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BOARD OF STATE AND COMMUNITY CORRECTIONS

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EDMUND G. BROWN, JR.
Governor

Dear Prospective Prop 47 Executive Steering Committee Member:

First, thank you for your interest in serving on the Proposition 47 Executive Steering Committee. We are happy to inform you that you have been chosen as a semi-finalist for the committee that will make important decisions about this new and ongoing funding source.

Before we begin the final selection process, we want to ensure that you understand the time commitment that will be involved and financial reporting laws that apply to ESC members. Most importantly, we also want you to understand a significant legal update regarding ESC service and conflicts of interest.

Prop 47 represents new and welcome territory at the BSCC as we incorporate more Community-Based Organizations into the ESC process. As we looked more carefully at the laws on conflict of interest, in particular to those that apply to non-governmental members, we determined that Government Code 1090 prohibits participation of financially interested individuals in the ESC process. A person is “financially interested” if he or she is an employee of any nongovernmental entity or service provider that might receive Prop 47 funding. Because AB 1056 also allows philanthropic organizations to contribute to the funding pool, a person could be “financially interested” if he or she serves with an organization that might make a contribution. In cases of a real or perceived conflict of interest with an ESC member, the grant award would be void and legal consequences could exist. We encourage you to consider these points carefully, and consult with an attorney if necessary.

In addition, ESC members are subject to potential financial scrutiny. Under the Political Reform Act and the Board’s conflict of interest code, all ESC members must file a Form 700, which is a public document that requires disclosure of some of your personal finances and investments. The reporting requirement is to guard against conflicts of interest, and the form becomes a public document. We have attached the form so that you may read through the information you will be required to disclose if you are chosen. Please do not complete the form at this time.

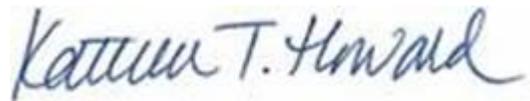
The time commitment also will be extensive. Once the ESC is seated, we plan to hold one more public hearing so that members can hear from people who have ideas about potential funding. That meeting will be on a weekday evening, most likely in Sacramento. Writing the Request For Proposals will be a time-consuming part of your potential commitment. Generally it takes at least four-to-six all-day weekday meetings to discuss, deliberate and reach consensus, possibly more in this case due to the complexity of Prop 47 and related laws. After proposals are received, the ESC members will work independently to review

and rate the applications. Each application will take between two-three hours to complete, which creates a significant overall time commitment. Then you will convene back in Sacramento to discuss the ratings. While the BSCC will pay for your travel expenses to Sacramento and reimburse you for meals and hotels, you are responsible for securing approved time off from work and/or school to attend each meeting.

We are impressed with the diversity and variety of experiences of the 123 people who have expressed interest in serving on the ESC, and the ones chosen as semi-finalists. It's going to be a difficult decision for BSCC staff and Board Members to winnow down the final list to no more than 20 ESC members.

We hope you will seriously consider the Form 700 reporting requirements, conflict of interest laws and significant time commitment and let us know by close of business on Tuesday, March 22, 2016 if you would like to withdraw your name from further consideration. To withdraw, please email Prop47@bscc.ca.gov and advise us that you are withdrawing your statement of interest in the Prop 47 ESC. It is not necessary to offer an explanation. It is important to remember that even if you withdraw your name from consideration, you may still participate in the ESC process by providing public comment at meetings and in writing.

Sincerely,



Kathleen Howard

Executive Director

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