.

Probation Department

[Attachment](#)

Esa Ehmen-Krause, Assistant Chief Probation Officer, Probation Department presented a PowerPoint presentation on Proposition 47 Programmatic and Financial Impacts Assessment.

ACPD provided data to the Public Defender's Office. A Deputy Probation Officer worked with the Public Defender to engage Prop 47 eligible clients. Court Officers monitor court calendars and submit applicable documents when a case has been resentenced. Administrative staff process resentenced cases. Multiple Probation staff collaborated with other stakeholders (County Agencies and Community Based Organizations) to coordinate Prop 47 workshops.

Creation of Prop 47 Task Force

- Marketing and Communication Strategies.
- Community events to Educate /Outreach Strategies.
- Distributed Clean Slate flyers to more than 1000 community stakeholders.
- Held 4 Joint Reentry One Table meetings.
- Teamed up with Public Agencies, Private Organizations and Public Defender's Office.
- Partnered with Supervisor Miley's First Prop 47 Community Resource Fair.

Sheriff's Office

[Attachment](#)

Brett Keteles, Assistant Sheriff, Alameda County Sheriff's Office, presented a PowerPoint presentation on the Proposition 47 Programmatic and Financial Impacts.

"Significant changes in the level and composition of those incarcerated in jails following the passage of Prop 47." □Public Policy Institute of California,

March 2016- How Has Proposition 47 Affected California's Jail Population?

Generally low level offenders are not being held in jail beyond booking or are being cited in the field. If they are being booked they generally are citation eligible. Many of those remaining in our custody are arrested for felonies unaffected by Proposition 47- which are violent/serious felonies. As a result of the higher-level offender increased security concerns arise, i.e. jail classification, housing, higher utilization of medical and mental health services.

Speakers

Thomas Luce, Ron Moore, Danielle Mahones, Elliott Hossman, Seonghee Lim, Mianta McKnight, Darris Young, Tash Nguyen, Nicole Lee, Joel Reyes, Angel Noel, Charles Eddy, Yannique DeVillez and EJ Pavia all spoke in support of investing proposed cost savings from Proposition 47 activities into justice reforms and re-entry programs. In addition comments were made regarding having the auditor-controller look at the data, have more clarity on financial savings, more analysis, transparency and community input.

Purpose:

- Report progress**
- Advocacy or Education
- Request Public Protection Committee Recommendation or Position
- Other:

Recommendation from Public Protection Committee: Would like to hear about Los Angeles County programs, would like to hear more, reschedule and consider a conversation with the Auditor-Controller's Office.

PUBLIC COMMENT

None.