

AGENDA ITEM REQUEST

Community Corrections Partnership Executive Committee (CCP EC)

Note: Agenda item requests are due at least 5 (five) business days prior to CCP EC meeting.

TO: Community Corrections Partnership Executive Committee (CCP EC)
c/o Alameda County Probation Department
Wendy Still, Chief Probation Officer
1111 Jackson Street, P.O. Box 2059
Oakland, CA 94604-2059

FROM: **Name:** Shauna Conner on behalf of Chief Wendy Still
Title: Community Reentry & Outreach Director
Agency/Organization/Department: Alameda County Probation
Address: 1111 Jackson St., Oakland
Phone #: 510-268-7031 **Alternate Phone #:** 510-220-7308
Email: sconner@acgov.org

Submitted are the following agenda item(s) to be considered by the Community Corrections Partnership Executive Committee (CCP EC) at the meeting on March 15, 2021.

Title/Subject Description: 1-year extension of services for clients effected by the retroactive application of Assembly Bill 1950 (AB-1950): (1) Amend definition of realignment eligible participants, (2) 1-year extension of services, and (3) \$1 million allocation.

Background (brief): AB-1950 took effect on January 1, 2021. The bill limits the term of adult probation for misdemeanors to no longer than one year and no longer than two years for felony convictions, except for offenses failing under section 667.5 of the State Penal Code as well as any specific crimes with probation term lengths identified by statute.

Before the enactment of AB-1950, the maximum term of probation for a misdemeanor was three years, unless the term of incarceration for a specific crime was more than three years, then the maximum term of probation was the same as the maximum term of the jail sentence. The previous maximum probation term for felonies was the same as the maximum prison sentence.

Individuals that were sentenced to probation before January 1, 2021 are able to amend their existing probation term limits to shorten their probation. However, shortening their probation sentence, will also shorten the length of time they have to receive services.

The CCPEC defined the population to receive AB-109 Realignment-funded services in Alameda County. Based on that definition, when probation ends as a result of AB-1950, those clients will immediately become ineligible to receive services. Approximately 1,921 clients have already been terminated from probation. In the interest of fairness, services for the clients effected by the retroactive application of AB-1950 should be extended to prevent the harm associated with the premature and unexpected termination of those services.

No direct fiscal impact is expected since services are already funded and participants were expected to be able to utilize those services for the full duration of their original probation term. However, it is recommended that \$1 million dollars from the *funds available for reinvestment* from FY16-19 be set aside to cover any unexpected expenses related to the 1-year extension of services.

Fiscal Impact, if any: Set-aside \$1 million from the FY16-19 funds available for reinvestment

Agenda item is: Discussion Action

Recommendation/Action to be Taken: It is recommended the CCPEC (1) amend the definition of Realignment Eligible Participants to include individuals whose termination was ended early due to the retroactive application of AB-1950, (2) extend AB-109 funded services for a year after early termination of probation due to the retroactive application of AB-1950; and (3) set aside \$1 million dollars from the funds available for reinvestment for any unexpected expenses related to the 1-year extension of services.

Signature: Shauna Conner

Print Name and Title: Shauna Conner, Community Reentry & Outreach Director **Date:** 2/16/2021

COMMUNITY ADVISORY BOARD

AGENDA ITEM REQUEST

Instructions: The Agenda Item Request form is due 7 (seven) business days prior to CAB meeting. Email requests to Neola Crosby, Reentry Coordinator at necrosby@acgov.org.

TO: **Community Advisory Board (CAB)**

FROM: **Contact Name and Title:** Chief Wendy Still and DA Nancy O'Malley – Co-Chairs

Recommendation received from:

Programs and Services Workgroup

Date: Click or tap to enter a date.

Fiscal and Procurement

Date: 3/2/2021

Process and Evaluation

Date: Click or tap to enter a date.

Data Workgroup

Date: Click or tap to enter a date.

County Department Staff

Date: Click or tap to enter a date.

Agenda item is: Discussion Action

Scope of recommendation to the Community Corrections Partnership Executive Committee (CCPEC) via the CAB, is as follows:

It is recommended the CCPEC (1) amend the definition of Realignment Eligible Participants to include individuals whose termination was ended early due to the retroactive application of AB-1950, (2) extended AB-109 funded services for a year after early termination of probation due to the retroactive application of AB-1950; and (3) set aside \$1 million dollars from the funds available for reinvestment for any unexpected expenses related to the 1-year extension of services.

CAB Advisory Recommendation(s) to the CCPEC

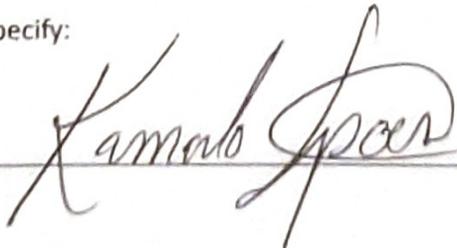
Agree

Disagree

Other

If other, please specify:

Signature: _____



Date: Click or tap to enter a date.